

No. 546. ROBERTS, RECEIVER, ET AL. *v.* NEW YORK CITY ET AL. January 7, 1935. Petition for writ of certiorari to the Supreme Court of New York granted. The CHIEF JUSTICE took no part in the consideration or decision of this application. Messrs. Carl M. Owen, Harold C. McCollom, George Welwood Murray, Charles E. Hughes, Jr., Martin A. Schenck, and Charles Franklin for petitioners. Messrs. Paxton Blair, Richard M. Page, Wm. H. Page, Joseph F. Mulqueen, Jr., Elwood Thomas, and Albert S. Wright for respondents. Mr. Gregory Hankin also entered an appearance for respondents.

No. 554. PATTERSON *v.* ALABAMA. January 7, 1935. Petition for writ of certiorari to the Supreme Court of Alabama granted. Messrs. Walter H. Pollak and Osmond K. Fraenkel for petitioner. Messrs. Thomas E. Knight, Jr., and Thomas Seay Lawson for respondent. Reported below: 229 Ala. 270; 156 So. 567.

DECISIONS DENYING CERTIORARI, FROM OCTOBER 1, 1934, TO AND INCLUDING JANUARY 7, 1935.

No. 171. GREEN *v.* CROWELL, DEPUTY COMMISSIONER, ET AL. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit, and motion for leave to proceed further *in forma pauperis*, denied. Rebecca Green, *pro se*. Messrs. George H. Terriberry and Walter Carroll for respondents. Reported below: 69 F. (2d) 762.

No. 231. McGEORGE *v.* CHARLES NELSON Co. October 8, 1934. Petition for writ of certiorari to the District Court of Appeal, First Appellate District, of California, and motion for leave to proceed further *in forma pau-*

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peris, denied. *Mr. H. W. Hutton* for petitioner. No appearance for respondent. Reported below: 136 Cal. App. 638; 29 P. (2d) 426.

No. 237. RASMUSSEN *v.* HAMILTON, RECEIVER, ET AL. October 8, 1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Jesse C. Duke* for petitioner. No appearance for respondents. Reported below: 63 App. D. C. 202; 71 F. (2d) 212.

No. 243. PUCKETT *v.* UNITED STATES. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. John J. McCreary* for petitioner. No appearance for the United States. Reported below: 70 F. (2d) 895.

No. 263. LESSER *v.* NEW YORK. October 8, 1934. Petition for writ of certiorari to the Supreme Court of New York, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Samuel Lesser, pro se.* No appearance for respondent.

No. 284. HUNTER *v.* ZERBST, WARDEN. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Frank Hunter, pro se.* No appearance for respondent. Reported below: 71 F. (2d) 1008.

No. 325. ANDREAS *v.* CLARK, U. S. MARSHAL. October 8, 1934. Petition for writ of certiorari to the Circuit

Court of Appeals for the Ninth Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. James E. Fenton* for petitioner. No appearance for respondent. Reported below: 71 F. (2d) 908.

No. 375. *FOWLER v. AMERICAN MAIL LINE, LTD., ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. H. W. Hutton* for petitioner. No appearance for respondents. Reported below: 69 F. (2d) 905.

No. 384. *WOHLFELD v. NEW YORK.* October 8, 1934. Petition for writ of certiorari to the Supreme Court of New York, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Robert Wohlfeld, pro se.* No appearance for respondent. Reported below: 241 App. Div. 856; 271 N. Y. S. 963.

No. 389. *WHITFIELD v. NORTH CAROLINA.* October 8, 1934. Petition for writ of certiorari to the Supreme Court of North Carolina, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Frank P. Hobgood* for petitioner. No appearance for respondent. Reported below: 206 N. C. 696; 175 S. E. 93.

No. 303. *GASS v. WETMORE ET AL.* October 8, 1934. Petition for writ of certiorari to the Supreme Court of New York denied. MR. JUSTICE STONE took no part in the consideration or decision of this application. *Mr. John J. Curtin* for petitioner. *Mr. R. Randolph Hicks* for respondents. Reported below: 264 N. Y. 663; 191 N. E. 615.

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NO. 315. ROYAL INSURANCE CO., LTD., ET AL. *v.* EASTHAM. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. MR. JUSTICE ROBERTS took no part in the consideration or decision of this application. *Messrs. Louis M. Denit and Leonard J. Ganse* for petitioners. *Mr. Niel P. Sterne* for respondent. Reported below: 71 F. (2d) 385.

NO. 31. BEKINS ET AL. *v.* PACIFIC SAVINGS & LOAN ASSN. October 8, 1934. Petition for writ of certiorari to the Supreme Court of Oregon denied. *Mr. Arthur I. Moulton* for petitioners. *Mr. Erskine Wood* for respondent. Reported below: 146 Ore. 385; 29 P. (2d) 816.

NO. 33. CHESAPEAKE & OHIO RY. CO. *v.* MEARS, ADMINISTRATRIX. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. David H. Leake and Wm. Leigh Williams* for petitioner. *Mr. James Mann* for respondent. Reported below: 70 F. (2d) 490. See also 64 F. (2d) 291.

NO. 34. CONTINENTAL NATIONAL BANK ET AL. *v.* NATIONAL CITY BANK OF NEW YORK. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Charles W. Collins and William C. Day* for petitioners. *Mr. E. E. Bacon* for respondent. Reported below: 69 F. (2d) 312.

NO. 40. McLAUGHLIN & FREEMAN *v.* UNITED STATES. October 8, 1934. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied. *Messrs. Malcolm Donald and Joseph F. Lockett* for

petitioner. *Solicitor General Biggs*, and *Assistant Attorney General Lawrence* for the United States. Reported below: 21 C. C. P. A. (Cust.) 446; T. D. 46,946.

No. 41. MISSOURI PACIFIC R. Co. *v.* CREIGHTON. October 8, 1934. Petition for writ of certiorari to the Kansas City Court of Appeals, of Missouri, denied. *Messrs. Edward J. White, Thomas J. Cole, and D. C. Chastain* for petitioner. *Mr. Walter J. Gresham* for respondent. Reported below: 229 Mo. App. —; 66 S. W. (2d) 980.

Nos. 43 and 44. WINGERT *v.* SMEAD ET AL., TRUSTEES IN BANKRUPTCY. October 8, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Miller Wingert* for petitioner. No appearance for respondents. Reported below: 69 F. (2d) 790. See also, 70 F. (2d) 351.

No. 45. JONES *v.* FOSTER. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Henry Roberts* for petitioner. *Mr. George S. Shackelford, Jr.*, for respondent. Reported below: 70 F. (2d) 200.

No. 46. AMERICAN TEXTILE WOOLEN Co. *v.* COMMISSIONER OF INTERNAL REVENUE. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. J. Robert Sherrod and Charles A. Noone* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. Charles W. Bunn, James W. Morris, and John H. McEvers* for respondent. Reported below: 68 F. (2d) 820.

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NO. 48. *MASTERS ET AL. v. DUVAL COUNTY, FLORIDA, ET AL.* October 8, 1934. Petition for writ of certiorari to the Supreme Court of Florida denied. *Mr. P. H. Odom* for petitioners. *Messrs. Perse L. Gaskins* and *Robert R. Milam* for respondents. Reported below: 114 Fla. 205; 154 So. 172.

NO. 49. *INTERNATIONAL RAILWAY CO. v. BURDICK ET AL.* October 8, 1934. Petition for writ of certiorari to the Supreme Court of New York, Appellate Division, denied. *Mr. Martin Lee Clark* for petitioner. *Messrs. Alan V. Parker, Henry Epstein,* and *Joseph H. McLaughlin* for respondents. Reported below: 264 N. Y. 510; 191 N. E. 539.

NO. 50. *UNION PACIFIC R. CO. v. HELVERING, COMMISSIONER OF INTERNAL REVENUE.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Henry W. Clark* and *Edward N. Abbey* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman,* and *Messrs. James W. Morris* and *Morton K. Rothschild* for respondent. Reported below: 69 F. (2d) 67.

NO. 52. *MAYOR AND CITY COUNCIL OF BALTIMORE v. GIBBS.* October 8, 1934. Petition for writ of certiorari to the Court of Appeals of Maryland denied. *Messrs. R. E. Lee Marshall, Paul F. Due, J. Francis Ireton,* and *Wm. Preston Lane* for petitioner. *Messrs. George Weems Williams* and *Wm. L. Marbury, Jr.,* for respondent. Reported below: 166 Md. 364; 171 Atl. 37.

NO. 53. *BECKER ET AL. v. MONTGOMERY WARD & CO., INC.* October 8, 1934. Petition for writ of certiorari to the Supreme Court of Missouri denied. *Mr. Gilbert*

Lamb for petitioners. *Mr. Frank Y. Gladney* for respondent. Reported below: 334 Mo. 789; 69 S. W. (2d) 674.

No. 56. *HOPKINS v. COMMISSIONER OF INTERNAL REVENUE*. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Herbert Pope* and *George A. Carpenter* for petitioner. *Solicitor General Biggs*, *Assistant Attorney General Wideman*, and *Messrs. James W. Morris* and *Andrew D. Sharpe* for respondent. Reported below: 69 F. (2d) 11.

No. 57. *WABASH RAILWAY CO. v. HIATT, ADMINISTRATRIX*. October 8, 1934. Petition for writ of certiorari to the Supreme Court of Missouri denied. *Messrs. N. S. Brown* and *Homer Hall* for petitioner. *Mr. John S. Marsalek* for respondent. Reported below: 334 Mo. 895; 69 S. W. (2d) 627.

No. 58. *DIXON v. COMMISSIONER OF INTERNAL REVENUE*. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Ellsworth C. Alvord* and *Elwood G. Godman* for petitioner. *Solicitor General Biggs*, *Assistant Attorney General Wideman*, and *Messrs. Erwin N. Griswold* and *James W. Morris* for respondent. Reported below: 69 F. (2d) 461.

No. 59. *CHICAGO & NORTHWESTERN RY. CO. v. WILCOX CO. ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Samuel H. Cady*, *William T. Far-*

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icy, and *P. F. Gault* for petitioner. *Mr. Thomas B. Lantry* for respondents. Reported below: 68 F. (2d) 883.

No. 61. *TRIMBLE v. NEW YORK LIFE INSURANCE CO.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Howard B. Warren* for petitioner. *Mr. Louis H. Cooke* for respondent. Reported below: 69 F. (2d) 849.

No. 63. *BURDICK ET AL v. COCHRAN.* October 8, 1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Ira Robinson* and *Louis Titus* for petitioners. *Messrs. Harry Friedman* and *Howe P. Cochran* for respondent. Reported below: 63 App. D. C. 150; 70 F. (2d) 754.

No. 64. *SMITH v. COMMISSIONER OF INTERNAL REVENUE.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Paul Reilly* for petitioner. *Solicitor General Biggs*, *Assistant Attorney General Wideman*, and *Mr. James W. Morris* for respondent. Reported below: 69 F. (2d) 911.

No. 65. *AUSTIN ET AL. v. COE, COMMISSIONER OF PATENTS.* October 8, 1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. Melville Church* for petitioners. *Solicitor General Biggs* and *Mr. T. A. Hostetler* for respondent. Reported below: 63 App. D. C. 94; 69 F. (2d) 832.

No. 66. ATLANTIC GREYHOUND LINES, INC., *v.* METZ. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. Henry I. Quinn and Austin F. Canfield* for petitioner. *Mr. James J. Lenihan* for respondent. Reported below: 70 F. (2d) 166.

No. 67. WICHITA STATE BANK & TRUST CO. *v.* HELVERING, COMMISSIONER OF INTERNAL REVENUE. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Harry C. Weeks* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Mr. James W. Morris* for respondent. Reported below: 69 F. (2d) 595.

No. 71. CUYUNA MINING & INVESTMENT Co. *v.* ICKES, SECRETARY OF THE INTERIOR. October 8, 1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Manton M. Wyvell and Clyde L. Rogers* for petitioner. *Solicitor General Biggs and Assistant Attorney General Blair* for respondent. Reported below: 63 App. D. C. 91; 69 F. (2d) 662.

No. 73. DAKIN, RECEIVER, *v.* FEDERAL RESERVE BANK OF BOSTON ET AL. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Kenneth I. McKay and Maynard Ramsey* for petitioner. *Mr. Harvey L. McGlothlin* for respondents. Reported below: 69 F. (2d) 319.

No. 74. SPENCER KELLOGG & SONS, INC. *v.* BUCKEYE STEAMSHIP Co. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth

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Circuit denied. *Messrs. Sherwin A. Hill and Carl V. Essery* for petitioner. *Messrs. Frederick L. Leckie and Thomas H. Garry* for respondent. Reported below: 70 F. (2d) 146.

No. 75. *SNYPP v. OHIO*. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. A. S. Iddings* for petitioner. *Mr. Harry N. Routzohn* for respondent. Reported below: 70 F. (2d) 535.

No. 76. *DUNKLEE v. CUNARD STEAMSHIP Co., LTD.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Harry D. Thirkield* for petitioner. *Mr. George de Forest Lord* for respondent. Reported below: 69 F. (2d) 1003.

No. 79. *NUSBAUM, TRUSTEE IN BANKRUPTCY, v. NEW LIBERTY LOAN & SAVINGS ASSN.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Charles C. Scott* for petitioner. No appearance for respondent. Reported below: 70 F. (2d) 49.

No. 80. *CENTRAL IRON & STEEL Co. v. UNITED STATES.* October 8, 1934. Petition for writ of certiorari to the Court of Claims denied. *Mr. Ralph J. Baker* for petitioner. *Solicitor General Biggs* and *Assistant Attorney General Wideman* for the United States. Reported below: 79 Ct. Cls. 56; 6 F. Supp. 115.

No. 169. *CLEVELAND AUTOMOBILE Co. v. UNITED STATES.* October 8, 1934. Petition for writ of certiorari

to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Ellsworth C. Alvord* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. James W. Morris and Lucius A. Buck* for the United States. Reported below: 70 F. (2d) 365.

No. 257. *W. H. BRADFORD & Co., INC. v. UNITED STATES.* October 8, 1934. Petition for writ of certiorari to the Court of Claims denied. *Mr. Paul Armitage* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Mr. George H. Foster* for the United States. Reported below: 79 Ct. Cls. 89; 6 F. Supp. 117.

No. 81. *UNITED STATES v. CLARKE, EXECUTOR.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Solicitor General Biggs* for the United States. *Mr. William B. Bodine* for respondent. Reported below: 69 F. (2d) 748.

No. 242. *UNITED STATES v. UNION TRUST Co., EXECUTOR.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Solicitor General Biggs* for the United States. *Mr. Daniel M. Beach* for respondent. Reported below: 70 F. (2d) 629.

No. 82. *DONNELLEY ET AL., COEXECUTORS, v. HELVERING, COMMISSIONER OF INTERNAL REVENUE.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Edward H. McDermott, Ellsworth C. Alvord, and Floyd F. Toomey* for petitioners. *Solicitor General Biggs, Assist-*

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ant Attorney General Wideman, and Messrs. James W. Morris, J. P. Jackson, and H. Brian Holland for respondent. Reported below: 68 F. (2d) 722.

NO. 83. GREAT LAKES TRANSIT CORP. *v.* NORRIS GRAIN CO. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Lawrence E. Coffey and David F. Rosenthal for petitioner. Mr. Forrest E. Single for respondent. Reported below: 70 F. (2d) 32.*

NO. 84. CENTRAL RAILROAD CO. OF NEW JERSEY *v.* GASSER. October 8, 1934. Petition for writ of certiorari to the Superior Court of Pennsylvania denied. *Mr. George W. Aubrey for petitioner. Mr. E. Burke Finnerly for respondent. Reported below: 112 Pa. Super. Ct. 420; 171 Atl. 97.*

NO. 85. SCHWARTZ, TRUSTEE IN BANKRUPTCY, *v.* HOLZMAN. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Meyer Kraushaar for petitioner. Mr. Louis R. Bick for respondent. Reported below: 69 F. (2d) 814.*

NOS. 86 and 87. THE FARMERS' LOAN & TRUST CO., TRUSTEE, ET AL. *v.* BOWERS, EXECUTOR. October 8, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. John W. Davis and Carl Taylor for petitioners. Solicitor General Biggs, Assistant to the Attorney General Stanley, Assistant Attorney General Wideman and Messrs. Sewall Key, Carlton Fox and Erwin N. Griswold for respondent. Reported below: 68 F. (2d) 916.*

No. 89. UNITED STATES *v.* JONES ET AL. October 8, 1934. Petition for writ of certiorari to the Court of Claims denied. *Solicitor General Biggs* and *Assistant Attorney General Wideman* for the United States. *Mr. George E. H. Goodner* for respondents. Reported below: 78 Ct. Cls. 549; 5 F. Supp. 146.

No. 90. REISENWEBERS, INC. *v.* IRVING TRUST CO., TRUSTEE IN BANKRUPTCY. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Moses Cohen* for petitioner. *Mr. William D. Whitney* for respondent. Reported below: 69 F. (2d) 513.

No. 92. MERCANTILE-COMMERCE BANK & TRUST CO., TRUSTEE, *v.* DRAINAGE DISTRICT No. 2 OF CRITTENDEN COUNTY, ARKANSAS, ET AL. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Guy A. Thompson* and *Samuel A. Mitchell* for petitioner. *Messrs. Walter G. Riddick* and *Charles T. Coleman* for respondents. Reported below: 69 F. (2d) 138.

No. 93. BARRYMORE ET AL. *v.* KEMP, RECEIVER, ET AL.; and

No. 94. SAME *v.* WEILER ET AL. October 8, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Zack Lamar Cobb* for petitioners. *Messrs. H. W. O'Melveny* and *Walter K. Tuller* for respondents. Reported below: 69 F. (2d) 335.

No. 96. MORRISSEY *v.* UNITED STATES. October 8, 1934. Petition for writ of certiorari to the Circuit Court

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of Appeals for the Ninth Circuit denied. *Mr. Byron C. Hanna* for petitioner. *Solicitor General Biggs* and *Messrs. Harry S. Ridgely* and *W. Marvin Smith* for the United States. Reported below: 70 F. (2d) 729. See also, 67 F. (2d) 267.

No. 97. *WINGERT ET AL. v. SMEAD ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Miller Wingert* for petitioners. No appearance for respondents. Reported below: 70 F. (2d) 351. See also, 69 F. (2d) 790.

No. 98. *ANDERSON ET AL. v. MOORE ET AL.*; and

No. 99. *GRAHAM ET AL. v. SAME.* October 8, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. John Lichty* for petitioners. *Solicitor General Biggs*, *Assistant Attorney General Blair*, and *Messrs. Aubrey Lawrence* and *H. Brian Holland* for respondents. Reported below: 68 F. (2d) 191.

No. 101. *SHANFEROKE COAL & SUPPLY CORP. v. WEST-CHESTER SERVICE CORP.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. George C. Levin* for petitioner. *Mr. Ralph Royall* for respondent. Reported below: 70 F. (2d) 297; 69 *id.* 1016.

No. 104. *LEVY-WARD GROCER CO. v. LAMBORN ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Dudley Morton Shively* for petitioner. *Messrs. Samuel D. Miller*, *S. B. Pettengill*, and *A. C. B. McNevin* for respondents. Reported below: 69 F. (2d) 723.

No. 105. *SARGEANT v. GRIMES*. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. Frederick E. Dickerson* for petitioner. *Mr. Max P. Zoll* for respondent. Reported below: 70 F. (2d) 121.

No. 106. *McCUTCHAN v. UNITED STATES*. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Clyde Taylor* and *D. Heywood Hardy* for petitioner. *Solicitor General Biggs* and *Messrs. Harry S. Ridgely* and *W. Marvin Smith* for the United States. Reported below: 70 F. (2d) 658.

No. 108. *CENTRAL RAILROAD COMPANY OF NEW JERSEY v. STATE TAX COMM'N ET AL.* October 8, 1934. Petition for writ of certiorari to the Court of Errors and Appeals of New Jersey denied. *Messrs. Alex. H. Elder* and *Maximilian M. Stallman* for petitioner. *Mr. Duane E. Minard* for respondents. Reported below: 112 N. J. L. 5; 169 Atl. 489.

No. 109. *PACIFIC WESTERN OIL CO. v. McDUFFIE, RECEIVER, ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Thomas A. J. Dockweiler* for petitioner. *Messrs. Atlee Pomerene, Frank Harrison, Robert B. Murphey, Norman S. Sterry, H. W. O'Melveny,* and *Alex. Macdonald* for respondents. Reported below: 69 F. (2d) 208.

No. 111. *BANDES v. COMMISSIONER OF INTERNAL REVENUE*. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Allen G. Gartner* for petitioner. *Solici-*

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tor *General Biggs*, Assistant Attorney General *Wideman*, Messrs. *James W. Morris* and *H. Brian Holland*, and Miss *Helen R. Carloss* for respondent. Reported below: 69 F. (2d) 812.

No. 112. JOHNSON, RECEIVER, *v.* MERCHANTS & MANUFACTURERS SECURITIES CO. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Frederick H. Wood* for petitioner. Messrs. *Samuel A. Dew* and *Michael J. Doherty* for respondent. Reported below: 69 F. (2d) 940.

Nos. 113 and 114. DORT, ADMINISTRATRIX *v.* HELVERING, COMMISSIONER OF INTERNAL REVENUE. October 8, 1934. Petition for writs of certiorari to the United States Court of Appeals for the District of Columbia denied. Messrs. *William P. Smith* and *John C. Evans* for petitioner. Solicitor General *Biggs*, Assistant Attorney General *Wideman*, Miss *Helen R. Carloss*, and Messrs. *James W. Morris* and *Erwin N. Griswold* for respondent. Reported below: 63 App. D. C. 98; 69 F. (2d) 836.

No. 116. WALLACE ET AL. *v.* SEAGRAVES. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. Messrs. *John Neethe*, *S. J. Brooks*, and *J. D. Williamson* for petitioners. No appearance for respondent. Reported below: 69 F. (2d) 163.

No. 117. MARYLAND CASUALTY CO. *v.* COOK-O'BRIEN CONSTRUCTION CO. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. P. H. Marshall* for petitioner. *Mr. Floyd E. Jacobs* for respondent. Reported below: 69 F. (2d) 462.

No. 118. ALDREW OIL & GAS CO. *v.* ALEXANDER, COLLECTOR OF INTERNAL REVENUE; and

No. 119. BERGEN OIL & GAS CO. *v.* SAME. October 8, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. Charles H. Garnett* for petitioners. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. James W. Morris and John G. Remey* for respondent. Reported below: 70 F. (2d) 160.

No. 121. PERRON *v.* AETNA LIFE INSURANCE CO. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Isaac E. Ferguson and Edward Sonnenschein* for petitioner. *Mr. George T. Buckingham* for respondent. Reported below: 69 F. (2d) 401.

No. 122. ULTIMO *v.* PALMER, DISTRICT DIRECTOR OF IMMIGRATION, ET AL. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Harold O. Mulks* for petitioner. *Solicitor General Biggs and Messrs. Harry S. Ridgely and W. Marvin Smith* for respondents. Reported below: 69 F. (2d) 1.

No. 123. HELVERING, COMMISSIONER OF INTERNAL REVENUE, *v.* BROWN, EXECUTRIX; and

No. 124. SAME *v.* BROWN. October 8, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Solicitor General Biggs* for petitioner. *Messrs. Herbert Pope and Benjamin M. Price* for respondents. Reported below: 69 F. (2d) 602.

No. 250. HYMAN *v.* HELVERING, COMMISSIONER OF INTERNAL REVENUE. October 8, 1934. Petition for writ of

certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. R. Kemp Slaughter and Hugh C. Bickford* for petitioner. *Solicitor General Biggs* for respondent. Reported below: 63 App. D. C. 221; 71 F. (2d) 342.

No. 293. HELVERING, COMMISSIONER OF INTERNAL REVENUE *v.* HENRY B. BABSON;

No. 294. SAME *v.* GUSTAVUS BABSON; and

No. 295. SAME *v.* FRED K. BABSON. October 8, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Solicitor General Biggs* for petitioner. *Mr. George K. Bowden* for respondents. Reported below: 70 F. (2d) 304.

No. 126. STRAUS ET AL. *v.* FIEST, TRUSTEE IN BANKRUPTCY, ET AL. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Samuel C. Dußerstein* for petitioners. *Mr. Oscar A. Lewis* for respondents. Reported below: 68 F. (2d) 1000.

No. 129. GRAMMER, ADMINISTRATRIX, *v.* MID-CONTINENT PETROLEUM CORP. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Messrs. Roscoe E. Harper and Gentry Lee* for petitioner. *Messrs. James C. Denton and Richard H. Wills* for respondent. Reported below: 71 F. (2d) 38.

No. 130. UNITED STATES EX REL. SHOSHONE IRRIGATION DISTRICT *v.* ICKES, SECRETARY OF THE INTERIOR. October 8, 1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Chester I. Long, Peter Q. Nyce, E. J.*

Goppert, Roy St. Lewis, and Samuel W. McIntosh for petitioner. *Solicitor General Biggs, Assistant Attorney General Blair, and Messrs. D. B. Hempstead and H. Brian Holland* for respondent. Reported below: 63 App. D. C. 167; 70 F. (2d) 771.

No. 269. *KEYSTONE DRILLER Co. v. BYERS MACHINE Co. ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Clarence P. Byrnes and F. O. Richey* for petitioner. *Mr. Robert W. Wilson* for respondents. Reported below: 71 F. (2d) 1000.

No. 136. *LAYNE v. TRIBUNE Co.* October 8, 1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. James A. O'Shea, John H. Burnett, and Alfred Goldstein* for petitioner. *Messrs. Howard Ellis and Louis G. Caldwell* for respondent. Reported below: 63 App. D. C. 213; 71 F. (2d) 223.

Nos. 137, 138, and 139. *COLORADO TAX COMMISSION v. COLORADO CENTRAL POWER Co.* October 8, 1934. Petition for writs of certiorari to the Supreme Court of Colorado denied. *Messrs. Archibald A. Lee, Clarence W. Miles, and Seymour O'Brien* for petitioner. *Messrs. Paul P. Prosser, Charles Roach, and Wm. L. Boatright* for respondent. Reported below: 94 Colo. 287, 292, 293; 29 P. (2d) 1030, 1031, 1032.

No. 140. *ALLEN v. JOHNSON ET AL.* October 8, 1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Alvin L. Newmyer and George C. Gertman* for petitioner. *Messrs. Walter C. Clephane, J. Wilmer Latimer, and Gil-*

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bert L. Hall for respondents. Reported below: 63 App. D. C. 200; 70 F. (2d) 927.

No. 141. *HOLLOW ET AL. v. SHELL PETROLEUM CORP. ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. Karl Knox Gartner* for petitioners. *Messrs. Guy A. Thompson, Samuel A. Mitchell, Frank A. Thompson, and Truman Post Young* for respondents. Reported below: 70 F. (2d) 811.

No. 143. *WOODHOUSE v. MONCURE, DAVIS & BUDWESKEY ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Raymond M. Hudson* for petitioner. No appearance for respondents. Reported below: 70 F. (2d) 61.

No. 144. *I. F. LAUCKS, INC. v. CHAS. H. LILLY Co. ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. G. Wright Arnold* for petitioner. *Mr. Alfred Battle* for respondents. Reported below: 68 F. (2d) 175.

No. 145. *I. F. LAUCKS, INC. v. CHAS. H. LILLY Co. ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. G. Wright Arnold* for petitioner. *Mr. Alfred Battle* for respondents. Reported below: 68 F. (2d) 190.

No. 147. *UNITED STATES EX REL. KARPAY v. UHL, ACTING COMMISSIONER OF IMMIGRATION.* October 8, 1934. Petition for writ of certiorari to the Circuit Court

of Appeals for the Second Circuit denied. *Mr. Christopher C. Cousins* for petitioner. *Solicitor General Biggs* and *Messrs. Harry S. Ridgely* and *W. Marvin Smith* for respondent. Reported below: 70 F. (2d) 792.

Nos. 149 and 150. *FRITZINGER ET AL. v. ILLINOIS*. October 8, 1934. Petitions for writs of certiorari to the Supreme Court of Illinois denied. *Mr. Claude U. Stone* for petitioners. *Mr. Montgomery S. Winning* for respondent.

No. 151. *SHELTON v. UNITED STATES*. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Harold J. Bandy* for petitioner. *Solicitor General Biggs* and *Messrs. Amos W. W. Woodcock* and *W. Marvin Smith* for the United States. Reported below: 69 F. (2d) 223.

No. 152. *HELVERING, COMMISSIONER OF INTERNAL REVENUE, v. PRYOR & LOCKHART DEVELOPMENT CO.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Solicitor General Biggs* for petitioner. *Mr. George M. Morris* for respondent. Reported below: 70 F. (2d) 154.

No. 153. *CHRISTIE v. CLEVELAND HEIGHTS*. October 8, 1934. Petition for writ of certiorari to the Supreme Court of Ohio denied. *Mr. Miles E. Evans* for petitioner. *Mr. Edward J. Schweid* for respondent. Reported below: 128 Oh. St. 297; 190 N. E. 770.

No. 155. *ILLINOIS CENTRAL R. CO. v. HARDIN*. October 8, 1934. Petition for writ of certiorari to the Supreme Court of Missouri denied. *Messrs. William R. Gentry,*

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M. F. Watts, Edward C. Craig, and Charles A. Helsell for petitioner. *Mr. John S. Marsalek* for respondent. Reported below: 334 Mo. 1169; 70 S. W. (2d) 1075.

No. 156. PENNSYLVANIA SLOVAK ROMAN AND GREEK CATHOLIC UNION *v.* AMERICAN SURETY Co. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Seth W. Richardson, Peter P. Jurchak, and David Rosenthal* for petitioner. *Mr. M. J. Martin* for respondent. Reported below: 71 F. (2d) 537.

No. 157. STRONGIN, TRUSTEE IN BANKRUPTCY, *v.* INTERNATIONAL ACCEPTANCE BANK, INC. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. John W. Davis and Neil P. Cullom* for petitioner. *Mr. Walter H. Pollack* for respondent. Reported below: 70 F. (2d) 248.

No. 159. CHESAPEAKE & DELAWARE STEAMBOAT Co. *v.* TUG PENNSYLVANIA ET AL. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Leonard J. Matteson* for petitioner. *Mr. Horace L. Cheyney* for respondents.

No. 160. BEEMSTERBOER *v.* ILLINOIS EX REL. McDONOUGH, COUNTY TREASURER. October 8, 1934. Petition for writ of certiorari to the Supreme Court of Illinois denied. *Mr. Wm. J. Grace* for petitioner. *Mr. Philip H. Treacy* for respondent. Reported below: 356 Ill. 432; 190 N. E. 920.

No. 164. N. W. PUGH Co., INC. *v.* HELVERING, COMMISSIONER OF INTERNAL REVENUE. October 8, 1934.

Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. Frederick L. Pearce* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. James W. Morris and John MacC. Hudson* for respondent. Reported below: 63 App. D. C. 172; 70 F. (2d) 776.

No. 165. *MILWAUKEE v. ACTIVATED SLUDGE, INC.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Newton D. Baker, Arthur C. Denison, Wallace R. Lane, and Max Raskin* for petitioner. *Messrs. Lynn A. Williams and Clifford C. Bradbury* for respondent. Reported below: 69 F. (2d) 577.

No. 167. *NORD v. UNITED STATES.* October 8, 1934. Petition for writ of certiorari to the Court of Claims denied. *Messrs. George A. King, George R. Shields, and John W. Gaskins* for petitioner. *Solicitor General Biggs, Assistant Attorney General Sweeney, and Messrs. Paul A. Sweeney and H. Brian Holland* for the United States. Reported below: 78 Ct. Cls. 795.

No. 168. *LOWERY v. CONNECTICUT FIRE INSURANCE Co.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Horace L. Cheyney* for petitioner. *Mr. Leonard J. Matteson* for respondent. Reported below: 70 F. (2d) 324.

No. 172. *COE MANUFACTURING Co. v. NEW YORK.* October 8, 1934. Petition for writ of certiorari to the Court of Errors and Appeals of New Jersey denied. *Mr.*

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Paul Koch for petitioner. *Messrs. Samuel Kaufman and Henry Epstein* for respondent. Reported below: 112 N. J. L. 536; 172 Atl. 198.

No. 174. LUCKENBACH STEAMSHIP CO., INC. ET AL. v. MIDDLETON, ADMINISTRATOR, ET AL. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. William H. McGrann* for petitioners. *Messrs. Joseph W. Henderson, John W. Crandall, and Thomas F. Mount* for respondents. Reported below: 70 F. (2d) 326.

No. 175. NATIONAL BOX CO. v. MCKINLEY, TRUSTEE IN BANKRUPTCY. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. John M. Lee* for petitioner. *Mr. Nathan William MacChesney* for respondent. Reported below: 69 F. (2d) 642.

No. 232. REDMAN v. BALTIMORE & CAROLINA LINE, INC. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Frederick R. Graves* for petitioner. *Mr. George Whitefield Betts, Jr.*, for respondent. Reported below: 70 F. (2d) 635.

No. 179. HOWARD, TRUSTEE IN BANKRUPTCY, v. CHICAGO GRAVEL Co. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Abram N. Pritzker* for petitioner. *Messrs. Kemper K. Knapp and Harry I. Allen* for respondent. Reported below: 70 F. (2d) 391.

No. 180. AMERICAN SURETY CO. ET AL. *v.* CONROY. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Louis L. Dent* for petitioners. *Mr. Charles C. Spencer* for respondent. Reported below: 71 F. (2d) 107.

No. 181. PRATT FOOD CO. *v.* GEO. H. LEE CO. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Augustus B. Stoughton* for petitioner. *Mr. T. Hart Anderson* for respondent. Reported below: 71 F. (2d) 823.

No. 182. AETNA LIFE INSURANCE CO. *v.* BRAUKMAN. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Messrs. Elmer L. Brock, E. R. Campbell, and Milton Smith* for petitioner. *Mr. Clarence A. Brandenburg* for respondent. Reported below: 70 F. (2d) 647.

No. 184. NEW ENGLAND MUTUAL LIFE INSURANCE CO. *v.* BRAUKMAN. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Messrs. Wm. W. Grant, Jr., Morrison Shafroth, and Henry W. Toll* for petitioner. *Mr. Clarence A. Brandenburg* for respondent. Reported below: 70 F. (2d) 647.

No. 185. WASHBURN ET AL., EXECUTORS, *v.* COMMISSIONER OF INTERNAL REVENUE. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Watson Washburn* for petitioners. *Solicitor General Biggs, Assistant Attorney General Wideman, and Mr. James W. Morris* for respondent. Reported below: 70 F. (2d) 1023.

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No. 187. DINGFELDER ET AL. *v.* THE BRENTA II ET AL.;
and

No. 188. BOERA ET AL. *v.* THE BRENTA II. October 8, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Frank I. Finkler* for petitioners. *Mr. Homer L. Loomis* for respondents. Reported below: 68 F. (2d) 999.

No. 189. CORNELL STEAMBOAT CO. *v.* SCHOLL. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Robert S. Erskine* for petitioner. *Mr. Horace L. Cheyney* for respondent. Reported below: 71 F. (2d) 682.

No. 190. BROWN *v.* COMMISSIONER OF INTERNAL REVENUE. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. W. A. Bolinger* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, Mr. James W. Morris, and Miss Helen R. Carlross* for respondent. Reported below: 69 F. (2d) 863.

No. 191. DARBY *v.* MONTGOMERY COUNTY NATIONAL BANK. October 8, 1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. Lucien H. Mercier* for petitioner. *Messrs. Edwin C. Brandenburg, Louis M. Denit, and Leonard J. Ganse* for respondent. Reported below: 63 App. D. C. 313; 72 F. (2d) 181.

No. 218. INTERNATIONAL FINANCE CORP. *v.* GENERAL MOTORS ACCEPTANCE CORP. October 8, 1934. Petition for writ of certiorari to the United States Court of Ap-

peals for the District of Columbia denied. *Messrs. Jo V. Morgan, Charles A. Douglas, Hugh H. Obear, and Edmond D. Campbell* for petitioner. *Messrs. Frank S. Bright, George C. Shinn, and H. Stanley Hinrichs* for respondent. Reported below: 63 App. D. C. 325; 72 F. (2d) 376.

No. 192. ALPHONSE K. ROY *v.* HELVERING, COMMISSIONER OF INTERNAL REVENUE;

No. 193. CHARLES J. DERBES *v.* SAME;

No. 194. INEZ M. ROY *v.* SAME;

No. 195. ALPHONSE K. ROY AND CHARLES J. DERBES, EXECUTORS, *v.* SAME;

No. 196. CARMEN DERBES *v.* SAME;

Nos. 197 to 201. STAFFORD, DERBES & ROY, INC. *v.* SAME; and

No. 202. UPSTREAM REALTY CO., INC. *v.* SAME. October 8, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. John J. Finnorn* for petitioners. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. James W. Morris and Norman D. Keller* for respondent. Reported below: 69 F. (2d) 786, 788.

No. 203. TEXAS & NEW ORLEANS R. CO. ET AL. *v.* WEBSTER ET AL. October 8, 1934. Petition for writ of certiorari to the Supreme Court of Texas denied. *Messrs. Michael Nagle, Maury Kemp, and Jules Henri Tallichet* for petitioners. *Mr. Robert Ewing Thomason* for respondents. Reported below: 70 S. W. (2d) 394. See also, 53 S. W. (2d) 656.

No. 320. TEXAS & PACIFIC RY. CO. *v.* DAWSON. October 8, 1934. Petition for writ of certiorari to the Supreme Court of Texas denied. *Messrs. Joseph H. T.*

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Bibb and *T. D. Gresham* for petitioner. *Mr. S. P. Jones* for respondent. Reported below: 70 S. W. (2d) 392. See also, 45 S. W. (2d) 367.

No. 204. VAN DEVENTER *v.* TENNESSEE EX REL. WALLACE, COMPTROLLER. October 8, 1934. Petition for writ of certiorari to the Supreme Court of Tennessee denied. *Mr. Horace Van Deventer, pro se.* No appearance for respondent. Reported below: 167 Tenn. 240; 68 S. W. (2d) 478.

No. 205. CARROLLTON EXCELSIOR & FUEL Co., LTD. *v.* NEW ORLEANS & NORTHEASTERN R. Co. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. W. J. Waguess-pack* for petitioner. No appearance for respondent. Reported below: 69 F. (2d) 691.

No. 206. ALEXANDER *v.* THELEMAN, TRUSTEE IN BANKRUPTCY. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Messrs. Henry C. Vidal and William V. Hodges* for petitioner. *Mr. Wilbur F. Denious* for respondent. Reported below: 69 F. (2d) 610.

No. 207. BALTIMORE & OHIO R. Co. *v.* DEWALD. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. George W. P. Whip* for petitioner. No appearance for respondent. Reported below: 71 F. (2d) 810.

No. 209. HARRIS *v.* UNITED STATES. October 8, 1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs.*

Neil Burkinshaw and *Wm. B. O'Connell* for petitioner. *Solicitor General Biggs* and *Messrs. Harry S. Ridgely* and *W. Marvin Smith* for the United States. Reported below: 63 App. D. C. 232; 71 F. (2d) 532.

No. 216. *MARYLAND CASUALTY Co. v. AMERICAN TRUST Co.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. J. Newton Rayzor* for petitioner. No appearance for respondent. Reported below: 71 F. (2d) 137.

No. 217. *PARSONS v. PROVIDENT MUTUAL LIFE INSURANCE Co.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. J. W. Press* for petitioner. No appearance for respondent. Reported below: 70 F. (2d) 863.

No. 220. *WITHERBEE ET AL., EXECUTORS, ET AL. v. COMMISSIONER OF INTERNAL REVENUE.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Spotswood D. Bowers* and *Frank C. Laughlin* for petitioners. *Solicitor General Biggs*, *Assistant Attorney General Wideman*, and *Messrs. James W. Morris* and *John G. Remy* for respondent. Reported below: 70 F. (2d) 696.

No. 222. *CLINCH-MITCHELL CONSTRUCTION Co. v. McCULLOUGH ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. C. A. Randolph* and *Adison L. Gardner, Jr.*, for petitioner. No appearance for respondents. Reported below: 71 F. (2d) 17.

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No. 223. HILLMERT ET AL. *v.* BUSCH, RECEIVER. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Walter E. Wiles* for petitioners. *Mr. Gustavus J. Tatge* for respondent. Reported below: 71 F. (2d) 411.

No. 224. MCKINLAY, TRUSTEE IN BANKRUPTCY *v.* PHILADELPHIA NATIONAL BANK ET AL. October 8, 1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. MR. JUSTICE ROBERTS took no part in the consideration or decision of this application. *Mr. Dean Hill Stanley* for petitioner. *Messrs. Bynum E. Hinton and Everett H. Brown, Jr.*, for respondents. Reported below: 63 App. D. C. 296; 72 F. (2d) 89.

No. 225. HELVERING, COMMISSIONER OF INTERNAL REVENUE, *v.* B. B. JONES;

No. 226. SAME *v.* ELLIOTT L. JONES;

No. 227. SAME *v.* ROBERT L. JONES; and

No. 228. SAME *v.* BERNARD B. JONES ET AL. October 8, 1934. Petition for writs of certiorari to the United States Court of Appeals for the District of Columbia denied. *Solicitor General Biggs, Assistant Attorney General Wideman, Mr. James W. Morris, and Miss Helen R. Carlross* for petitioner. *Mr. F. Edward Mitchell* for respondents. Reported below: 63 App. D. C. 204; 71 F. (2d) 214.

No. 229. MINNEAPOLIS, ST. PAUL & SAULT STE. MARIE RY. CO. ET AL. *v.* NEWBERRY. October 8, 1934. Petition for writ of certiorari to the Supreme Court of Wisconsin denied. *Messrs. William A. Hayes and John E. Palmer* for petitioners. *Mr. W. H. Stafford* for respondent. Reported below: 214 Wis. 547; 252 N. W. 579.

No. 230. *COMMERCIAL TRUST CO. v. UNITED STATES*. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Harold Harper* for petitioner. *Solicitor General Biggs, Assistant Attorney General Sweeney, and Messrs. Paul A. Sweeney and W. Marvin Smith* for the United States.

No. 235. *ECKHARDT ET AL., TRUSTEES, v. BALL ET AL., TRUSTEES*. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Frank H. Pardee* for petitioners. *Mr. Charles B. Rugg* for respondents. Reported below: 72 F. (2d) 316.

No. 236. *HARDENBROOK ET AL. v. LANDQUIST ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Isaac E. Ferguson and Edward Sonnenschein* for petitioners. *Mr. Walter E. Wiles* for respondents. Reported below: 70 F. (2d) 929.

No. 238. *WHITNEY ET AL., EXECUTORS, v. UNITED STATES*. October 8, 1934. Petition for writ of certiorari to the Court of Claims denied. *Mr. Will R. Gregg* for petitioners. *Solicitor General Biggs and Assistant Attorney General Wideman* for the United States. Reported below: 79 Ct. Cls. 480; 6 F. Supp. 849.

No. 239. *FARIS v. HELVERING, COMMISSIONER OF INTERNAL REVENUE*. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Thomas R. Dempsey, A. Calder Mackay, and Clark J. Milliron* for petitioner. *Solicitor*

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General Biggs, Assistant Attorney General Wideman, and Messrs. James W. Morris and John G. Remy for respondent. Reported below: 71 F. (2d) 610.

No. 240. *KELLY v. NATIONAL CITY BANK OF NEW YORK*. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. William F. Kelly, pro se. Mr. F. S. Easby-Smith* for respondent. Reported below: 71 F. (2d) 689.

No. 241. *MISSOURI EX REL. ABEILLE FIRE INSURANCE Co. ET AL. v. SEVIER, JUDGE*. October 8, 1934. Petition for writ of certiorari to the Supreme Court of Missouri denied. The CHIEF JUSTICE and MR. JUSTICE ROBERTS took no part in the consideration or decision of this application. *Messrs. E. R. Morrison and R. J. Folonie* for petitioners. *Messrs. Gilbert Lamb, Floyd E. Jacobs, and John T. Barker* for respondent. Reported below: 335 Mo. 269; 73 S. W. (2d) 361.

No. 244. *LOCKE INSULATOR CORP. v. JACQUE, ADMINISTRATRIX*. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Arthur H. Deibert* for petitioner. *Mr. William L. Clay* for respondent. Reported below: 70 F. (2d) 680.

No. 245. *STEVENSON v. JEFFERSON STANDARD LIFE INSURANCE Co.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. F. G. Hudson* for petitioner. *Mr. Sidney L. Herold* for respondent. Reported below: 70 F. (2d) 72.

No. 246. *GEORGE E. WARREN CORP. v. UNITED STATES.* October 8, 1934. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied. *Mr. George W. Dalzell* for petitioner. *Solicitor General Biggs, Assistant Attorney General Jackson, and Mr. John T. Fowler, Jr.,* for the United States. Reported below: 22 C. C. P. A. (Cust.) 178; T. D. 47,125; 71 F. (2d) 434.

No. 248. *FULLILOVE ET UX. v. UNITED STATES.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Howard B. Warren and Joseph D. Barksdall* for petitioners. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. James W. Morris and Lucius A. Buck* for the United States. Reported below: 71 F. (2d) 852.

No. 251. *CONSUMERS POWER CO. v. ALLEGAN ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Bernard J. Onen* for petitioner. *Messrs. Thomas G. Long and John C. Bills* for respondents. Reported below: 71 F. (2d) 477.

No. 252. *ARKANSAS UTILITIES CO. v. PARAGOULD ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Leo J. Mundt and J. F. Loughborough* for petitioner. *Mr. Arthur L. Adams* for respondents. Reported below: 70 F. (2d) 530.

No. 253. *McINTOSH, TRUSTEE, v. UNITED STATES.* October 8, 1934. Petition for writ of certiorari to the

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Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. Raymond M. Hudson and H. Earlton Hanes* for petitioner. *Solicitor General Biggs, Assistant Attorney General Blair, and Messrs. A. G. Iverson and W. Marvin Smith* for the United States. Reported below: 70 F. (2d) 507.

No. 321. *GILLIAM ET AL., RECEIVERS, v. UNITED STATES.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. H. Earlton Hanes* for petitioners. *Solicitor General Biggs and Mr. W. Marvin Smith* for the United States. Reported below: 70 F. (2d) 507.

No. 254. *PARAMOUNT PUBLIX CORP. v. AMERICAN TRI-ERGO CORP.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. MR. JUSTICE BRANDEIS took no part in the consideration or decision of this application. *Mr. Charles Neave* for petitioner. *Messrs. Thomas D. Thacher, Theodore S. Kenyon, and S. Mortimer Ward, Jr.,* for respondent. Reported below: 71 F. (2d) 153.

No. 255. *ALTOONA PUBLIX THEATRES, INC. v. AMERICAN TRI-ERGO CORP. ET AL.; and*

No. 256. *WILMER & VINCENT CORP. ET AL. v. SAME.* October 8, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Third Circuit denied. MR. JUSTICE BRANDEIS took no part in the consideration or decision of this application. *Messrs. Charles Neave, Thomas G. Haight, Merrell E. Clark, and Henry R. Ashton* for petitioners. *Messrs. Thomas D. Thacher, Hugh M. Morris, and S. Mortimer Ward, Jr.,* for respondents. Reported below: 72 F. (2d) 53. See *ante*, p. 528.

No. 258. PROCESS ENGINEERS, INC. *v.* CONTAINER CORPORATION OF AMERICA. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Albert G. McCaleb* for petitioner. *Mr. Clarence E. Mehlhope* for respondent. Reported below: 70 F. (2d) 487.

No. 259. FIRST NATIONAL BANK OF AMARILLO *v.* CONTINENTAL CASUALTY Co. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Ben H. Stone* for petitioner. *Mr. O. O. Touchstone* for respondent. Reported below: 71 F. (2d) 838.

No. 265. VANDERLIP *v.* UNITED STATES. October 8, 1934. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Ellsworth C. Alvord* and *Floyd F. Toomey* for petitioner. *Solicitor General Biggs*, *Assistant Attorney General Wideman*, and *Mr. George H. Foster* for the United States. Reported below: 79 Ct. Cls. 489; 6 F. Supp. 965.

No. 266. THE PERTH AMBOY No. 3 ET AL. *v.* DITTMAR ET AL.; and

No. 267. SAME *v.* HUDSON BARGE CORP. ET AL. October 8, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Anthony V. Lynch, Jr.*, for petitioners. *Messrs. John C. Crawley* and *William F. Purdy* for respondents. Reported below: 70 F. (2d) 1014.

No. 273. OTT, TRUSTEE IN BANKRUPTCY, *v.* LONG BEACH Co. ET AL. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh

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Circuit denied. *Messrs. Thomas A. Daily and D. A. McDougal* for petitioner. *Messrs. Arthur L. Gilliom, T. C. Mullen, and Shepard J. Crumpacker* for respondents. Reported below: 70 F. (2d) 1.

No. 274. ALUMINUM COMPANY OF AMERICA *v.* BAUSCH MACHINE TOOL Co. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. The CHIEF JUSTICE took no part in the consideration or decision of this application. *Messrs. Edward F. McCledden and Frederick H. Wiggin* for petitioner. *Mr. Charles D. Lockwood* for respondent. Reported below: 72 F. (2d) 236.

No. 275. VAUGHAN *v.* ATLANTIC LIFE INSURANCE Co. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. William Waller* for petitioner. *Mr. Alexander W. Parker* for respondent. Reported below: 71 F. (2d) 394.

No. 276. MORRISON ET AL. *v.* UNITED STATES. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Walter J. Gex* for petitioners. *Solicitor General Biggs* and *Messrs. Amos W. W. Woodcock and W. Marvin Smith* for the United States. Reported below: 71 F. (2d) 358.

No. 277. THE YULU ET AL. *v.* UNITED STATES. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Walter J. Gex* for petitioners. *Solicitor General Biggs, Assistant Attorney General Sweeney, and Mr. Paul A. Sweeney* for the United States. Reported below: 71 F. (2d) 635.

No. 278. MARSHALL & ILSLEY BANK, TRUSTEE, *v.* IRVING TRUST Co., TRUSTEE IN BANKRUPTCY. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Walter E. Ernst* for petitioner. *Mr. Frederick H. Wood* for respondent. Reported below: 70 F. (2d) 691.

No. 279. PAYNE GLOVE Co. *v.* BOSS MANUFACTURING Co. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Karl Kindleberger* for petitioner. *Mr. George A. Cooke* for respondent. Reported below: 71 F. (2d) 768.

No. 280. SILVER BROWN Co. *v.* SHERIDAN ET AL. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Arthur B. Marsh* for petitioner. *Mr. John F. Neary* for respondents. Reported below: 71 F. (2d) 935.

No. 281. CHICAGO TITLE & TRUST Co., TRUSTEE, ET AL. *v.* WELTON ET AL. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Walter T. Fisher* and *Walter H. Eckert* for petitioners. *Messrs. Silas H. Strawn* and *Ralph M. Shaw* for respondents. Reported below: 70 F. (2d) 377.

No. 282. UNITED STATES EX REL. LAZO KOLEFF *v.* REYNOLDS, IMMIGRATION INSPECTOR; and

No. 283. UNITED STATES EX REL. BORIS LAZO KOLEFF *v.* SAME. October 8, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit

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denied. *Mr. Lazo Koleff, pro se. Mr. Boris Lazo Koleff, pro se. Solicitor General Biggs and Messrs. Harry S. Ridgely and W. Marvin Smith* for respondent. Reported below: 70 F. (2d) 39.

No. 285. *WIREN v. SHUBERT THEATRE CORP. ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Oscar B. Wiren* for petitioner. *Messrs. Louis Phillips and Milton R. Weinberger* for respondents. Reported below: 70 F. (2d) 1023.

No. 287. *SINGMASTER v. NEW JERSEY ZINC Co.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. George P. Dike and Nelson Littell* for petitioner. *Mr. Burt D. Whedon* for respondent. Reported below: 71 F. (2d) 277.

No. 290. *CONNECTICUT GENERAL LIFE INSURANCE Co. v. MAHER.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Samuel Knight, F. Eldred Boland, and John H. Riordan* for petitioner. *Mr. Wm. Samuel Graham* for respondent. Reported below: 70 F. (2d) 441.

No. 291. *HOGUE ET AL. v. STRICKER LAND & TIMBER Co.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Patrick H. Loughran, S. B. Laub, Allan Sholars, and L. T. Kennedy* for petitioners. *Messrs. A. K. Shipe and Charles Kerr* for respondent. Reported below: 69 F. (2d) 167; 70 *id.* 722.

No. 297. *RITTERSBACHER ET AL. v. BOARD OF SUPERVISORS OF LOS ANGELES COUNTY ET AL.* October 8, 1934. Petition for writ of certiorari to the Supreme Court of California denied. *Mr. Daniel E. Farr* for petitioners. *Mr. Everett W. Mattoon* for respondents. Reported below: 220 Cal. 535; 32 P. (2d) 135.

No. 298. *AMERICAN TITLE & TRUST CO. v. GULF REFINING Co. ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Branch P. Kerfoot, George S. Hobart, and Duane E. Minard* for petitioner. *Mr. Frederick H. Wood* for respondents. Reported below: 72 F. (2d) 248.

No. 299. *CORD v. McFIE, RECEIVER.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. S. W. Odell* for petitioner. *Mr. Jefferson P. Chandler* for respondent. Reported below: 71 F. (2d) 702.

No. 300. *CAMPBELL v. CHASE NATIONAL BANK.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Frederick B. Campbell and Lounsbury D. Bates* for petitioner. *Mr. H. G. Pickering* for respondent. Reported below: 71 F. (2d) 669.

No. 301. *CAMPBELL v. MEDALIE, DISTRICT ATTORNEY.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Frederick B. Campbell and Lounsbury D. Bates* for petitioner. *Solicitor General Biggs and Mr. Harry S. Ridgely* for respondent. Reported below: 71 F. (2d) 671.

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No. 302. HENSLEY *v.* CHICAGO, ST. PAUL, MINNEAPOLIS & OMAHA RY. CO. October 8, 1934. Petition for writ of certiorari to the Supreme Court of Nebraska denied. *Mr. Nelson C. Pratt* for petitioner. *Messrs. Wymer Dressler, Robert D. Neely, Samuel H. Cady, and William T. Faricy* for respondent. Reported below: 126 Neb. 579; 254 N. W. 426.

No. 304. ANNUNZIATO *v.* UNITED STATES. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. C. C. Cousins* for petitioner. *Solicitor General Biggs, Assistant Attorney General Stephens, and Mr. M. S. Huberman* for the United States. Reported below: 70 F. (2d) 1021.

No. 305. OTIS ELEVATOR CO. *v.* PACIFIC FINANCE CORP. ET AL. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Edwin W. Sims, Wallace R. Lane, Franklin J. Stransky, and Benton Baker* for petitioner. *Messrs. Frederick S. Lyon and Leonard S. Lyon* for respondents. Reported below: 68 F. (2d) 664; 71 *id.* 641.

No. 306. KULESZA ET AL. *v.* BLAIR ET AL., RECEIVERS. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Jacob G. Grossberg* for petitioners. *Messrs. James M. Sheean and Weymouth Kirkland* for respondents. Reported below: 70 F. (2d) 505.

No. 307. FIDELITY MUTUAL LIFE INSURANCE CO. *v.* MERCHANTS & MECHANICS BANK ET AL. October 8, 1934. Petition for writ of certiorari to the Circuit Court

of Appeals for the Fifth Circuit denied. *Mr. A. O. B. Sparks* for petitioner. No appearance for respondents. Reported below: 71 F. (2d) 777.

No. 308. TEXAS STEEL CO. *v.* MISSOURI-KANSAS-TEXAS R. CO. ET AL. October 8, 1934. Petition for writ of certiorari to the Court of Civil Appeals of Texas, 2d Supreme Judicial District, denied. *Mr. George W. Armstrong* for petitioner. *Mr. Fred L. Wallace* for respondents. Reported below: 70 S. W. (2d) 484.

No. 309. HELVERING, COMMISSIONER OF INTERNAL REVENUE, *v.* WALBRIDGE. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Solicitor General Biggs* for petitioner. *Messrs. Russell D. Morrill and Chauncey Newlin* for respondent. Reported below: 70 F. (2d) 683.

No. 310. HELVERING, COMMISSIONER OF INTERNAL REVENUE, *v.* ARCHBALD. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Solicitor General Biggs* for petitioner. *Mr. W. W. Spaulding* for respondent. Reported below: 70 F. (2d) 720.

No. 311. ELTING, COLLECTOR OF CUSTOMS, *v.* LANCASHIRE SHIPPING Co., LTD. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Solicitor General Biggs* for petitioner. *Mr. John W. Crandall* for respondent. Reported below: 70 F. (2d) 699.

No. 312. E. A. LABORATORIES, INC. *v.* TRICO PRODUCTS CORP. October 8, 1934. Petition for writ of certiorari to

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the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Hugh M. Morris and Holland S. Duell* for petitioner. *Mr. Edwin J. Prindle* for respondent. Reported below: 71 F. (2d) 677.

No. 313. *ARTCRAFT SILK HOSIERY MILLS, INC. v. GOTHAM SILK HOSIERY CO. ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Thomas G. Haight, Clifton V. Edwards, and Leon Edelson* for petitioner. *Mr. Samuel E. Darby, Jr.*, for respondents. Reported below: 72 F. (2d) 47.

No. 314. *LEVERING & GARRIGUES CO. ET AL. v. MORRIN ET AL.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Frederick H. Wood and Merritt Lane* for petitioners. *Messrs. Frank P. Walsh and John Walsh* for respondents. Reported below: 71 F. (2d) 284.

No. 316. *COASTWISE TRANSPORTATION CORP. v. COMMISSIONER OF INTERNAL REVENUE.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Robert E. Goodwin* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Mr. James W. Morris* for respondent. Reported below: 71 F. (2d) 104.

No. 317. *KELLY v. NEW YORK, CHICAGO & ST. LOUIS R. Co.* October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. William C. Bachelder and H. K. Bachelder* for petitioner. *Mr. Russell P. Harker* for respondent. Reported below: 70 F. (2d) 548.

No. 318. ART METAL WORKS, INC. *v.* ABRAHAM & STRAUS, INC. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Martin W. Littleton, Joseph Lorenz, and Kenneth S. Neal* for petitioner. *Mr. Robert S. Blair* for respondent. Reported below: 70 F. (2d) 639.

No. 322. UNITED STATES EX REL. NEW MEXICO *v.* ICKES, SECRETARY OF THE INTERIOR. October 8, 1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Frank H. Patton, Peter Q. Nyce, Roy St. Lewis, and Samuel W. McIntosh* for petitioner. *Solicitor General Biggs, Assistant Attorney General Blair, and Mr. C. E. Collett* for respondent. Reported below: 63 App. D. C. 278; 72 F. (2d) 71.

Nos. 323 and 324. POWERS ET AL. *v.* JOHNSON, TRUSTEE IN BANKRUPTCY, ET AL. October 8, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Frank S. Quinn and Will Steel* for petitioners. *Mr. James D. Head* for respondents. Reported below: 71 F. (2d) 48.

No. 326. MURPHY ET AL., EXECUTORS, *v.* COMMISSIONER OF INTERNAL REVENUE. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Edwin L. Garvin* for petitioners. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. James W. Morris and John J. Pringle* for respondent. Reported below: 70 F. (2d) 790.

No. 327. METROPOLITAN LIFE INSURANCE CO. *v.* TRAPP. October 8, 1934. Petition for writ of certiorari to the

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Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Henry I. Eager, William C. Michaels, Leroy A. Lincoln, and Charles M. Blackmar* for petitioner. *Mr. Clarence A. Randolph* for respondent. Reported below: 70 F. (2d) 976.

No. 329. BOSTON & MAINE RAILROAD *v.* HANLEY, ADMINISTRATRIX; and

No. 330. SAME *v.* MURPHY, ADMINISTRATRIX. October 8, 1934. Petition for writs of certiorari to the Superior Court in and for the County of Middlesex, Massachusetts, denied. *Mr. John M. Maloney* for petitioner. *Mr. Edward M. Dangel* for respondents. Reported below: 286 Mass. 390; 190 N. E. 501.

No. 332. HERZOG *v.* STERN ET AL., EXECUTORS. October 8, 1934. Petition for writ of certiorari to the Supreme Court of New York denied. *Mr. James Marshall* for petitioner. *Mr. George Whitefield Betts, Jr.*, for respondents. Reported below: 264 N. Y. 379; 191 N. E. 23.

No. 334. DARDEN *v.* NASHVILLE, CHATTANOOGA & ST. LOUIS RAILWAY. October 8, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Herman J. Nord and C. C. Grassham* for petitioner. *Messrs. G. T. Fitzhugh and Fitzgerald Hall* for respondent. Reported below: 71 F. (2d) 799.

No. 429. POCH *v.* HILL, WARDEN; and

No. 430. SAME *v.* FAKE, U. S. DISTRICT JUDGE. October 15, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Third Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Leonard R. Poch, pro se.* No appearance for respondents. Reported below: 71 F. (2d) 906.

No. 432. MARTIN ET AL. *v.* TEXAS & PACIFIC RY. CO. October 15, 1934. Petition for writ of certiorari to the Supreme Court of Texas, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Deck Martin, pro se.* No appearance for respondent. Reported below: 123 Tex. 383; 71 S. W. (2d) 867.

No. 319. PEVELY DAIRY CO. *v.* CRIPE. October 15, 1934. Petition for writ of certiorari to the Appellate Court, Fourth District, of Illinois, denied. *Messrs. June C. Smith and Walter L. Hensley* for petitioner. No appearance for respondent. Reported below: 275 Ill. App. 231.

No. 328. CAPONE *v.* ADERHOLD, WARDEN. October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Wm. E Leahy, Wm. J. Hughes, Jr., and James F. Reilly* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. Justin Miller, James W. Morris, John H. McEvers, and Earl C. Crouter* for respondent. Reported below: 71 F. (2d) 160.

No. 331. TEXAS EMPLOYERS' INSURANCE ASSN. ET AL. *v.* VOLEK ET AL. October 15, 1934. Petition for writ of certiorari to the Supreme Court of Texas denied. *Messrs. Roy C. Sewell and Lawrence Walton Morris* for petitioners. *Mr. Lewis Fisher* for respondents. Reported below: 69 S. W. (2d) 33.

No. 333. MCGINLEY CORPORATION *v.* LIDO OIL CO. ET AL. October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. T. R. Boone* for petitioner. No appearance for respondents. Reported below: 71 F. (2d) 81.

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No. 335. OLD GOLD CHEMICAL Co., INC. *v.* CHESEBROUGH MANUFACTURING Co. October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. L. E. Gwinn* for petitioner. *Messrs. Charles N. Burch, Hugh M. Morris, and Wm. Wallace White* for respondent. Reported below: 70 F. (2d) 383.

No. 336. STANDARD OIL Co. (INDIANA) *v.* UNITED STATES. October 15, 1934. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Albert L. Hopkins, Harry B. Sutter, Louis L. Stephens, and Anderson A. Owen* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Mr. H. Brian Holland* for the United States. Reported below: 78 Ct. Cls. 714; 5 F. Supp. 976.

No. 337. UNITED STATES *v.* AMERICAN SAFETY RAZOR CORP. October 15, 1934. Petition for writ of certiorari to the Court of Claims denied. *Solicitor General Biggs* for the United States. *Messrs. Charles D. Hamel and John Enrietto* for respondent. Reported below: 79 Ct. Cls. 141; 6 F. Supp. 293, 7 *id.* 196.

No. 341. SAUNDERS, TRUSTEE IN BANKRUPTCY, *v.* GIVEN. October 15, 1934. Petition for writ of certiorari to the Court of Civil Appeals, 8th Supreme Judicial District, of Texas, denied. *Mr. U. S. Goen* for petitioner. *Messrs. Thornton Hardie and Ben R. Howell* for respondent. Reported below: 70 S. W. (2d) 310.

No. 343. UNITED STATES *v.* YOUNGSTOWN SHEET & TUBE Co. October 15, 1934. Petition for writ of certiorari to the Court of Claims denied. *Solicitor General*

Biggs for the United States. *Mr. Charles F. Fawsett* for respondent. Reported below: 79 Ct. Cls. 683; 7 F. Supp. 290.

No. 346. HAY, EXECUTOR, *v.* IRVING TRUST CO., TRUSTEE IN BANKRUPTCY. October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Henry S. Miller* for petitioner. *Mr. Wm. D. Whitney* for respondent. Reported below: 71 F. (2d) 1018.

No. 348. HELVERING, COMMISSIONER OF INTERNAL REVENUE, *v.* WALLACE, EXECUTRIX. October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Solicitor General Biggs* for petitioner. *Mr. Cedric A. Major* for respondent. Reported below: 71 F. (2d) 1002.

No. 349. JOSEPH JOSEPH & BROTHERS Co. *v.* UNITED STATES. October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Preston B. Kavanaugh* for petitioner. *Solicitor General Biggs*, *Assistant Attorney General Wideman*, and *Messrs. James W. Morris, Frank J. Ready, Jr., and H. Brian Holland* for the United States. Reported below: 71 F. (2d) 389.

No. 350. SHAWKEE MANUFACTURING Co. ET AL. *v.* HARTFORD-EMPIRE Co. October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Drury W. Cooper, Allan C. Bakewell, and William B. Jaspert* for petitioners. *Messrs. Clarence P. Byrnes, Vernon M. Dorsey, Thomas G. Haight, Wm. J. Belknap, and Robson D. Brown* for respondent. Reported below: 68 F. (2d) 726.

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No. 351. *DOWNERS GROVE SANITARY DISTRICT v. BUNGE ET AL.* October 15, 1934. Petition for writ of certiorari to the Supreme Court of Illinois denied. *Mr. Daniel S. Wentworth* for petitioner. *Mr. Ralph C. Putnam* for respondents. Reported below: 356 Ill. 531; 191 N. E. 73.

No. 352. *ALFRED HOFMANN, INC. v. TEXTILE MACHINE WORKS.* October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Samuel E. Darby, Jr., and Walter A. Darby* for petitioner. *Mr. Hubert Howson* for respondent. Reported below: 71 F. (2d) 973.

No. 353. *WOODS v. REGAIN, INC.* October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Joseph Fischer* for petitioner. *Mr. Joseph Glass* for respondent. Reported below: 71 F. (2d) 270.

No. 354. *ADA V. PEABODY v. MARLBORO IMPLEMENT Co.; and*

No. 355. *JOHN T. W. PEABODY v. SAME.* October 15, 1934. Petition for writs of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Leonard J. Ganse and Louis M. Denit* for petitioners. *Mr. Edwin A. Swingle* for respondent. Reported below: 63 App. D. C. 288; 72 F. (2d) 81.

No. 356. *VINTON PETROLEUM Co. v. COMMISSIONER OF INTERNAL REVENUE.* October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. W. A. Bolinger* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wide-*

man, and *Messrs. James W. Morris and Warren F. Wattles* for respondent. Reported below: 71 F. (2d) 420.

No. 357. *NISLEY SHOE CO. v. NISLEY Co. ET AL.* October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. H. A. Toulmin, H. A. Toulmin, Jr., and Chalmers M. Parker* for petitioner. *Mr. Francis J. Wright* for respondents. Reported below: 72 F. (2d) 118.

No. 358. *MCLEAN v. JAFFRAY ET AL., RECEIVERS.* October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Mortimer H. Boutelle, John H. Hougen, and Adrian H. David* for petitioner. *Messrs. Charles R. Fowler, Henry C. Carlson, and John B. Faegre* for respondents. Reported below: 71 F. (2d) 743.

No. 359. *TOWNSHEND, TRUSTEE IN BANKRUPTCY, v. LAMB, RECEIVER.* October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. E. V. Townshend* for petitioner. No appearance for respondent. Reported below: 71 F. (2d) 590.

No. 360. *MONTGOMERY v. TERMINAL RAILROAD ASSN. OF ST. LOUIS.* October 15, 1934. Petition for writ of certiorari to the Supreme Court of Missouri denied. *Mr. John S. Marsalek* for petitioner. No appearance for respondent. Reported below: 335 Mo. 348; 73 S. W. (2d) 236.

No. 362. *NEALE ET AL. v. HAZEN ET AL., COMMISSIONERS OF THE DISTRICT OF COLUMBIA.* October 15,

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1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Paul E. Lesh, Dion S. Birney, and C. Clinton James* for petitioners. *Messrs. E. Barrett Prettyman, Vernon E. West, and Walter L. Fowler* for respondents. Reported below: 63 App. D. C. 239; 71 F. (2d) 692.

No. 363. WHEELING MOLD & FOUNDRY CO. *v.* HELVERING, COMMISSIONER OF INTERNAL REVENUE. October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. Percy W. Phillips, Kingman Brewster, James S. Y. Ivins, and O. R. Folsom-Jones* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. Justin Miller and James W. Morris* for respondent. Reported below: 71 F. (2d) 749.

No. 364. MISSOURI-KANSAS-TEXAS R. CO. ET AL. *v.* EMBREY, ADMINISTRATRIX. October 15, 1934. Petition for writ of certiorari to the Supreme Court of Oklahoma denied. *Messrs. Joseph M. Bryson and M. D. Green* for petitioners. *Messrs. H. L. Stuart, R. R. Bell, and E. P. Ledbetter* for respondent. Reported below: 168 Okla. 433; 33 P. (2d) 481.

No. 365. TRANSCONTINENTAL & WESTERN AIR, INC. *v.* FARLEY, POSTMASTER GENERAL, ET AL. October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. John Thomas Smith* for petitioner. *Solicitor General Biggs and Messrs. Carl L. Ristine, W. Marvin Smith, and Lee A. Jackson* for respondents. Reported below: 71 F. (2d) 288.

No. 366. MISSISSIPPI VALLEY TRUST CO. ET AL. *v.* COMMISSIONER OF INTERNAL REVENUE. October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. H. Stanley Hinrichs, Abraham Lowenhaupt, Frank S. Bright, and Stanley S. Waite* for petitioners. *Solicitor General Biggs, Assistant Attorney General Wideman, and Mr. James W. Morris* for respondent. Reported below: 72 F. (2d) 197.

No. 368. HANSEN *v.* UNITED STATES. October 15, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Warren E. Miller* for petitioner. *Solicitor General Biggs and Messrs. Will G. Beardslee and Randolph C. Shaw* for the United States. Reported below: 70 F. (2d) 230.

No. 369. MILLER ET AL. *v.* PYRITES CO., INC. ET AL.; and

No. 370. MERRELL ET AL. *v.* SAME. October 22, 1934. Petitions for writs of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Wm. Burnet Wright* for petitioners. *Messrs. Murray F. Johnson and G. Ridgely Sappington* for respondents. Reported below: 71 F. (2d) 804.

No. 371. WADSWORTH ELECTRIC MANUFACTURING CO. *v.* WESTINGHOUSE ELECTRIC & MANUFACTURING CO. October 22, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Walter F. Murray* for petitioner. *Messrs. Drury W. Cooper, Thomas J. Byrne, and Victor S. Beam* for respondent. Reported below: 71 F. (2d) 850.

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No. 378. HUTTON *v.* NEW YORK TITLE & MORTGAGE Co. October 22, 1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Levi H. David and E. Hilton Jackson* for petitioner. *Messrs. George P. Hoover and James C. Rogers* for respondent. Reported below: 63 App. D. C. 266; 71 F. (2d) 989.

No. 380. FRED W. MEARS HEEL CO., INC. *v.* WALLEY. October 22, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Messrs. Eben Winthrop Freeman and Walter Bates Farr* for petitioner. *Mr. Nathan W. Thompson* for respondent. Reported below: 71 F. (2d) 876.

No. 396. STANDARD NUT MARGARINE CO. *v.* MELLON ET AL. October 22, 1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. George N. Murdock and Lloyd Anderson* for petitioner. *Messrs. Frank J. Hogan, Donald D. Shepard, Arthur B. Van Buskirk, William M. Robinson, William J. Donovan, and Henry Herrick Bond* for respondents. Reported below: 63 App. D. C. 339; 72 F. (2d) 557.

No. 410. UNITED STATES *v.* MATOIL SERVICE & TRANSPORT Co. October 22, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Solicitor General Biggs* for the United States. *Mr. Louis Halle* for respondent. Reported below: 72 F. (2d) 772.

No. 367. LITTLE, TRUSTEE IN BANKRUPTCY, *v.* BANK OF WADESBORO. October 22, 1934. Petition for writ of

certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. W. C. Davis* for petitioner. *Mr. John M. Robinson* for respondent. Reported below: 71 F. (2d) 513.

No. 372. ALEXANDER PICKERING & Co., LTD. *v.* CHINESE AMERICAN COLD STORAGE ASSN., INC. October 22, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Alfred Sutro* and *Eugene M. Prince* for petitioner. No appearance for respondent. Reported below: 71 F. (2d) 895.

No. 376. MORGAN *v.* HOAGE, DEPUTY COMMISSIONER, ET AL. October 22, 1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. H. Mason Welch* for petitioner. *Mr. Edward S. Brashears* for respondents. Reported below: 63 App. D. C. 355; 72 F. (2d) 727.

No. 377. SAN FRANCISCO SHOPPING NEWS Co. *v.* SOUTH SAN FRANCISCO ET AL. October 22, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. M. C. Sloss* for petitioner. *Mr. Charles N. Kirkbride* for respondents. Reported below: 69 F. (2d) 879.

No. 381. FARLEY ET AL., TRUSTEES, *v.* SEIDL ET AL. October 22, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Joseph Very Quarles* for petitioners. *Messrs. Thomas A. Sanderson, Samuel Becker, and Charles B. Quarles* for respondents. Reported below: 71 F. (2d) 791.

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No. 382. SCHLEIER *v.* UNITED STATES. October 22, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Paul Koch* for petitioner. *Solicitor General Biggs* and *Mr. Harry S. Ridgely* for the United States. Reported below: 72 F. (2d) 414.

No. 385. AMERICAN COMPRESS & WAREHOUSE Co. *v.* BENDER. October 22, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. W. Scott Wilkinson* and *C. Huffman Lewis* for petitioner. *Solicitor General Biggs*, *Assistant Attorney General Wideman*, and *Messrs. James W. Morris*, *Lee A. Jackson*, and *H. Brian Holland* for respondent. Reported below: 70 F. (2d) 655.

No. 388. CARLSEN *v.* NEBRASKA. October 22, 1934. Petition for writ of certiorari to the Supreme Court of Nebraska denied. *Messrs. Ernest B. Perry* and *Walter D. James* for petitioner. *Messrs. Paul F. Good* and *Wm. H. Wright* for respondent. Reported below: 127 Neb. 11; 254 N. W. 744.

No. 390. KIMBALL ET AL. *v.* COMMISSIONER OF INTERNAL REVENUE. October 22, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Watson Washburn* for petitioners. *Solicitor General Biggs*, *Assistant Attorney General Wideman*, and *Mr. James W. Morris* for respondent. Reported below: 71 F. (2d) 1011.

No. 391. ILLINOIS CENTRAL R. Co. *v.* CRAIN, ADMINISTRATRIX. October 22, 1934. Petition for writ of certiorari to the Supreme Court of Missouri denied. *Messrs.*

M. F. Watts, Wm. R. Gentry, Edward C. Craig, and Charles A. Helsell for petitioner. No appearance for respondent. 335 Mo. 658; 73 S. W. (2d) 786.

No. 392. ARKO MINING CO. *v.* ICKES, SECRETARY OF THE INTERIOR. October 22, 1934. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. Clyde L. Rogers* for petitioner. *Solicitor General Biggs, Assistant Attorney General Blair, and Mr. Aubrey Lawrence* for respondent. Reported below: 63 App. D. C. 321; 72 F. (2d) 189.

No. 402. HOUGHTON ET AL., EXECUTORS, *v.* COMMISSIONER OF INTERNAL REVENUE;

No. 403. HOUGHTON *v.* SAME; and

No. 404. HOUGHTON ET AL. *v.* SAME. October 22, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Charles Angulo, Russell L. Bradford, and George H. Craven* for petitioners. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. Sewall Key and John G. Remy* for respondent. Reported below: 71 F. (2d) 656.

No. 405. CORNING TRUST CO., EXECUTOR, *v.* COMMISSIONER OF INTERNAL REVENUE. October 22, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Charles Angulo, Russell L. Bradford, and George H. Craven* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. Sewall Key and John G. Remy* for respondent. Reported below: 71 F. (2d) 656.

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No. 406. *SULLIVAN v. COMMISSIONER OF INTERNAL REVENUE*. October 22, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Charles Angulo, Russell L. Bradford, and George H. Craven* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. Sewall Key and John G. Remy* for respondent. Reported below: 71 F. (2d) 656.

No. 407. *HOLLISTER v. COMMISSIONER OF INTERNAL REVENUE*. October 22, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Charles Angulo, Russell L. Bradford, and George H. Craven* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. Sewall Key and John G. Remy* for respondent. Reported below: 71 F. (2d) 656.

No. 408. *CITY BANK FARMERS TRUST CO., TRUSTEE, v. COMMISSIONER OF INTERNAL REVENUE*. October 22, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Charles Angulo, Russell L. Bradford, and George H. Craven* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. Sewall Key and John G. Remy* for respondent. Reported below: 71 F. (2d) 656.

No. 409. *ROBISON v. FIRST NATIONAL PICTURES, INC., ET AL.* October 22, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Zach Lamar Cobb* for petitioner. *Mr. Irving M. Walker* for respondents. Reported below: 72 F. (2d) 37.

No. 459. *HANDY, RECEIVER, v. OKLAHOMA EX REL. KING, ATTORNEY GENERAL.* October 22, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. Joseph W. Bailey, Jr.*, for petitioner. *Mr. Malcolm E. Rosser* for respondent. Reported below: 71 F. (2d) 697.

No. 393. *WARSHAUER v. LLOYD SABAUDO, S. A.* November 5, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit is denied, for the reason that application for the writ of certiorari was not made within the time provided by law. Act of February 13, 1925, § 8 (a), 43 Stat. 936, 940; U. S. Code, Title 28, § 350; *Medhurst v. The South American*, 264 U. S. 587. *Mr. Bernard S. Barron* for petitioner. *Mr. Homer L. Loomis* for respondent. Reported below: 71 F. (2d) 146.

No. 264. *WARREN STEAM PUMP Co. v. UNITED STATES.* November 5, 1934. Petition for writ of certiorari to the Court of Claims denied. *Messrs. M. Manning Marcus and Merrill S. June* for petitioner. *Solicitor General Biggs* and *Assistant Attorney General Wideman* for the United States. Reported below: 78 Ct. Cls. 751; 5 F. Supp. 781.

No. 397. *MAXFIELD v. CANADIAN PACIFIC RY. CO. ET AL.* November 5, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Alfred W. Bowen and Donald O. Wright* for petitioner. *Mr. John E. Palmer* for respondents. Reported below: 70 F. (2d) 982.

No. 399. *McSHANE, ADMINISTRATOR, ET AL. v. UNITED STATES.* November 5, 1934. Petition for writ of certio-

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rari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. Kenaz Huffman* for petitioners. *Solicitor General Biggs* and *Messrs. Will G. Beardslee* and *W. Marvin Smith* for the United States. Reported below: 70 F. (2d) 991.

No. 401. *SABINE TOWING CO., INC. ET AL. v. BRENNAN, ADMINISTRATRIX, ET AL.* November 5, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. William G. Feely* and *M. A. Grace* for petitioners. *Messrs. C. W. Howth, M. G. Adams,* and *H. C. Hughes* for respondents. Reported below: 72 F. (2d) 490.

No. 411. *AHLES REALTY CORP. v. HELVERING, COMMISSIONER OF INTERNAL REVENUE.* November 5, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Montgomery B. Angell* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman,* and *Mr. James W. Morris* for respondent. Reported below: 71 F. (2d) 150.

No. 415. *INVESTMENT PROPERTIES CORP. v. MOORE, TRUSTEE IN BANKRUPTCY.* November 5, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Edward Hohfeld* and *Herbert W. Clark* for petitioner. *Mr. Thomas S. Tobin* for respondent. Reported below: 71 F. (2d) 711.

No. 417. *SEIBERLING RUBBER CO. v. COMMISSIONER OF INTERNAL REVENUE.* November 5, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Frederick L. Pearce* and *George M. Morris* for petitioner. *Solicitor General Biggs,*

Assistant Attorney General Wideman, and Messrs. James W. Morris and John G. Remy for respondent. Reported below: 70 F. (2d) 651.

No. 418. LAURENT, RECEIVER, ET AL. *v.* STITES, TRUSTEE IN BANKRUPTCY. November 5, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. David R. Castleman* for petitioners. *Mr. Elwood Hamilton* for respondent. Reported below: 71 F. (2d) 802.

No. 419. SKELLY OIL CO. *v.* UNIVERSAL OIL PRODUCTS Co. November 5, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Dean S. Edmonds, William H. Davis, W. P. Z. German, and Alvin F. Molony* for petitioner. *Messrs. Thomas G. Haight and William F. Hall* for respondent. Reported below: 73 F. (2d) 1013.

No. 420. CINCINNATI, NEWPORT & COVINGTON RY. Co. *v.* COVINGTON ET AL.; and

No. 421. COVINGTON ET AL. *v.* CINCINNATI, NEWPORT & COVINGTON RY. Co. November 5, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. John Weld Peck, Frank M. Tracy, Charles W. Milner, Matt Herold, and Chester J. Gerkin* for Cincinnati, Newport & Covington Ry. Co. *Messrs. Stephens L. Blakely and Charlton B. Thompson* for Covington et al. Reported below: 71 F. (2d) 117.

No. 422. CINCINNATI, NEWPORT & COVINGTON RY. Co. *v.* CINCINNATI ET AL. November 5, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the

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Sixth Circuit denied. *Messrs. Charles W. Milner, Frank M. Tracy, Chester J. Gerkin, Matt Herold, and John Weld Peck* for petitioner. *Mr. John D. Ellis* for respondents. Reported below: 71 F. (2d) 124.

No. 427. *HILTON LUMBER CO. v. GRISSOM, COLLECTOR OF INTERNAL REVENUE.* November 5, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. John W. Townsend* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman,* and *Messrs. James W. Morris and J. Louis Monarch* for respondent. Reported below: 70 F. (2d) 892.

No. 428. *CEM SECURITIES CORP. v. COMMISSIONER OF INTERNAL REVENUE.* November 5, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. Thomas G. Haight, Robert H. Montgomery,* and *J. Marvin Haynes* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman,* and *Mr. James W. Morris* for respondent. Reported below: 72 F. (2d) 295.

No. 436. *COMPAGNIE FRANCAISE DE NAVIGATION A VAPEUR v. SAN SOUCI, COLLECTOR OF CUSTOMS.* November 5, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. A. Warner Parker* for petitioner. *Solicitor General Biggs, Assistant Attorney General Sweeney,* and *Messrs. Wm. S. Ward and W. Marvin Smith* for respondent. Reported below: 71 F. (2d) 651.

No. 440. *BRODERICK, SUPERINTENDENT OF BANKS OF NEW YORK, v. IRVING TRUST Co.* November 5, 1934. Petition for writ of certiorari to the Circuit Court of Ap-

peals for the Second Circuit denied. *Mr. Gerald Donovan* for petitioner. *Mr. Edward F. Colladay* for respondent.

No. 451. *OSGOOD CO. ET AL. v. KOGER, TRUSTEE*. November 5, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Daniel H. Cotter* for petitioners. *Mr. John T. L. Hubbard* for respondent.

No. 414. *VINEYARD v. UNITED STATES*. November 5, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Wm. A. Sutherland* for petitioner. *Solicitor General Biggs* and *Messrs. Will G. Beardslee, Wilbur C. Pickett, and Young M. Smith* for the United States. Reported below: 71 F. (2d) 624.

No. 426. *STALCUP ET AL. v. STALCUP*. November 5, 1934. Petition for writ of certiorari to the Supreme Court of Kansas denied. *Mr. Harry W. Colmery* for petitioners. *Messrs. Benjamin F. Hegler and A. V. Roberts* for respondent. Reported below: 139 Kan. 213; 30 P. (2d) 1106.

No. 453. *JOHN HASSALL, INC. v. ROSENBERG ET AL.* November 5, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Asher Blum* for petitioner. *Messrs. Drury W. Cooper and Edgar M. Kitchin* for respondents. Reported below: 73 F. (2d) 58.

No. 509. *PHILIPPO v. CALIFORNIA*. November 12, 1934. Petition for writ of certiorari to the District Court of Appeal, 3rd Appellate District, of California, and motion for leave to proceed further herein *in forma*

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pauperis, denied. *Mr. Pierre d'A. Philippo, pro se.* No appearance for respondent. Reported below: 140 Cal. App. 236; 35 P. (2d) 134.

No. 507. MORSE DRY DOCK & REPAIR CO. *v.* THE PRESIDENT ARTHUR. November 12, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. The CHIEF JUSTICE took no part in the consideration or decision of this application. *Messrs. Courtland Palmer and Chauncey I. Clark* for petitioner. *Messrs. Cletus Keating and Saul S. Myers* for respondent. Reported below: 72 F. (2d) 276.

No. 449. UNITED STATES EX REL. CAMPBELL *v.* HILL, WARDEN. November 12, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. John A. Campbell, pro se.* No appearance for respondent. Reported below: 72 F. (2d) 549.

No. 438. LONERGAN ET AL. *v.* LILLARD ET AL., RECEIVERS, ET AL. November 12, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Messrs. Harry W. Colmery and Fred Robertson* for petitioners. *Messrs. T. M. Lillard and Roland Boynton* for respondents. Reported below: 72 F. (2d) 865.

No. 442. UNITED STATES EX REL. KNIGHT *v.* MELLON;
No. 443. SAME *v.* STONE;
No. 444. SAME *v.* NUTTY;
No. 445. SAME *v.* LEOVY;
No. 446. SAME *v.* GUTHRIE; and
No. 447. SAME *v.* DAVISON. November 12, 1934. Petition for writs of certiorari to the Circuit Court of Appeals

for the Third Circuit denied. *Mr. Wm. A. Gray* for petitioner. *Messrs. Wm. Watson Smith, Leon E. Hickman, and R. L. Batts* for respondents. Reported below: 71 F. (2d) 1021.

No. 448. GREENBAUM, ADMINISTRATRIX, *v.* COLUMBIAN NATIONAL LIFE INSURANCE CO. November 12, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. J. George Silberstein* for petitioner. *Messrs. Frederick H. Nash, Claude R. Branch, and Arthur C. Patterson* for respondent. Reported below: 70 F. (2d) 1016.

No. 458. SHREVEPORT PRODUCING & REFINING CO., INC. *v.* COMMISSIONER OF INTERNAL REVENUE. November 12, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Sidney L. Herold* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. Sewall Key, S. E. Blackham, and H. Brian Holland* for respondent. Reported below: 71 F. (2d) 972.

No. 464. EASTERN OHIO TRANSPORT CORP. *v.* WHEELING ET AL. November 12, 1934. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied. *Mr. Howard D. Matthews* for petitioner. *Mr. Charles M. McCamic* for respondents. Reported below: 115 W. Va. —; 175 S. E. 219.

No. 473. SHEFFORD CHEESE CO. *v.* LAKESHIRE CHEESE CO. November 12, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Arthur M. Hood and Louis Quarles* for

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petitioner. *Mr. Charles Neave* for respondent. Reported below: 72 F. (2d) 497.

No. 495. PITTSBURGH TERMINAL COAL CORP. *v.* BENNETT, ADMINISTRATRIX. November 12, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Robert T. McCracken* and *Sidney J. Watts* for petitioner. *Messrs. Harvey A. Miller* and *G. C. Ladner* for respondent. Reported below: 70 F. (2d) 65.

No. 462. HUDSON ET AL. *v.* TEXAS GULF SULPHUR CO. ET AL. November 19, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. MR. JUSTICE STONE took no part in the consideration or decision of this application. *Messrs. Nathan L. Miller* and *William W. Miller* for petitioners. *Messrs. Joseph M. Hartfield, Richard T. Fleming,* and *Jacob J. Lesser* for respondents. Reported below: 72 F. (2d) 251.

Nos. 512 and 513. CONSOLIDATED DAIRY PRODUCTS CO., INC. *v.* IRVING TRUST CO., TRUSTEE. November 19, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. MR. JUSTICE STONE and MR. JUSTICE ROBERTS took no part in the consideration or decision of this application. *Mr. Edward H. Green* for petitioner. *Mr. William D. Whitney* for respondent. Reported below: 72 F. (2d) 673.

No. 110. JOHNSON, RECEIVER, ET AL. *v.* KANSAS CITY. November 19, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied.

Mr. Frederick H. Wood for petitioners. *Mr. Marcy K. Brown, Jr.*, for respondent. Reported below: 70 F. (2d) 360.

No. 463. *JEFFERS v. BANKERS LIFE Co.* November 19, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. James B. Lewright* for petitioner. *Messrs. R. B. Albersson, Charles L. Black, and Ireland Graves* for respondent. Reported below: 71 F. (2d) 603.

No. 466. *FIREMEN'S INSURANCE Co. v. FOLLETT ET AL.* November 19, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Frederick D. Silber and Herbert W. Hirsh* for petitioner. *Mr. John A. Brown* for respondents. Reported below: 72 F. (2d) 49.

No. 476. *GENERAL GAS & ELECTRIC CORP. v. COMMISSIONER OF INTERNAL REVENUE.* November 19, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Donald V. Hunter, Francis J. Sweeney, and C. Edward Paxson* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. Sewall Key, Joseph M. Jones, and H. Brian Holland* for respondent. Reported below: 72 F. (2d) 364.

Nos. 497 and 498. *JONESBORO COMPRESS Co. v. MENTE & Co., INC.* November 19, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. S. M. Casey and Shields M. Goodwin* for petitioner. *Messrs. W. R. Roddy and J. W. House* for respondent. Reported below: 72 F. (2d) 3.

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No. 506. *MINCHELLA v. MICHIGAN*. December 3, 1934. Petition for writ of certiorari to the Supreme Court of Michigan, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Charles Minchella, pro se*. No appearance for respondent. Reported below: 268 Mich. 123; 255 N. W. 735.

No. 535. *GOODMAN v. KUNKLE, WARDEN*. December 3, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. John P. Goodman, pro se*. No appearance for respondent. Reported below: 72 F. (2d) 334.

No. 502. *TOLFREE v. NEW YORK TITLE & MORTGAGE Co. ET AL.*;

No. 503. *REES v. SAME*;

No. 504. *JACOBY ET AL. v. BOND & MORTGAGE GUARANTEE Co. ET AL.*; and

No. 505. *DEPEN ET AL. v. LAWYERS TITLE & GUARANTY Co. ET AL.* December 3, 1934. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. The CHIEF JUSTICE took no part in the consideration or decision of this application. *Mr. Henry W. Pollock* for petitioners. *Messrs. Charles E. Hughes, Jr., and Lawrence S. Greenbaum* for respondents. Reported below: 72 F. (2d) 702, 420, 705.

No. 470. *GARDNER v. UNITED STATES*. December 3, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Marshall B. Woodworth* for petitioner. *Solicitor General Biggs* and *Messrs. Harry S. Ridgely* and *W. Marvin Smith* for the United States. Reported below: 71 F. (2d) 63.

No. 474. *ERIE RAILROAD Co. v. FRITSCH ET AL.*; and
No. 475. *SAME v. LANDAU ET AL.* December 3, 1934.
Petition for writs of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. George S. Hobart and Ralph E. Cooper* for petitioner. No appearance for respondents. Reported below: 72 F. (2d) 766.

No. 493. *WARNER v. COMMISSIONER OF INTERNAL REVENUE.* December 3, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Sumner Ford* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. Sewall Key and John MacC. Hudson* for respondent. Reported below: 72 F. (2d) 225.

No. 492. *OREGON-WASHINGTON RAILROAD & NAVIGATION Co. v. JORGENSEN.* December 3, 1934. Petition for writ of certiorari to the Supreme Court of Washington denied. *Mr. Arthur C. Spencer* for petitioner. No appearance for respondent. Reported below: 176 Wash. 399; 33 P. (2d) 898; 29 *id.* 744.

No. 494. *THRELKELD v. UNITED STATES.* December 3, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. George A. Threlkeld, pro se. Solicitor General Biggs, Assistant Attorney General Blair, and Messrs. Edward T. Burke and H. Brian Holland* for the United States. Reported below: 72 F. (2d) 464.

No. 500. *STANDARD OIL COMPANY OF COLORADO v. STANDARD OIL Co.* December 3, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Messrs. George Heber Swerer and*

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Wm. D. Harris for petitioner. *Messrs. Henry McAllister* and *Louis L. Stephens* for respondent. Reported below: 72 F. (2d) 524.

No. 501. *HARTZELL v. UNITED STATES*. December 3, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Carlos W. Goltz* for petitioner. *Solicitor General Biggs* and *Messrs. Harry S. Ridgely* and *W. Marvin Smith* for the United States. Reported below: 72 F. (2d) 569.

No. 508. *FREEMAN v. UNITED STATES*. December 3, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. H. F. Stambaugh* for petitioner. *Solicitor General Biggs*, *Assistant Attorney General Wideman*, and *Messrs. Sewall Key* and *J. P. Jackson* for the United States. Reported below: 71 F. (2d) 969.

No. 510. *STRONG v. ROGERS, COLLECTOR*. December 3, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. John W. Davis* for petitioner. *Solicitor General Biggs*, *Assistant Attorney General Wideman*, and *Messrs. Sewall Key*, *Norman D. Keller*, and *H. Brian Holland* for respondent. Reported below: 72 F. (2d) 455.

No. 514. *O'CONNOR v. DAVITT*. December 3, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. James S. Y. Ivins* and *George E. O'Connor* for petitioner. *Messrs. Myron Kommel* and *David L. Podell* for respondent. Reported below: 73 F. (2d) 43.

No. 525. *NEW YORK & CUBA MAIL STEAMSHIP CO. v. AMERICAN STEAMSHIP OWNERS MUTUAL PROTECTION & INDEMNITY ASSN., INC.* December 3, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Oscar R. Houston and Leonard J. Matteson* for petitioner. *Messrs. Cletus Keating and Roger Siddall* for respondent. Reported below: 72 F. (2d) 694.

No. 553. *COLLIER ET AL. v. FLORIDA.* December 10, 1934. Petition for writ of certiorari to the Supreme Court of Florida, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. W. D. Bell* for petitioners. No appearance for respondent. Reported below: 116 Fla. 703; 156 So. 703.

No. 511. *H. M. BYLLESBY & Co. v. OTIS, JUDGE.* December 10, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Henry L. Jost* for petitioner. *Mr. Paul R. Stinson* for respondent. Reported below: 73 F. (2d) 1002.

No. 515. *REMINGTON RAND BUSINESS SERVICE, INC. v. ACME CARD SYSTEM Co.* December 10, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. Samuel E. Darby, Jr., and Harrison M. Brooks* for petitioner. *Messrs. J. Kemp Bartlett and Wm. F. Hall* for respondent. Reported below: 71 F. (2d) 628.

No. 516. *TEAL MOTOR Co., INC. v. ORIENT INSURANCE Co., INC., ET AL.; and*

No. 517. *SAME v. ATLAS ASSURANCE Co., INC.* December 10, 1934. Petition for writs of certiorari to the

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Supreme Court of the Philippine Islands denied. *Mr. Guillermo B. Guevara* for petitioner. *Mr. Allison D. Gibbs* for respondents.

No. 518. *AUSTIN ORGAN Co. v. HAWTHORNE ET AL.* December 10, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Homan W. Walsh* for petitioner. *Mr. John S. Eggleston* for respondents. Reported below: 71 F. (2d) 945.

No. 520. *PACIFIC FIRE INSURANCE Co. v. PENNSYLVANIA SUGAR Co.* December 10, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Hiram B. Calkins* and *Horace Michener Schell* for petitioner. *Messrs. Charles Myers* and *Thomas Raeburn White* for respondent. Reported below: 72 F. (2d) 958.

No. 542. *MANHATTAN OIL Co. ET AL. v. MOSBY.* December 10, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Henry L. Jost* for petitioners. *Messrs. H. M. Longworthy* and *Byron Spencer* for respondent. Reported below: 72 F. (2d) 840.

No. 565. *CUSICK v. WHIPP, WARDEN.* December 17, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Michael J. Cusick, pro se.* No appearance for respondent. Reported below: 73 F. (2d) 254.

No. 523. *MASSACHUSETTS BONDING & INSURANCE Co. v. UNITED STATES QUARRY TILE Co.* December 17, 1934.

Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Atlee Pomereene and Clan Crawford* for petitioner. *Messrs. Arthur D. Baldwin and John L. Cable* for respondent. Reported below: 71 F. (2d) 400.

No. 526. CONTINENTAL TRUST CO., TRUSTEE, ET AL. v. W. R. BONSAI & CO. ET AL. December 17, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. Gordon M. Buck, Edward Duffy, Edwin S. Sunderland, Thomas O'G. Fitzgibbon, Edward R. Baird, Jr., Carlyle Barton, Leon T. Seawell, and Theodore S. Garnett* for petitioners. *Messrs. C. Francis Cocks and T. H. Willcox* for respondents. Reported below: 72 F. (2d) 975.

No. 529. FREDERICK v. MUTUAL BUILDING & INVESTMENT CO. ET AL. December 17, 1934. Petition for writ of certiorari to the Supreme Court of Ohio denied. *Mr. Hiram Ralph Burton* for petitioner. *Mr. John W. Brickner* for respondents. Reported below: 128 Ohio St. 474; 191 N. E. 729.

No. 530. AMERICAN SILK MILLS, INC. v. IRVING TRUST CO. ET AL., RECEIVERS. December 17, 1934. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Leonard Acker* for petitioner. *Mr. Basil O'Connor* for respondents. Reported below: 72 F. (2d) 288.

No. 572. MITCHELL v. WASHINGTON. See *ante*, p. 533.

No. 577. THRASHER v. ADERHOLD, WARDEN. January 7, 1935. Petition for writ of certiorari to the Circuit

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Court of Appeals for the Fifth Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Frank B. Thrasher, pro se.* No appearance for respondent. Reported below: 72 F. (2d) 1020.

No. 608. *SPRUILL v. BALLARD ET AL.* January 7, 1935. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia, and motion for leave to proceed further *in forma pauperis*, denied. *Georgia M. Spruill, pro se.* No appearance for respondents. Reported below: 64 App. D. C. 60; 74 F. (2d) 464.

No. 609. *SPRUILL v. SUPREME COURT OF THE DISTRICT OF COLUMBIA.* January 7, 1935. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia, and motion for leave to proceed further *in forma pauperis*, denied. *Georgia M. Spruill, pro se.* No appearance for respondent. Reported below: 64 App. D. C. 60; 74 F. (2d) 464.

No. 533. *HARTFORD-EMPIRE Co. v. OBEAR-NESTER GLASS Co. ET AL.* January 7, 1935. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Thomas G. Haight, Amasa C. Paul, Robson D. Brown, William J. Belknap, and Maurice M. Moore* for petitioner. *Messrs. John D. Rippey and Lawrence C. Kingsland* for respondents. Reported below: 71 F. (2d) 539.

No. 536. *MARSHALL ELECTRIC Co. v. PULLMAN, INC. ET AL.* January 7, 1935. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Thomas Marshall* for petitioner. *Messrs. Robert S. Blair, George L. Wilkinson, and Delos G. Haynes* for respondents. Reported below: 72 F. (2d) 474.

No. 540. *CANTOR v. CHERRY, TRUSTEE IN BANKRUPTCY, ET AL.* January 7, 1935. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Jacob Weinstein* for petitioner. *Mr. Emil F. Goldhaber* for respondents. Reported below: 73 F. (2d) 188.

No. 539. *McDUFFIE, ANCILLARY RECEIVER, v. WELLS FARGO BANK & UNION TRUST Co.* January 7, 1935. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Hiram W. Johnson* for petitioner. *Messrs. Sidney M. Ehrman and Lloyd W. Dinkelspiel* for respondent. Reported below: 71 F. (2d) 720.

No. 541. *DOUGLAS v. WILL CUTS, COLLECTOR OF INTERNAL REVENUE.* January 7, 1935. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Clark R. Fletcher* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Mr. James W. Morris* for respondent. Reported below: 73 F. (2d) 130.

No. 545. *HIGHWAY TRAILER Co. v. COMMISSIONER OF INTERNAL REVENUE.* January 7, 1935. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Robert Ash* for petitioner. *Solicitor General Biggs, Assistant Attorney General Wideman, and Messrs. Sewall Key and J. P. Jackson* for respondent. Reported below: 72 F. (2d) 913.

No. 548. *FLEETWAY, INC. v. PUBLIC SERVICE INTERSTATE TRANSPORTATION Co.* January 7, 1935. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Louis B. LeDuc* for petitioner. *Mr. William H. Speer* for respondent. Reported below: 72 F. (2d) 761.

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No. 543. *MERRILL v. UNITED STATES*. January 7, 1935. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. James W. Ryan* for petitioner. *Solicitor General Biggs, Assistant Attorney General Sweeney, and Mr. M. Leo Looney, Jr.*, for the United States. Reported below: 73 F. (2d) 49.

No. 547. *WILLEY, ADMINISTRATOR, ET AL. v. HOBBS, WALL & Co.* January 7, 1935. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. H. W. Hutton* for petitioners. *Mr. Ira S. Lillick* for respondent. Reported below: 71 F. (2d) 891.

No. 558. *PERSONAL FINANCE COMPANY OF COUNCIL BLUFFS v. GILINSKY FRUIT Co. ET AL.* January 7, 1935. Petition for writ of certiorari to the Supreme Court of Nebraska denied. *Mr. David J. Gallert* for petitioner. No appearance for respondents. Reported below: 127 Neb. 450; 256 N. W. 511.

No. 559. *FIDELITY & DEPOSIT Co. v. PEOPLES BANK OF SANFORD ET AL.* January 7, 1935. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. Isaac C. Wright and A. L. Brooks* for petitioner. *Messrs. Clawson L. Williams, Kenneth R. Hoyle, and Edwin L. Gavin* for respondents. Reported below: 72 F. (2d) 932.

PETITIONS FOR REHEARING, FROM OCTOBER 1,
1934, TO AND INCLUDING JANUARY 7, 1935.

No. 868 (October Term, 1933). *OHIO ET AL. v. UNITED STATES ET AL.* Appeal from the District Court of the United States for the Southern District of Ohio. On pe-