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Decisions Denying Certiorari.

No. 526. UNITED STATES *v.* JOHN BARTH CO. ET AL. January 7, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit granted. *Solicitor General Mitchell* for the United States. *Messrs. Louis Quarles, Richard S. Doyle, Malcolm K. Whyte, and S. Sidney Stein* for respondents.

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No. 559. BECHER *v.* CONTOURE LABORATORIES, INC., ET AL. January 7, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit granted. *Mr. O. Ellery Edwards* for petitioner. *Mr. Robert Moers* for respondents.

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No. 595. SUTTER ET AL. *v.* MIDLAND VALLEY R. R. CO. January 14, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit granted. *Mr. Harry W. Hart* for petitioners. *Mr. O. E. Swan* for respondent.

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No. 565. OKANOGAN INDIANS ET AL. *v.* UNITED STATES. January 21, 1929. Petition for writ of certiorari to the Court of Claims granted. *Messrs. Wm. S. Lewis, A. R. Serven, and John G. Carter* for petitioners. *Solicitor General Mitchell* for the United States.

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PETITIONS FOR CERTIORARI DENIED OR DIS-  
MISSED FROM OCTOBER 1, 1928, TO AND IN-  
CLUDING FEBRUARY 18, 1929

No. 284. HAWKINS *v.* PULLEY ET AL., TRUSTEES. See *ante*, p. 556.

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No. 380. GUILLOT *v.* LOUISIANA RAILWAY AND NAVIGATION Co. See *ante*, p. 556.

No. 390. *ANDERSON ET AL. v. MCGILL CLUB*. See *ante*, p. 557.

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No. 120. *SCHAINMAN v. DEAN, TRUSTEE*. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Clarence A. Linn* for petitioner. No appearance for respondent.

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No. 121. *ROXBURGHE v. UNITED STATES*. October 8, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Roger Hinds and Edward F. Clark* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Mr. Fred K. Dyar* for the United States.

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No. 122. *DOLLAR STEAMSHIP LINE v. MATSON NAVIGATION Co.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Ira S. Lillick* for petitioner. *Mr. William Denman* for respondent.

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No. 123. *THE VICTOR-AMERICAN FUEL Co. v. HUERFANO AGENCY Co. ET AL.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Kenaz Huffman* for petitioner. *Mr. Jesse G. Northcutt* for respondents.

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No. 124. *THURLOW ET AL. v. WAITE PHILLIPS Co. ET AL.*;

No. 125. *DOUTHIT v. WAITE PHILLIPS Co. ET AL.*; and

No. 126. *NELSON ET AL. v. WAITE PHILLIPS Co. ET AL.* October 8, 1928. Petition for writs of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied.



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*Messrs. Chester I. Long, F. Dumont Smith, Austin M. Cowan, and W. E. Stanley* for petitioners. *Messrs. Samuel W. Hayes, David A. Richardson, Wm. H. Zurck, John H. Brennan, R. B. F. Hummer, and T. A. Noftzger* for respondents.

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No. 127. *PHILLIPS v. PHILLIPS*. October 8, 1928. Petition for writ of certiorari to the Supreme Court of the State of California denied. *Mr. William Grant* for petitioner. *Mr. John L. McNab* for respondent.

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No. 128. *SANITARY REFRIGERATOR CO. v. WINTERS ET AL.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. E. Hayward Fairbanks* for petitioner. *Mr. John Boyle, Jr.*, for respondents. See *ante*, p. 587.

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No. 134. *HENDERSON v. UNITED STATES*. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. John Henderson, pro se. Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Mr. John J. Byrne* for the United States.

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No. 136. *WASHINGTON v. THE STATE OF FLORIDA*. October 8, 1928. Petition for writ of certiorari to the Supreme Court of the State of Florida denied. *Mr. Louis Marshall* for petitioner. *Mr. Fred H. Davis* for respondent.

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No. 137. *NEW YORK EX REL. HAYES v. McLAUGHLIN, POLICE COMMISSIONER, ETC.* October 8, 1928. Petition for writ of certiorari to the Supreme Court of the State

of New York denied. *Messrs. Harold Harper and Ben A. Matthews* for petitioner. *Messrs. Joab H. Banton and George Gordon Battle* for respondent.

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No. 138. *ZEMURRAY v. UNITED STATES*. October 8, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Monte M. Lemann, Edward B. Burling, and Spencer Gordon* for petitioner. *Solicitor General Mitchell and Assistant Attorney General Galloway* for the United States.

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No. 139. *CHASE v. BARTLETT, GUARDIAN*. October 8, 1928. Petition for writ of certiorari to the Supreme Court of the State of North Carolina denied. *Mr. Karl D. Loos* for petitioner. *Messrs. Henry S. Conrad and L. E. Durham* for respondent.

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No. 140. *CALIFORNIA WINE ASS'N v. UNITED STATES*. October 8, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Joseph A. Cantrel and Stanleigh P. Friedman* for petitioner. *Solicitor General Mitchell and Assistant Attorney General Galloway* for the United States.

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No. 141. *IRVING v. BARKER*. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. W. J. Waguespack* for petitioner. No appearance for respondent.

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No. 142. *THE BELT RY. CO. v. PFEIFER, ADMINISTRATRIX, ETC.* October 8, 1928. Petition for writ of certiorari to the Appellate Court of the State of Illinois, First District, denied. *Mr. Allen G. Mills* for petitioner. *Mr. Charles C. Spencer* for respondent.



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No. 143. *HEWES ET AL. v. S. DEICHES & Co.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Charles F. Perkins and Arthur A. Olson* for petitioners. *Mr. George P. Fisher* for respondent.

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No. 144. *MUDD v. PERRY ET AL.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Orion L. Rider, A. R. Serven, John Barry, and W. R. Bleakmore* for petitioner. *Messrs. N. E. McNeill and Charles B. Rogers* for respondents.

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No. 145. *LAUGHARN, TRUSTEE, ETC., v. CHANDLER.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Louis J. Canepa* for petitioner. No appearance for respondent.

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No. 146. *UNION PACIFIC R. R. Co. v. BOWERS.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Henry W. Clark* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Messrs. Clarence M. Charest, and J. Louis Monarch* for respondent.

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No. 149. *TYLER COUNTY, TEXAS, ET AL. v. TOWN.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. W. D. Gordon* for petitioners. *Mr. W. S. Hunt* for respondent.

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No. 150. *CUDAHY PACKING Co. v. CITY OF OMAHA ET AL.* October 8, 1928. Petition for writ of certiorari to

the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. J. A. C. Kennedy and George T. Buckingham* for petitioner. *Messrs. John Lee Webster and Dana B. Van Dusen* for respondents.

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No. 152. *GREEN v. VICTOR TALKING MACHINE CO.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Joseph F. Murray* for petitioner. *Mr. George W. Schurman* for respondent.

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No. 153. *ALBERT PICK & CO. v. HOLT ET AL., TRUSTEES, ETC.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. Samuel E. Hirsch and Frank P. Hobgood, Jr.*, for petitioner. *Mr. W. Cleveland Davis*, for respondents.

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No. 154. *LYON v. TRAVELLER'S PROTECTIVE ASS'N OF AMERICA.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Charles A. Hines* for petitioner. *Mr. Robert A. Holland, Jr.*, for respondent.

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No. 156. *AMERICAN SURETY CO. v. COVE IRRIGATION DISTRICT.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Sterling M. Wood* for petitioner. *Mr. Wm. M. Johnston* for respondent.

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No. 158. *NEVADA-CALIFORNIA-OREGON RY. Co. v. UNITED STATES.* October 8, 1928. Petition for writ of certiorari to the Court of Claims denied. *Mr. M. C. El-*



*liott* for petitioner. *Solicitor General Mitchell* and *Assistant Attorney General Galloway* for the United States.

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NO. 162. UNITED STATES FIDELITY & GUARANTY CO. *v.* BLANKENHORN ET AL. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Maxwell McNutt* for petitioner. *Mr. W. F. Williamson* for respondents.

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NO. 163. REED *v.* NATIONAL SURETY CO. October 8, 1928. Petition for writ of certiorari to the Superior Court for the County of Suffolk, State of Massachusetts, denied. *Mr. Franklin F. Phillips* for petitioner. *Mr. George H. Brown* for respondent.

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NO. 167. DISTRICT OF COLUMBIA *v.* WILKINSON. October 8, 1928. Petition for writ of certiorari to the Court of Appeals of the District of Columbia denied. *Messrs. Wm. W. Bride* and *Robert L. Williams* for petitioner. *Mr. Wm. Meyer Lewin* for respondent.

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NO. 168. BRADY ET AL. *v.* UNITED STATES. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Clyde Taylor* for petitioners. *Solicitor General Mitchell*, *Assistant Attorney General Luhring*, and *Mr. Harry S. Ridgely* for the United States.

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NO. 170. GAPPA *v.* UNITED STATES. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Clarence J. Hartley* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Mabel Walker Willebrandt*, and *Mr. J. Louis Monarch* for the United States.

No. 171. CAPITAL TRACTION CO. *v.* NEWMYER, ADMINISTRATOR, ETC. October 8, 1928. Petition for writ of certiorari to the Court of Appeals of the District of Columbia denied. *Messrs. Frank J. Hogan and Edmund L. Jones* for petitioner. *Mr. Alvin L. Newmyer, pro se.*

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No. 172. ROSENBERGER *v.* McCAUGHN, COLLECTOR OF INTERNAL REVENUE. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Bynum E. Hinton* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Mr. J. Louis Monarch* for respondent.

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No. 175. FOURTH AND CENTRAL TRUST CO., EXECUTOR, *v.* UNITED STATES. October 8, 1928. Petition for writ of certiorari to the Court of Claims denied. *Mr. S. C. Williams* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Mr. Ralph C. Williamson* for the United States.

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No. 176. WAXMAN *v.* POLLOCK ET AL. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Abraham P. Waxman, pro se. Mr. Arthur F. Driscoll* for respondents.

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No. 177. SOUTHERN SURETY CO. *v.* UNITED STATES. October 8, 1928. Petition for a writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. L. H. Salinger* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Harry S. Ridgely* for the United States.



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No. 180. UNITED STATES EX REL. JORDAN *v.* GLASS, UNITED STATES MARSHAL, ETC.;

No. 188. UNITED STATES EX REL. MAYER *v.* GLASS, UNITED STATES MARSHAL, ETC.;

No. 202. UNITED STATES EX REL. QUINN *v.* GLASS, UNITED STATES MARSHAL, ETC.;

No. 206. UNITED STATES EX REL. LOUGHRAN *v.* GLASS, UNITED STATES MARSHAL, ETC.; and

No. 207. UNITED STATES EX REL. LORD *v.* GLASS, UNITED STATES MARSHAL, ETC. October 8, 1928. Petition for writs of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Reese H. Harris* for petitioners in Nos. 180 and 188. *Mr. Clarence Balentine* for petitioner in No. 202. *Mr. W. J. Martin* for petitioner in Nos. 206 and 207. *Solicitor General Mitchell*, *Assistant Attorney General Mabel Walker Willebrandt*, and *Mr. John J. Byrne* for respondent.

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No. 181. SCHLIFF BROS. *v.* EAGLE AND STAR BRITISH DOMINIONS INSURANCE Co., LTD. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Benjamin Rease and Louis Marshall* for petitioners. *Messrs. Jacob B. Engel and Solomon J. Rosenblum* for respondent.

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No. 184. SOUTHERN PACIFIC Co. *v.* INDUSTRIAL COMMISSION OF UTAH ET AL. October 8, 1928. Petition for writ of certiorari to the Supreme Court of the State of Utah denied. *Mr. Emmett M. Bagley and Paul H. Ray* for petitioner. *Mr. Harvey H. Cluff* for respondents.

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No. 185. LEE ET AL. *v.* UNITED STATES;

No. 199. KUHN *v.* UNITED STATES; and

No. 359. *DUCK v. UNITED STATES*. October 8, 1928. Petition for writs of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Frank J. Hennessy and Marshall B. Woodward* for petitioners in No. 185. *Mr. Harold C. Faulkner* for petitioner in No. 199. *Mr. Harry Gottesfeld* for petitioner in No. 359. *Solicitor General Mitchell, Assistant Attorney General Farnum, and Mr. John T. Fowler, Jr.,* for the United States.

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No. 187. *T. HOGAN & SONS, INC., v. L. BOYERS' SONS Co.; and*

No. 217. *L. BOYERS' SONS Co. v. T. HOGAN & SONS, INC.* October 8, 1928. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Eli J. Blair* for petitioner in No. 187 and respondent in No. 217. *Mr. E. C. Sherwood* for respondent in No. 187 and petitioner in No. 217.

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No. 189. *McFARLAND, COUNTY TREASURER, ET AL. v. THE CENTRAL NATIONAL BANK OF TOPEKA, KANSAS*. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Eugene S. Quinton and Alfred B. Quinton* for petitioners. *Messrs. S. M. Brewster and J. L. Hunt* for respondent.

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No. 190. *CHIN THYN v. LOISEL, U. S. MARSHAL*. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Alex W. Swords* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Harry S. Ridgely* for respondent.



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No. 191. *BARNES v. UNITED STATES*. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. M. H. Boutelle and A. H. David* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Harry S. Ridgely* for the United States.

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No. 192. *COUNTY OF DELAWARE, PENNSYLVANIA, v. UNITED STATES SHIPPING BOARD EMERGENCY FLEET CORPORATION*; and

No. 193. *SCHOOL DISTRICT OF TINICUM TOWNSHIP, PENNSYLVANIA, v. UNITED STATES SHIPPING BOARD EMERGENCY FLEET CORPORATION*. October 8, 1928. Petition for writs of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Donald S. Edmonds* for petitioners. *Solicitor General Mitchell, Assistant Attorney General Farnum, and Mr. J. Frank Staley* for respondent.

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No. 197. *SALISBURY v. ATCHISON, TOPEKA & SANTA FE R. Co.* October 8, 1928. Petition for writ of certiorari to the Supreme Court of the State of Kansas denied. *Messrs. J. H. Brady, T. F. Railsback, and J. Francis O'Sullivan* for petitioner. No appearance for respondent.

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No. 198. *KARNUTH, DIRECTOR OF IMMIGRATION, ET AL. v. UNITED STATES, EX REL. ALBRO*. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Solicitor General Mitchell* for petitioners. *Messrs. Preston M. Albro, Charles D. Council, and George W. Offutt* for respondent. See *ante* p. 594.

No. 200. *LeCRONE, RECEIVER, v. UNITED STATES*. October 8, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. George N. Baxter and Thomas Sterling* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Mr. Percy M. Cox* for the United States.

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No. 201. *UNITED STATES FIRE INSURANCE CO. v. SULLIVAN*. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Frederick D. Silber* for petitioner. *Messrs. Clement L. Waldron, Harry Silverman, and L. Ross Newkirk* for respondent.

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No. 204. *U. S. INDUSTRIAL CHEMICAL CO. ET AL. v. THEROZ Co.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. Charles E. Hughes, F. P. Warfield, Hersey Egginton, and Lawrence Bristol* for petitioners. *Mr. Livingston Gifford* for respondent.

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No. 211. *OREGON EX REL. VAN WINKLE, ATTORNEY GENERAL, v. SIEGMUND, COUNTY JUDGE*. October 8, 1928. Petition for writ of certiorari to the Supreme Court of the State of Oregon denied. *Messrs. I. H. Van Winkle and Willis S. Moore* for petitioner. *Messrs. Irvine L. Lenroot, John H. Carson, and Guy Cordon* for respondent.

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No. 212. *WALLENSTEIN ET AL. v. UNITED STATES*. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Edward P. Stout* for petitioners. *Solicitor General*



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*Mitchell and Assistant Attorney General Mabel Walker Willebrandt* for the United States.

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No. 213. *STEIDLE, ADMINISTRATOR, v. READING Co.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Charles A. Ludlow* for petitioner. *Mr. Edward L. Katzenbach* for respondent.

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No. 214. *MATTHEISSEN v. UNITED STATES.* October 8, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. S. M. Rinaker and M. F. Gallagher* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Messrs. Gardner P. Lloyd and Fred K. Dyar* for the United States.

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No. 215. *JAMES A. SACKLEY Co. v. UNITED STATES.* October 8, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Wm. M. Williams and Matthias Concannon* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Mr. Fred K. Dyar* for the United States.

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No. 216. *C. B. COTTRELL & SONS Co. v. CLAYBOURN PROCESS CORP'N.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. E. C. Seward* for petitioner. *Mr. Louis Quarles* for respondent.

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No. 218. *RUBIN v. MIDLINSKY.* October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Jacob G. Grossberg* for petitioner. *Mr. Frederick D. Silber* for respondent.

No. 221. ALEXANDER ECCLES & Co. *v.* STRACHAN SHIPPING Co. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Edward C. Brennan* for petitioner. *Messrs. Samuel B. Adams* and *A. Pratt Adams* for respondent.

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No. 222. PAN AMERICAN PETROLEUM & TRANSPORT Co. *v.* STEAMSHIP "VIRGINIA," ET AL. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Chauncey I. Clark* and *Frederic Conger* for petitioner. *Mr. James K. Symmers* for respondents.

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No. 223. WASHINGTON AND OLD DOMINION RY. *v.* McPHERSON. October 8, 1928. Petition for writ of certiorari to the Court of Appeals of the District of Columbia denied. *Mr. Wilton J. Lambert* for petitioner. *Mr. Crandal Mackey* for respondent.

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No. 224. NORTHERN OKLAHOMA RYS. ET AL. *v.* MISSOURI-KANSAS-TEXAS R. R. Co. October 8, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Guy Patten* for petitioners. *Messrs. Joseph M. Bryson, Charles S. Burg,* and *Maurice D. Green* for respondent.

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No. 351. NATIONAL SURETY Co. ET AL. *v.* JARVIS, TREASURER. October 8, 1928. The petition for a writ of certiorari to a decree of the Circuit Court of Appeals for the Ninth Circuit is denied. The brief of counsel for the respondent in this case contains language of which complaint is made by opposing counsel for the petitioners. The brief for the respondent betrayed great impatience at the language and claims of the petitioners' brief, and



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urged penalty for delay thereby caused. An examination of petitioners' brief shows no words like those complained of, and yet the respondent characterizes them most severely. Because no page references are made by respondent's counsel to the record in accord with the rules, to sustain his criticism, and because the brief of petitioners complained of does not contain the words criticized, we deem it proper to animadvert upon the bad temper and recklessness of respondent's counsel in making such unsupported statements. We must insist that arguments in this Court, either oral or written, though often properly in sharp controversy, shall be gracious and respectful to both the Court and opposing counsel, and be in such words as may be properly addressed by one gentleman to another.

The brief of respondent in this case is ordered to be stricken from the files as not printed in accordance with the rules, and also for the reasons stated.

Suggestion has been made that there should be issued against the author of the offending brief in this case a rule to show cause why he should not be committed for contempt, but it is thought that this expression of the Court will be sufficient to prevent recurrence. *Messrs. Henderson Stockton and Thomas A. Flynn* for petitioners. *Mr. Isaac Barth* for respondent.

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NO. 227. *BALLARD & BALLARD CO. v. MUNSON STEAMSHIP LINE.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. James Garnett* for petitioner. *Mr. Cletus Keating* for respondent.

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NO. 228. *JOHNSON ET AL. v. UNITED STATES.* October 15, 1928. Petition for writ of certiorari to the Court of Claims denied. *Mr. Paul F. Myers* for petitioners. *So-*

*licitor General Mitchell, Assistant Attorney General Galloway, and Mr. Dwight E. Rorer for the United States.*

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No. 229. *BENESE v. UNITED STATES.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. John E. Jackson* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Harry S. Ridgely* for the United States.

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No. 231. *T. B. HORD GRAIN CO. v. BLAIR, COMMISSIONER OF INTERNAL REVENUE.* October 15, 1928. Petition for writ of certiorari to the Court of Appeals of the District of Columbia denied. *Messrs. Earle W. Wallick and Ben Jenkins* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Messrs. Clarence M. Charest and J. Louis Monarch* for respondent.

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No. 232. *MESCE v. UNITED STATES.* October 15, 1928. Petition for writ of certiorari to the Court of Claims denied. *Mr. Maclay Hoyne* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Mr. Fred K. Dyar* for the United States.

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No. 233. *CONSOLIDATED GAS, ELECTRIC LIGHT AND POWER CO. v. UNITED STATES.* October 15, 1928. Petition for writ of certiorari to the Court of Claims denied. *Mr. Charles Markell* for petitioner. *Solicitor General Mitchell and Assistant Attorney General Galloway* for the United States.

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No. 235. *BURTON ET AL. v. HAAS ET AL.* October 15, 1928. Petition for writ of certiorari to the Circuit Court



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of Appeals for the Fifth Circuit denied. *Mr. Frank S. Quinn* for petitioners. No appearance for respondents.

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No. 236. *POSTE v. UNITED STATES*. October 15, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Edward B. Burling, Spencer Gordon, and Henry Gumble* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Messrs. Gardner P. Lloyd and McClure Kelley* for the United States.

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No. 237. *NEW RIVER COLLIERIES CO. ET AL. v. UNITED STATES*. October 15, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Ira Jewell Williams, Ira Jewell Williams, Jr., Charles L. Guerin, and Francis S. Brown* for petitioners. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Mr. James J. Lenihan* for the United States.

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No. 239. *GORBEA, TRUSTEE, ET AL. v. CREDITO Y AHORRO PONCENO*. October 15, 1928. Petition for writ of certiorari to Circuit Court of Appeals for the First Circuit denied. *Mr. Hugh R. Francis* for petitioners. *Messrs. Jose A. Poventud, Hollis R. Bailey, and Alberto S. Poven-tud* for respondents.

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No. 240. *MARCO ET AL. v. UNITED STATES*. October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Thomas P. White and Harold C. Faulkner* for petitioners. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Mr. John J. Byrne* for the United States.

No. 241. CALIFORNIA *v.* MOUSE. October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of California denied. *Mr. U. S. Webb* for petitioner. No appearance for respondent.

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No. 242. NEW YORK, CHICAGO AND ST. LOUIS R. R. Co. *v.* BIERMACHER. October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of Ohio denied. *Mr. W. T. Kinder* for petitioner. *Mr. David F. Anderson* for respondent.

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No. 243. MISSOURI SOUTHERN R. R. Co. *v.* UNITED STATES. October 15, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Horace S. Whitman* and *George H. Parker* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Galloway*, and *Mr. Louis R. Mehlinger* for the United States

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No. 244. IRELAND *v.* KEISTER ET AL. October 15, 1928. Petition for writ of certiorari to the Supreme Court of Appeals of the State of West Virginia denied. *Mr. P. M. Ireland pro se*. No appearance for respondents

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No. 245. CHAI, ALIAS HIN, *v.* BURNETT, IMMIGRATION INSPECTOR. October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. A. G. M. Robertson* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Luh-ring*, and *Mr. George C. Butte* for respondent.

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No. 246. STOUT LUMBER Co. *v.* HAYES. October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. J. D.*



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*Wilkinson, W. S. Wilkinson, and C. H. Lewis* for petitioner. No appearance for respondent.

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No. 247. *BENWAY v. MICHIGAN*. October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Charles A. Meyer* for petitioner. *Mr. Wilbur M. Brucker* for respondent.

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No. 248. *BAKER & TAYLOR Co. v. UNITED STATES*; and No. 249. *BAKER & TAYLOR Co. v. BOWERS*. October 15, 1928. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. William E. Russell* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Mr. J. Louis Monarch* for the United States in No. 248 and respondent in No. 249.

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No. 250. *WYOMING NATIONAL BANK OF CASPER v. OMAHA NATIONAL BANK OF OMAHA, ET AL.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Edgar M. Morsman, Jr.*, for petitioner. *Messrs. Halleck F. Rose, Arthur R. Wells, and Paul L. Martin* for respondents.

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No. 254. *BABCOCK ET AL. v. WILKERSON, DISTRICT JUDGE*. October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Henry S. Robbins* for petitioners. *Messrs. Horace K. Tenney and James M. Sheean* for respondent.

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No. 255. *ORENSTEIN AND KOPPEL AKTIENGESellschaft ET AL. v. KOPPEL INDUSTRIAL CAR & EQUIPMENT Co.* October 15, 1928. Petition for writ of certiorari

to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Arthur Garfield Hays* for petitioners. *Messrs. Albert Stickney and Robert J. Dodds* for respondent.

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No. 256. *TERMINAL R. R. ASS'N v. POTTERFIELD, ADMINISTRATRIX*. October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of Missouri denied. *Mr. J. L. Howell* for petitioner. *Mr. Sidney Thorne Able* for respondent.

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No. 257. *CITY and COUNTY OF DENVER v. DENVER TRAMWAY CORP'N*. October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Thomas H. Gibson* for petitioner. *Messrs. Gerald Hughes and Clayton C. Dorsey* for respondent.

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No. 258. *OVERLANDER v. OVERLANDER ET AL.* October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of Kansas and/or District Court of the State of Kansas, Doniphan County, 22d Judicial District, denied. *Mr. Jacob A. Overlander* for petitioner. No appearance for respondents.

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No. 259. *SUGRUE ET AL. v. CRILLEY, ETC.* October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of Illinois denied. *Messrs. George R. Sheriff, James Hamilton Lewis, and Andrew R. Sherriff* for petitioners. *Mr. Werner W. Schroeder* for respondent.

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No. 262. *SAADI v. CARR*. October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. William H. Wylie* for peti-



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tioner. *Solicitor General Mitchell*, *Assistant Attorney General Luhring*, and *Mr. Harry S. Ridgely* for respondent.

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No. 263. *TRIUMPH TRAP Co., INC. v. GIBBS*. October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Charles H. Wilson* and *Louis Marshall* for petitioner. *Messrs. H. A. Howson* and *Hubert Howson* for respondent.

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No. 264. *DAVENPORT OIL Co. v. DAVENPORT*. October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Levi Cooke* for petitioner. No appearance for respondent.

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No. 265. *PARIDY ET AL. v. CATERPILLAR TRACTOR Co.*, substituted as defendant for the *HOLT MFG. Co.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Edward E. Longan* for petitioners. *Messrs. Frank T. Miller* and *Allen L. Chickering* for respondent.

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No. 266. *HOPKINS v. WASHINGTON*. October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of Washington denied. *Mr. Charles H. Miller* for petitioner. No appearance for respondent.

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No. 268. *WALKER MFG Co. v. UNITED STATES*. October 15, 1928. Petition for writ of certiorari to the Court of Claims denied. *Mr. Marvin Farrington* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Galloway*, and *Mr. Ralph C. Williamson* for the United States.

No. 269. *PETTIBONE-MULLIKEN CO. v. GUARANTY TRUST CO. ET AL.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Nathan L. Miller, Kemper K. Knapp, and J. H. Hershberger* for petitioner. *Messrs. Edwin S. S. Sunderland and Warren S. Sarter* for respondents.

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No. 270. *KAISHA v. OLIVIER STRAW GOODS CORP'N.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. John W. Drandall* for petitioner. *Mr. Henry N. Langley* for respondent.

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No. 271. *GORDON v. UNITED STATES*; and

No. 301. *CLAYTON, ALIAS DOUCETT, v. UNITED STATES.* October 15, 1928. Petitions for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. David V. Cahill and Louis Halle* for petitioners. *Solicitor General Mitchell and Assistant Attorney General Mabel Walker Willebrandt* for the United States.

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No. 275. *WILLIAM C. ATWATER & CO., INC., v. UNITED STATES.* October 15, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. J. Harry Covington, John L. Steinbugler, and Spencer Gordon* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Mr. James J. Lenihan* for the United States.

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No. 276. *MACHIN ET AL. v. NICOLLET HOTEL ET AL.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. M. H. Boutelle* for petitioners. *Mr. J. B. Faegre* for respondents.



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No. 277. *PARKER v. SINCLAIR*. October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Peter Q. Nyce, Dudley W. Strickland, Joseph D. Houston, and Chester I. Long* for petitioner. *Messrs. Martin W. Littleton, G. T. Sanford, Edward H. Chandler, and R. W. Ragland* for respondent.

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No. 280. *SHELLENBARGER v. OHIO*. October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of Ohio denied. *Mr. James A. White* for petitioner. *Mr. Edwin C. Turner* for respondent.

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No. 281. *BOSLER ET AL. v. UNITED STATES*. October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Arthur L. Adams* for petitioners. *Solicitor General Mitchell* and *Assistant Attorney General Farnum* for the United States.

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No. 282. *COLLA AND DECOLA v. BANK OF ITALY*. October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of Ohio denied. *Mr. Osborne Mitchell* for petitioners. *Mr. L. A. Manchester* for respondent.

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No. 283. *TUCKER v. ALEXANDER, COLLECTOR OF INTERNAL REVENUE*. October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Charles H. Garnett* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Mr. Clarence M. Charest* for respondent.

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No. 285. *SOUND MOTOR BOAT SERVICE, INC., v. UNITED STATES*. October 15, 1928. Petition for writ of certi-

orari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Louis Halle* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Mr. Arthur W. Henderson* for the United States.

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No. 286. *SELDIN v. THREADNEEDLE INSURANCE CO.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Wendell P. Barker and Frank I. Tierney* for petitioner. *Messrs. Jacob B. Engel and Solomon J. Rosenblum* for respondent.

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No. 287. *BEAUMONT, SOUR LAKE & WESTERN RY. CO. v. MAGNOLIA PROVISION CO.;*

No. 288. *TEXAS & NEW ORLEANS R. R. CO. ET AL. v. MAGNOLIA PROVISION CO.;* and

No. 289. *TEXAS & NEW ORLEANS R. R. CO. v. HOUSTON PACKING CO.* October 15, 1928. Petitions for writs of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Richard H. Wilmer, W. L. Cook, and U. N. Streetman* for petitioner in No. 287. *Messrs. Richard H. Wilmer, H. M. Garwood, and J. H. Tallichet* for petitioners in No. 288. *Mr. Richard H. Wilmer* for petitioner in No. 289. *Mr. R. C. Fulbright* for respondents.

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No. 291. *ZENITH-DETROIT CORP'N v. STROMBERG MOTOR DEVICES CO.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Joseph H. Chorte, Jr., William J. Belknap, and Earle L. Parmelee* for petitioner. *Messrs. Wm. Houston Kenyon and Charles A. Brown* for respondent.



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No. 293. *BARTON v. UNITED STATES*. October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. E. B. Barton, pro se. Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Mr. Mahlon D. Kiefer* for the United States.

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No. 294. *KANSAS CITY SOUTHERN RY. CO. v. NECTAUX*. October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. George Janvier* for petitioner. *Mr. S. P. Jones* for respondent.

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No. 297. *SOUTHERN PACIFIC CO. v. FRANKLIN*. October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of California denied. *Mr. Henley C. Booth* for petitioner. No appearance for respondent.

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No. 298. *BRADY v. UNITED STATES*. October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Roy L. Daily* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Harry S. Ridgely* for the United States.

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No. 300. *McCANDLESS v. UNITED STATES BOARD OF TAX APPEALS*. October 15, 1928. Petition for writ of certiorari to the Court of Appeals of the District of Columbia denied. *Messrs. Tracy L. Jeffords and Edwin C. Dutton* for petitioner. *Solicitor General Mitchell and Assistant Attorney General Mabel Walker Willebrandt* for respondent.

No. 302. THOMAS *v.* TRIMBLE ET AL. October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of Oklahoma denied. *Messrs Claude A. Niles and Creekmoore Wallace* for petitioner. *Messrs. T. J. Flannelly and F. B. Burford* for respondents.

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No. 303. FURNESS, WITHY & Co. *v.* SUTHERLAND, ALIEN PROPERTY CUSTODIAN, ETC., ET AL. October 15, 1928. Petition for writ of certiorari to the Court of Appeals of the District of Columbia denied. *Messrs. John M. Woolsey, Charles Henry Butler, Charles T. Cowenhoven, Jr., John A. Kratz, and Delbert M. Tibbetts* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Farnum, and Mr. Thomas E. Rhodes* for respondents.

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No. 307. CARLO *v.* BESSEMER & LAKE ERIE R. R. Co. October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of Pennsylvania denied. *Mr. J. Thomas Hoffman* for petitioner. *Mr. Wm. A. Seifert* for respondent.

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No. 308. POINDEXTER, ADMINISTRATRIX, *v.* CLEVELAND, CINCINNATI, CHICAGO & ST. LOUIS RY. Co. October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of Missouri denied. *Messrs. Patrick Henry Cullen and Thomas T. Fauntleroy* for petitioner. *Messrs. Charles A. Houts, H. N. Quigley, and S. W. Baxter* for respondent.

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No. 309. WILSON, ADMINISTRATRIX, *v.* MISSOURI PACIFIC R. R. Co. October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of Missouri



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denied. *Mr. Patrick Henry Cullen* for petitioner. *Messrs. Edward J. White and Harry R. Stocker* for respondent.

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No. 310. *ILLINOIS STATE TRUST CO. v. MISSOURI PACIFIC R. R. Co.* October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of Missouri denied. *Messrs. Patrick Henry Cullen and Thomas T. Fauntleroy* for petitioner. *Messrs. Edward J. White and Merritt U. Hayden* for respondent.

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No. 311. *INDIANA QUARTERED OAK CO. v. FEDERAL TRADE COMMISSION.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Charles Neave and F. Granville Munson* for petitioner. *Solicitor General Mitchell* for respondent.

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No. 314. *BANK LINE, LIMITED, v. PORTER ET AL.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. Charles R. Hickox, Edward R. Baird, Jr., and John M. Woolsey* for petitioner. *Messrs. T. Catesby Jones, D. Roger Englar, Henry H. Little, and Henry N. Langley* for respondents.

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No. 315. *AKTIESELSKABET DEA v. WRIGHTSON, AS MANAGING OWNER OF AMERICAN SCHOONER "COPPERFIELD."* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. John W. Griffin* for petitioner. *Mr. Alex T. Howard* for respondent.

No. 316. *TRICKETT ET AL. v. KAW VALLEY DRAINAGE DISTRICT ET AL.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Fred Robertson* for petitioners. *Messrs. Thomas A. Polloch and L. S. Harvey* for respondents.

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No. 317. *CITIZENS' WHOLESALE SUPPLY CO. v. WELBER CO.* October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of Ohio denied. *Mr. Simeon Nash* for petitioner. *Mr. James I. Boulger* for respondent.

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No. 318. *McPHERSON BROTHERS CO. v. OKANOGAN-DOUGLAS INTER-COUNTY BRIDGE CO.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Peter McPherson* for petitioner. *Messrs. Sam R. Sumner and John P. Hartman* for respondent.

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No. 409. *NOYES ET AL. v. UNITED STATES.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Charles Noyes and E. R. Mason* for petitioners. *Solicitor General Mitchell and Assistant Attorney General Mabel Walker Willebrandt* for the United States.

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No. 411. *AMERICAN SURETY CO. v. JAMES A. DICK CO. ET AL.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Francis C. Wilson* for petitioner. *Mr. C. J. Roberts* for respondents.

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No. 419. *MAYOR v. CENTRAL VERMONT RY. CO.* October 15, 1928. Petition for writ of certiorari to the Circuit



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Court of Appeals for the Second Circuit denied. *Mr. Paul Koch* for petitioner. *Mr. J. W. Redmond* for respondent.

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No. 420. *RYAN, ADMINISTRATOR, ET AL. v. CORMANY ET AL.* October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of Tennessee denied. *Messrs. J. A. Fowler and Malcolm McDermott* for petitioners. *Mr. Robert Burrow* for respondents.

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No. 425. *LUN v. NAGLE, COMMISSIONER OF IMMIGRATION.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Clarence Wood* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhning, and Mr. Harry S. Ridgely* for respondent.

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No. 434. *HUSAR v. UNITED STATES.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Milton T. U'Ren and Leo R. Friedman* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhning, and Mr. Harry S. Ridgely* for the United States.

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No. 435. *SCHMUTZ v. ILLINOIS EX REL. CHICAGO BAR ASSOCIATION.* October 15, 1928. Petition for writ of certiorari to the Supreme Court of the State of Illinois denied. *Mr. John T. Murray* for petitioner. *Mr. Morse Ives* for respondent.

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No. 443. *TEXAS CO. v. GULF REFINING CO.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Liv-*

*ington Gifford* for petitioner. *Messrs. Melville Church, Alfred M. Houghton, and John E. Green, Jr.*, for respondent.

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No. 445. *RATLIFFE ET AL. v. MEYERS ET AL.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. W. D. Gordon* for petitioners. *Messrs. Will E. Orgain and Bee-man Strong* for respondents.

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No. 449. *HEINTZ ET AL. v. SMITH, ADMINISTRATRIX.* October 15, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Paul Bakewell* for petitioners. *Mr. E. Howard McCaleb* for respondent.

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No. 253. *OYSTER ET AL. v. PUBLIC UTILITIES COMM'N.* See *ante*, p. 559.

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No. 274. *MACKAY v. OHIO.* See *ante*, p. 559.

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No. 279. *BOHNEFELD v. SECURITY NATIONAL BANK.* See *ante*, p. 559.

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No. 113. *DOUCET ET AL. v. FONTENOT, SHERIFF, ET AL.* See *ante*, p. 561.

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No. 320. *AMERICAN BAPTIST HOME MISSION SOCIETY v. BARNETT, ETC., ET AL.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. P. P. Campbell* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Parmenter, and Messrs. Carrol G. Walter and Almond O. Cochran* for respondents.



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No. 323. *W. L. SLAYTON & Co. v. WINSTON COUNTY, ALABAMA, ET AL.* October 22, 1928. Petition for a writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Lewis R. Graham* for petitioner. No appearance for respondents.

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No. 324. *HUNTER v. BAKER ET AL.* October 22, 1928. Petition for writ of certiorari to the Court of Appeals of the State of Maryland denied. *Mr. Harvey R. Spessard* for petitioner. No appearance for respondents.

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No. 326. *ENGEMOEN v. REA ET AL.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Blendy B. Arnold* for petitioner. *Messrs. Xenophon P. Wilfley, Fred L. Williams, and Earl F. Nelson* for respondents.

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No. 327. *STAPLETON v. READING Co.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Charles A. Ludlow* for petitioner. *Mr. Edward L. Katzenbach* for respondent.

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No. 328. *APPLE ET AL. v. AMERICAN NATIONAL BANK OF ARDMORE, OKLAHOMA.* October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Oklahoma denied. *Mr. W. D. Potter* for petitioners. *Mr. Wm. B. Johnson* for respondent.

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No. 329. *AUXILIARY SCHOONER "MISTINGUETTE," ETC., v. UNITED STATES;*

No. 330. *416 CASES WHISKEY, ETC., v. UNITED STATES;*  
and

No. 331. 63 KEGS OF MALT, ETC., *v.* UNITED STATES. October 22, 1928. Petitions for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. David V. Cahill and Louis Halle* for petitioners. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Mr. Arthur W. Henderson* for the United States.

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No. 332. WETZLER ET AL., ETC., *v.* TOLFREE, ETC. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. F. Gwynn Gardiner and Raymond J. Mawhinney* for petitioners. *Messrs. Frederick P. Fish and Henry R. Ashton* for respondent.

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No. 333. DAWSON, ADMINISTRATRIX, *v.* READING CO. October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Pennsylvania denied. *Mr. Wm. L. Houston* for petitioner. No appearance for respondent.

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No. 334. NORTHERN LIFE INSURANCE CO. *v.* SCHWARTZ. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. F. Eldred Boland and Samuel Knight* for petitioner. No appearance for respondent.

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No. 336. UNITED STATES SHIPPING BOARD EMERGENCY FLEET CORPORATION *v.* SMITH; and

No. 337. UNITED STATES SHIPPING BOARD EMERGENCY FLEET CORPORATION *v.* CATZ AMERICAN SHIPPING CO. INC. October 22, 1928. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit



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denied. *Solicitor General Mitchell*, *Assistant Attorney General Farnum*, and *Messrs. Chauncey G. Parker* and *J. Frank Staley* for petitioner. *Mr. John C. Prizer* for respondents.

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No. 338. *BENITEZ v. PHILIPPINE ISLANDS*. October 22, 1928. Petition for writ of certiorari to the Supreme Court of the Philippine Islands denied. *Mr. Gabriel Benitez, pro se*. *Messrs. Wm. Catron Rigby* and *John A. Hull* for respondent.

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No. 339. *CHESAPEAKE & OHIO RY. CO. v. WAID*. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. C. W. Strickling* for petitioner. No appearance for respondent.

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No. 340. *HEIDBRINK ET AL. v. CHARLES W. HARDESSON Co.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Frank W. Whiteley* for petitioners. *Mr. George E. Kirk* for respondent.

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No. 341. *HATMAKER v. DRY MILK Co.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. James R. Hatmaker, pro se*. *Mr. Hanz v. Briesen* for respondent.

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No. 342. *GREAT AMERICAN INSURANCE Co. v. JOHNSON ET AL.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. Philip P. Steptoe* and *Louis A. Johnson* for petitioner. No appearance for respondents.

No. 343. *RICHARDS v. UNITED STATES*. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Ralph A. Smith* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Mabel Walker Willebrandt*, and *Mr. Clarence M. Charest* for the United States.

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No. 345. *MONTGOMERY WARD & Co., INC., v. GIBBS*. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. Charles H. Wilson* and *Louis Marshall* for petitioner. *Messrs. H. A. Howson* and *Hubert Howson* for respondent.

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No. 346. *COOK-O'BRIEN CONSTRUCTION Co. v. CRAWFORD*. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Louis H. Chalmers* and *Thomas G. Nairn* for petitioner. *Mr. James P. Lavin* for respondent.

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No. 348. *BONDURANT ET AL. v. MUTUAL LIFE INSURANCE Co.*;

No. 349. *BONDURANT ET AL. v. MASSACHUSETTS MUTUAL LIFE INSURANCE Co.*; and

No. 350. *BONDURANT ET AL. v. PHELPS, CLERK OF THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF KENTUCKY*. October 22, 1928. Petition for writs of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. W. V. Gregory* for petitioners. *Solicitor General Mitchell*, *Assistant Attorney General Farnum* and *Mr. Guston T. Fitzhugh* for respondents.

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No. 353. *PORTO RICAN AMERICAN TOBACCO Co. v. GALLARDO, TREASURER*. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the First



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Circuit denied. *Mr. J. Granville Meyers* for petitioner. *Messrs. Wm. Cattron Rigby and John A. Hull* for respondent.

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No. 354. *SANFORD v. AMERICAN SEATING Co.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. James Hamilton Lewis* for petitioner. *Mr. Wm. E. Hann* for respondent.

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No. 360. *MISSOURI EX REL. MISSOURI PACIFIC R. R. Co. v. DANUSER ET AL.* October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Missouri denied. *Messrs. Harry R. Stocker and Edw. J. White* for petitioner. No appearance for respondents.

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No. 362. *MISSOURI EX REL. HURST ET AL. v. DAUES ET AL.* October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Missouri denied. *Messrs. Charles M. Hurst and Christian N. Steffen* for petitioners. No appearance for respondents.

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No. 365. *HUNN, EXECUTOR, ET AL. v. LEWIS ET AL.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Irwin R. Blaisdell* for petitioners. *Mr. H. H. Stipp* for respondents.

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No. 366. *CONSOLIDATION COAL Co. v. SOCIETA COMMERCIALE DI NAVIGAZIONE, ETC.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. Edward R. Baird, Jr., and Russell T. Mount* for petitioner. *Messrs. Braden Vandeventer and Floyd Hughes* for respondent.

No. 367. REED *v.* LOUISIANA OIL REFINING CORP'N. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. J. D. Wilkinson and Huey P. Long* for petitioner. *Mr. Elias Goldstein* for respondent.

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No. 368. ST. LOUIS MERCHANTS BRIDGE TERMINAL RY. CO. *v.* VAN LOON. October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Missouri denied. *Mr. J. L. Howell* for petitioner. *Mr. Sidney Thorne Able* for respondent.

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No. 369. LANCASTER IRON WORKS, INC., *v.* J. C. PENNEY GWINN CORP'N ET AL.; and

No. 370. LANCASTER IRON WORKS, INC., *v.* J. C. PENNEY-GWINN CORP'N ET AL. October 22, 1928. Petition for writs of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. John P. Stokes, Scott M. Loftin, and James E. Calkins* for petitioner. *Messrs. Wm. E. Kay and Thomas B. Adams* for respondents.

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No. 373. WABASH RAILWAY Co. *v.* WESTOVER. October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Missouri denied. *Messrs. Homer Hall and N. S. Brown* for petitioner. *Mr. Wm. H. Douglass* for respondent.

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No. 374. MOORE ET AL., ETC. *v.* UNITED STATES, ETC., ET AL. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. D. Roger Englar and Ira A. Campbell* for petitioners. *Solicitor General Mitchell, Assistant Attorney General Farnum, and Messrs. Larocque and J. Frank Staley* for the United States.



No. 378. *KEYES, RECEIVER, v. FIRST NATIONAL BANK OF ABERDEEN, SOUTH DAKOTA.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Charles O. Bailey, John H. Voorhees, Ray F. Bruce, and Theodore M. Bailey* for petitioner. *Messrs. John Junell and Egbert S. Oakley* for respondent.

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No. 379. *SHIELDS v. UNITED STATES.* October 22, 1928. Petition for writ of certiorari to the Court of Appeals of the District of Columbia denied. *Messrs. M. M. Doyle and Frederick A. Thuce* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Mr. John J. Byrne* for the United States.

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No. 381. *SOCIETA NAZIONALE DI NAVIGAZIONE, ETC. v. RHEINSTROM BROTHERS Co.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Homer L. Loomis* for petitioner. *Messrs. Oscar R. Houston and Ezra G. Benedict Fox* for respondent.

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No. 382. *HUMPHREYS OIL Co., ET AL. v. TATUM ET AL.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Clyde A. Sweeton* for petitioners. *Messrs. J. D. Williamson and N. B. Williams* for respondents.

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No. 383. *CHICAGO, INDIANAPOLIS AND LOUISVILLE RY. Co. v. STIERWALT.* October 22, 1928. Petition for writ of certiorari to the Appellate Court of the State of Indiana denied. *Messrs. Edmund F. Trabue and Alfred Evens* for

petitioner. *Messrs. Tom Davis and Ernest A. Michel* for respondent.

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No. 384. *HAAR v. UNITED STATES*. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. A. A. Lawrence, T. M. Cunningham, Jr., and P. P. Campbell* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Messrs. Clarence M. Charest and Sewall Key* for the United States.

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No. 386. *MARYLAND CASUALTY CO. v. SCHOOL DISTRICT NO. 1 OF THE CITY OF HAYWARD, WISCONSIN*. October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Wisconsin denied. *Mr. Francis E. McGovern* for petitioner. *Mr. W. T. Doar* for respondent.

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No. 387. *E. MACHLETT & SON v. CLAUDE NEON LIGHTS, INC.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. S. E. Darby, Jr., and Dean S. Edmonds* for petitioner. *Messrs. Edwin J. Prindle, Thomas Ewing, and Wm. Bohleber* for respondent.

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No. 388. *ORDER OF THE UNITED COMMERCIAL TRAVELERS OF AMERICA v. GARBUSH*. October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Minnesota denied. *Mr. A. V. Rieke* for petitioner. *Mr. George H. Sullivan* for respondent.

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No. 391. *LEWIS v. JONES, ADMINISTRATOR*. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs.*



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*Robert H. Talley* and *David Meade White* for petitioner.  
*Mr. S. S. Patteson* for respondent.

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No. 392. ANACONDA COPPER MINING CO. *v.* CARSON INVESTMENT CO. ET AL. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Charles E. Hughes, L. O. Evans, Arthur A. Olson, and Wm. Wallace, Jr.,* for petitioner. *Messrs. George W. Wickersham, Frank H. Hitchcock, John H. Miller, and A. W. Boyken* for respondents.

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No. 394. NAKDIMEN *v.* FIRST NATIONAL BANK ET AL. October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Arkansas denied. *Mr. James B. McDonough* for petitioner. *Mr. John P. Woods* for respondents.

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No. 395. DEHANAS ET AL. *v.* CORTEZ-KING BRAND MINES Co. ET AL. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Joseph W. Howell* for petitioners. No appearance for respondents.

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No. 396. MOROSS ET AL. *v.* HILLSDALE COUNTY, STATE OF MICHIGAN. October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Michigan denied. *Mr. Amariah F. Freeman* for petitioners. *Mr. Clare Retan* for respondent.

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No. 397. GILLAM, MASTER, ETC. *v.* UNITED STATES. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied.

*Messrs. Frank D. Moore and Carl E. Whitney* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Mabel Walker Willebrandt*, and *Mr. Arthur W. Henderson* for the United States.

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No. 398. *KLINGLE v. MINNESOTA*. October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Minnesota denied. *Mr. Harlace E. Leach* for petitioner. *Mr. G. A. Youngquist* for respondent.

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No. 401. *LAU AH LEONG v. FUNG DAI KIM AH LEONG*. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. S. Hasket Derby, Harry Irwin, and A. G. M. Robertson* for petitioner. *Mr. Ira L. Dwers* for respondent.

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No. 402. *CONKLIN, ADMINISTRATRIX, v. UNITED STATES ET AL.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Charles H. Sooy* for petitioner. *Solicitor General Mitchell* and *Assistant Attorney General Farnum* for the United States.

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No. 404. *W. R. GRACE & Co. v. NEW ORLEANS AND SOUTH AMERICAN S. S. Co.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. D. Roger Englar and Ezra G. Benedict Fox* for petitioner. *Mr. Russell T. Mount* for respondent.

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No. 405. *PHILLIPS ET AL., EXECUTORS, v. GNICHTEL, COLLECTOR OF INTERNAL REVENUE*. October 22, 1928.



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Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Earl A. Darr* for petitioners. *Solicitor General Mitchell, Assistant Attorney General Mabel Willebrandt, and Messrs. Clarence M. Charest and S. Dee Hanson* for respondent.

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No. 406. *TALAG v. NATHORST*. October 22, 1928. Petition for writ of certiorari to the Supreme Court of the Philippine Islands denied. *Mr. Jose Abad Santos* for petitioner. *Messrs. Wm. Cattron Rigby and John A. Hull* for respondent.

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No. 410. *STANLEY'S INCORPORATED STORE No. 3 v. EARL*. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Aubrey Lawrence* for petitioner. No appearance for respondent.

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No. 412. *CHERNIK v. CLYDE STEAMSHIP Co.* October 22, 1928. Petition for writ of certiorari to the Court of Appeals of the State of New York denied. *Mr. Joseph Townsend England* for petitioner. *Mr. Ray Rood Allen* for respondent.

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No. 413. *FREEMAN ET AL., RECEIVERS, v. FRASHER, ADMINISTRATRIX*. October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Colorado denied. *Messrs. Milton Smith, Elmer L. Brock, and E. R. Campbell* for petitioners. *Mr. J. J. Laton* for respondent.

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No. 417. *STINEMAN v. PENINSULA STATE S. S. Co.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr.*

*Jacob Louis Morewitz* for petitioner. No appearance for respondent.

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No. 418. *BERGERON v. TRAVELERS INSURANCE CO.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Karl J. Knoepller* for petitioner. *Mr. J. A. C. Kennedy* for respondent.

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No. 421. *FEDERAL TELEPHONE & TELEGRAPH CO. v. WILKS, ADMINISTRATRIX.* October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of New York, County of Erie, denied. *Mr. Welles V. Moot* for petitioner. *Mr. Ernest W. McIntyre* for respondent.

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No. 427. *WILLIAMS, ADMINISTRATOR, v. PENN MUTUAL LIFE INSURANCE Co.; and*

No. 428. *WILLIAMS, ADMINISTRATOR, v. PENN MUTUAL LIFE INSURANCE Co.* October 22, 1928. Petition for writs of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. George C. Bedell and Isaac Stewart* for petitioner. *Messrs. P. O. Knight, C. Fred Thompson, A. G. Turner, and James F. Glen* for respondent.

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No. 447. *QUINN v. DAVIS, ET VIR.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. J. Austin Barnes* for petitioner. *Mr. Will E. Orgain* for respondent.

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No. 393. *ROUSE, EXECUTOR, v. UNITED STATES.* October 22, 1928. Petition for writ of certiorari to the Court of Claims denied. *Mr. Charles Markell* for petitioner. *Solicitor General Mitchell, Assistant Attorney General*



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*Galloway*, and *Mr. Dwight E. Rorer* for the United States.

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No. 437. *BAUGH v. UNITED STATES*. October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. James H. Hawley* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Luhning*, and *Mr. Harry S. Ridgely* for the United States.

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No. 441. *BECK ET AL. v. MILWAUKEE COUNTY, WISCONSIN, ET AL.*; and

No. 442. *BECK ET AL. v. WISCONSIN*. October 22, 1928. Petition for writs of certiorari to the Supreme Court of the State of Wisconsin denied. *Messrs. Louis Quarles* and *Malcolm K. Whyte* for petitioners. *Messrs. John W. Reynolds*, *Franklyn E. Bump*, *Eugene Wengert*, and *Daniel W. Sullivan* for respondents.

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No. 444. *THE ROBERT DOLLAR CO. v. AMERICAN ASIATIC CO.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Ira S. Lillick* for petitioner. *Mr. R. M. Fitzgerald* for respondent.

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No. 28. *JACKSON & EASTERN RY. CO. ET AL. v. BURNS ET AL.* See *ante*, p. 562.

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No. 446. *REED v. NARCOMERY, NÉE LEADER, ET AL.* October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Oklahoma denied. *Mr. R. J. Roberts* for petitioner. *Messrs. J. B. Campbell* and *W. W. Pryor* for respondents.

No. 448. *SATTERTHWAIT ET AL., RECEIVERS, v. McMAN OIL AND GAS Co.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Charles E. Hughes, J. M. McCormick, T. R. Boone, Robert H. Richards, John H. Stone, and John B. King* for petitioners. *Messrs. R. L. Batts, A. H. Carrigan, Harry H. Rogers, John Rogers, and A. H. Britain* for respondent.

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No. 452. *CASWELL ET AL. v. MAGNOLIA PETROLEUM Co. ET AL.* October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Texas denied. *Messrs. A. D. Lipscomb and C. W. Howth* for petitioners. *Messrs. U. H. Francis, Wallace Hawkins, and Barry Mohun* for respondents.

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No. 453. *THE BOARD OF TRUSTEES OF THE ANTON CHICO LAND GRANT v. BROWN ET AL.* October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of New Mexico denied. *Messrs. Irvine L. Lenroot, Stephen B. Davis, and C. J. Roberts* for petitioner. No appearance for respondents.

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No. 463. *BRICE, ADMINISTRATRIX, v. TEXAS Co.* October 22, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. K. T. McConnico and John A. Pitts* for petitioner. *Messrs. J. M. Anderson and John B. Keeble* for respondent.

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No. 468. *MOBILE AND OHIO R. R. Co. v. ILLINOIS FUEL Co.* October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Missouri denied. *Mr. Carl Fox* for petitioner. *Messrs. Daniel N. Kirby and Donald C. Strachan* for respondent.



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No. 471. *HARRIS v. LOUISIANA*. October 22, 1928. Petition for writ of certiorari to the Supreme Court of the State of Louisiana denied. *Mr. Loys Charbonnet* for petitioner. *Messrs. Percy Saint and Eugene Stanley* for respondent.

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No. 377. *COLE STORAGE BATTERY CO. v. UNITED STATES*. October 29, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Marvin Farrington and Harry C. Kinne* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Mr. Ralph C. Williamson* for the United States.

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No. 389. *BAKELITE CORP'N v. FRISHER & Co., ET AL.* October 29, 1928. Petition for writ of certiorari to the Court of Customs Appeals denied. *Mr. Albert MacC. Barnes* for petitioner. *Mr. Meyer Kraushaar* for respondents.

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No. 431. *MANTLE LAMP CO. v. UNITED STATES*. October 29, 1928. Petition for writ of certiorari to the Court of Claims denied. *Mr. Marvin Farrington* for petitioner. *Solicitor General Mitchell and Assistant Attorney General Galloway* for the United States

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No. 436. *TAYLOR v. BURR PRINTING CO.* October 29, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Henry A. Craig* for petitioner. *Mr. Lucius F. Robinson* for respondent.

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No. 451. *DREHER ET AL v. LOUISIANA*. October 29, 1928. Petition for writ of certiorari to the Supreme Court of the State of Louisiana denied. *Mr. Eldon S. Lazarus* for petitioners. No appearance for respondent.

No. 457. *BUDLONG v. BUDLONG*; and

No. 458. *BUDLONG v. BUDLONG*. October 29, 1928. Petitions for writs of certiorari to the Superior Court of Newport County, State of Rhode Island, denied. *Jessie M. Wilson* for petitioner. *Mr. Arthur M. Allen* for respondent.

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No. 467. *TEXAS & NEW ORLEANS CO. v. TILLEY*. October 29, 1928. Petition for writ of certiorari to the Supreme Court of the State of Texas denied. *Messrs. Charles H. Bates and J. H. Tallichet* for petitioner. *Messrs. Charles Mortimer Smithdeal and Alexander White Spence* for respondent.

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No. 470. *EICH v. CZERVONKO ET AL.* October 29, 1928. Petition for writ of certiorari to the Supreme Court of the State of Illinois denied. *Messrs. Harry W. Standidge and Justus Chancellor* for petitioner. *Messrs. Sherman C. Spitzer and George Gillette* for respondents.

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No. 485. *THAW v. THAW*. October 29, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. John W. Davis, David H. Taylor, and Robert B. Knowles* for petitioner. *Messrs. David A. Reed, Horace L. Bomar, and Matthew C. Fleming* for respondent.

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No. 488. *McGEORGE v. ISLAND DEVELOPMENT CO. ET AL.* October 29, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. James Mercer Davis* for petitioner. *Mr. Albert E. Steinem* for respondents.

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No. 209. *ROBERTS ET AL. v. DETROIT ET AL.* See *ante*, p. 566.



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No. 408. COAST LUMBER CO. ET AL. *v.* JOHNSON ET AL.  
See *ante*, p. 567.

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No. 465. WEST, CHAIRMAN, ET AL, *v.* UNITED RAILWAYS  
AND ELECTRIC Co. See *ante*, p. 567.

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No. 319. EMMANUEL *v.* UNITED STATES. November  
19, 1928. Petition for writ of certiorari to the Circuit  
Court of Appeals for the Fifth Circuit denied. *Mr. N. B.*  
*K. Pettingill* for petitioner. *Solicitor General Mitchell*  
for the United States.

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No. 476. SHEVENELL ET AL., TRUSTEES, *v.* GEORGE J.  
KELLY, INC. November 19, 1928. Petition for writ of  
certiorari to the Circuit Court of Appeals for the First  
Circuit denied. *Mr. John Boyle, Jr.*, for petitioners.  
*Mr. Marcus B. May* for respondent.

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No. 400. EVERLASTIK, INC., *v.* UNITED STATES. Novem-  
ber 19, 1928. Petition for writ of certiorari to the Court  
of Claims denied. *Mr. Raymond M. Hudson* for peti-  
tioner. *Solicitor General Mitchell*, *Assistant Attorney*  
*General Galloway*, and *Mr. Dwight E. Rorer* for the  
United States.

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No. 433. LUPFER ET AL. *v.* UNITED STATES. November  
19, 1928. Petition for writ of certiorari to the Court  
of Claims denied. *Messrs. Louis Titus*, *George V. Trip-*  
*lett, Jr.*, and *J. Barrett Carter* for petitioners. *Solicitor*  
*General Mitchell*, *Assistant Attorney General Galloway*,  
and *Mr. Ralph C. Williamson* for the United States.

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No. 472. FAJARDO SUGAR CO. *v.* HOLCOMB, AUDITOR.  
November 19, 1928. Petition for writ of certiorari to

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the Circuit Court of Appeals for the First Circuit denied. *Messrs. David A. Buckley, Jr., and Dean Hill Stanley* for petitioner. *Messrs. Wm. Catron Rigby and John A. Hull* for respondent.

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No. 475. *HUEBSCHMAN, ETC. v. PINAUD, INC.*, November 19, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Marion Butler and Alexander J. Feild* for petitioner. *Mr. Daniel L. Morris* for respondent.

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No. 478. *PUGET SOUND POWER & LIGHT Co. v. VON HERBERG ET AL.* November 19, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. James B. Howe* for petitioner. No appearance for respondents.

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No. 480. *JOHNSON, ADMINISTRATRIX, v. TERMINAL R. R. Ass'n.* November 19, 1928. Petition for a writ of certiorari to the Supreme Court of the State of Missouri denied. *Mr. Sidney Thorne Able* for petitioner. No appearance for respondent.

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No. 486. *NEW YORK TRUST Co. ET AL. v. CONTINENTAL AND COMMERCIAL TRUST AND SAVINGS BANK ET AL.* November 19, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. John W. Davis and Edwin S. S. Sunderland* for petitioners. *Messrs. Henry R. Platt, Richard J. Higgins, Powell C. Groner, Silas H. Strawn, Walter H. Jacobs, Gilbert E. Porter, and Buell McKeever* for respondents.



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No. 487. *LEMOYNE v. CURTIS*. November 19, 1928. Petition for writ of certiorari to the Appellate Court of the State of Illinois, First District, denied. *Mr. Philip H. Treacy* for petitioner. *Mr. Alfred T. Carton* for respondent.

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No. 489. *F. W. WOOLWORTH Co. v. CALKINS*. November 19, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Frederic H. Stinchfield* for petitioner. No appearance for respondent.

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No. 493. *W. & J. SLOANE MFG. Co. v. ARMSTRONG CORK Co.* November 19, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Emerson R. Newell, Frederick P. Fish, and Owen J. Roberts* for petitioner. *Messrs. Clarence P. Byrnes and George E. Stebbins* for respondent.

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No. 494. *ERIE R. R. Co. v. PILLSBURY FLOUR MILLS Co.* November 19, 1928. Petition for writ of certiorari to the Supreme Court of the State of New York denied. *Messrs. Wm. C. Cannon and Theodore Kiendl* for petitioner. *Mr. Van Vechten Veeder* for respondent.

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No. 531. *MAYES v. INDUSTRIAL ACCIDENT BOARD ET AL.* See *ante*, p. 568.

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No. 538. *LOFTON v. MISSISSIPPI*. See *ante*, p. 568.

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No. 371. *HARDWARE UNDERWRITERS ET AL. v. UNITED STATES*. November 26, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Joseph S.*

*Brooks and Daniel V. Howell* for petitioners. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Messrs. Edwin G. Davis and Charles R. Pollard* for the United States.

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No. 385. *MOORE (FORMERLY COBB) ET AL. v. DOWNING, TAX COLLECTOR, ET AL.* November 26, 1928. Petition for writ of certiorari to the Court of Civil Appeals, 11th Supreme Judicial District, State of Texas, denied. *Messrs. M. G. Cox and Walter Cocke* for petitioners. No appearance for respondents.

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No. 432. *NYBERG, ADMINISTRATOR, v. UNITED STATES.* November 26, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Marvin Farrington and Harry F. White* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Mr. Dwight E. Rorer* for the United States.

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No. 473. *LEONA RAMOS Y FAJARDO ET AL. v. FRANCISCO ICASIANO Y BELLO ET AL.* November 26, 1928. Petition for writ of certiorari to the Supreme Court of the Philippine Islands denied. *Mr. Jose Abad Santos* for petitioners. No appearance for respondents.

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No. 496. *CLINE ELECTRIC MFG. CO. ET AL. v. KOHLER.* November 26, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Drury W. Cooper and Wesley G. Carr* for petitioners. *Messrs. Silas H. Strawn, Edward W. Everett, and Donald M. Carter* for respondent.

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No. 497. *CHESAPEAKE & OHIO RY. CO. v. WEBB.* November 26, 1928. Petition for writ of certiorari to the Su-



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preme Court of Appeals of the State of West Virginia denied. *Mr. C. W. Sterling* for petitioner. *Mr. A. A. Lilly* for respondent.

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No. 498. *BROWN ET AL. v. VEIGEL, COMMISSIONER OF BANKS.* November 26, 1928. Petition for writ of certiorari to the Supreme Court of the State of Minnesota denied. *Messrs. Montreville J. Brown and Wm. H. Oppenheimer* for petitioners. No appearance for respondent.

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No. 500. *IDEAL CUP CORP'N v. TULIP CUP CORP'N ET AL.* November 26, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Hanz v. Briesen* for petitioner. *Mr. J. Austin Stone* for respondents.

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No. 502. *DIETRICH, ETC. v. UNITED STATES SHIPPING BOARD EMERGENCY FLEET CORPORATION.* November 26, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Richard B. Cavanaugh* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Farnum, and Mr. J. Frank Staley* for respondent.

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No. 503. *VALZ ET AL. v. SHEEPSHEAD BAY BUNGALOW CORP'N ET AL.* November 26, 1928. Petition for writ of certiorari to the Supreme Court of the State of New York denied. *Mr. Louis Marshall* for petitioners. *Messrs. Morgan J. O'Brien, Clarence F. Corner, George E. Brower, and John V. Hewitt* for respondents.

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No. 505. *CENTRAL RAILROAD Co., ETC. v. EASTERN STEAMSHIP LINES.* November 26, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the

Second Circuit denied. *Messrs. Pierre M. Brown and Horace L. Cheyney* for petitioner. *Messrs. Clarence B. Smith and Henry M. Hewitt* for respondent.

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No. 507. *LARSON v. CROWTHER*. November 26, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Amasa C. Paul* for petitioner. *Mr. F. A. Whiteley* for respondent.

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No. 508. *RADIO CORP'N OF AMERICA v. LORD, RECEIVER, ET AL.* November 26, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. John W. Davis, Thurlow M. Gordon, Frederick P. Fish, and James R. Sheffield* for petitioner. *Mr. Samuel E. Darby, Jr.*, for respondents.

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No. 509. *GUARANTY TRUST CO. v. AACHEN & MUNICH FIRE INSURANCE CO.* November 26, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Wm. C. Cannon* for petitioner. *Mr. Hartwell Cabell* for respondent.

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No. 510. *INTERNATIONAL INDEMNITY CO. v. LEHMAN ET AL.* November 26, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Weymouth Kirkland and Robert N. Golding* for petitioner. *Mr. Franklin D. Jones* for respondents.

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No. 516. *HUCKABY v. CLARK, RECEIVER.* November 26, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Finis E. Riddle* for petitioner. *Messrs. Charles L. Yancey and W. C. Hughes* for respondent.



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No. 520. SOCIÉTÉ ANONYME D'ARMEMENT D'INDUSTRIE ET DE COMMERCE, ETC. *v.* JAMES MCWILLIAMS BLUE LINE ET AL. November 26, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. T. Catesby Jones and Leonard J. Matteson* for petitioner. *Messrs. Anthony V. Lynch, Jr., and W. H. McGrann* for respondents.

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No. 426. GALE ET AL. *v.* NORFOLK & WESTERN RY. CO. ET AL. See *ante*, p. 571.

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No. 439. MCPHERSON BROTHERS CO. *v.* OKANOGAN-DOUGLAS INTER-COUNTY BRIDGE CO. See *ante*, p. 571.

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No. 178. ELLIS *v.* ASSOCIATED INDUSTRIES INSURANCE CORP'N. December 3, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. A. H. Carrigan* for petitioner. No appearance for respondent.

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No. 515. DEWEY COUNTY *v.* UNITED STATES. December 3, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Frank McNulty* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Parmenter, and Mr. Capo-Rodriguez* for the United States.

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No. 518. ST. LOUIS MERCHANTS BRIDGE TERMINAL RY. CO. *v.* WOODS. December 3, 1928. Petition for writ of certiorari to the Supreme Court of the State of Missouri denied. *Mr. J. L. Howell* for petitioner. *Mr. W. H. Douglas* for respondent.

No. 521. *DESOUZA ET AL., ETC. v. CROCKER FIRST NATIONAL BANK*. December 3, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. T. T. C. Gregory* for petitioners. *Messrs. Edward Hahfeld and Herbert W. Clark* for respondent.

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No. 522. *VENDETTI v. UNITED STATES*. December 3, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Charles H. Miller* for petitioner. *Solicitor General Mitchell* and *Assistant Attorney General Mabel Walker Willebrandt* for the United States.

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No. 523. *KINDLUND ET AL. v. WASHINGTON*. December 3, 1928. Petition for writ of certiorari to the Supreme Court of the State of Washington denied. *Mr. Charles H. Miller* for petitioners. *Mr. Ewing D. Colvin* for respondent.

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No. 93. *SEABOARD AIR LINE RY. CO. v. JOHNSON*. See *ante*, p. 576.

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No. 95. *NEW YORK, CHICAGO AND ST. LOUIS R. R. CO. v. GRANFELL*. See *ante*, p. 576.

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No. 517. *SAWYEAR ET AL. v. UNITED STATES*. December 10, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. John J. Sullivan* for petitioners. *Solicitor General Mitchell*, *Assistant Attorney General Mabel Walker Willebrandt*, and *Mr. J. Louis Monarch* for the United States.



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No. 542. *DAY v. UNITED STATES*. December 10, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Will Steel* for petitioner. *Solicitor General Mitchell* and *Assistant Attorney General Mabel Walker Willebrandt* for the United States.

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No. 512. *SARTORIS v. UTAH CONSTRUCTION Co. ET AL.*; and

No. 543. *SOUTHERN PACIFIC Co. v. SARTORIS*. January 2, 1929. Petitions for writs of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Horace M. Street* for petitioner in No. 512 and respondent in No. 543. *Messrs. Thomas B. Dozier* and *Frank C. Cleary* for respondents in No. 512 and petitioner in No. 543.

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No. 533. *YOUNG & GLENN, INC., ET AL. v. NEW YORK & CUBA MAIL STEAMSHIP Co.* January 2, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Oscar R. Houston* for petitioners. *Mr. Van Vechten Veeder* for respondent.

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No. 539. *PURITAN COAL MINING Co. ET AL., ETC. v. McCORMICK, COLLECTOR OF TAXES*. January 2, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. M. J. Martin* for petitioners. *Mr. F. W. Magrady* for respondent.

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No. 540. *MEEK v. BEEZER ET AL.*; and

No. 541. *GINTER ET AL v. BEEZER ET AL.* January 2, 1929. Petition for writs of certiorari to the Circuit Court

of Appeals for the Third Circuit denied. *Messrs. Ellis L. Orvis, Mortimer C. Rhone, and Arthur C. Dale* for petitioners. No appearance for respondents.

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No. 609. *BALTUFF v. UNITED STATES*. See *ante*, p. 579.

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No. 83. *AMERICAN RAILWAY EXPRESS CO. v. FLEISCHMANN, MORRIS & CO., INC.*;

No. 84. *AMERICAN RAILWAY EXPRESS CO. v. RICHMOND HARDWARE CO.*;

No. 85. *AMERICAN RAILWAY EXPRESS CO. v. G. T. ELLIOTT, INC.*;

No. 86. *AMERICAN RAILWAY EXPRESS CO. v. NEWCOMB*. January 7, 1929. Petition for writs of certiorari to the Supreme Court of Appeals of the State of Virginia denied. *Messrs. Wyndham R. Meredith and Charles W. Stockton* for petitioner. *Mr. A. W. Patterson* for respondent in No. 83. No appearance for respondents in Nos. 84, 85, and 86.

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No. 544. *KEARNS ET AL. v. UNITED STATES*. January 7, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. John F. Dore* for petitioners. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Mr. John J. Byrne* for the United States.

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No. 546. *CENTRAL ARGENTINE RY. v. SUZUKI ET AL.* January 7, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. John M. Woolsey* for petitioner. *Messrs. George C. Sprague, Charles C. Burlingham, and Peter S. Carter* for respondents.



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No. 549. *AMERICAN SURETY CO. v. MULLENDORE, RECEIVER*. January 7, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Sterling M. Wood* for petitioner. *Messrs. Charles H. Laud and Wm. B. Leavitt* for respondent.

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No. 551. *BOYLE, TRUSTEE v. GRAY ET AL.*; and

No. 552. *BOYLE, TRUSTEE v. WEATHERBEE ET AL.* January 7, 1929. Petition for writs of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Messrs. Maurice E. Rosen and Joseph B. Jacobs* for petitioner. *Mr. Joseph F. Gould* for respondents.

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No. 553. *HOTCHKISS ET AL. v. SUPERIOR COURT ET AL.* January 7, 1929. Petition for writ of certiorari to the Supreme Court of the State of California denied. *Eloise B. Cushing* for petitioners. *Messrs. R. M. Fitzgerald and Charles A. Beardsley* for respondents.

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No. 554. *C. F. CHILDS AND CO. v. HARRIS TRUST AND SAVINGS BANK*. January 7, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Louis L. Dent and Charles Y. Freeman* for petitioner. *Mr. Henry Fitts* for respondent.

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No. 556. *DOBSON, ADMINISTRATRIX, v. UNITED STATES*;

No. 557. *EGBERT, ADMINISTRATRIX, v. UNITED STATES*;  
and

No. 558. *HASELDEN, EXECUTOR, v. UNITED STATES*. January 7, 1929. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied.

*Messrs. T. Catesby Jones and James W. Ryan* for petitioners. *Solicitor General Mitchell, Assistant Attorney General Farnum, and Mr. J. Frank Staley* for the United States.

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No. 561. *BERMUDA & WEST INDIES STEAMSHIP Co. v. OCEANIC STEAM NAVIGATION Co.* January 7, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. W. H. McGrann* for petitioner. *Mr. Chauncey F. Clark* for respondent.

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No. 562. *STANDARD OIL Co. v. CATES, ADMINISTRATOR.* January 7, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. C. W. Tillett and Charles W. Tillett, Jr.,* for petitioner. No appearance for respondent.

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No. 564. *DELANO v. TULSA ET AL.* January 7, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. H. M. Longworthy* for petitioner. *Messrs. John Rogers and Randolph Shirk* for respondents.

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No. 566. *CODMAN v. MILES, FORMER COLLECTOR OF INTERNAL REVENUE; and*

No. 567. *CODMAN v. TAIT, COLLECTOR OF INTERNAL REVENUE.* January 7, 1929. Petitions for writs of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. John R. Lazenby* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Messrs. Clarence M. Charest and S. Dee Hanson* for respondents.



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No. 569. *SWIFT v. MOBLEY, STATE SUPERINTENDENT OF BANKS, ET AL.* January 7, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Stephen C. Upson* for petitioner. No appearance for respondents.

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No. 570. *KIMBALL v. RATHBONE Co.* January 7, 1929. Petition for writ of certiorari to the Supreme Court of the State of Nebraska denied. *Mr. O. S. Spillman* for petitioner. *Mr. C. Petrus Peterson* for respondent.

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No. 575. *KANSAS CITY TERMINAL RY. Co. ET AL. v. CENTRAL UNION TRUST Co., TRUSTEE, ETC., ET AL.* January 7, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Samuel W. Sawyer, Bruce Scott, Edward J. White, Gardiner Lathrop, N. H. Loomis, and E. E. McInnis* for petitioners. *Messrs. Joseph M. Bryson, Arthur H. Van Brunt, Edward Cornell, Charles E. Hotchkiss, George H. Williams, Charles A. Hout, Charles P. Williams, Nicholas Kelley, H. C. McCollom, Edward H. Blanc, W. W. Miller, and Perry D. Trafford* for respondents.

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No. 580. *HUDSON TRUST Co. ET AL. v. DAVIS, TRUSTEE.* January 7, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. George W. Wickersham and Lionel P. Kristeller* for petitioners. *Mr. Thomas G. Haight* for respondent.

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No. 581. *MEAD-MORRISON MFG. Co. v. MARCHANT, TRUSTEE.* January 7, 1929. Petition for writ of certi-

orari to the United States Circuit Court of Appeals for the Second Circuit denied. *Messrs. Edward F. McClen-  
nen and Arthur P. French* for petitioner. *Messrs. George  
W. Wickersham and Kenneth M. Spence* for respondent.

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No. 582. GENERAL ELECTRIC CO. *v.* DEFOREST RADIO CO. ET AL. January 7, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Hubert Howson, Albert G. Davis, Frederick P. Fish, and Charles Neave* for petitioner. *Messrs. Thomas G. Haight and Samuel E. Darby, Jr.,* for respondents.

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No. 103. EMPIRE GAS & FUEL CO. ET AL. *v.* SAUNDERS ET AL. See *ante*, p. 581.

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No. 560. UNITED STATES ET AL. *v.* BAKER ET AL. January 14, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Messrs. Wm. Cattron Rigby, John A. Smith, and Edward A. Kreger* for petitioners. *Messrs. Frank Davis, Jr., Seifude M. Stellwagen, Nelson Grammans, Wm. D. Harris, and Wm. J. Neale* for respondents.

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No. 573. POTOMAC ELECTRIC POWER CO. *v.* RUDOLPH ET AL.; and

No. 574. WASHINGTON RAILWAY & ELECTRIC CO. *v.* RUDOLPH ET AL. January 14, 1929. Petition for writs of certiorari to the Court of Appeals of the District of Columbia denied. *Messrs. S. R. Bowen and John S. Barbour* for petitioners. *Messrs. Wm. W. Bride and Francis H. Stephens* for respondents.



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No. 577. GALLIHER & HUGUELY, INC., ET AL. *v.* HARPER, ET AL. January 14, 1929. Petition for writ of certiorari to the Court of Appeals of the District of Columbia denied. *Messrs. H. Winship Wheatley and James A. O'Shea* for petitioners. *Mr. L. A. Bailey* for respondents.

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No. 160. VIRGINIAN RY. CO. *v.* KIRK. See *ante*, p. 582.

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No. 230. JORGENSEN-BENNETT MFG. CO. *v.* KNIGHT, SHERIFF, ET AL. See *ante*, p. 583.

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No. 583. PAUCHOQUE LAND CORP. *v.* LONG ISLAND STATE PARK COMMISSIONER ET AL. January 21, 1929. Petition for writ of certiorari to the Court of Appeals of the State of New York denied. *Messrs. Joseph S. Auerbach, Martin A. Schenck, and Wm. J. Hughes, Jr.,* for petitioner. *Mr. Walter H. Pollak* for respondents.

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No. 588. PEACOCK ET AL. *v.* WOFFORD. January 21, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Norman I. Miller* for petitioners. *Mr. A. O. B. Sparks* for respondent.

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No. 589. MINIS, EXECUTOR, ET AL. *v.* UNITED STATES. January 21, 1929. Petition for writ of certiorari to the Court of Claims denied. *Mr. Wm. L. Clay* for petitioners. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Mr. Fred K. Dyar* for the United States.

No. 592. *OVERLANDER v. OVERLANDER ET AL.* January 21, 1929. Petition for writ of certiorari to the Supreme Court of the State of Kansas and/or the District Court of Doniphan County denied. *Mr. Jacob A. Overlander, pro se.* No appearance for respondents.

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No. 593. *DI BELLA v. UNITED STATES.* January 21, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Louis Halle* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Mr. John J. Byrne* for the United States.

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No. 594. *LUNDQUIST v. CHICAGO, ROCK ISLAND & PACIFIC RY. Co.* January 21, 1929. Petition for writ of certiorari to the Supreme Court of the State of Iowa denied. *Mr. F. M. Miner* for petitioner. *Messrs. M. L. Bell, W. F. Dickinson, J. G. Gamble, and Alden B. Howland* for respondent.

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No. 596. *HASKELL v. GYPSY OIL Co.* January 21, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. H. L. Stuart, W. A. Ledbetter, and R. R. Bell* for petitioner. No appearance for respondent.

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No. 598. *CONTINENTAL CASUALTY Co. v. WILLIS.* January 21, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Joseph M. Hurt, Jr.,* for petitioner. No appearance for respondent.



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No. 613. *SMITH v. REISHMAN ET AL.* January 21, 1929. Petition for writ of certiorari to the Circuit Court of Kanawha County of the State of West Virginia denied. *Mr. Claude L. Smith* for petitioner. No appearance for respondents.

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No. 599. *SULLIVAN EX REL. BEW v. TILLINGHAST, COMMISSIONER OF IMMIGRATION.* February 18, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Wm. H. Lewis* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Harry S. Ridgely* for respondent.

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No. 602. *SELF v. PRAIRIE OIL & GAS CO.* February 18, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Charles B. Rogers and L. O. Lytle* for petitioner. *Messrs. T. J. Flannely, Preston C. West, Nathan A. Gibson, Joseph L. Hull and A. O. Davidson* for respondent.

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No. 605. *NEAL ET AL., TRUSTEES, ETC. v. UNITED STATES.* February 18, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Wm. Harold Hitchcock* for petitioners. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Mr. Clarence M. Charest* for the United States.

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No. 607. *BARBER ASPHALT PAVING CO. v. STANDARD ASPHALT & RUBBER CO.; and*

No. 608. *STANDARD ASPHALT & RUBBER CO. v. BARBER ASPHALT PAVING CO.* February 18, 1929. Petitions for

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writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. John W. Davis, Henry N. Paul, and Charles Neave* for petitioner in No. 607 and respondent in No. 608. *Messrs. Thomas G. Haight, Alexander F. Reichmann, Frank L. Belknap, and Wm. F. Hall* for respondent in No. 607 and petitioner in No. 608.

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No. 630. PARKS, TRUSTEE, ET AL. *v.* KNAPP, RECEIVER. February 18, 1929. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. C. A. Fosnes* for petitioners. *Mr. Oluf Gjerset* for respondent.

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CASES DISPOSED OF WITHOUT CONSIDERATION  
BY THE COURT, FROM OCTOBER 1, 1928, TO  
AND INCLUDING FEBRUARY 18, 1929.

No. 25. CHAPMAN *v.* UNITED STATES. On writ of certiorari to the Court of Claims. October 1, 1928. Judgment vacated and the cause remanded to the Court of Claims with directions to enter judgment for the petitioner, with interest, on motion of *Solicitor General Mitchell* for the respondent, and mandate granted. *Mr. Sanford Robinson* for petitioner.

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No. 344. DOWELL *v.* CALIFORNIA. On petition for a writ of certiorari to the Supreme Court of the State of California. October 1, 1928. Petition for writ of certiorari dismissed on motion of *Mr. Joseph I. McMullen* for the petitioner. No appearance for respondent.

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No. 5. PHILADELPHIA EX REL. FUREY ET AL. *v.* PHILADELPHIA RAPID TRANSIT CO. ET AL., ETC. Appeal from the District Court of the United States for the Eastern Dis-