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No. 552. *KELLY, DIRECTOR OF THE DEPARTMENT OF LABOR AND INDUSTRIES, ET AL. v. WASHINGTON EX REL. FOSS COMPANY, INC. ET AL.* January 18, 1937. Petition for writ of certiorari to the Supreme Court of Washington granted. *Messrs. Daniel Baker and W. A. Toner* for petitioners. *Mr. Glenn J. Fairbrook* for respondents. Reported below: 186 Wash. 589; 59 P. (2d) 373.

No. 559. *GENERAL BAKING CO. v. HARR, SECRETARY, ET AL.* January 18, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit granted. *Messrs. George Eugene Beechwood, J. Harry LaBrum, and Wm. J. Conlen* for petitioner. *Messrs. Charles J. Margiotti and Joseph S. Clark, Jr.,* for respondents. Reported below: 85 F. (2d) 932.

No. 575. *BROWN v. O'KEEFE, RECEIVER.* January 18, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit granted. *Mr. Wm. Elmer Brown, Jr., pro se. Messrs. George P. Barse, William B. Hunter, and Ernest Russell* for respondent. Reported below: 85 F. (2d) 885.

DECISIONS DENYING CERTIORARI, FROM OCTOBER 5, 1936, THROUGH JANUARY 31, 1937.

No. 94. *CANNON v. LOUISIANA.* See *ante*, p. 503.

No. 116. *DRACKETT COMPANY v. CHAMBERLAIN COMPANY.* See *ante*, p. 503.

No. 265. *LINDWAY v. OHIO.* See *ante*, p. 506.

No. 289. *SKIPPER v. SCHUMACHER, SHERIFF.* See *ante*, p. 507.

No. 129. *HAMMERSMITH v. BROPHY, WARDEN.* October 12, 1936. 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 E. Hammersmith, pro se.* No appearance for respondent. Reported below: 247 App. Div. 860; 286 N. Y. S. 966.

No. 150. *PERKINS ET AL. v. SUPREME COURT OF ARIZONA ET AL.* October 12, 1936. Petition for writ of certiorari to the Supreme Court of Arizona, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Cephas F. Perkins* for petitioners. No appearance for respondents. Reported below: 47 Ariz. 376; 56 P. (2d) 639.

No. 165. *WOLKER v. ELECTRIC FERRIES, INC.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Messrs. Silas B. Artell and Charles A. Ellis* for petitioner. *Mr. George C. Sprague* for respondent. Reported below: 82 F. (2d) 1023.

No. 168. *OWENS v. UNITED STATES.* October 12, 1936. 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. James J. Laughlin* for petitioner. No appearance for the United States. Reported below: 66 App. D. C. 104; 85 F. (2d) 270.

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No. 176. CHAMBLIN *v.* CHAMBLIN ET AL. October 12, 1936. Petition for writ of certiorari to the Supreme Court of Illinois, and motion for leave to proceed further *in forma pauperis*, denied. *Mathilda Chamblin, pro se.* No appearance for respondents. Reported below: 362 Ill. 588; 1 N. E. (2d) 73.

No. 178. NORTON *v.* ZERBST, WARDEN. October 12, 1936. 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. James Norton, pro se.* No appearance for respondent. Reported below: 83 F. (2d) 677.

No. 211. REHMEYER ET AL. *v.* FIRST NATIONAL BANK. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Jacob Halper* for petitioners. No appearance for respondent. Reported below: 84 F. (2d) 194.

No. 249. KRUEGER *v.* UNITED STATES. October 12, 1936. Petition for writ of certiorari to the Court of Claims, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. T. T. Oughterson* for petitioner. No appearance for the United States. Reported below: 83 Ct. Cls. 412.

No. 277. PAIGE *v.* VIRGINIA. October 12, 1936. Petition for writ of certiorari to the Corporation Court of Norfolk, Virginia, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. James G. Martin* for petitioner. No appearance for respondent.

No. 300. O'BRIEN *v.* HULBERT, JUDGE, ET AL. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. James J. O'Brien, pro se.* No appearance for respondents.

No. 302. YANNISH *v.* NEW YORK CENTRAL R. CO. October 12, 1936. Petition for writ of certiorari to the Supreme Court of New York, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Charles J. O'Brien* for petitioner. *Mr. Robert E. Whalen* for respondent. Reported below: 271 N. Y. 656; 3 N. E. (2d) 470.

No. 380. LUKE *v.* UNITED STATES. October 12, 1936. 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. Clifford E. Hay* for petitioner. No appearance for the United States. Reported below: 84 F. (2d) 711.

No. 450. MARKS *v.* MOORE ET AL. October 12, 1936. Petition for writ of certiorari to the Supreme Court of New York, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Lawrence Marks, pro se.* No appearance for respondents. Reported below: 245 App. Div. 729; 281 N. Y. S. 885.

No. 106. LEE, COMPTROLLER, *v.* FLORIDA EX REL. ADAMS ET AL. October 12, 1936. Petition for writ of certiorari to the Supreme Court of Florida denied for the want of a final judgment. *Mr. Cary D. Landis*, Attorney General of Florida, and *Messrs. H. E. Carter* and *J. V. Keen* for petitioner. *Messrs. Thomas B. Adams* and

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Henry P. Adair for respondents. Reported below: 122 Fla. 639; 166 So. 249.

No. 107. *SIMPSON, TAX COLLECTOR, v. FLORIDA EX REL. LANE DRUG STORES, INC.* October 12, 1936. Petition for writ of certiorari to the Supreme Court of Florida denied for the want of a final judgment. *Mr. Cary D. Landis*, Attorney General of Florida, and *Messrs. H. E. Carter* and *J. V. Keen* for petitioner. *Messrs. Thomas B. Adams* and *Henry P. Adair* for respondent. Reported below: 122 Fla. 582; 166 So. 227.

No. 192. *HOBART IRON CO. v. COMMISSIONER OF INTERNAL REVENUE.* October 12, 1936. The petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit is denied. MR. JUSTICE BUTLER took no part in the consideration and decision of this application. *Messrs. Floyd F. Toomey* and *Ellsworth C. Alvord* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Jackson*, *Messrs. David E. Hudson* and *Sewall Key*, and *Miss Louise Foster* for respondent. Reported below: 83 F. (2d) 25.

No. 225. *CONTINENTAL OIL CO. v. UNITED STATES.* See *ante*, p. 510.

No. 274. *ROSS, EXECUTOR, v. MAYOR AND COUNCIL OF THE BOROUGH OF EDGEWATER ET AL.* October 12, 1936. The petition for writ of certiorari to the Court of Errors and Appeals of New Jersey is denied. *Mr. William A. Kirk* for petitioner. *Mr. L. Stanley Ford* for respondents. Reported below: 116 N. J. L. 447; 184 Atl. 810.

No. 244. *UNJIENG v. PHILIPPINE ISLANDS.* October 12, 1936. Petition for writ of certiorari to the Su-

preme Court of the Philippine Islands denied. The motion as to the printing of the record is also denied. *Messrs. Louis Titus, Allison D. Gibbs, and Charles L. Frailey* for petitioner. *Messrs. Jose Yulo, Clyde Alton DeWitt, and Eugene Arthur Perkins* for respondent.

No. 352. *REID v. UNITED STATES*. On petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit. October 12, 1936. The motion for leave to proceed further herein *in forma pauperis* is denied for the reason that the Court, upon examination of the papers herein submitted, finds that the application for writ of certiorari was not made within the time provided by law. Act of February 13, 1925, § 8 (a) (43 Stat. 936, 940; 28 U. S. C. 350.) The petition for writ of certiorari is therefore also denied. *Mr. Henry F. Butler* for petitioner. No appearance for the United States. Reported below: 73 F. (2d) 153.

No. 1. *GLOBE KNITTING WORKS v. MICHIGAN TRUST Co., TRUSTEE*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Stuart E. Knappen* for petitioner. *Messrs. Willard F. Keeney and Julius H. Amberg* for respondent.

No. 42. *NATIONAL FOODS, INC. v. UNITED STATES*. October 12, 1936. Petition for writ of certiorari to the Court of Claims denied. *Mr. George N. Murdock* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Mr. Sewall Key* for the United States. Reported below: 82 Ct. Cls. 627; 13 F. Supp. 364.

No. 45. *GUSTASON v. BOARD OF OSTEOPATHIC EXAMINERS ET AL.* October 12, 1936. Petition for writ of certiorari to the Supreme Court of California denied. *Mr. David G. Gustason, pro se.* No appearance for respondents. Reported below: 10 Cal. App. (2d) 436; 51 P. (2d) 1106.

No. 47. *MARRET, ADMINISTRATOR, ET AL. v. UNITED STATES.* October 12, 1936. Petition for writ of certiorari to the Court of Claims denied. *Mr. Camden R. McAtee* for petitioners. *Solicitor General Reed, Assistant Attorney General Morris,* and *Mr. Paul A. Sweeney* for the United States. Reported below: 82 Ct. Cls. 1.

No. 52. *INTERSTATE TRUST & BANKING CO. ET AL. v. STANDARD LUMBER CO. ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Robert H. Anderson* for petitioners. *Messrs. J. T. G. Crawford and Philip S. May* for respondents. Reported below: 82 F. (2d) 346.

No. 53. *DOHERTY RESEARCH CO. v. VICKERS PETROLEUM Co.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. Dean S. Edmonds* for petitioner. *Mr. William F. Hall* for respondent. Reported below: 80 F. (2d) 809.

No. 56. *PEERLESS OIL & GAS Co. v. HEINER, COLLECTOR OF INTERNAL REVENUE.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Robert Ash* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson,* and *Messrs. Sewall Key, J. Louis Monarch,* and *S. E.*

Blackham for respondent. Reported below: 81 F. (2d) 391.

No. 57. TOY NATIONAL BANK *v.* HAMMERSTROM, COUNTY TREASURER, ET AL.;

No. 58. IOWA JOINT STOCK LAND BANK *v.* SAME; and

No. 59. LIVE STOCK NATIONAL BANK *v.* SAME. October 12, 1936. Petition for writs of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Royal C. Johnson* for petitioners. *Mr. Charles M. Stilwill* for respondents. Reported below: 81 F. (2d) 628.

No. 60. BARNETT ET AL. *v.* UNITED STATES. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Anna Laura Barnett* and *Maxine Sturges* for petitioners. *Solicitor General Reed*, *Assistant Attorney General Blair*, and *Mr. C. E. Collett* for the United States. Reported below: 82 F. (2d) 765.

No. 61. UNDERHILL *v.* LENT. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Edward J. McGratty, Jr.*, for petitioner. *Mr. Arthur F. Gotthold* for respondent. Reported below: 82 F. (2d) 258.

No. 65. SIMS *v.* DOUGLASS, TRUSTEE. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Henderson Stockton* and *H. A. Elliott* for petitioner. *Mr. Thomas A. Flynn* for respondent. Reported below: 82 F. (2d) 812.

No. 66. GIESY ET AL. *v.* FIRST NATIONAL BANK ET AL. October 12, 1936. Petition for writ of certiorari to the Supreme Court of Oregon denied. *Mr. Donald C. Beelar* for petitioners. No appearance for respondents. Reported below: 152 Ore. 516; 53 P. (2d) 20.

No. 67. CENTRAL FIBRE PRODUCTS CO. ET AL. *v.* HARDIN ET AL. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. William R. Watkins* for petitioners. *Mr. Gillis A. Johnson* for respondents. Reported below: 82 F. (2d) 692.

No. 68. SAUK RIVER LUMBER CO. *v.* NORTHERN PACIFIC RY. CO. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Harold Preston, O. B. Thorgrimson, L. T. Turner, and Charles Horowitz* for petitioner. *Messrs. Dennis F. Lyons and Lorenzo B. da Ponte* for respondent. Reported below: 82 F. (2d) 519.

No. 69. MERINOS VIESCA Y COMPANIA, INC. *v.* PAN AMERICAN PETROLEUM & TRANSPORT CO. ET AL. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Samuel A. Pleasants* for petitioner. *Mr. Dean Emery* for respondents. Reported below: 83 F. (2d) 240.

No. 71. AMERICAN NATURAL GAS CO. *v.* UNITED STATES. October 12, 1936. Petition for writ of certiorari to the Court of Claims denied. *Mr. J. Nelson Anderson* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Mr. Sewall Key* for the United States. Reported below: 82 Ct. Cls. 300; 13 F. Supp. 69.

No. 72. YORK, ADMINISTRATRIX, *v.* BALTIMORE & OHIO R. Co. October 12, 1936. Petition for writ of certiorari to the Court of Appeals, 1st Appellate District, of Ohio, denied. *Mr. Edward M. Ballard* for petitioner. *Mr. Benton S. Oppenheimer* for respondent.

No. 73. D. & M. MACHINE WORKS ET AL. *v.* TEXAS RUBBER & SPECIALTY CORP. ET AL. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. E. A. Berry* for petitioners. *Mr. Robert H. Kelley* for respondents. Reported below: 81 F. (2d) 206.

No. 75. MERTZ *v.* MELLON ET AL. October 12, 1936. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. George E. H. Goodner, Jerry A. Mathews, Josephus C. Trimble and D. F. Prince* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. Sewall Key, J. Louis Monarch, E. E. Angevine, and Charles A. Horsky* for respondents. Reported below: 65 App. D. C. 266; 82 F. (2d) 872.

No. 76. EQUITABLE LIFE ASSURANCE SOCIETY *v.* DAY. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. Clifton P. Williamson* for petitioner. *Mr. Ralph L. Carr* for respondent. Reported below: 83 F. (2d) 147.

No. 78. WADE, ADMINISTRATOR, *v.* WADE, EXECUTRIX. October 12, 1936. Petition for writ of certiorari to the Supreme Court of Arkansas denied. *Mr. W. F. Kirsch* for petitioner. *Mr. Charles D. Frierson* for respondent. Reported below: 90 S. W. (2d) 214.

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No. 80. CENTRAL ILLINOIS ELECTRIC & GAS CO. *v.* MANUFACTURERS FINANCE CO. ET AL. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. William M. Acton and Roy F. Hall* for petitioner. *Mr. Edward Rothbart* for respondents. Reported below: 81 F. (2d) 85.

No. 81. MOODEY *v.* DALE CONSOLIDATED MINES. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. W. L. Pollard* for petitioner. No appearance for respondent. Reported below: 81 F. (2d) 794.

No. 82. STANDARD DREDGING CO. *v.* KIBADEAUX. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Vernon S. Jones and Raymond Parmer* for petitioner. *Mr. H. C. Hughes* for respondent. Reported below: 81 F. (2d) 670.

No. 83. BALLF *v.* KRANZ. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Harry A. Ballf, pro se. Solicitor General Reed, Assistant Attorney General Morris, and Mr. Paul A. Sweeney* for respondent. Reported below: 82 F. (2d) 315.

No. 84. MARYLAND CASUALTY CO. *v.* FIRST NATIONAL BANK. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Rollin Webster Rodgers* for petitioner. No appearance for respondent. Reported below: 82 F. (2d) 465.

No. 85. *BALDWIN ET AL., TRUSTEES, v. HUFFMAN, ADMINISTRATRIX.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Robert E. Wiley* for petitioners. No appearance for respondent. Reported below: 82 F. (2d) 5.

No. 86. *MONTAGUE v. NEW YORK CENTRAL R. CO. ET AL.* October 12, 1936. Petition for writ of certiorari to the Supreme Court of Ohio denied. *Messrs. U. G. Denman* and *Lee H. Schminck* for petitioner. *Mr. Milo J. Warner* for respondents. Reported below: 130 Oh. St. 591; 200 N. E. 756.

No. 87. *BALDWIN ET AL., TRUSTEES, v. NELSON, ADMINISTRATRIX.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Thomas B. Pryor* and *Harry L. Ponder* for petitioners. No appearance for respondent. Reported below: 82 F. (2d) 8.

No. 88. *MCNEILL ET AL. v. LILLY.* October 12, 1936. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Robert H. McNeill* and *Herbert S. Ward* for petitioners. No appearance for respondent. Reported below: 65 App. D. C. 210; 82 F. (2d) 620.

No. 90. *BIBB MANUFACTURING Co. v. ROSE, COLLECTOR OF INTERNAL REVENUE.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. J. C. Murphy, George S. Jones,* and *Scott Russell* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson,* and

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Messrs. David E. Hudson, Sewall Key, and J. Louis Monarch for respondent. Reported below: 81 F. (2d) 228.

No. 91. *ROOD v. GOODMAN, POSTMASTER.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. David E. Hume* for petitioner. *Solicitor General Reed, Assistant Attorney General McMahon, and Messrs. William W. Barron and W. Marvin Smith* for respondent. Reported below: 83 F. (2d) 28.

No. 92. *HENDERSON ET AL. v. KELLAHIN ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Ernest W. Clemens* for petitioners. *Mr. Nat Louis Hardy* for respondents. Reported below: 81 F. (2d) 128.

No. 93. *ALEOGRAPH COMPANY v. ELECTRICAL RESEARCH PRODUCTS, INC. ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. James B. Lewright* for petitioner. No appearance for respondents. Reported below: 82 F. (2d) 625.

No. 95. *EASTERN OR EMIGRANT CHEROKEES v. UNITED STATES.* October 12, 1936. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Frank J. Boudinot, Houston B. Teehee, Robert L. Owen, and Myron M. Cohen* for petitioners. *Solicitor General Reed, Assistant Attorney General Blair, and Messrs. George T. Stormont, Wilfred Hearn, and Warner W. Gardner* for the United States. Reported below: 82 Ct. Cls. 180.

No. 96. *EASTERN OR EMIGRANT CHEROKEES ET AL. v. UNITED STATES*. October 12, 1936. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Frank J. Boudinot, Houston B. Teehee, Robert L. Owen, and Myron M. Cohen* for petitioners. *Solicitor General Reed, Assistant Attorney General Blair, and Messrs. George T. Stormont, Walter C. Shoup, and Warner W. Gardner* for the United States. Reported below: 82 Ct. Cls. 691.

No. 99. *ALASKA STEAMSHIP CO. ET AL. v. ROOKER*. October 12, 1936. Petition for writ of certiorari to the Supreme Court of Washington denied. *Messrs. Cassius E. Gates and Edward G. Dobrin* for petitioners. *Mr. Samuel B. Bassett* for respondent. Reported below: 185 Wash. 71; 53 P. (2d) 295.

No. 101. *WEIL v. COMMISSIONER OF INTERNAL REVENUE*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Paul F. Myers and Richard T. Rives* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Mr. Sewall Key* for respondent. Reported below: 82 F. (2d) 561.

No. 102. *RUMSEY v. COMMISSIONER OF INTERNAL REVENUE*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. David Rumsey* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. Sewall Key and Francis I. Howley* for respondent. Reported below: 82 F. (2d) 158.

No. 110. *CHASE NATIONAL BANK, ANCILLARY ADMINISTRATOR, v. COMMISSIONER OF INTERNAL REVENUE*. Oc-

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tober 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Robert H. Montgomery, Thomas G. Haight, David H. Taylor, James O. Wynn, and J. Marvin Haynes* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. David E. Hudson, Sewall Key, and Arnold Raum* for respondent. Reported below: 82 F. (2d) 157.

No. 111. *IRA M. PETERSIME & SON v. ROBBINS*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. John A. Selby* for petitioner. *Messrs. Philip S. Van Cise and Kenneth W. Robinson* for respondent. Reported below: 81 F. (2d) 295.

No. 112. *WOLFE v. TEXAS COMPANY*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Messrs. Robert M. Rainey, Streeter B. Flynn, and C. Dale Wolfe* for petitioner. *Messrs. Charles B. Cochran and Harry T. Klein* for respondent. Reported below: 83 F. (2d) 425.

No. 136. *WOLFE v. SHELL PETROLEUM CORP.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Messrs. Robert M. Rainey, Streeter B. Flynn, and C. Dale Wolfe* for petitioner. *Mr. Guy A. Thompson* for respondent. Reported below: 83 F. (2d) 438.

No. 113. *CALIFORNIA IRON YARDS CORP. v. COMMISSIONER OF INTERNAL REVENUE*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals

for the Ninth Circuit denied. *Messrs. Robert A. Littleton and Harry G. McKannay* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. Sewall Key and John G. Remy* for respondent. Reported below: 82 F. (2d) 776.

No. 114. *STEWART-WARNER CORP. v. JIFFY LUBRICATOR Co.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Lynn A. Williams* for petitioner. *Mr. William C. Green* for respondent. Reported below: 81 F. (2d) 786.

No. 115. *ADAMSON v. ADAMSON ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. John H. Jackson* for petitioner. *Messrs. Thomas Adamson, William S. Bennet, and Hamilton Vreeland, Jr.,* for respondents. Reported below: 83 F. (2d) 211.

No. 117. *CENTRIFUGAL ENGINEERING & PATENTS CORP. v. BLACK-CLAWSON Co.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Harrison F. Lyman* for petitioner. *Messrs. J. B. Hayward, Drury W. Cooper, and Greer Marechal* for respondent. Reported below: 83 F. (2d) 116.

No. 118. *FEDERAL CRUDE OIL CO. ET AL. v. YOUNT-LEE OIL CO. ET AL.* October 12, 1936. Petition for writ of certiorari to the Court of Civil Appeals, 9th Supreme Judicial District, of Texas, denied. *Messrs. Wm. D. Gordon and C. W. Howth* for petitioners. *Messrs. Will*

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E. Orgain and Beeman Strong for respondents. Reported below: 92 S. W. (2d) 493.

No. 119. *M. W. SAVAGE FACTORIES, INC. ET AL. v. HENNEPIN COUNTY ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Mortimer H. Boutelle and Adrian H. David* for petitioners. *Mr. Claude G. Krause* for respondents. Reported below: 83 F. (2d) 453.

Nos. 120 and 121. *PHOENIX JOINT STOCK LAND BANK v. HOTSENPILLER.* October 12, 1936. Petition for writs of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. John F. Reinhardt* for petitioner. *Mr. Edwin A. Krauthoff* for respondent.

No. 122. *A. B. C. FIREPROOF WAREHOUSE Co. v. ATCHISON, TOPEKA & SANTA FE RY. Co.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. William G. Holt* for petitioner. *Messrs. Cyrus Crane and Charles H. Woods* for respondent. Reported below: 82 F. (2d) 505.

No. 124. *REMCO STEAMSHIP Co. v. COMMISSIONER OF INTERNAL REVENUE.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. George C. Faulkner* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, Messrs. Sewall Key and Lee A. Jackson, and Miss Louise Foster* for respondent. Reported below: 82 F. (2d) 988.

No. 126. *MARION STEAM SHOVEL Co. v. BERTINO ET AL.* October 12, 1936. Petition for writ certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. J. M. Strelitz and Elliott H. Jones* for petitioner. *Mr. Clay C. Rogers* for respondents. Reported below: 82 F. (2d) 541, 945.

No. 127. *DAMEN & JARVIS BUILDING CORP. v. MECHANICS' INSURANCE Co.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Jacob Logan Fox* for petitioner. *Mr. Herbert W. Hirsh* for respondent. Reported below: 83 F. (2d) 793.

No. 128. *MIAMI BEACH JOCKEY CLUB, INC. v. DERN, SECRETARY OF WAR.* October 12, 1936. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. S. Wallace Dempsey* for petitioner. *Solicitor General Reed, Assistant Attorney General Blair, and Messrs. Aubrey Lawrence and Warner W. Gardner* for respondent. Reported below: 65 App. D. C. 369; 83 F. (2d) 715.

No. 131. *DENSON ET AL. v. PROVIDENT MUTUAL LIFE INSURANCE Co.* October 12, 1936. Petition for writ of certiorari to the Supreme Court of Alabama denied. *Mr. William Augustus Denson* for petitioners. No appearance for respondent. Reported below: 231 Ala. 574; 166 So. 33.

No. 132. *DARLING v. AMERICAN GAS & POWER Co. ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Edward A. Ryan and W. S. Culbertson* for peti-

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tioner. *Messrs. Clarence A. Southerland and Benjamin A. Javits* for respondents. Reported below: 82 F. (2d) 1005.

No. 133. *MOHR v. GREAT LAKES TRANSIT CORP.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. George Clinton, Jr.*, for petitioner. *Mr. Lawrence E. Coffey* for respondent.

No. 135. *HOFELLER v. FEDERAL TRADE COMM'N.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Lloyd C. Whitman and William Friedman* for petitioner. *Solicitor General Reed, Assistant Attorney General Dickinson*, and *Messrs. David E. Hudson, Charles H. Weston, and Charles T. Kelley* for respondent. Reported below: 82 F. (2d) 647.

No. 137. *OJUS MINING Co. v. MANUFACTURERS TRUST Co. ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. James F. Ailshie, Jr.*, for petitioner. *Mr. Basil Robillard* for respondents. Reported below: 82 F. (2d) 74.

No. 140. *FIDELITY-PHENIX FIRE INSURANCE Co. ET AL. v. MURPHY.* October 12, 1936. Petition for writ of certiorari to the Supreme Court of Alabama denied. *Messrs. Forrest E. Single and Alexis T. Gresham* for petitioners. *Mr. Harry T. Smith* for respondent. Reported below: 231 Ala. 680; 166 So. 604.

No. 141. *HOEPEL ET AL. v. UNITED STATES.* October 12, 1936. Petition for writ of certiorari to the United

States Court of Appeals for the District of Columbia denied. *Messrs. Samuel A. King, Arthur G. Brode, Jesse C. Duke, James J. Laughlin, and John Walsh* for petitioners. *Solicitor General Reed, Assistant Attorney General McMahon, and Mr. William W. Barron* for the United States. Reported below: 66 App. D. C. 71; 85 F. (2d) 237.

No. 142. *MARTIN v. COE, COMMISSIONER OF PATENTS.* October 12, 1936. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. James V. Martin, pro se. Solicitor General Reed and Messrs. J. F. Mothershead, Lee A. Jackson, and R. F. Whitehead* for respondent. Reported below: 65 App. D. C. 349; 83 F. (2d) 606.

No. 144. *ZAGER v. UNITED STATES.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Samuel S. Levin* for petitioner. *Solicitor General Reed, Assistant Attorney General McMahon, and Messrs. Mahlon D. Kiefer and W. Marvin Smith* for the United States. Reported below: 84 F. (2d) 1023.

No. 145. *FEDERAL LIFE INSURANCE CO. v. ZEBEC.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. L. L. Bomberger and Walter H. Eckert* for petitioner. *Mr. Clarence Thomas* for respondent. Reported below: 82 F. (2d) 961.

No. 147. *CHICAGO, MILWAUKEE, ST. PAUL & PACIFIC R. CO. v. SCHIEFELBEIN, ADMINISTRATOR.* October 12,

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1936. Petition for writ of certiorari to the Supreme Court of Wisconsin denied. *Messrs. Rodger Murphy Trump, C. S. Jefferson, and Walter H. Bender* for petitioner. *Mr. Perry A. Sletteland* for respondent. Reported below: 221 Wis. 35; 265 N. W. 386.

No. 148. *MORRIS, TRUSTEE IN BANKRUPTCY, v. ORCAS LIME Co.* October 12, 1936. Petition for writ of certiorari to the Supreme Court of Washington denied. *Mr. Harold Remington* for petitioner. *Messrs. Arthur Cohen and Cassius E. Gates* for respondent. Reported below: 185 Wash. 126; 53 P. (2d) 604.

No. 152. *BERRY v. HARRELL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Tom L. Beauchamp* for petitioner. No appearance for respondent. Reported below: 83 F. (2d) 671.

No. 153. *BRADLEY LUMBER CO. ET AL v. NATIONAL LABOR RELATIONS BOARD ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Robert H. Kelley* for petitioners. *Solicitor General Reed, Assistant Attorney General Dickinson,* and *Messrs. A. H. Feller and Charles Fahy* for respondents. Reported below: 84 F. (2d) 97.

No. 154. *HARRIMAN NATIONAL BANK & TRUST CO. ET AL. v. GIMBEL ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. George P. Barse, John F. Anderson,* and *John Vance Hewitt* for petitioners. *Mr. Wilber W. Chambers* for respondents. Reported below: 83 F. (2d) 153.

No. 156. NEW YORK, NEW HAVEN & HARTFORD R. Co. *v.* GELBIN, ADMINISTRATRIX. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Edward R. Brumley* for petitioner. *Mr. Pinckney Estes Glantsberg* for respondent. Reported below: 82 F. (2d) 1009.

No. 158. NEEDHAM, RECEIVER, *v.* BICKFORD, RECEIVER. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. John H. Sherburne* for petitioner. *Mr. Francis P. Garland* for respondent. Reported below: 83 F. (2d) 756.

No. 159. WEISMAN *v.* UNITED STATES. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Frank J. Hogan, Edmund L. Jones, Harry H. Weinberger, and Joseph J. Cotter* for petitioner. *Solicitor General Reed, Assistant Attorney General McMahon, and Mr. William W. Barron* for the United States. Reported below: 83 F. (2d) 470.

No. 160. FLUID PACKED PUMP Co. *v.* EL DORADO FOUNDRY MACHINE & SUPPLY Co. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. W. L. Connor* for petitioners. *Messrs. James A. Carr, W. H. Rector, and Joseph J. Gravely* for respondent. Reported below: 81 F. (2d) 782.

No. 164. METROPOLITAN LIFE INSURANCE Co. *v.* DAY, TRUSTEE. October 12, 1936. Petition for writ of certiorari to the District Court of Appeal, 1st Appellate Dis-

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trict, of California, denied. *Mr. F. Eldred Boland* for petitioner. *Mr. Dana Latham* for respondent. Reported below: 11 Cal. App. (2d) 681; 54 P. (2d) 502.

No. 166. *WEBER v. TEXAS COMPANY*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Charles A. McCoy* for petitioner. No appearance for respondent. Reported below: 83 F. (2d) 807.

No. 169. *CAPITAL ENDOWMENT CO. v. OHIO EX REL. WARNER ET AL.* October 12, 1936. Petition for writ of certiorari to the Supreme Court of Ohio denied. *Mr. George W. Ritter* for petitioner. *Mr. John W. Bricker*, Attorney General of Ohio, for respondents. Reported below: 131 Oh. St. 51; 1 N. E. (2d) 157.

No. 170. *MINTZ v. HORNBLOWER & WEEKS*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Rowland W. Fixel, Frank E. Wood, Robert S. Marx, and Harry Kasfir* for petitioner. *Mr. David H. Crowley* for respondents. Reported below: 83 F. (2d) 32.

No. 173. *KISHAN SINGH v. DISTRICT DIRECTOR OF IMMIGRATION*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Marshall B. Woodworth* for petitioner. *Solicitor General Reed, Assistant Attorney General McMahon* and *Messrs. Bart W. Butler and William W. Barron* for respondent. Reported below: 83 F. (2d) 95.

No. 177. *BROWER v. UNITED STATES*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Rowland W. Fixel, Arthur J. Abbott, and Arthur E. Fixel* for petitioner. *Solicitor General Reed* and *Messrs. Julius C. Martin, Wilbur C. Pickett, Fendall Marbury, and W. Marvin Smith* for the United States. Reported below: 84 F. (2d) 1015.

No. 179. *UNITED STATES EX REL. SIERRA LAND & WATER CO. v. ICKES, SECRETARY OF THE INTERIOR*. October 12, 1936. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. F. W. Clements* for petitioner. *Solicitor General Reed, Assistant Attorney General Blair, and Messrs. D. B. Hempstead and Lee A. Jackson* for respondent. Reported below: 65 App. D. C. 375; 84 F. (2d) 228.

No. 181. *NATIONAL LOCK CO. v. ROSENGARD*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Roy F. Hall* for petitioner. *Mr. Edward Rothbart* for respondent. Reported below: 82 F. (2d) 600.

No. 182. *PEASE v. COMMISSIONER OF INTERNAL REVENUE*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Charles D. Hamel and John Enrietto* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. David E. Hudson, Sewall Key, and Harry Marselli* for respondent. Reported below: 83 F. (2d) 122.

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No. 183. *HICKS v. MUTUAL LIFE INSURANCE Co.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. James H. Bridgers* for petitioner. *Mr. Frederick L. Allen* for respondent. Reported below: 83 F. (2d) 275.

No. 184. *AUDITORIUM CONDITIONING CORP. v. WARNER BROTHERS PICTURES, INC. ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Theodore S. Kenyon* for petitioner. *Mr. George E. Middleton* for respondents. Reported below: 82 F. (2d) 1000.

No. 185. *UNITED STATES v. NATIONAL CITY BANK.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Solicitor General Reed* for the United States. *Mr. Harry W. Forbes* for respondent. Reported below: 83 F. (2d) 236.

No. 188. *BRONX COUNTY TRUST Co. v. BIELASKI ET AL., TRUSTEES.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Bertram Boardman* for petitioner. *Mr. Lloyd B. Kanter* for respondents. Reported below: 83 F. (2d) 1006.

No. 189. *CITIZENS NATIONAL BANK ET AL. v. GOLDEN.* October 12, 1936. Petition for writ of certiorari to the Supreme Court of Mississippi denied. *Mr. R. E. Wilbourn* for petitioners. *Mr. T. J. Wills* for respondent. Reported below: 175 Miss. 508; 166 So. 745.

No. 190. CITIZENS NATIONAL BANK ET AL. *v.* PIGFORD. October 12, 1936. Petition for writ of certiorari to the Supreme Court of Mississippi denied. *Mr. R. E. Wilbourn* for petitioners. *Mr. M. W. Riley* for respondent. Reported below: 176 Miss. 517; 166 So. 749.

No. 191. CITIZENS NATIONAL BANK ET AL. *v.* ALLEN. October 12, 1936. Petition for writ of certiorari to the Supreme Court of Mississippi denied. *Mr. R. E. Wilbourn* for petitioners. *Mr. M. W. Riley* for respondent. Reported below: 176 Miss. 157; 167 So. 627.

No. 259. CITIZENS NATIONAL BANK ET AL. *v.* BULLARD. October 12, 1936. Petition for writ of certiorari to the Supreme Court of Mississippi denied. *Mr. R. E. Wilbourn* for petitioners. *Mr. Marion W. Riley* for respondent. Reported below: 168 So. 52.

No. 194. GOLD & STOCK TELEGRAPH Co. *v.* COMMISSIONER OF INTERNAL REVENUE. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Francis R. Stark* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Jackson*, and *Messrs. Sewall Key* and *Morton K. Rothschild* for respondent. Reported below: 83 F. (2d) 465.

No. 195. PACIFIC & ATLANTIC TELEGRAPH Co. *v.* COMMISSIONER OF INTERNAL REVENUE. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Francis R. Stark* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Jackson*, and *Messrs. Sewall Key* and

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Morton K. Rothschild for respondent. Reported below: 83 F. (2d) 469.

Nos. 196 and 197. *NORTHWESTERN TELEGRAPH CO. v. UNITED STATES*. October 12, 1936. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Arthur L. Shipman* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Jackson*, and *Messrs. Sewall Key, J. Louis Monarch, and S. E. Blackham* for the United States. Reported below: 83 F. (2d) 468.

No. 198. *NEWHOFF v. UNITED STATES*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Jack Davis* for petitioner. *Solicitor General Reed*, *Assistant Attorney General McMahon*, and *Mr. William W. Barron* for the United States. Reported below: 83 F. (2d) 942.

No. 199. *POTOMAC ELECTRIC POWER CO. v. UNITED STATES*. October 12, 1936. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. S. R. Bowen and Harry W. Kelly* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Blair*, and *Mr. Henry H. Glassie* for the United States. Reported below: 66 App. D. C. 77; 85 F. (2d) 243.

No. 200. *MUTUAL BUILDING & LOAN ASSN. ET AL. v. KING ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Reuben G. Hunt* for petitioners.

Mr. Wm. C. Mathes for respondents. Reported below: 83 F. (2d) 798.

No. 201. *J. H. COTTMAN & Co. v. UNITED STATES*. October 12, 1936. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied. *Messrs. Roszel C. Thomsen* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Jackson*, and *Mr. Charles D. Lawrence* for the United States. Reported below: 23 C. C. P. A. (Cust.) 378; T. D. 48-292.

Nos. 202, 203, and 205. *TRAVELERS INDEMNITY Co. v. COMMISSIONER OF INTERNAL REVENUE*; and

Nos. 204 and 206. *TRAVELERS FIRE INSURANCE Co. v. SAME*. October 12, 1936. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Nelson T. Hartson* and *James C. Rogers* for petitioners. *Solicitor General Reed*, *Assistant Attorney General Jackson*, and *Messrs. David E. Hudson*, *Sewall Key*, and *Edward H. Horton* for respondent. Reported below: 83 F. (2d) 937.

No. 210. *ENGBRETSON, TRUSTEE, v. MARCELL ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. William M. Giller* for petitioner. *Mr. W. H. Herdman* for respondents. Reported below: 84 F. (2d) 315.

No. 213. *MARYLAND & VIRGINIA MILK PRODUCERS ASSN., INC. v. HAZEN ET AL.* October 12, 1936. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. John S. Barbour* for petitioner. *Messrs. Elwood H. Seal* and

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Vernon E. West for respondents. Reported below: 66 App. D. C. 136; 85 F. (2d) 302.

No. 215. *RILEY, CONTROLLER OF CALIFORNIA, ET AL. v. WORCESTER COUNTY TRUST Co., EXECUTOR.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. George S. Fuller* for petitioners. *Messrs. Merrill S. June and Bradley B. Gilman* for respondent. Reported below: 89 F. (2d) 59.

No. 219. *DATTEL v. JEFFERSON STANDARD LIFE INSURANCE Co. ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Sam C. Cook* for petitioner. *Mr. Julius C. Smith* for respondents. Reported below: 83 F. (2d) 504.

No. 220. *OLIVER TYPEWRITER Co. v. UNITED STATES.* October 12, 1936. Petition for writ of certiorari to the Court of Claims denied. *Mr. Leo H. Hoffman* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. David E. Hudson and J. Louis Monarch* for the United States. Reported below: 83 Ct. Cls. 235; 14 F. Supp. 543.

No. 223. *MASSACHUSETTS BONDING & INSURANCE Co. v. ANDEREGG ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. James G. Wilson and John F. Reilly* for petitioner. *Mr. Alfred E. Clark* for respondents. Reported below: 83 F. (2d) 622.

No. 229. *SALTZ BROS., INC. ET AL. v. SALTZ ET AL.* October 12, 1936. Petition for writ of certiorari to the

United States Court of Appeals for the District of Columbia denied. *Messrs. John E. Laskey and Charles B. McInnis* for petitioners. *Messrs. Leon Tobriner and Selig C. Brez* for respondents. Reported below: 65 App. D. C. 393; 84 F. (2d) 246.

No. 230. *BROOKINS v. OHIO BELL TELEPHONE CO.* October 12, 1936. Petition for writ of certiorari to the Supreme Court of Ohio denied. *Messrs. Jack B. Dworken, Albert A. Jones, and D. F. Anderson* for petitioner. *Messrs. Karl E. Burr and Wm. B. Cockley* for respondent. Reported below: 131 Oh. St. 96; 1 N. E. (2d) 627.

No. 231. *SECURITY TRUST CO., TRUSTEE, ET AL. v. BAKER ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Robert H. Winn, George R. Hunt, Charles Kerr, and A. K. Shipe* for petitioners. *Messrs. Henry T. Duncan and Lon B. Rogers* for respondents. Reported below: 83 F. (2d) 724.

No. 232. *CARKHUFF v. COMMISSIONER OF INTERNAL REVENUE.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Horace Andrews* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. J. Louis Monarch and Harry Marselli* for respondent. Reported below: 83 F. (2d) 626.

No. 233. *McNAMARA v. NEW JERSEY.* October 12, 1936. Petition for writ of certiorari to the Court of Errors and Appeals of New Jersey denied. *Mr. Herman Vanderwart* for petitioner. *Mr. Wm. M. Seufert* for

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respondent. Reported below: 116 N. J. L. 497; 184 Atl. 797.

No. 234. CREW ET AL. *v.* SIMMONS COMPANY ET AL. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Angus D. MacLean* for petitioners. *Messrs. Richard Cecil Kelly and Daniel Burke* for respondents. Reported below: 84 F. (2d) 82.

No. 236. MASSMAN CONSTRUCTION Co. *v.* NELSON. October 12, 1936. Petition for writ of certiorari to the Kansas City Court of Appeals, of Missouri, denied. *Messrs. Martin J. O'Donnell and William Buchholz* for petitioner. *Messrs. Floyd E. Jacobs, William H. Allen, and Charles M. Howell* for respondent. Reported below: 230 Mo. App. —; 91 S. W. (2d) 623.

No. 237. WESTERN WHEELED SCRAPER Co. *v.* UNITED STATES. October 12, 1936. Petition for writ of certiorari to the Court of Claims denied. *Messrs. John E. Hughes and William Cogger* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Mr. J. Louis Monarch* for the United States. Reported below: 82 Ct. Cls. 646; 13 F. Supp. 762.

No. 238. COLUMBIA CASUALTY Co. *v.* INDUSTRIAL ACCIDENT COMM'N ET AL. October 12, 1936. Petition for writ of certiorari to the Supreme Court of California denied. *Mr. Oliver Dibble* for petitioner. *Messrs. U. S. Webb and Everett A. Corten* for respondents. Reported below: 5 Cal. (2d) 770, 785; 56 P. (2d) 527, 533.

No. 239. COLUMBIA CASUALTY Co. *v.* INDUSTRIAL ACCIDENT COMM'N ET AL. October 12, 1936. Petition for writ

of certiorari to the Supreme Court of California denied. *Mr. Oliver Dibble* for petitioner. *Messrs. U. S. Webb* and *Everett A. Corten* for respondents. Reported below: 5 Cal. (2d) 770, 785; 56 P. (2d) 527, 533.

No. 240. COLUMBIA CASUALTY CO. *v.* INDUSTRIAL ACCIDENT COMM'N ET AL. October 12, 1936. Petition for writ of certiorari to the Supreme Court of California denied. *Mr. Oliver Dibble* for petitioner. *Messrs. U. S. Webb* and *Everett A. Corten* for respondents. Reported below: 5 Cal. (2d) 770, 785; 56 P. (2d) 527, 533.

No. 242. ERIE R. CO. *v.* LEUTHE. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. William L. Marcy, Jr.*, for petitioner. *Mr. Daniel F. Mathews* for respondent. Reported below: 83 F. (2d) 1013.

No. 245. UNITED STATES EX REL. RHODES *v.* HELVERING, COMMISSIONER OF INTERNAL REVENUE, ET AL. October 12, 1936. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Wm. J. Hughes, Jr., F. Hunter Creech*, and *William E. Leahy* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Morris*, and *Mr. Paul A. Sweeney* for respondent. Reported below: 66 App. D. C. 16; 84 F. (2d) 270.

No. 246. WARDMAN *v.* LEOPOLD ET AL. October 12, 1936. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Daniel Thew Wright* and *Philip Ershler* for petitioner. *Messrs. George E. Edelin, Theodore D. Peyser*,

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and *Osmond K. Fraenkel* for respondents. Reported below: 66 App. D. C. 111; 85 F. (2d) 277.

No. 248. COLUMBIAN NATIONAL LIFE INSURANCE CO. *v.* COMFORT. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. John S. Leahy, Hugh H. Obear, and Ernest L. Wilkinson* for petitioner. *Mr. Guy A. Thompson* for respondent. Reported below: 84 F. (2d) 291.

No. 250. MANILA GAS CORP. *v.* COLLECTOR OF INTERNAL REVENUE. October 12, 1936. Petition for writ of certiorari to the Supreme Court of the Philippine Islands denied. *Messrs. Henry Root Stern, Clyde Alton DeWitt, and Eugene Arthur Perkins* for petitioner. *Mr. Mark E. Guerin* for respondent.

No. 251. MARYLAND CASUALTY CO. ET AL. *v.* IRVING TRUST CO., TRUSTEE IN BANKRUPTCY. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Edward S. Greenbaum, Carl Taylor, and Franklin H. Mills* for petitioners. *Mr. David W. Kahn* for respondent. Reported below: 83 F. (2d) 168.

No. 258. UNITED STATES *v.* GAGE. October 12, 1936. Petition for writ of certiorari to the Court of Claims denied. *Solicitor General Reed* for the United States. *Mr. Frank L. Warfield* for respondent. Reported below: 83 Ct. Cls. 381; 14 F. Supp. 500.

No. 261. MAGURNO *v.* O'NEIL, TRUSTEE IN BANKRUPTCY. October 12, 1936. Petition for writ of certio-

rari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Meyer Marlow* for petitioner. No appearance for respondent. Reported below: 83 F. (2d) 254.

No. 262. HIMELHOCH BROTHERS & CO. *v.* COMMISSIONER OF INTERNAL REVENUE. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. A. J. Levin* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Jackson*, and *Messrs. J. Louis Monarch* and *Berryman Green* for respondent. Reported below: 83 F. (2d) 485.

No. 263. ANDREWS *v.* DRAKE ET AL. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Abraham M. Lowenthal* and *Stanley Osserman* for petitioner. *Messrs. Hal H. Smith* and *Alex J. Groesbeck* for respondents. Reported below: 83 F. (2d) 767.

No. 264. PENNSYLVANIA R. CO. ET AL. *v.* PITTSBURGH, LISBON & WESTERN R. CO. ET AL. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Jacob Aronson*, *Henry Wolf Bickl  *, and *Thomas M. Kirby* for petitioners. *Messrs. John B. Eichenauer*, *August G. Gutheim*, and *Don Rose* for respondents. Reported below: 83 F. (2d) 861.

No. 269. LAVELY ET AL. *v.* YOUNG WOMEN'S CHRISTIAN ASSOCIATION ET AL. October 12, 1936. Petition for writ of certiorari to the Supreme Court of Pennsylvania

denied. *Messrs. R. T. M. McCready and Raymer F. Maguire* for petitioners. *Messrs. David A. Reed and John C. Bane, Jr.*, for respondents. Reported below: 321 Pa. 248; 184 Atl. 844.

No. 270. *CAROLLA ET AL. v. UNITED STATES.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Alex W. Swords* for petitioners. *Solicitor General Reed, Assistant Attorney General McMahon,* and *Messrs. William W. Barron and W. Marvin Smith* for the United States. Reported below: 83 F. (2d) 1006.

No. 272. *REEVES BROTHERS CO. v. UNITED STATES.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. John E. Hughes and William Cogger* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson,* and *Messrs. J. Louis Monarch, Joseph M. Jones, and Warner W. Gardner* for the United States. Reported below: 83 F. (2d) 121.

No. 273. *SUISMAN v. HARTFORD-CONNECTICUT TRUST Co., EXECUTOR.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Henry M. Gretsck* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson,* and *Messrs. J. Louis Monarch, Paul R. Russell and Charles A. Horsky* for respondent. Reported below: 83 F. (2d) 1019.

No. 275. *KNOX-POWELL-STOCKTON Co., INC. ET AL. v. UNITED STATES.* October 12, 1936. Petition for writ of

certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. John F. Gilbert* for petitioners. *Solicitor General Reed, Assistant Attorney General Jackson, and Mr. J. Louis Monarch* for the United States. Reported below: 83 F. (2d) 423.

No. 281. BLUE RIDGE OIL CO., LTD. ET AL. *v.* ROGAN, COLLECTOR OF INTERNAL REVENUE. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. John F. Gilbert* for petitioners. *Solicitor General Reed, Assistant Attorney General Jackson, and Mr. J. Louis Monarch* for respondent. Reported below: 83 F. (2d) 420.

No. 276. JOHNSON *v.* UNITED STATES. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Erle Pettus* for petitioner. *Solicitor General Reed, Assistant Attorney General McMahon, and Messrs. Mahlon D. Kiefer and W. Marvin Smith* for the United States. Reported below: 84 F. (2d) 114.

No. 278. VAN TASSEL REAL ESTATE & LIVE STOCK CO. *v.* CHEYENNE ET AL. October 12, 1936. Petition for writ of certiorari to the Supreme Court of Wyoming denied. *Mr. James A. Greenwood* for petitioner. No appearance for respondents. Reported below: 49 Wyo. 333; 54 P. (2d) 906.

No. 279. GULF, MOBILE & NORTHERN R. CO. *v.* COMMISSIONER OF INTERNAL REVENUE. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. George E. H. Goodner* for petitioner. *Solicitor General Reed, Assist-*

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ant Attorney General Jackson, and Messrs. J. Louis Monarch and Francis I. Howley for respondent. Reported below: 83 F. (2d) 788.

No. 283. *FOURTH NATIONAL BANK, EXECUTOR, v. UNITED STATES.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. Austin M. Cowan* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. J. Louis Monarch and Lee A. Jackson* for the United States. Reported below: 83 F. (2d) 85.

No. 284. *STUART v. COMMISSIONER OF INTERNAL REVENUE.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Messrs. Abbot P. Mills and Richard Wait* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. J. Louis Monarch and L. W. Post* for respondent. Reported below: 84 F. (2d) 368.

No. 286. *A. F. ANDERSON ESTATE, INC. ET AL. v. PAYNE, COUNTY AUDITOR, ET AL.* October 12, 1936. Petition for writ of certiorari to the District Court of Appeal, 2d Appellate District, of California, denied. *Messrs. Preston B. Kavanagh and W. Sumner Holbrook, Jr.,* for petitioners. *Mr. Everett W. Mattoon* for respondents. Reported below: 12 Cal. App. (2d) 530; 55 P. (2d) 1264.

No. 287. *PREBLE CORPORATION v. WENTWORTH ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Joseph B. Jacobs* for petitioner. *Mr. Henry F. Butler* for respondents. Reported below: 84 F. (2d) 73.

No. 288. OHIO EX REL. LEWIS *v.* ZUPNIK ET AL. October 12, 1936. Petition for writ of certiorari to the Supreme Court of Ohio denied. *Mr. Eldon D. Lewis* for petitioner. *Mr. Alfred Clum* for respondents. Reported below: 131 Oh. St. 94; 1 N. E. (2d) 622.

No. 291. UNITED STATES EX REL. KESSLER ET AL. *v.* MERCUR CORPORATION ET AL. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Marshall McLean* for petitioners. *Mr. Clarence J. Shearn* for respondents. Reported below: 83 F. (2d) 178.

No. 292. ARMSTRONG, EXECUTOR, *v.* CORPORATION COUNSEL OF NEW YORK CITY. October 12, 1936. Petition for writ of certiorari to the Supreme Court of New York denied. *Mr. Abraham W. Feinberg* for petitioner. *Messrs. Paul Windels, Paxton Blair, and Joseph F. Mulqueen, Jr.*, for respondent. Reported below: 270 N. Y. 627; 1 N. E. (2d) 363.

No. 294. SCHWEITZER *v.* UNITED STATES. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. James P. Rossiter* for petitioner. *Solicitor General Reed, Assistant Attorney General McMahon, and Messrs. William W. Barron and W. Marvin Smith* for the United States. Reported below: 85 F. (2d) 394.

No. 296. WHITNEY ET AL. *v.* UNITED STATES. October 12, 1936. Petition for writ of certiorari to the Court of Claims denied. *Mr. Will R. Gregg* for petitioners. *Solicitor General Reed, Assistant Attorney General Jackson,*

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and *Messrs. David E. Hudson and J. Louis Monarch* for the United States. Reported below: 83 Ct. Cls. 604; 15 F. Supp. 76.

No. 297. *BOISE PAYETTE LUMBER CO. v. IDAHO GOLD DREDGING CORP.* October 12, 1936. Petition for writ of certiorari to the Supreme Court of Idaho denied. *Messrs. Oliver O. Haga, Thomas B. Gay, and Stephen H. Simes* for petitioner. *Mr. Oscar W. Worthwine* for respondent. Reported below: 56 Idaho 660; 58 P. (2d) 786.

No. 301. *ROBERTS BRINING & CO., LTD. ET AL. v. THE FLORIDIAN ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. D. Roger Englar, T. Catesby Jones, Henry N. Longley, and Ezra G. Benedict Fox* for petitioners. *Mr. Arthur M. Boal* for respondents. Reported below: 83 F. (2d) 949.

Nos. 303 and 304. *BITKER, TRUSTEE, v. HOTEL DULUTH Co.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Bruno V. Bitker* for petitioner. *Mr. I. A. Fish* for respondent. Reported below: 83 F. (2d) 721.

No. 306. *HERNIG v. BELL ET AL., RECEIVERS.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Clarence L. Cole* for petitioner. *Mr. Duane E. Minard* for respondents. Reported below: 84 F. (2d) 1003.

No. 308. *A. D. SAENGER, INC. v. COMMISSIONER OF INTERNAL REVENUE.* October 12, 1936. Petition for

writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Sidney L. Herold* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. J. Louis Monarch and Arnold Raum* for respondent. Reported below: 84 F. (2d) 23.

No. 310. *HAMMOND LUMBER Co. v. COMPTON*. October 12, 1936. Petition for writ of certiorari to the Supreme Court of Oregon denied. *Mr. Erskine Wood* for petitioner. No appearance for respondent. Reported below: 153 Ore. 546; 58 P. (2d) 235.

No. 311. *TWINING v. COMMISSIONER OF INTERNAL REVENUE*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Watson Washburn* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. J. Louis Monarch and Francis I. Howley* for respondent. Reported below: 83 F. (2d) 954.

No. 313. *LINCOLN NATIONAL LIFE INSURANCE Co. v. MEANS*. October 12, 1936. Petition for writ of certiorari to the Court of Appeals of Kentucky denied. *Messrs. Wm. Marshall Bullitt, Leo T. Walford, and Clyde J. Cover* for petitioner. *Mr. Joseph Selligman* for respondent. Reported below: 264 Ky. 566; 95 S. W. (2d) 264.

No. 314. *VAWTER v. COMMISSIONER OF INTERNAL REVENUE*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Messrs. Walter A. Bolinger and L. J. Benckenstein* for petitioner. *Solicitor General Reed,*

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Assistant Attorney General Jackson, and Messrs. J. Louis Monarch and Harry Marselli for respondent. Reported below: 83 F. (2d) 11.

No. 315. *MIRKOWICZ v. READING COMPANY*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Thomas J. O'Neill* for petitioner. *Mr. Willis H. Failing* for respondent. Reported below: 84 F. (2d) 537.

No. 317. *BARBOUR v. GEORGE ET AL.* October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Samuel Shapero* for petitioner. *Messrs. John K. Newhall and Cassius Poust* for respondents. Reported below: 84 F. (2d) 281.

No. 318. *ZURICH GENERAL ACCIDENT & LIABILITY INSURANCE Co., LTD. v. MARTIN*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Messrs. Henry C. Hart and Hoyt W. Lark* for petitioner. *Mr. Wm. A. Needham* for respondent. Reported below: 84 F. (2d) 6.

No. 326. *LONDON & PROVINCIAL MARINE & GENERAL INSURANCE Co., LTD. v. KENTUCKY MACARONI Co.; and*

No. 327. *ROYAL INSURANCE Co., LTD. v. SAME*. October 12, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Frank M. Drake* for petitioners. *Mr. Robert S. Marx* for respondent. Reported below: 83 F. (2d) 126.

No. 333. *DEITRICK, RECEIVER, v. BAILEN*. October 12, 1936. Petition for writ of certiorari to the Circuit Court

of Appeals for the First Circuit denied. *Messrs. George P. Barse, John F. Anderson, Andrew J. Aldridge, and Brenton K. Fisk* for petitioner. *Mr. Samuel L. Bailen, pro se.* Reported below: 84 F. (2d) 375.

No. 403. *JONES v. LOUISIANA.* See *ante*, p. 511.

No. 417. *EISENHARDT v. LOUISIANA.* See *ante*, p. 512.

No. 434. *ABEL ET AL. v. KENNEDY ET AL.* October 19, 1936. 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. *Mrs. Inez Abel* for petitioners. *Mr. H. Dent Minor* for respondents.

No. 312. *MURPHY v. CITY OF ORLANDO.* October 19, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Thomas B. Adams and Wm. E. Kay* for petitioner. *Messrs. George Palmer Garrett and W. H. Poe* for respondent. Reported below: 84 F. (2d) 531.

No. 316. *FREEMAN v. PREMIER MACHINE CO., INC.* October 19, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Messrs. Nathan Heard, Charles E. Riordon, and Frederick A. Tennant* for petitioner. *Messrs. George P. Dike and Cedric W. Porter* for respondent. Reported below: 84 F. (2d) 425.

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No. 319. *JEFFERSON & CLEARFIELD COAL & IRON Co. v. UNITED STATES*. October 19, 1936. Petition for writ of certiorari to the Court of Claims denied. *Mr. Howe P. Cochran* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson*, and *Mr. J. Louis Monarch* for the United States. Reported below: 83 Ct. Cls. 491; 14 F. Supp. 918.

No. 320. *JONES v. SECURITIES & EXCHANGE COMM'N*. October 19, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Hyman I. Fischbach and Harry O. Glasser* for petitioner. *Solicitor General Reed and Messrs. John J. Burns, A. H. Feller, and Charles A. Horsky* for respondent. Reported below: 85 F. (2d) 17.

No. 321. *TURBEVILLE v. COMMISSIONER OF INTERNAL REVENUE*. October 19, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. John B. King* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson*, and *Messrs. J. Louis Monarch and John G. Remey* for respondent. Reported below: 84 F. (2d) 307.

No. 323. *EASTMAN KODAK Co. v. UNITED STATES*. October 19, 1936. Petition for writ of certiorari to the Court of Claims denied. *Messrs. O. R. Folsom-Jones and Kingman Brewster* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson*, and *Messrs. J. Louis Monarch and Charles A. Horsky* for the United States. Reported below: 82 Ct. Cls. 504; 13 F. Supp. 435.

No. 334. FAIRBANKS COURT WHOLESALE GROCERY CO. *v.* COMMISSIONER OF INTERNAL REVENUE. October 19, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Isaac H. Mayer and Carl Meyer* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. J. Louis Monarch and Morton K. Rothschild* for respondent. Reported below: 84 F. (2d) 18.

Nos. 336 and 337. FARMERS' LOAN & TRUST CO., TRUSTEE, *v.* BOWERS, EXECUTOR. October 19, 1936. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. John W. Davis, Carl Taylor, Mansfield Ferry, and Philip M. Payne* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. William Stanley, Carlton Fox, J. Louis Monarch, and Charles A. Horsky* for respondent.

No. 339. KRISE, RECEIVER, *v.* UNITED STATES. October 19, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. H. Earlton Hanes* for petitioner. *Solicitor General Reed, Assistant Attorney General Blair, and Mr. D. B. Hempstead* for the United States. Reported below: 82 F. (2d) 1013.

No. 341. SCANLON ET AL. *v.* GULF BITULITHIC CO. ET AL. October 19, 1936. Petition for writ of certiorari to the Court of Civil Appeals, 1st Supreme Judicial District, of Texas, denied. *Mr. Walter F. Brown* for petitioners. No appearance for respondents. Reported below: 91 S. W. (2d) 814.

No. 342. *PETERSON v. UNITED STATES*. October 19, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. J. S. Seidman* for petitioner. *Solicitor General Reed* for the United States. Reported below: 84 F. (2d) 312.

No. 343. *TEXAS UTILITIES CO. v. ICKES, FEDERAL EMERGENCY ADMINISTRATOR, ET AL.*; and

Nos. 344 and 345. *ALABAMA POWER CO. v. SAME*. October 19, 1936. Petition for writs of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Dean G. Acheson, Newton D. Baker, Raymond T. Jackson, Perry W. Turner, Charles C. Crenshaw, and Edw. B. Burling* for petitioners. *Solicitor General Reed* for respondents.

No. 33. *WERK ET AL. v. LORAIN STREET SAVINGS & TRUST CO. ET AL.* See *ante*, p. 512.

No. 346. *NORTHWESTERN NATIONAL BANK & TRUST CO. v. LOWDEN ET AL.* October 26, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Claude G. Krause and Hayner N. Larson* for petitioner. *Messrs. Marcus Bell, Daniel Taylor, Edward S. Stringer, and Otis F. Glenn* for respondents. Reported below: 84 F. (2d) 847.

No. 347. *NEW YORK CITY v. GOLDSTEIN, TRUSTEE*. October 26, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Paul Windels, Paxton Blair, and Meyer Bernstein* for petitioner. *Mr. S. Frederick Placer* for respondent. Reported below: 84 F. (2d) 982. [See *ante*, p. 522.]

No. 348. *RIZZO v. UNITED STATES*. October 26, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Samuel D. Kessler, Louis Halle, and Harry H. Weinberger* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Mr. George F. Foley* for the United States.

No. 349. *MERLAUD v. NATIONAL METROPOLITAN BANK ET AL.* October 26, 1936. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Clyde L. Rogers and P. H. Marshall* for petitioner. *Messrs. John E. Laskey, F. W. Clements, and Stanley D. Willis* for respondents. Reported below: 65 App. D. C. 385; 84 F. (2d) 238.

No. 350. *IOWA-DES MOINES NATIONAL BANK & TRUST CO. v. LOWDEN ET AL.* October 26, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Garfield E. Breese* for petitioner. *Messrs. Marcus D. Bell, W. F. Dickinson, Joseph G. Gamble, Alden B. Howland, and Daniel Taylor* for respondents. Reported below: 84 F. (2d) 856.

No. 351. *SCHULTEN ET AL. v. DAY, TREASURER, ET AL.* October 26, 1936. Petition for writ of certiorari to the Supreme Court of Ohio denied. *Mr. A. Julius Freiberg* for petitioners. *Messrs. John W. Bricker and Isadore Topper* for respondents. Reported below: 131 Oh. St. 538; 3 N. E. (2d) 420.

No. 356. *OCEAN CITY v. FEDERAL RESERVE BANK.* October 26, 1936. Petition for writ of certiorari to the

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Circuit Court of Appeals for the Third Circuit denied. *Messrs. George A. Bourgeois* and *Harry R. Coulomb* for petitioner. *Messrs. Yale L. Schekter* and *Clarence L. Cole* for respondent. Reported below: 84 F. (2d) 657.

No. 357. *VILLAGE OF WINNETKA v. RESCHKE*; and

No. 358. *SAME v. ERICKSON*. October 26, 1936. Petition for writs of certiorari to the Supreme Court of Illinois denied. *Messrs. Frederick Dickinson* and *Edgar Bronson Tolman* for petitioner. *Mr. George C. Otto* for respondents. Reported below: 363 Ill. 478; 2 N. E. (2d) 718.

No. 359. *NORTHWESTERN MUTUAL LIFE INSURANCE CO. v. O'MALEY*. October 26, 1936. Petition for writ of certiorari to the Kansas City Court of Appeals, of Missouri, denied. *Messrs. Maurice H. Winger* and *Leland Hazard* for petitioner. *Messrs. Lisbon E. Durham* and *Henry S. Conrad* for respondent. Reported below: 230 Mo. App. —; 95 S. W. (2d) 852.

No. 361. *SIEMENS & HALSKE ACTIENGESellschaft ET AL. v. CENTRAL HANOVER BANK & TRUST CO., TRUSTEE*. October 26, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Wm. D. Whitney* for petitioners. *Mr. John W. Drye, Jr.*, for respondent. Reported below: 84 F. (2d) 993.

No. 362. *FLAT-TOP FUEL CO., INC. v. MARTIN*. October 26, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Thomas H. Middleton* for petitioner. *Mr. Horace T. Atkins* for respondent. Reported below: 85 F. (2d) 39.

No. 363. NATIONAL CITY BANK *v.* FERNANDEZ ET AL. October 26, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Earle T. Fiddler* for petitioner. *Mr. Hugh R. Francis* for respondents. Reported below: 83 F. (2d) 476.

No. 364. P. LORILLARD & Co., INC. *v.* UNITED STATES. October 26, 1936. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied. *Messrs. T. Catesby Jones* and *James W. Ryan* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Jackson*, and *Mr. Charles D. Lawrence* for the United States. Reported below: 24 C. C. P. A. (Cust.) 90; T. D., 48,412.

No. 366. SIEGEL *v.* IOWA. October 26, 1936. Petition for writ of certiorari to the Supreme Court of Iowa denied. *Messrs. J. W. Kindig*, *Amos M. Mathews*, and *Frederick F. Faville* for petitioner. *Mr. Earl C. Mills* for respondent. Reported below: 221 Iowa 429; 264 N. W. 613.

No. 367. CAGO CORPORATION ET AL. *v.* BRUSSELBACK ET AL. October 26, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. George A. Spiegelberg*, *Harry W. Mack*, *Frank A. F. Severance*, *Forrest N. Anderson*, *Joseph C. Slaughter*, *Frederic R. Coudert, Jr.*, *F. Wright Moxley*, and *Julian A. Gregory* for petitioners. *Mr. Elihu Root, Jr.*, for respondents. Reported below: 85 F. (2d) 20.

No. 368. GRACE STEAMSHIP CO. *v.* ANGLO-CHILEAN NITRATE SALES CORP. ET AL.; and

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No. 369. *SAME v. ANGLO-CHILEAN NITRATE SALES CORP.* October 26, 1936. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. William H. McGrann* for petitioner. *Mr. Theodore L. Bailey* for respondents. Reported below: 84 F. (2d) 3.

No. 371. *MIDLAND BANK, LTD. v. BISHOP & Co., INC.* October 26, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Paul D. Miller* for petitioner. *Messrs. H. W. O'Melveny and Walter K. Tuller* for respondent. Reported below: 84 F. (2d) 585.

No. 373. *ALLMAN & OLINS, INC. v. JOSEPH I. SHAPIRO, INC.* October 26, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Joseph B. Jacobs* for petitioner. *Mr. Harry N. Guterman* for respondent. Reported below: 84 F. (2d) 964.

No. 376. *LIVERPOOL & LONDON & GLOBE INSURANCE Co., LTD. v. CROSBY, RECEIVER; and*

No. 377. *FIDELITY-PHENIX FIRE INSURANCE Co. v. SAME.* October 26, 1936. Petition for writs of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Burke G. Slaymaker and Guston T. Fitzhugh* for petitioners. *Mr. R. Lee Bartels* for respondent. Reported below: 83 F. (2d) 647.

No. 444. *WALTER v. INDIANA.* See *ante*, p. 513.

No. 479. *ELLIS v. ADERHOLD, WARDEN.* November 9, 1936. 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. Hal Lindsay* for petitioner. No appearance for respondent. Reported below: 84 F. (2d) 513.

No. 410. *HASKINS BROS. & CO. v. MORGENTHAU, SECRETARY OF THE TREASURY, ET AL.* November 9, 1936. The application for injunction in this case is denied. The petition for writ of certiorari to the United States Court of Appeals for the District of Columbia is denied. *Mr. William Stanley* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson*, and *Mr. Sewall Key* for respondents. Reported below: 66 App. D. C. 178; 85 F. (2d) 677.

No. 411. *SAND SPRINGS HOME v. NAHARKEY.* November 9, 1936. Petition for writ of certiorari to the Supreme Court of Oklahoma denied for the want of a final judgment. *Mr. C. B. Stuart* for petitioner. *Messrs. Elmer J. Lundy and Lewis M. Poe, Jr.*, for respondent. Reported below: 177 Okla. 371; 59 P. (2d) 289.

No. 375. *CANDADO STEVEDORING CORP. v. LOWE, DEPUTY COMMISSIONER, ET AL.* November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Roderick Begg* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris*, and *Messrs. Paul A. Sweeney and Hyman Korn* for respondents. Reported below: 85 F. (2d) 119.

No. 383. *R. & L., INC. v. COMMISSIONER OF INTERNAL REVENUE.* November 9, 1936. Petition for writ of cer-

tiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Sidney L. Herold* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Jackson*, *Mr. J. Louis Monarch*, and *Miss Helen R. Carlross* for respondent. Reported below: 84 F. (2d) 721.

No. 385. *RENKOFF v. UNITED STATES*. November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. David P. Siegel* for petitioner. *Solicitor General Reed*, *Assistant Attorney General McMahon*, and *Mr. William W. Barron* for the United States. Reported below: 84 F. (2d) 1018.

No. 386. *WOOD v. UNITED STATES*. November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Samuel A. King* and *Arthur G. Brode* for petitioner. *Solicitor General Reed*, *Assistant Attorney General McMahon*, and *Mr. Amos W. W. Woodcock* for the United States. Reported below: 84 F. (2d) 749.

No. 387. *BOSTON & ALBANY R. CO. ET AL v. HIETALA*. November 9, 1936. Petition for writ of certiorari to the Superior Court of Berkshire County, Massachusetts, denied. *Mr. George H. Fernald* for petitioners. *Mr. J. Alfred Anderson* for respondent. Reported below: 3 N. E. (2d) 377.

No. 388. *LINDERMAN, EXECUTOR, v. HELVERING, COMMISSIONER OF INTERNAL REVENUE*. November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. William A. Seifert* and *William Wallace Booth* for petitioner. *Solic-*

itor General Reed, Assistant Attorney General Jackson, and Messrs. Sewall Key and Francis I. Howley for respondent. Reported below: 84 F. (2d) 727.

No. 390. KANSAS CITY SOUTHERN RY. CO. *v.* QUIN, ADMINISTRATRIX. November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. Messrs. W. Scott Wilkinson, Frank H. Moore, C. Huffman Lewis, and A. F. Smith for petitioner. Mr. S. P. Jones for respondent. Reported below: 85 F. (2d) 485.

No. 391. SINGER ET AL. *v.* FRIEDMAN ET AL. November 9, 1936. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. Messrs. Robert H. McNeill and Samuel Lebowitz for petitioners. Mr. Rudolph H. Yeatman for respondents. Reported below: 66 App. D. C. 191; 85 F. (2d) 690.

No. 392. UNITED STATES *v.* GALVESTON-HOUSTON ELECTRIC Co. November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. Solicitor General Reed for the United States. Mr. Burton E. Eames for respondent. Reported below: 84 F. (2d) 516.

No. 393. A. McLEAN & SON *v.* FEDERAL TRADE COMM'N;

No. 394. M. J. HOLLOWAY & Co. *v.* SAME;

No. 395. QUEEN ANNE CANDY Co. *v.* SAME; and

No. 396. BONITA COMPANY *v.* SAME. November 9, 1936. Petition for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. Mr. Irvin H.

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Fathchild for petitioners. *Solicitor General Reed*, *Assistant Attorney General Dickinson*, and *Messrs. Wendell Berge, Walter L. Rice* and *W. T. Kelley* for respondent. Reported below: 84 F. (2d) 910.

No. 400. *SOUTHERN RY. CO. ET AL. v. MCGRAW, ADMINISTRATOR*. November 9, 1936. Petition for writ of certiorari to the Supreme Court of North Carolina denied. *Messrs. Sidney S. Alderman, B. S. Womble, R. C. Kelly, H. O'B. Cooper*, and *S. R. Prince* for petitioners. *Mr. J. M. Wells, Jr.*, for respondent. Reported below: 209 N. C. 432; 184 S. E. 31.

No. 401. *MCGUIRE v. COMMISSIONER OF INTERNAL REVENUE*. November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Robert A. Littleton* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Jackson*, and *Messrs. Sewall Key* and *Morton K. Rothschild* for respondent. Reported below: 84 F. (2d) 31.

No. 407. *CLARK, ADMINISTRATRIX, v. DELAWARE & HUDSON R. CORP.* November 9, 1936. Petition for writ of certiorari to the Supreme Court of New York denied. *Mr. Walter A. Fullerton* for petitioner. *Mr. Joseph Rosch* for respondent. Reported below: 272 N. Y. 413; 3 N. E. (2d) 847; 246 App. Div. 347, 287 N. Y. S. 1.

No. 412. *UNITED LIGHT & POWER CO. v. GRAND RAPIDS TRUST CO., RECEIVER*. November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. William P. Sidley* and

Kenneth F. Burgess for petitioner. *Messrs. Stuart E. Knappen* and *Malcolm Donald* for respondent. Reported below: 85 F. (2d) 331.

No. 425. *BASSICK v. COMMISSIONER OF INTERNAL REVENUE*; and

No. 426. *PERKINS v. SAME*. November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Louis B. Eppstein, Ira W. Hirshfield, and Louis J. Altkrug* for petitioners. *Solicitor General Reed, Assistant Attorney General Jackson, Mr. Sewall Key, and Miss Helen R. Carloss* for respondent. Reported below: 85 F. (2d) 8.

No. 428. *SEVERNS DRILLING CO., LTD. v. SUPERIOR COURT OF CALIFORNIA ET AL.* November 9, 1936. Petition for writ of certiorari to the District Court of Appeal, 2d Appellate District, of California, denied. *Messrs. Jefferson P. Chandler, Roland G. Swaffield, Howard W. Wright, and John F. Gilbert* for petitioner. *Messrs. Everett W. Mattoon, Oscar Lawler, and Felix T. Smith* for respondents. Reported below: 15 Cal. App. (2d) 281; 59 P. (2d) 593.

No. 453. *SIX-WAY CORPORATION v. McCURDY & COMPANY, INC.* November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Charles W. Parker* for petitioner. *Messrs. George E. Middleton and Samuel R. Gerstein* for respondent. Reported below: 85 F. (2d) 5.

No. 322. *SCHOLL v. UNITED STATES*. November 9, 1936. Petition for writ of certiorari to the Court of

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Claims denied. *Messrs. Samuel T. Ansell and Mahlon C. Masterson* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Mr. Paul A. Sweeney* for the United States. Reported below: 82 Ct. Cls. 606.

No. 360. *STANDLEY ET AL. v. GRAHAM PRODUCTION CO.* November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Pinckney G. McElwee* for petitioners. No appearance for respondent. Reported below: 83 F. (2d) 489.

No. 378. *FITZGERALD ET AL. v. CALIFORNIA.* November 9, 1936. Petition for writ of certiorari to the District Court of Appeal, 3d Appellate District, of California, denied. *Mr. Aaron Sapiro* for petitioners. *Mr. U. S. Webb* for respondent. Reported below: 14 Cal. App. (2d) 180; 58 P. (2d) 718.

No. 399. *GLIWA v. UNITED STATES STEEL CORP. ET AL.* November 9, 1936. Petition for writ of certiorari to the Supreme Court of Pennsylvania denied. *Agnes Gliwa, pro se. Mr. Edwin W. Smith* for respondents. Reported below: 322 Pa. 225; 185 Atl. 584.

Nos. 408 and 409. *U S L BATTERY CORP. v. COMMISSIONER OF INTERNAL REVENUE.* November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Robert J. Moore* for petitioner. *Assistant Attorney General Jackson and Messrs. Sewall Key, Joseph M. Jones, and Warner W. Gardner* for respondent. Reported below: 84 F. (2d) 1020.

No. 414. *IOWA SOAP CO. v. HUSTON*. November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. J. G. Gamble and R. L. Read* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. Sewall Key and Lee A. Jackson* for respondent. Reported below: 85 F. (2d) 649.

No. 448. *HASKINS BROTHERS & CO. v. O'MALLEY*. November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. William Stanley* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. Sewall Key and Lee A. Jackson* for respondent. Reported below: 85 F. (2d) 657.

No. 415. *ORCUTT, TREASURER, v. CRAWFORD ET AL., RECEIVERS*. November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. James A. Greenwood* for petitioner. *Mr. G. T. Stanford* for respondents. Reported below: 85 F. (2d) 146.

No. 416. *CHARLESWORTH, TRUSTEE IN BANKRUPTCY, v. HIPSH, INC.* November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. I. J. Ringolsky and Harry L. Jacobs* for petitioner. *Mr. Frank P. Barker* for respondent. Reported below: 84 F. (2d) 834.

No. 427. *AMERICAN PHARMACEUTICAL CO., INC. v. SHERING & GLATZ, INC. ET AL.* November 9, 1936. Petition for writ of certiorari to the Supreme Court of New York denied. *Messrs. Hugh M. Morris and Alexander L. Nichols* for petitioner. *Messrs. Joseph H. Choate, Jr.,*

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Roger S. Baldwin, Maurice Leon, and Fritz von Briesen for respondents. Reported below: 272 N. Y. 410, 3 N. E. (2d) 845; 244 App. Div. 708, 279 N. Y. S. 733.

No. 429. *VAN DERVEER, ADMINISTRATOR, v. DELAWARE, LACKAWANNA & WESTERN R. Co.* November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Thomas J. O'Neill* for petitioner. *Mr. Douglas Swift* for respondent. Reported below: 84 F. (2d) 979.

No. 430. *KETCHUM ET AL. v. MACDONALD, RECEIVER.* November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. William S. Doty and Thomas A. Thornton* for petitioners. *Mr. E. Lowry Humes* for respondent. Reported below: 85 F. (2d) 436.

No. 431. *IRVING TRUST Co., TRUSTEE IN BANKRUPTCY, v. METROPOLITAN LIFE INSURANCE Co.* November 9, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. David W. Kahn* for petitioner. *Mr. Frederick C. Tanner* for respondent. Reported below: 83 F. (2d) 945.

No. 432. *DIXIE OIL Co. v. FORT, COMMISSIONER OF FINANCE AND TAXATION, ET AL.* November 9, 1936. Petition for writ of certiorari to the Supreme Court of Tennessee denied. *Mr. Jordan Stokes, Jr.*, for petitioner. *Mr. Norman Farrell* for respondents. Reported below: 170 Tenn. 183; 93 S. W. (2d) 1260.

No. 433. *HUDSON v. FORT, COMMISSIONER OF FINANCE AND TAXATION, ET AL.* November 9, 1936. Petition for

writ of certiorari to the Supreme Court of Tennessee denied. *Mr. A. H. Roberts, Jr.*, for petitioner. *Mr. Norman Farrell* for respondents. Reported below: 170 Tenn. 192; 93 S. W. (2d) 1263.

No. 105. *MURPHY v. MURPHY ET AL.* November 16, 1936. Petition for writ of certiorari to the Supreme Court of California, and motion for leave to proceed further *in forma pauperis*, denied. *Lulu Mignon Murphy, pro se.* No appearance for respondents. Reported below: 5 Cal. (2d) 640; 55 P. (2d) 1169.

No. 489. *BUIE v. UNITED STATES.* November 16, 1936. 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. *Vivian Wycliffe Buie, pro se.* No appearance for the United States. Reported below: 84 F. (2d) 564.

No. 506. *GREENHAUS v. UNITED STATES.* November 16, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Theodore E. Wolcott* for petitioner. No appearance for the United States. Reported below: 85 F. (2d) 116.

Nos. 437 and 438. *BUSH TERMINAL CO. v. PREFERRED STOCKHOLDERS PROTECTIVE COMMITTEE ET AL.* November 16, 1936. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *MR. JUSTICE McREYNOLDS* took no part in the consideration or decision of this application. *Mr. William H. Button* for

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petitioner. *Messrs. David M. Palley, Joseph M. Hartfield, and Hugo Kohlmann* for respondents. Reported below: 84 F. (2d) 984.

No. 405. *HEFFRON, TRUSTEE, v. WESTERN LOAN & BUILDING Co. ET AL.* November 16, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Murray L. Rabbitt* for petitioner. *Mr. W. W. Ray* for respondents. Reported below: 84 F. (2d) 301.

No. 424. *ARMAND COMPANY, INC. v. FEDERAL TRADE COMM'N.* November 16, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Henry Ward Beer* for petitioner. *Solicitor General Reed, Assistant Attorney General Dickinson, and Messrs. Wendell Berge and W. T. Kelley* for respondent. Reported below: 84 F. (2d) 973.

No. 435. *JORDAHL v. EGAN, PUBLIC ADMINISTRATOR.* November 16, 1936. Petition for writ of certiorari to the Supreme Court of New York denied. *Mr. Loring M. Black* for petitioner. *Messrs. Eli S. Wolbarst, Harold Harper, and Benjamin A. Matthews* for respondent. Reported below: 248 App. Div. 706; 290 N. Y. S. 113.

No. 443. *OHIO EX REL. VAN SCHAICK v. BOWEN, SUPERINTENDENT OF INSURANCE.* November 16, 1936. Petition for writ of certiorari to the Supreme Court of Ohio denied. *Mr. James I. Boulger* for petitioner. *Mr. John W. Bricker* for respondent. Reported below: 131 Oh. St. 310; 2 N. E. (2d) 824.

No. 445. *FLANIGAN v. DITTO, INC.* November 16, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Carl V. Wisner* for petitioner. *Messrs. William Beye and Max W. Zabel* for respondent. Reported below: 84 F. (2d) 490.

No. 447. *UNITED STATES v. CONNOLLY ET AL.* November 16, 1936. Petition for writ of certiorari to the Court of Appeals of New York denied. *Solicitor General Reed* for the United States. *Mr. Thomas E. White* for respondents. Reported below: 272 N. Y. 465, 3 N. E. (2d) 871; 246 App. Div. 595, 284 N. Y. S. 802.

No. 452. *CARPENTER, INSURANCE COMMISSIONER, v. NICHOLS.* November 16, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Grover T. Owens and S. Lasker Ehrman* for petitioner. *Mr. Robert E. Wiley* for respondent. Reported below: 84 F. (2d) 896.

No. 457. *GEORGE A. BREON & Co., INC. v. WISCONSIN ALUMNI RESEARCH FOUNDATION.* November 16, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Delos G. Haynes* for petitioner. *Messrs. George I. Haight and M. K. Hobbs* for respondent. Reported below: 85 F. (2d) 166.

No. 458. *COGGER v. HAZEN ET AL.* November 16, 1936. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. John E. Hughes and Philip F. Biggins* for peti-

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tioner. *Messrs. Elwood H. Seal and Vernon E. West* for respondents. Reported below: 66 App. D. C. 196; 85 F. (2d) 695.

No. 459. *BRENNAN, ADMINISTRATRIX, ET AL. v. SABINE TOWING Co., INC. ET AL.* November 16, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. M. G. Adams and H. C. Hughes* for petitioners. *Mr. W. G. Feely* for respondents. Reported below: 85 F. (2d) 478.

No. 461. *NEW YORK LIFE INSURANCE Co. v. WEINTROB.* November 16, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Alfred E. Driscoll* for petitioner. *Mr. C. L. Cole* for respondent. Reported below: 85 F. (2d) 158.

Nos. 467 and 468. *WILSON, TRUSTEE, v. METROPOLITAN LIFE INSURANCE Co.* November 16, 1936. Petition for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Samuel E. Hirsch* for petitioner. *Messrs. Mitchell D. Follansbee and Frederic Barth* for respondent. Reported below: 85 F. (2d) 467.

No. 473. *MERCHANTS & MINERS TRANSPORTATION Co. v. THE CITY OF CHATTANOOGA ET AL.* November 16, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Russell T. Mount* for petitioner. *Mr. Charles S. Haight* for respondents. Reported below: 85 F. (2d) 102.

No. 511. *SANACORY v. NEW YORK*. November 23, 1936. Petition for writ of certiorari to the Supreme Court of New York, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. John Sanacory, pro se*. No appearance for respondent. Reported below: 272 N. Y. 573, 4 N. E. (2d) 743; 248 App. Div. 631; 288 N. Y. S. 205.

No. 515. *LA VERS v. SUPREME COURT OF CALIFORNIA*. November 23, 1936. Petition for writ of certiorari to the Supreme Court of California, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Jack La Vers, pro se*. No appearance for respondent.

No. 449. *MCLEAN v. GOODYEAR TIRE & RUBBER Co., INC.* November 23, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. W. D. Gordon* for petitioner. *Mr. John P. Bullington* for respondent. Reported below: 85 F. (2d) 150.

No. 463. *HAMMOND LUMBER Co. v. BROUGHTON & WIGGINS NAVIGATION Co.* November 23, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Victor H. Pinckney* for petitioner. *Mr. Joseph J. Geary* for respondent. Reported below: 84 F. (2d) 496.

No. 465. *CROWN CENTRAL PETROLEUM CORP. v. CONSOLIDATED OIL Co.* November 23, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Wright Matthews* for petitioner. *Mr. W. J. Howard* for respondent. Reported below: 85 F. (2d) 429.

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NO. 466. *SPERO ET AL. v. UNITED STATES*. November 23, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Camden R. McAtee* for petitioners. *Solicitor General Reed, Assistant Attorney General McMahon, and Messrs. William W. Barron and W. Marvin Smith* for the United States. Reported below: 85 F. (2d) 134.

NO. 472. *JOHNSON v. HUGHES ET AL.* November 23, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. John F. Finerty* for petitioner. No appearance for respondents.

NO. 476. *BECKWITH ET AL. v. MCCARTER ET AL.* November 23, 1936. Petition for writ of certiorari to the Supreme Court of New York denied. *Mr. Albert Ritchie* for petitioners. *Mr. Frank H. Myers* for respondents. Reported below: 272 N. Y. 488, 3 N. E. (2d) 882; 247 App. Div. 289, 285 N. Y. S. 151.

NO. 477. *HARRIMAN NATIONAL BANK & TRUST CO. ET AL. v. MUNROE*. November 23, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. John Vance Hewitt and George P. Barse* for petitioners. *Messrs. Harold H. Corbin, William V. Miller, and Edward J. Bennett* for respondent. Reported below: 85 F. (2d) 493.

NO. 482. *E. I. DUPONT DE NEMOURS & CO., INC. v. WAXED PRODUCTS CO., INC.* November 23, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Harry D. Nims* for

petitioner. *Messrs. Thomas D. Thacher, Ellis W. Leavenworth, and L. A. Janney* for respondent. Reported below: 85 F. (2d) 75.

No. 484. *ROTHFELD v. 333 NORTH MICHIGAN AVENUE BUILDING CORP. ET AL.* November 23, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Karl J. Hardy and Benjamin I. Salinger, Jr.,* for petitioner. *Messrs. John S. Miller, Lincoln R. Clark, C. H. Poppenhusen, Edward R. Johnston, James W. Hyde, Samuel A. Ettelson, and Erwin M. Treusch* for respondents. Reported below: 84 F. (2d) 936.

Nos. 485 and 486. *BRENNER v. 333 NORTH MICHIGAN AVENUE BUILDING CORP. ET AL.* November 23, 1936. Petition for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. John Elliott Byrne and Benjamin Levering* for petitioner. *Messrs. John S. Miller and Samuel H. Horne* for respondents. Reported below: 84 F. (2d) 936.

Nos. 487 and 488. *SHERMAN ET AL. v. 333 NORTH MICHIGAN AVENUE BUILDING CORP. ET AL.* November 23, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Charles Liebman* for petitioners. *Messrs. John S. Miller and Samuel H. Horne* for respondents. Reported below: 84 F. (2d) 936.

No. 536. *STEINBERG v. CUMMINGS, ATTORNEY GENERAL, ET AL.* December 7, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit, and motion for leave to proceed further *in forma*

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pauperis, denied. *Mr. Joseph Hellier* for petitioner. No appearance for respondents. Reported below: 85 F. (2d) 1022.

No. 544. *MCCANN v. LEIBELL, JUDGE, ET AL.* December 7, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Gene McCann, pro se.* No appearance for respondents. Reported below: 80 F. (2d) 211.

No. 285. *UNITED STATES EX REL. GIRARD TRUST CO., TRUSTEE, v. HELVERING, COMMISSIONER OF INTERNAL REVENUE.* December 7, 1936. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. H. C. Kilpatrick and Charles Myers* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Mr. J. Louis Monarch* for respondent. Reported below: 66 App. D. C. 64; 85 F. (2d) 230. [Rehearing and certiorari granted by order of March 15, 1937.]

No. 462. *HELVERING, COMMISSIONER OF INTERNAL REVENUE, v. KELLY, EXECUTOR.* December 7, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Solicitor General Reed* for petitioner. *Messrs. William C. DeLacy and Robert T. Mack* for respondent. Reported below: 84 F. (2d) 958.

No. 470. *UNITED STATES v. THE PAPOOSE ET AL.*; and
No. 471. *SAME v. PETROLEUM NAVIGATION CO.* December 7, 1936. Petition for writs of certiorari to the

Circuit Court of Appeals for the Second Circuit denied. *Solicitor General Reed*, *Assistant Attorney General Morris*, and *Mr. J. Frank Staley* for the United States. *Messrs. Earle Farwell* and *John C. Crawley* for respondents. Reported below: 85 F. (2d) 54.

No. 478. *J. P. MORGAN & Co. v. MISSOURI PACIFIC R. CO. ET AL.* December 7, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Daniel N. Kirby* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Dickinson*, and *Messrs. James B. Alley*, *C. M. Clay*, and *Wendell Berge* for respondents. Reported below: 85 F. (2d) 351.

Nos. 480 and 481. *AVERY v. COMMISSIONER OF INTERNAL REVENUE.* December 7, 1936. Petition for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Leland K. Neeves* and *John E. MacLeish* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Jackson*, and *Messrs. Sewall Key* and *S. Dee Hanson* for respondent. Reported below: 84 F. (2d) 905.

No. 490. *FEAK v. MARION STEAM SHOVEL Co.* December 7, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. F. S. Senn* for petitioner. *Mr. Alfred A. Hampson* for respondent. Reported below: 84 F. (2d) 670.

No. 492. *VIRDONE, TRUSTEE, v. DOWS ESTATE, INC. ET AL.* December 7, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit

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denied. *Mr. Leo J. Linder* for petitioner. *Mr. C. Elmer Spedick* for respondents. Reported below: 85 F. (2d) 110.

No. 493. MISSOURI-KANSAS-TEXAS R. Co. *v.* GOOD, ADMINISTRATOR. December 7, 1936. Petition for writ of certiorari to the Supreme Court of Missouri denied. *Messrs. Joseph M. Bryson* and *Charles S. Burg* for petitioner. *Mr. Wendel W. McCanles* for respondent. Reported below: 339 Mo. 330; 97 S. W. (2d) 612.

No. 498. STEPHEN L. STETSON CO., LTD. ET AL. *v.* JOHN B. STETSON CO. December 7, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Martin Conboy* for petitioners. *Messrs. Maurice Bower Saul, Allen S. Olmsted, 2d, Earl G. Harrison,* and *Murray F. Johnson* for respondent. Reported below: 85 F. (2d) 586.

No. 502. UNITED STATES SAVINGS BANK ET AL. *v.* MORGENTHAU, SECRETARY OF THE TREASURY, ET AL. December 7, 1936. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Dorothy Ashby Moncure* for petitioners. *Messrs. George P. Barse, J. Bruce Kremer, George B. Springston,* and *Herbert M. Bingham* for respondents. Reported below: 66 App. D. C. 234; 85 F. (2d) 811.

No. 514. SPANG *v.* GOSSNELL ET AL. December 7, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. H. Eugene Gardner* for petitioner. *Solicitor General Reed, Assistant Attorney General Blair,* and *Mr. Charles E. Wyzanski, Jr.,* for respondents. Reported below: 84 F. (2d) 889.

No. 495. LOUIS FIERMAN, JR. *v.* UNITED STATES;

No. 496. ABE FIERMAN *v.* SAME; and

No. 497. PALLIS *v.* SAME. December 7, 1936. Petition for writs of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Joseph Ominsky* for petitioners. *Solicitor General Reed, Assistant Attorney General McMahon, and Mr. Mahlon D. Kiefer* for the United States. Reported below: 84 F. (2d) 968.

No. 499. HARTRIDGE-CANNON CO. ET AL. *v.* GILLESPIE ET AL. December 7, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. W. H. Poe* for petitioners. *Messrs. D. C. Hull, Erskine W. Landis, and Francis P. Whitehair* for respondents. Reported below: 84 F. (2d) 285.

No. 503. MOORE *v.* CHICAGO MERCANTILE EXCHANGE ET AL. December 7, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Walter Bachrach and Arthur Magid* for petitioner. *Solicitor General Reed, Assistant Attorney General Dickinson, and Mr. Wendell Berge* for respondents.

No. 504. BENNETT ET AL. *v.* CHICAGO BOARD OF TRADE ET AL. December 7, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Walter Bachrach and Arthur Magid* for petitioners. *Solicitor General Reed, Assistant Attorney General Dickinson, and Mr. Wendell Berge* for respondents.

No. 508. HELVERING, COMMISSIONER OF INTERNAL REVENUE, *v.* VAUGHAN. December 7, 1936. Petition for

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writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Solicitor General Reed* for petitioner. *Messrs. Albert S. Wright and Wm. M. Sperry, 2d*, for respondent. Reported below: 85 F. (2d) 497.

No. 510. MEYER ET AL. *v.* KANSAS CITY SOUTHERN RY. CO. ET AL. December 7, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. MR. JUSTICE CARDOZO took no part in the consideration and decision of this application. *Mr. Walter E. Meyer* for petitioners. *Messrs. Samuel W. Moore, A. C. Rearick, A. H. Kiskadden, H. Brua Campbell, George L. Buland, Wm. D. Whitney, M. L. Bell, F. C. Nicodemus, Carelton S. Hadley, Ben C. Dey, Charles L. Minor, Alex B. Siegel, and Jackson A. Dykman* for respondents. Reported below: 84 F. (2d) 411.

No. 517. FLANIGAN *v.* DITTO, INC. December 7, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Carl V. Wisner* for petitioner. *Mr. Max W. Zabel* for respondent. Reported below: 84 F. (2d) 490.

No. 518. SOUTH ATLANTIC STEAMSHIP CO. *v.* MUNK-ACSY. December 7, 1936. Petition for writ of certiorari to the Supreme Court of Delaware denied. *Messrs. Clarence A. Southerland, T. M. Cunningham, and A. R. Lawton, Jr.*, for petitioner. *Mr. Simone N. Gazan* for respondent. Reported below: 37 Del. —; 187 Atl. 600.

No. 546. NORTHROP ET AL. *v.* BEALE ET AL. See *ante*, p. 516.

No. 551. JACKSON *v.* FULLER ET AL. December 14, 1936. 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. *Mary E. Jackson, pro se.* No appearance for respondents. Reported below: 66 App. D. C. 239; 85 F. (2d) 816.

No. 553. VAN DYKE *v.* MICHIGAN. December 14, 1936. Petition for writ of certiorari to the Supreme Court of Michigan, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Otto Van Dyke, pro se.* No appearance for respondent. Reported below: 276 Mich. 32; 267 N. W. 778.

No. 507. KESTER, TRUSTEE IN BANKRUPTCY, *v.* ADAMS, ADMINISTRATRIX. December 14, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Orr Chapman* for petitioner. *Mr. Harry Benoit* for respondent. Reported below: 85 F. (2d) 646.

No. 509. MAGNOLIA PETROLEUM Co. *v.* BLANKENSHIP ET AL. December 14, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. George E. Elliott and Dan Moody* for petitioner. *Messrs. William McCraw, John B. Dudley, and W. Edward Lee* for respondents. Reported below: 85 F. (2d) 553.

No. 512. HELVERING, COMMISSIONER OF INTERNAL REVENUE, *v.* EAST COAST OIL Co., S. A. December 14, 1936. Petition for writ of certiorari to the Circuit Court

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of Appeals for the Fifth Circuit denied. *Solicitor General Reed* for petitioner. *Messrs. Ben C. Dey, George L. Buland, and Charles L. Minor* for respondent. Reported below: 85 F. (2d) 322.

No. 513. *MAGILL ET AL. v. STARKEY, TRUSTEE*. December 14, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Victor House* for petitioners. *Mr. Walter T. Stern* for respondent. Reported below: 85 F. (2d) 519.

No. 521. *MOORE, ADMINISTRATOR, v. OCEAN ACCIDENT & GUARANTEE CORP., LTD.* December 14, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Roger D. Moore, pro se. Mr. Joseph N. Hassett* for respondent. Reported below: 85 F. (2d) 369.

No. 529. *LANZA v. UNITED STATES*. December 14, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Julius I. Puente* for petitioner. *Solicitor General Reed, Assistant Attorney General Dickinson, and Mr. Wendell Berge* for the United States. Reported below: 85 F. (2d) 544.

No. 538. *SHEERAN, RECEIVER, ET AL. v. NEW YORK CITY*. December 14, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Boykin C. Wright and James A. Fowler, Jr.,* for petitioners. *Mr. Paul Windels* for respondent. Reported below: 85 F. (2d) 531.

No. 541. *TETZKE v. TRUST No. 2988*. December 14, 1936. Petition for writ of certiorari to the Circuit Court

of Appeals for the Seventh Circuit denied. *Mr. Meyer Abrams* for petitioner. *Messrs. Benjamin V. Becker* and *Max Swiren* for respondent. Reported below: 85 F. (2d) 942.

No. 543. MISSISSIPPI CENTRAL R. CO. ET AL. *v.* SMITH. See *ante*, p. 518.

No. 560. MCCARTHY *v.* ZERBST, WARDEN. December 21, 1936. 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. James McCarthy, pro se.* No appearance for respondents. Reported below: 85 F. (2d) 640.

No. 519. KANSAS CITY BOARD OF TRADE ET AL. *v.* MILLIGAN, U. S. ATTORNEY, ET AL. December 21, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. E. R. Morrison* for petitioners. *Solicitor General Reed, Assistant Attorney General Dickinson*, and *Mr. Wendell Berge* for respondent.

No. 520. GUARDIAN TRUST CO. ET AL. *v.* JEFFERSON LAKE OIL CO., INC. December 21, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. W. D. Gordon* for petitioners. *Mr. E. Howard McCaleb* for respondent. Reported below: 85 F. (2d) 465.

No. 535. VICTOR GASOLINE CO. *v.* SHELL PETROLEUM CORP. December 21, 1936. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Cir-

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cuit denied. *Mr. Edgar B. Tolman* for petitioner. *Messrs. Guy A. Thompson* and *Truman Post Young* for respondent. Reported below: 84 F. (2d) 676.

No. 537. *TINKOFF v. CHICAGO TITLE & TRUST CO. ET AL.* January 4, 1937. 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. Paysoff Tinkoff* for petitioner. No appearance for respondents. Reported below: 85 F. (2d) 305.

No. 585. *JONES v. ADERHOLD, WARDEN.* January 4, 1937. 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. Joseph E. Jones, pro se.* No appearance for respondent. Reported below: 85 F. (2d) 1015.

No. 586. *ALEX WOLPA v. UNITED STATES; and*

No. 587. *JULIUS J. WOLPA v. UNITED STATES.* January 4, 1937. Petition for writs of certiorari to the Circuit Court of Appeals for the Eighth Circuit, and motions for leave to proceed further *in forma pauperis*, denied. *Mr. Eugene D. O'Sullivan* for petitioners. No appearance for respondents. Reported below: 86 F. (2d) 35.

Nos. 594 and 595. *ST. CHARLES v. UNITED STATES.* January 4, 1937. Petition for writs of certiorari to the Circuit Court of Appeals for the Ninth Circuit, and motions for leave to proceed further *in forma pauperis*, denied. *Mr. James E. Fenton* for petitioner. No ap-

pearance for the United States. Reported below: 86 F. (2d) 463.

No. 609. *SCATA v. NEW YORK*. January 4, 1937. Petition for writ of certiorari to the Court of Appeals of New York, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Jacob W. Friedman* for petitioner. No appearance for respondent. Reported below: 272 N. Y. 602; 5 N. E. (2d) 352.

No. 533. *MILLER v. UNION BANK & TRUST CO. ET AL.* January 4, 1937. Petition for writ of certiorari to the Supreme Court of California denied. *Messrs. C. A. A. McGee, Donald C. Beelar, and W. Jefferson Davis* for petitioner. *Mr. Irving M. Walker* for respondents. Reported below: 7 Cal. (2d) 31; 59 P. (2d) 1024.

No. 540. *SPERRY FLOUR CO. v. COASTWISE STEAMSHIP & BARGE CO., INC. ET AL.* January 4, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. S. Hasket Derby and Joseph C. Sharp* for petitioner. *Messrs. Cassius E. Gates and Edward G. Dobrin* for respondents. Reported below: 84 F. (2d) 785.

No. 542. *FIDELITY & CASUALTY CO. v. CITIZENS NATIONAL BANK ET AL.* January 4, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Robert R. Williams* for petitioner. *Mr. John F. Anderson* for respondents. Reported below: 86 F. (2d) 4.

No. 548. *HAZEN ET AL. v. HAWLEY*. January 4, 1937. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Elwood H. Seal, Vernon E. West, and Raymond Sparks* for petitioners. *Messrs. Walter Schaffner and Myron Melvin Cohen* for respondent. Reported below: 66 App. D. C. 266; 86 F. (2d) 217.

No. 545. *RINDGE LAND & NAVIGATION CO. ET AL. v. SECURITY-FIRST NATIONAL BANK, TRUSTEE, ET AL.* January 4, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. William A. Bockel, Sterling Carr, and John W. Preston* for petitioners. *Messrs. Garret W. McEnerney, William H. Orrick, Gurney E. Newlin, and A. W. Ashburn* for respondents. Reported below: 85 F. (2d) 557.

No. 547. *SPECIAL SITE SIGN CO. v. FOSTER & KLEISER Co.* January 4, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Ernest Clewe* for petitioner. *Messrs. Herbert W. Clark and Norman S. Sterry* for respondent. Reported below: 85 F. (2d) 742.

No. 550. *JACOBY ET AL. v. HOEY, COLLECTOR OF INTERNAL REVENUE*. January 4, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Lewis Landes and J. Bruce Kremer* for petitioners. *Solicitor General Reed, Assistant Attorney General McMahon, and Mr. Mahlon D. Kiefer* for respondent. Reported below: 86 F. (2d) 108.

No. 555. NEW YORK LIFE INSURANCE CO. *v.* WOLF ET AL. January 4, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. John H. Voorhees and Theodore M. Bailey* for petitioner. No appearance for respondents. Reported below: 85 F. (2d) 162.

No. 557. QUINTAL ET AL. *v.* BRODERICK, SUPERINTENDENT OF BANKS. January 4, 1937. Petition for writ of certiorari to the Supreme Court of New York denied. *Messrs. Walter Gordon Merritt and John W. Simpson, 2d*, for petitioners. *Messrs. Carl J. Austrian and Arthur Ofner* for respondent. Reported below: 271 N. Y. 660; 199 N. E. 679.

No. 567. DAVIS *v.* BOSTON & MAINE RAILROAD ET AL. January 4, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Messrs. Edward F. McClenner and Jacob J. Kaplan* for petitioner. *Solicitor General Reed* for respondents. Reported below: 89 F. (2d) 368.

No. 572. CONTINENTAL MILLS, INC. *v.* UNITED STATES. January 4, 1937. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Kingman Brewster, O. R. Folsom-Jones, and A. H. Conner* for petitioner. *Solicitor General Reed* for the United States. Reported below: 84 Ct. Cls. —; 17 F. Supp. 138.

No. 243. FLORIDA EX REL. JONES *v.* MAYO, STATE PRISON CUSTODIAN, ET AL. January 11, 1937. Petition for writ of certiorari to the Supreme Court of Florida, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Michael C. Jones, pro se.* No appearance for respondents. Reported below: 126 Fla. 523; 171 So. 312.

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No. 379. *PELKES ET AL. v. MASON ET AL.* January 11, 1937. Petition for writ of certiorari to the Supreme Court of Idaho denied. *Mr. Webster Ballinger* for petitioners. *Mr. John P. Gray* for respondents. Reported below: 57 Idaho —; 59 P. (2d) 1087.

No. 554. *OGILVIE v. DEXTER HORTON ESTATE ET AL.* January 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. John P. Matsen* for petitioner. *Messrs. Robert H. Evans, Norman M. Littell, Bruce Shorts, and C. H. Hartson* for respondents. Reported below: 86 F. (2d) 282.

No. 565. *BATEMAN, TRUSTEE IN BANKRUPTCY, v. IDEAL BUILDING & LOAN ASSN.* January 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Robert T. McCracken* for petitioner. *Mr. M. Jacob Markmann* for respondent. Reported below: 85 F. (2d) 961.

No. 582. *GAGE ET AL. v. BRUSSELBACK ET AL.* January 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. James G. Condon* for petitioners. *Mr. J. Arthur Miller* for respondents. Reported below: 85 F. (2d) 617.

No. 556. *SCHEIBLE ET AL. v. UNITED STATES.* January 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Sanford H. Cohen* for petitioners. *Solicitor General Reed, Assistant Attorney General McMahon, and Mr. Wm. W. Barron* for the United States. Reported below: 86 F. (2d) 1019.

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No. 628. FREEMAN *v.* UNITED STATES. January 18, 1937. 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. *Messrs. Jephtha Stephen Freeman and J. Frank Kemp* for petitioner. No appearance for the United States. Reported below: 86 F. (2d) 243.

No. 569. S. H. KRESS & Co. *v.* REAVES. January 18, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. William M. Hendren* for petitioner. *Messrs. Julius C. Smith and C. R. Wharton* for respondent. Reported below: 85 F. (2d) 915.

No. 571. SERVILLI *v.* ILLINOIS. January 18, 1937. Petition for writ of certiorari to the Supreme Court of Illinois denied. *Mr. Richard E. Westbrooks* for petitioner. No appearance for respondent. Reported below: 364 Ill. 190; 4 N. E. (2d) 92.

CASES DISPOSED OF WITHOUT CONSIDERATION BY THE COURT, THROUGH JANUARY 31, 1937.

No. 167. ROBINSON ET AL. *v.* WILSON, TRUSTEE IN BANKRUPTCY. On petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit. August 12, 1936. Dismissed per stipulation of counsel. *Mr. Joseph G. M. Browne* for petitioners. *Mr. Louis P. Rosenberg* for respondent. Reported below: 83 F. (2d) 397.