

*eral Reed* for petitioner. *Messrs. Harold D. Roberts* and *Randolph E. Paul* for respondent. Reported below: 92 F. (2d) 78.

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No. 608. LINCOLN ENGINEERING CO. *v.* STEWART-WARNER CORP. January 3, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit granted. The CHIEF JUSTICE took no part in the consideration or decision of this application. *Messrs. Leonard L. Kalish* and *Delos G. Haynes* for petitioner. *Mr. Lynn A. Williams* for respondent. Reported below: 91 F. (2d) 757.

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No. 633. BRAINARD *v.* COMMISSIONER OF INTERNAL REVENUE. January 17, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit granted. *Mr. John E. Hughes* for petitioner. *Solicitor General Reed* for respondent. Reported below: 91 F. (2d) 880.

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DECISIONS DENYING CERTIORARI, FROM OCTOBER 4, 1937, THROUGH JANUARY 17, 1938.

- No. 120. WALLS *v.* NORTH CAROLINA;  
 No. 376. DALLAO *v.* LOUISIANA; and  
 No. 377. UGARTE *v.* LOUISIANA. See *ante*, p. 635.
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- No. 205. MYERS, ADMINISTRATRIX, *v.* ATCHISON, T. & S. F. RY. Co.; and  
 No. 341. COUCHE *v.* LOUISIANA. See *ante*, p. 636.
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No. 373. CARLSON, ADMINISTRATOR, *v.* KESLER ET AL. See *ante*, p. 639.

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No. 321. JOHNSON, TREASURER OF CALIFORNIA, ET AL. *v.* M. G. WEST Co. See *ante*, p. 638.

No. 60. *McDONALD v. THE FLORIDIAN ET AL.* Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit; and

No. 360. *DiStasio v. MASSACHUSETTS.* Petition for writ of certiorari to the Superior Court in and for the County of Middlesex, Massachusetts. October 11, 1937. The motions for leave to proceed on typewritten petitions and records are denied for the reason that the Court, upon examination of the papers herein submitted finds no grounds upon which writs of certiorari should be issued. The petitions for writs of certiorari are therefore also denied. *Mr. John P. Hannon* for petitioners, and *Messrs. Wallace McCamant and W. Lair Thompson* for respondents, in No. 60. *Mr. Frank DiStasio, pro se,* and *Mr. James J. Ronan* for respondent, in No. 360. Reported below: No. 60, 88 F. (2d) 289; No. 360, 8 N. E. (2d) 923.

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No. 212. *DEMAROIS v. FARREL, U. S. MARSHAL, ET AL.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit, and motion for leave to proceed further *in forma pauperis*, denied for the reason that the Court, upon examination of the papers herein submitted, finds that the application for a writ of certiorari was not made within the time provided by law. Act of February 13, 1925, § 8 (a), 43 Stat. 936, 940. *Alfred Demarois, pro se.* No appearance for respondents. Reported below: 87 F. (2d) 957.

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No. 110. *COMBS, ADMINISTRATOR, v. RICHFORD SAVINGS BANK & TRUST CO. ET AL.* October 11, 1937. 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. Birney F. Combs, pro se.* No appearance for respondents. Reported below: 88 F. (2d) 417.

No. 112. MAUK *v.* UNITED STATES. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Calvin S. Mauk* for petitioner. No appearance for the United States. Reported below: 88 F. (2d) 557.

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No. 149. POROBILO ET AL. *v.* TALIANCICH ET AL. October 11, 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. M. A. Grace* for petitioners. No appearance for respondents. Reported below: 89 F. (2d) 341.

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No. 158. IHLE, TRUSTEE, *v.* BARBE. October 11, 1937. Petition for writ of certiorari to the First Circuit Court of Appeals of Louisiana, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. A. J. Ihle, pro se.* Reported below: 167 So. 875; 172 So. 401.

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No. 169. DORN *v.* INDUSTRIAL ACCIDENT COMM'N. October 11, 1937. Petition for writ of certiorari to the District Court of Appeal, 4th Appellate District, of California, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Pascal Dorn, pro se.* *Mr. Everett A. Corten* for respondent.

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No. 179. STEWART ET AL. *v.* WALL, ADMINISTRATOR, ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Bernie Ray Stewart* for petitioners. No appearance for respondents. Reported below: 87 F. (2d) 598.

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No. 229. *DUKE v. UNITED STATES*. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Jesse C. Duke, pro se*. No appearance for the United States. Reported below: 90 F. (2d) 840.

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No. 237. *BERNHARDT, ADMINISTRATOR, v. CHICAGO, B. & Q. R. Co.* October 11, 1937. Petition for writ of certiorari to the Supreme Court of Nebraska, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Charles E. Foster* for petitioner. *Messrs. J. C. James and Bruce Scott* for respondents. Reported below: 132 Neb. 346; 272 N. W. 209.

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No. 239. *BARTON v. GEHMAN*. October 11, 1937. 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 petitioner. No appearance for respondent. Reported below: 91 F. (2d) 548.

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No. 240. *LYNCH v. KEMP*. October 11, 1937. Petition for writ of certiorari to the Supreme Court of California, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. H. L. Lynch, pro se*. No appearance for respondent. Reported below: 8 Cal. (2d) 457; 65 P. (2d) 1316.

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No. 244. *LONGENECKER ET AL. v. PENNSYLVANIA JOINT STOCK LAND BANK*. October 11, 1937. 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. *Mr. George B. Johnson* for respondent.

No. 245. COBLE ET AL. *v.* FEDERAL LAND BANK. October 11, 1937. 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.

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No. 246. BEAMESDERFER *v.* FIRST NATIONAL BANK & TRUST Co. October 11, 1937. 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 petitioner. No appearance for respondent. Reported below: 91 F. (2d) 491.

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No. 247. HOSSLER ET AL. *v.* PENNSYLVANIA JOINT STOCK LAND BANK. October 11, 1937. 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. *Mr. George B. Johnson* for respondent.

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No. 248. SHREINER ET AL. *v.* FARMERS' TRUST Co. October 11, 1937. 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: 91 F. (2d) 606.

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No. 338. LANG *v.* WOOD ET AL. October 11, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Percy Lang, pro se.* No appearance for respondents. Reported below: 67 App. D. C. 287; 92 F. (2d) 211.

No. 345. *ANDERSON v. ODISHO*. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Charles Anderson, pro se*. No appearance for respondent. Reported below: 90 F. (2d) 299.

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No. 385. *SPRUILL v. SERVEN*. October 11, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia, and motion for leave to proceed further *in forma pauperis*, denied. *Georgia M. Spruill, pro se*. No appearance for respondent. Reported below: 67 App. D. C. 39; 89 F. (2d) 511.

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No. 393. *SAVARESE v. NEW YORK*. October 11, 1937. Petition for writ of certiorari to the Supreme Court of New York, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Jacob W. Friedman* for petitioner. *Messrs. William F. X. Geoghan and Henry J. Walsh* for respondent. Reported below: 251 App. Div. 842; 297 N. Y. S. 794.

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No. 74. *SHAFFER, TRUSTEE, v. SUPERIOR COURT ET AL.* October 11, 1937. The motion to strike the brief of respondent is denied. Petition for writ of certiorari to the Supreme Court of California denied. *Mr. Fred E. Stivers* for petitioner. *Mr. Calvin S. Mauk* for respondents.

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No. 111. *HOME OWNERS' LOAN CORP. v. CENTRAL MARKET, INC.* October 11, 1937. Petition for writ of certiorari to the Supreme Court of Nebraska denied as it does not appear from the record that there is a final judgment. *Messrs. Neal L. Thompson, Horace Russell,*

*E. K. Neumann*, and *Hawthorne Arey* for petitioner. No appearance for respondent. Reported below: 132 Neb. 380; 272 N. W. 244.

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No. 398. *SAXE v. ANDERSON*, COLLECTOR OF INTERNAL REVENUE. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied on the ground that the application has been made prior to judgment of the Circuit Court of Appeals. *Mr. Thomas D. Thacher* for petitioner. *Solicitor General Reed* for respondent. Reported below: 19 F. Supp. 21.

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No. 163. *BRADY v. TERMINAL RAILROAD ASSN.* October 11, 1937. Petition for writ of certiorari to the Supreme Court of Missouri denied as it does not appear from the record that there is a final judgment. *Messrs. Mark D. Eagleton* and *Merritt U. Hayden* for petitioner. *Messrs. Thomas M. Pierce* and *J. L. Howell* for respondent. Reported below: 340 Mo. 841; 102 S. W. (2d) 903. [For later order granting certiorari, see *ante*, p. 678.]

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No. 226. *LAVIGNE v. CHICAGO, M., ST. P. & P. R. Co.* October 11, 1937. Petition for writ of certiorari to the Appellate Court, 1st District, of Illinois denied. *MR. JUSTICE BRANDEIS* took no part in the consideration and decision of this application. *Mr. Joseph D. Ryan* for petitioner. *Messrs. Carl S. Jefferson* and *O. W. Dynes* for respondent. Reported below: 287 Ill. App. 253, 268; 4 N. E. (2d) 785.

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No. 285. *ROLAND ET AL. v. ALBRIGHT ET AL.* October 11, 1937. The motion to strike the brief of respondent in this case is denied. Petition for writ of certiorari to the Supreme Court of Pennsylvania denied. *Mr. Robert*

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*P. Shick* for petitioners. *Mr. William McK. Rutter* for respondents. Reported below: 325 Pa. 431; 190 Atl. 885.

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No. 289. HENDRICKSON, TRUSTEE, *v.* CHASE NATIONAL BANK. October 11, 1937. The motion to substitute Emanuel Weitz, present trustee of Archibald M. Henry, Bankrupt, as the party petitioner herein in place of Charles E. Hendrickson, deceased, is granted. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. MR. JUSTICE ROBERTS took no part in the consideration and decision of this application. *Mr. Saul Nemser* for petitioner. *Mr. Paul D. Miller* for respondent. Reported below: 89 F. (2d) 997.

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No. 44. GILLONS ET AL. *v.* SHELL COMPANY. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. John L. McNab* and *Raymond I. Blakeslee* for petitioners. *Mr. Charles M. Fryer* for respondent. Reported below: 86 F. (2d) 600.

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No. 46. RAMSEY *v.* CALIFORNIA. October 11, 1937. Petition for writ of certiorari to the Supreme Court of California denied. *Mr. Melvin M. Belli* for petitioner. No appearance for respondent.

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No. 47. EIDE *v.* UNITED STATES. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Alvin Gerlack* for petitioner. *Solicitor General Reed*, and *Messrs. Julius C. Martin*, *Wilbur C. Pickett*, and *W. Marvin Smith* for the United States. Reported below: 88 F. (2d) 682.

No. 49. UNITED STATES *v.* BRIGGS & TURIVAS. October 11, 1937. Petition for writ of certiorari to the Court of Claims denied. *Solicitor General Reed* for the United States. *Mr. Albert L. Hopkins* for respondent. Reported below: 83 Ct. Cls. 664.

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No. 50. LINK ET AL. *v.* ILLINOIS. October 11, 1937. Petition for writ of certiorari to the Supreme Court of Illinois denied. *Mr. Bernhardt Frank* for petitioners. *Mr. Otto Kerner* for respondent. Reported below: 365 Ill. 266; 6 N. E. (2d) 201.

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No. 51. MADDOCK ET AL. *v.* HAINES ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Carl V. Wisner* for petitioners. *Messrs. David K. Tone* and *Morse Ives* for respondents. Reported below: 88 F. (2d) 350.

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No. 52. HEFFELFINGER *v.* COMMISSIONER OF INTERNAL REVENUE. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. A. C. Remele* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Morris*, and *Mr. J. Louis Monarch* and *Louise Foster* for respondent. Reported below: 87 F. (2d) 991.

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No. 53. READING COMPANY *v.* THORNE NEALE & Co.;  
and

No. 54. SAME *v.* BOUCHARD TRANSPORTATION Co. October 11, 1937. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Paul Speer* and *Horace L. Cheyney* for petitioner.

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*Mr. Earl Appleman* for respondent in No. 53. *Mr. Frank C. Mason* for respondent in No. 54. Reported below: 87 F. (2d) 694.

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No. 56. REEKE-NASH MOTORS Co. *v.* SWAN CARBURATOR Co. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Charles Neave, J. L. Stackpole, and Merrell E. Clark* for petitioner. *Mr. F. O. Richey* for respondent. Reported below: 88 F. (2d) 876.

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No. 350. GENERAL MOTORS CORP. *v.* SWAN CARBURATOR Co. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. John M. Zane and Drury W. Cooper* for petitioner. *Messrs. W. H. Boyd and F. O. Richey* for respondent. Reported below: 88 F. (2d) 876.

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No. 58. STAR STATIONERY Co. *v.* ROGERS, RECEIVER. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Milton E. Mermelstein* for petitioner. No appearance for respondent. Reported below: 88 F. (2d) 482.

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No. 64. HIGHLANDS EVANSTON-LINCOLNWOOD SUBDIVISION ET AL. *v.* COMMISSIONER OF INTERNAL REVENUE. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Franz W. Castle, Emmett J. McCarthy, Howard R. Brintlinger, and Robert F. Carey* for petitioners. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Ellis N. Slack* for respondent. Reported below: 88 F. (2d) 355.

No. 194. SOLOMON ET AL. *v.* HELVERING, COMMISSIONER OF INTERNAL REVENUE. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Orville A. Park* for petitioners. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and S. Dee Hanson* for respondent. Reported below: 89 F. (2d) 569.

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No. 65. ELLIOTT ET AL. *v.* UNIVERSITY OF ILLINOIS ET AL. October 11, 1937. Petition for writ of certiorari to the Supreme Court of Illinois denied. *Mr. James H. Christensen* for petitioners. *Messrs. Otto Kerner, George T. Buckingham, and Don Kenneth Jones* for respondents. Reported below: 365 Ill. 338; 6 N. E. (2d) 647.

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No. 66. WALKER *v.* COMMISSIONER OF INTERNAL REVENUE. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Hal Lindsay* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and S. Dee Hanson* for respondent. Reported below: 88 F. (2d) 170.

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No. 67. POTOMAC ELECTRIC POWER CO. *v.* HAZEN ET AL. October 11, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Messrs. S. R. Bowen and H. W. Kelly* for petitioner. *Messrs. Elwood H. Seal and Vernon E. West* for respondents. Reported below: 67 App. D. C. 161; 90 F. (2d) 406.

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No. 69. GEORGIA POWER CO. *v.* TENNESSEE VALLEY AUTHORITY; and

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No. 70. *SAME v. UNDERWOOD*, U. S. DISTRICT JUDGE. October 11, 1937. Petition for writs of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Newton D. Baker, Raymond T. Jackson, Dan MacDonald, and Walter T. Colquitt* for petitioner. *Solicitor General Reed* and *Messrs. James Lawrence Fly, John Lord O'Brian, and William C. Fitts, Jr.*, for respondent. Reported below: 89 F. (2d) 218.

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No. 71. *GOLDBERG v. GOLDBERG ET AL.* October 11, 1937. Petition for writ of certiorari to the Appellate Court, 2nd District, of Illinois, denied. *Messrs. Meyer Abrams and Max Shulman* for petitioner. *Mr. Edward J. McArdle, Jr.*, for respondents. Reported below: 288 Ill. App. 203; 5 N. E. (2d) 863.

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No. 73. *BENNEL REALTY CO. v. E. G. SHINNER & Co.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Benjamin F. Saltzstein and Joseph P. Brazy* for petitioner. *Messrs. W. L. Gold and Morris Karon* for respondent. Reported below: 87 F. (2d) 824.

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No. 75. *C. S. DUDLEY & Co. v. MISSOURI EX REL. MCKITTRICK, ATTORNEY GENERAL.* October 11, 1937. Petition for writ of certiorari to the Supreme Court of Missouri denied. *Messrs. Charles P. Williams and Charles M. Polk* for petitioner. *Mr. Stanley P. Clay* for respondent. Reported below: 340 Mo. 852.

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No. 76. *G. B. WILKINSON ESTATE, INC., ET AL. v. YOUNT-LEE OIL Co.*; and

No. 77. *C. H. WILKINSON v. SAME.* October 11, 1937. Petition for writs of certiorari to the Circuit Court of

Appeals for the Fifth Circuit denied. *Mr. Oliver J. Todd* for petitioners in No. 76. *Mr. J. J. Collins* for petitioner in No. 77. *Messrs. Beeman Strong, Will E. Orgain, and Thomas B. Greenwood* for respondent. Reported below: 87 F. (2d) 572, 577.

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No. 78. *GRADY v. GARLAND ET AL.* October 11, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Messrs. Elisha Hanson and Eliot C. Lovett* for petitioner. *Mr. Randolph M. Garland* for respondents. Reported below: 67 App. D. C. 73; 89 F. (2d) 817.

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No. 79. *REINHARTS, INC. v. CATERPILLAR TRACTOR Co.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. George L. Wilkinson, Charles L. Byron, and Alfred Sutro* for petitioner. *Mr. Charles M. Fryer* for respondent. Reported below: 85 F. (2d) 628.

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No. 80. *CITIZENS WATER Co. v. COMMISSIONER OF INTERNAL REVENUE.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. LaMonte Cowles and Preston B. Kavanagh* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and F. E. Youngman* for respondent. Reported below: 87 F. (2d) 874.

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No. 81. *BONWIT v. HELVERING, COMMISSIONER OF INTERNAL REVENUE.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Arthur B. Hyman* for peti-

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tioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Arnold Raum* for respondent. Reported below: 87 F. (2d) 764.

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No. 82. MOORE, TRUSTEE IN BANKRUPTCY, *v.* JAHNS ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Thomas S. Tobin* for petitioner. *Mr. S. M. Haskins* for respondents. Reported below: 90 F. (2d) 8.

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No. 83. COURTRIGHT ET AL., ADMINISTRATRICES, *v.* LEGISLATIVE STATUTORY COMMISSION ET AL. October 11, 1937. Petition for writ of certiorari to the Supreme Court of Colorado denied. *Mr. Albert S. Frost* for petitioners. *Messrs. Wilbur F. Denious, Byron G. Rogers, and Hudson Moore* for respondents. Reported below: 100 Colo. 82; 65 P. (2d) 710.

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No. 88. ANDERSON ET AL. *v.* UNITED STATES. October 11, 1937. Petition for writ of certiorari to the Court of Claims denied. *Mr. R. C. Fulbright* for petitioners. *Solicitor General Reed, Assistant Attorney General Morris, and Mr. Sewall Key* for the United States. Reported below: 83 Ct. Cls. 561; 15 F. Supp. 225.

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No. 89. GARROW *v.* UNITED STATES. October 11, 1937. Petition for writ of certiorari to the Court of Customs and Patent Appeals denied. *Messrs. William J. Hughes, Jr., and William E. Leahy* 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. (Customs) 410; 88 F. (2d) 318.

No. 91. *KUPTZ ET AL. v. RALPH SOLLITT & SONS CONSTRUCTION Co.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. John Davis* for petitioners. *Mr. Allen Wight* for respondent. Reported below: 88 F. (2d) 532.

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No. 92. *THOMAS J. EMERY MEMORIAL v. CINCINNATI UNDERWRITERS AGENCY Co.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Robert A. Taft* for petitioner. *Messrs. John Weld Peck and Frank H. Shaffer, Jr.*, for respondent. Reported below: 88 F. (2d) 506.

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No. 93. *TINIUS OLSEN TESTING MACHINE CO. ET AL. v. BALDWIN-SOUTHWARK CORP.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Hugh M. Morris, Alexander L. Nichols, and Leon Edelson* for petitioners. *Mr. Clifton V. Edwards* for respondent. Reported below: 88 F. (2d) 910.

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No. 94. *TRIEST & EARLE, INC. v. UNITED STATES.* October 11, 1937. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Josephus C. Trimble and Jerry A. Mathews* for petitioner. *Solicitor General Reed, Assistant Attorney General Whitaker, and Mr. Paul A. Sweeney* for the United States. Reported below: 84 Ct. Cls. 84.

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No. 96. *BALTIMORE & OHIO R. Co. v. ANDERSON, EXECUTRIX.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Cir-

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cuit denied. *Mr. Harold R. Oakes* for petitioner. *Mr. Morton L. Fearey* for respondent. Reported below: 89 F. (2d) 629.

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No. 98. *R. D. BAKER CO. v. RARDEN ET AL.* October 11, 1937. Petition for writ of certiorari to the Supreme Court of Michigan denied. *Mr. Alex J. Groesbeck* for petitioner. *Mr. Victor W. Klein* for respondents. Reported below: 279 Mich. 145; 271 N. W. 712.

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No. 101. *GARROW MACCLAIN & GARROW, INC. v. BASS, COLLECTOR OF INTERNAL REVENUE.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. R. C. Fulbright* and *Carl G. Stearns* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Morris*, and *Messrs. Sewall Key* and *Joseph M. Jones* for respondent. Reported below: 88 F. (2d) 574.

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No. 102. *WHEELING ET AL. v. JOHN F. CASEY CO.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. Jay T. McCamic*, *Benjamin L. Rosenbloom*, and *Charles McCamic* for petitioners. *Messrs. T. S. Riley* and *Robert J. Riley* for respondent. Reported below: 89 F. (2d) 308.

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Nos. 103, 104, and 105. *WINGERT ET AL. v. SMEAD ET AL.* October 11, 1937. Petition for writs of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Miller Wingert* for petitioners. No appearance for respondents. Reported below: 89 F. (2d) 305.

NO. 107. GREAT SOUTHERN LIFE INS. CO. *v.* COMMISSIONER OF INTERNAL REVENUE. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Walter E. Barton* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key, Edward H. Horton, and Charles A. Horsky* for respondent. Reported below: 89 F. (2d) 54.

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NO. 109. CONSUMERS POWER CO. *v.* KRAUSE ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Thomas G. Long and Bernard J. Onen* for petitioner. *Messrs. Riley L. Crane and Frank A. Rockwith* for respondents. Reported below: 89 F. (2d) 565.

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NO. 113. BRADLEY ET AL. *v.* ADAMS EXPRESS CO. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. William Waller and K. T. McConnice* for petitioners. *Messrs. Branch P. Kerfoot, F. M. Base, and Cecil Sims* for respondent. Reported below: 89 F. (2d) 641.

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NO. 114. WESTERN EXPRESS CO. *v.* SMELTZER;

NO. 115. SAME *v.* LECHLIGHTNER; and

NO. 116. SAME *v.* BERKEY, ADMINISTRATOR. October 11, 1937. Petition for writs of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Atlee Pomerene and Donald L. Marshman* for petitioner. *Mr. Homer H. Marshman* for respondents. Reported below: 88 F. (2d) 94.

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No. 117. FRANCE COMPANY *v.* COMMISSIONER OF INTERNAL REVENUE. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. John J. Kendrick* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Ellis N. Slack* for respondent. Reported below: 88 F. (2d) 917.

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No. 118. CHATEAUGAY ORE & IRON CO. *v.* EASTERN TRANSPORTATION CO. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Edward F. Platow and Leo J. Curren* for petitioner. *Mr. Robert S. Hume* for respondent. Reported below: 88 F. (2d) 1005.

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No. 119. BYRNE MANUFACTURING CO. *v.* AMERICAN FLANGE & MANUFACTURING CO. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. George B. Pitts and Anthony J. Guthrie* for petitioner. *Messrs. George L. Wilkinson and James H. Hayes* for respondent. Reported below: 87 F. (2d) 783.

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No. 122. CORONA BREWING CORP. *v.* BONET, TREASURER OF PUERTO RICO. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. James R. Beverley* for petitioner. *Messrs. William Catron Rigby and Nathan R. Margold* for respondent. Reported below: 89 F. (2d) 479.

No. 125. *SIMMONS v. UNITED STATES*. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Walter P. Luck* for petitioner. *Solicitor General Reed*, *Assistant Attorney General McMahon*, and *Messrs. William W. Barron* and *W. Marvin Smith* for the United States. Reported below: 89 F. (2d) 591.

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No. 126. *CITIZENS BANKING CO. ET AL. v. STURGEON BAY CO.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. L. I. Litzler* for petitioners. *Mr. Richard Inglis* for respondent. Reported below: 88 F. (2d) 1006.

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No. 127. *MIAMI CORPORATION v. LOUISIANA*. October 11, 1937. Petition for writ of certiorari to the Supreme Court of Louisiana denied. *Messrs. Robert E. Milling*, *Roberts C. Milling*, and *A. P. Pujo* for petitioner. *Messrs. Gaston L. Porterie* and *Joseph A. Loret* for respondent. Reported below: 186 La. 784; 173 So. 315.

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No. 130. *PACIFIC ALASKA AIRWAYS v. MAHAN, ADMINISTRATOR*. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. George M. Naus* and *Cecil H. Clegg* for petitioner. No appearance for respondent. Reported below: 89 F. (2d) 255.

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No. 131. *PACIFIC ALASKA AIRWAYS v. SMITH, ADMINISTRATOR*. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit

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denied. *Mr. George M. Naus* and *Cecil H. Clegg* for petitioner. No appearance for respondent. Reported below: 89 F. (2d) 253.

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No. 132. CRUSE, ADMINISTRATOR, ET AL. *v.* SABINE TRANSPORTATION Co. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. M. G. Adams* for petitioners. *Mr. M. A. Grace* for respondent. Reported below: 88 F. (2d) 298.

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No. 133. FORT WORTH *v.* ACTIVATED SLUDGE, INC. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. R. E. Rouer* for petitioner. *Mr. Lynn A. Williams* for respondent. Reported below: 89 F. (2d) 278.

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No. 134. BREEDLOVE, ADMINISTRATOR, *v.* FREUDENSTEIN, RECEIVER. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Harry M. Carroll* for petitioner. No appearance for respondent. Reported below: 89 F. (2d) 324.

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No. 136. MORSMAN *v.* HELVERING, COMMISSIONER OF INTERNAL REVENUE. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Edgar M. Morsman, Jr.*, for petitioner. *Solicitor General Reed*, *Assistant Attorney General Morris*, and *Messrs. Sewall Key* and *Joseph M. Jones* for respondent. Reported below: 90 F. (2d) 18.

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No. 137. STIMSON ET AL. *v.* UNITED ADVERTISING CORP. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit

denied. *Messrs. John H. Bruninga and John H. Sutherland* for petitioners. *Mr. George L. Wilkinson* for respondent. Reported below: 89 F. (2d) 450.

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No. 141. *PINKUSSOHN v. UNITED STATES*. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. I. Harvey Levinson* for petitioner. *Solicitor General Reed, Assistant Attorney General McMahan, and Messrs. Mahlon D. Kiefer and W. Marvin Smith* for the United States. Reported below: 88 F. (2d) 70.

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No. 142. *CITIZENS BANK & TRUST CO. v. MELLON NATIONAL BANK*. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Elbert E. Godwin* for petitioner. *Messrs. William Wallace Booth, Benjamin E. Carter, A. L. Burford, and Willis B. Smith* for respondent. Reported below: 88 F. (2d) 128.

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No. 148. *OGDEN v. MORGENTHAU, SECRETARY OF THE TREASURY, ET AL.* October 11, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Mr. John Ogden, pro se. Solicitor General Reed, Assistant Attorney General Whitaker, and Messrs. Paul A. Sweeney, Harry LeRoy Jones, and Edward First* for respondents.

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No. 151. *CRICHTON v. UNITED STATES*. October 11, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Messrs. William J. Hughes, Jr., William E. Leahy, Dorsey K.*

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*Offutt*, and *Donald Gottwald* for petitioner. *Solicitor General Reed*, *Assistant Attorney General McMahon*, and *William W. Barron* for the United States. Reported below: 67 App. D. C. 300; 92 F. (2d) 224.

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No. 152. SANITARY GROCERY Co. v. SNEAD. October 11, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Mr. Cornelius H. Doherty* for petitioner. *Messrs. Alvin L. Newmyer* and *David G. Bress* for respondent. Reported below: 67 App. D. C. 129; 90 F. (2d) 374.

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No. 153. NORRIS GRAIN Co. v. TEXAS & NEW ORLEANS R. Co.; and

No. 154. CARPENTER ET AL., TRUSTEES, ET AL. v. SAME. October 11, 1937. Petition for writs of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. C. G. Stearns* and *Charles M. Blackmar* for petitioners. No appearance for respondent. Reported below: 89 F. (2d) 274.

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No. 155. NEW YORK LIFE INS. Co. v. LYDON ET AL., EXECUTORS. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. William H. Becker* and *Louis H. Cooke* for petitioner. *Mr. Guy A. Thompson* for respondents. Reported below: 89 F. (2d) 78.

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No. 156. BANKERS INDEMNITY INS. Co. v. LUNDGREN. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Henry I. Quinn* for petitioner. *Mr. Thomas M. Carlson* for respondent. Reported below: 89 F. (2d) 200.

No. 157. *BANKERS INDEMNITY INS. CO. v. PINKERTON*. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Henry I. Quinn* for petitioner. *Mr. Thomas M. Carlson* for respondent. Reported below: 89 F. (2d) 194.

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No. 160. *BORLAND ET AL. v. JOHNSON, DEPUTY DISTRICT ATTORNEY, ET AL.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. James Lane Donahue* for petitioners. No appearance for respondents. Reported below: 88 F. (2d) 376.

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No. 162. *FEDERAL FARM MORTGAGE CORP. v. FALK ET AL.* October 11, 1937. Petition for writ of certiorari to the Supreme Court of North Dakota denied. *Messrs. John Thorpe, Peyton R. Evans, Gerald E. Lyons, and Russell D. Burchard* for petitioner. No appearance for respondents. Reported below: 67 N. D. 154; 270 N. W. 885.

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No. 164. *BALDWIN ET AL., TRUSTEES, v. FLUITT*. October 11, 1937. Petition for writ of certiorari to the Supreme Court of Louisiana denied. *Messrs. R. E. Milling and R. E. Milling, Jr.*, for petitioners. *Mr. Louis H. Yarrut* for respondent. Reported below: 187 La. 87; 174 So. 163.

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No. 165. *MEADOWS ET AL. v. CONTINENTAL ASSURANCE Co.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. D. A. Simmons* for petitioners. No appearance for respondent. Reported below: 89 F. (2d) 256.

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No. 166. *BUCHEN ET AL. v. BANK OF AMERICA.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Grover C. Buchen, pro se, W. Frank Shelley, and C. S. Mauk* for petitioners. *Mr. William C. Day* for respondent.

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No. 168. *HARTMAN, ADMINISTRATOR, ET AL. v. BALTIMORE & OHIO R. CO. ET AL.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. F. E. Parrack* for petitioners. *Mr. George M. Hoffheimer* for respondents. Reported below: 89 F. (2d) 425.

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No. 170. *JARVIS ET AL. v. UNITED STATES.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Messrs. William H. Lewis and Francis J. Carney* for petitioners. *Solicitor General Reed, Assistant Attorney General McMahon, and William W. Barron* for the United States. Reported below: 90 F. (2d) 243.

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No. 171. *CHESAPEAKE & OHIO RY. Co. v. VIGOR, ADMINISTRATRIX.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Fred C. Rector and Richard T. Rector* for petitioner. *Mr. James N. Beery* for respondent. Reported below: 90 F. (2d) 7.

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No. 172. *READING COMPANY v. MEASE ET AL.* October 11, 1937. Petition for writ of certiorari to the Supreme Court of Pennsylvania denied. *Mr. John T. Brady* for petitioner. *Mr. George H. Hafer* for respondents. Reported below: 126 Pa. Super. 436; 191 Atl. 402.

No. 173. JAMES MCWILLIAMS BLUE LINE *v.* KOPPERS CONNECTICUT COKE Co. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Horace L. Cheyney and Paul Speer* for petitioner. *Messrs. Leo J. Curren and Edward F. Platow* for respondent. Reported below: 89 F. (2d) 865.

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No. 174. NITKEY *v.* WARD ET AL. October 11, 1937. Petition for writ of certiorari to the Supreme Court of Minnesota denied. *Mr. George A. Gordon* for petitioner. *Messrs. John Junell and John W. Eckelberry* for respondents. Reported below: 199 Minn. 334; 271 N. W. 873.

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No. 175. TEXAS PIPE LINE Co. *v.* COMMISSIONER OF INTERNAL REVENUE. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. B. H. Bartholow* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Maurice J. Mahoney* for respondent. Reported below: 88 F. (2d) 278.

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No. 176. GREAT LAKES TRANSIT CORP. *v.* INTERLAKE STEAMSHIP Co. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. John B. Richards and Lawrence E. Coffey* for petitioner. *Mr. George William Cottrell* for respondent. Reported below: 89 F. (2d) 694.

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No. 177. HESS, TRUSTEE, *v.* AMIDON. October 11, 1937. Petition for writ of certiorari to the Court of Appeals, 1st Appellate Judicial District, of Ohio, denied.

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*Messrs. John Weld Peck and Sol. Goodman* for petitioner. *Mr. Walter K. Sibbald* for respondent. Reported below: 56 Ohio App. 99; 10 N. E. (2d) 26.

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No. 178. *GLOBE INDEMNITY CO. ET AL. v. UNITED STATES.* October 11, 1937. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Horace S. Whitman and Washington Bowie, Jr.,* for petitioners. *Solicitor General Reed, Assistant Attorney General Whitaker,* and *Mr. Paul A. Sweeney* for the United States. Reported below: 84 Ct. Cls. 587.

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No. 180. *CERTAIN-TEED PRODUCTS CORP. v. WAL-LINGER, TRUSTEE IN BANKRUPTCY, ET AL.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. John P. Buchanan* for petitioner. *Mr. Howard C. Gilmer* for respondents. Reported below: 89 F. (2d) 427.

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No. 183. *OAKWOOD REALTY CO. ET AL. v. GULF PRO-DUCTION CO. ET AL.* October 11, 1937. Petition for writ of certiorari to the Court of Civil Appeals, 9th Supreme Judicial District, of Texas, denied. *Mr. W. D. Gordon* for petitioners. *Messrs. H. L. Stone, John E. Green, Jr.,* and *J. H. Tallichet* for respondents. Reported below: 99 S. W. (2d) 616.

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No. 184. *HAMMOND-KNOWLTON, ADMINISTRATRIX, v. HARTFORD CONNECTICUT TRUST CO., EXECUTOR.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. William H. O'Hara* for petitioner. *Solicitor General*

*Reed*, Assistant Attorney General *Morris*, and Messrs. *Sewall Key* and *J. Louis Monarch* for respondent. Reported below: 89 F. (2d) 175.

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No. 188. *GINSBURG v. PACIFIC MUTUAL LIFE INS. CO.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Bernard Sobol* for petitioner. Messrs. *Maxwell C. Katz* and *Raymond T. Heilpern* for respondent. Reported below: 89 F. (2d) 158.

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No. 191. *UNITED STATES v. GETZELMAN ET AL.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Solicitor General Reed* for the United States. Messrs. *Summers Hardy*, *Neal E. McNeill*, *Roscoe E. Harper*, *Grover C. Spillers*, *N. A. Gibson*, *R. B. F. Hummer*, and *A. D. Cochran* for respondents. Reported below: 89 F. (2d) 531.

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No. 192. *UNITED STATES v. ORDNANCE ENGINEERING CORP.*; and

No. 193. *ORDNANCE ENGINEERING CORP. v. UNITED STATES.* October 11, 1937. Petitions for writs of certiorari to the Court of Claims denied. *Solicitor General Reed* for the United States. Messrs. *George A. King*, *Eugene V. Myers*, and *George R. Shields* for respondent in No. 192, and Messrs. *George A. King* and *George R. Shields* for petitioner in No. 193. Reported below: 68 Ct. Cls. 301.

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No. 195. *JEFFERIES, EXECUTRIX, ET AL. v. FEDERAL LAND BANK.* October 11, 1937. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

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*Mr. Sam. M. Wolfe* for petitioners. *Messrs. Harry D. Reed, Peyton R. Evans, Gerald E. Lyons, and May T. Bigelow* for respondent. Reported below: 185 S. C. 255; 193 S. E. 308.

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No. 196. THOMPSON *v.* FALSTAFF BREWING CORP. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. George B. Boland* for petitioner. *Mr. W. C. Fraser* for respondent. Reported below: 89 F. (2d) 557.

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No. 200. GLASS & LYNCH ET AL. *v.* NINE NORTH CHURCH STREET, INC. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Joseph Glass* for petitioners. *Mr. Edward S. Greenbaum* for respondent. Reported below: 89 F. (2d) 13.

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No. 201. KITSSELMAN, EXECUTRIX, *v.* HELVERING, COMMISSIONER OF INTERNAL REVENUE. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Arthur L. Gilliom* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Maurice J. Mahoney* for respondent. Reported below: 89 F. (2d) 458.

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No. 206. MERCED IRRIGATION DISTRICT *v.* BEKINS ET AL., EXECUTORS, ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Stephen W. Downey* for petitioner. *Mr. Charles L. Childers* for respondents. Reported below: 89 F. (2d) 1002.

No. 207. CINCINNATI, NEWPORT & COVINGTON RY. CO. v. CINCINNATI ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. John Weld Peck, Charles W. Milner, Frank M. Tracy, Matt Herold, and Chester J. Gerkin* for petitioner. No appearance for respondents. Reported below: 90 F. (2d) 1003.

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No. 209. MOORE v. CHICAGO MERCANTILE EXCHANGE ET AL. October 11, 1937. 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 Jackson, and Mr. Hugh B. Cox* for respondents. Reported below: 90 F. (2d) 735.

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No. 235. BENNETT ET AL. v. BOARD OF TRADE ET AL. October 11, 1937. 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 Jackson, and Mr. Hugh B. Cox* for respondents. Reported below: 90 F. (2d) 735.

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No. 282. BOARD OF TRADE ET AL. v. MILLIGAN, U. S. ATTORNEY, ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Douglas Stripp and E. R. Morrison* for petitioners. *Solicitor General Reed, Assistant Attorney General Jackson, and Mr. Hugh B. Cox* for respondents. Reported below: 90 F. (2d) 855.

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No. 211. SASNETT *v.* IOWA STATE TRAVELING MEN'S ASSN. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. W. Gwynn Gardiner* for petitioner. *Mr. Earl C. Mills* for respondent. Reported below: 90 F. (2d) 514.

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No. 213. GESTAUTS *v.* AMERICAN MANGANESE STEEL CO. ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. John Weaver* for petitioner. *Mr. Russell F. Locke* for respondents. Reported below: 87 F. (2d) 1005.

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No. 214. LOCKHART *v.* COMMISSIONER OF INTERNAL REVENUE. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. H. Stanley Hinricks* and *J. Merrill Wright* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Morris*, and *Mr. Sewall Key* and *Helen R. Carloss* for respondent. Reported below: 89 F. (2d) 143.

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No. 216. PORTAGE SILICA Co. *v.* COMMISSIONER OF INTERNAL REVENUE. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Arthur C. Denison*, *Newton D. Baker*, and *Raymond T. Jackson* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Morris*, and *Messrs. Sewall Key* and *Morton K. Rothchild* for respondent. Reported below: 89 F. (2d) 958.

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No. 217. BRODERICK ET AL. *v.* SABINE LUMBER CO. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied.

*Mr. U. M. Simon* for petitioners. No appearance for respondent. Reported below: 88 F. (2d) 586.

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No. 219. *LIVERMORE v. BEAL ET AL.* October 11, 1937. Petition for writ of certiorari to the District Court of Appeal, 3d Appellate District, of California, denied. *Messrs. W. H. Metson, Randolph V. Whiting, and A. H. Ricketts* for petitioner. *Messrs. Frederick D. Anderson, Herbert W. Clark, Felix T. Smith, F. F. Thomas, Jr., A. L. Weil, L. R. Martineau, Jr., and George W. Nilsson* for respondents. Reported below: 18 Cal. App. (2d) 535; 64 P. (2d) 987.

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No. 220. *BOYD, ADMINISTRATRIX, v. ELLIOTT ET AL.* October 11, 1937. Petition for writ of certiorari to the District Court of Appeal, 3d Appellate District, of California, denied. *Messrs. W. H. Metson, Randolph V. Whiting, and A. H. Ricketts* for petitioner. *Messrs. Frederick D. Anderson, Herbert W. Clark, Felix T. Smith, F. F. Thomas, Jr., A. L. Weil, L. R. Martineau, Jr., and George W. Nilsson* for respondents. Reported below: 18 Cal. App. (2d) 535; 64 P. (2d) 987.

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No. 221. *KREISS v. ELLIOTT ET AL.* October 11, 1937. Petition for writ of certiorari to the District Court of Appeal, 3d Appellate District, of California, denied. *Messrs. W. H. Metson, Randolph V. Whiting, and A. H. Ricketts* for petitioner. *Messrs. Frederick D. Anderson, Herbert W. Clark, Felix T. Smith, F. F. Thomas, Jr., A. L. Weil, L. R. Martineau, Jr., and George W. Nilsson* for respondents. Reported below: 18 Cal. App. (2d) 535; 64 P. (2d) 987.

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No. 222. *LIVERMORE v. BEAL ET AL.* October 11, 1937. Petition for writ of certiorari to the District Court of Appeal, 3d Appellate District, of California, denied. *Messrs. W. H. Metson, Randolph V. Whiting, and A. H. Ricketts* for petitioner. *Messrs. Frederick D. Anderson, Herbert W. Clark, Felix T. Smith, F. F. Thomas, Jr., A. L. Weil, L. R. Martineau, Jr., and George W. Nilsson* for respondents. Reported below: 18 Cal. App. (2d) 535; 64 P. (2d) 987.

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No. 223. *OSSORIO v. UNITED STATES.* October 11, 1937. Petition for writ of certiorari to the Court of Claims denied. *Mr. T. Ludlow Chrystie* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Mr. Sewall Key* for the United States. Reported below: 85 Ct. Cls. 168; 18 F. Supp. 959.

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No. 224. *EDMONDS, ADMINISTRATOR, v. COMMISSIONER OF INTERNAL REVENUE.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. F. Eldred Boland* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Harry Marselli* for respondent. Reported below: 90 F. (2d) 14.

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No. 225. *HELVERING, COMMISSIONER OF INTERNAL REVENUE, v. CECIL B. DEMILLE PRODUCTIONS, INC.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Solicitor General Reed* for petitioner. *Messrs. A. Calder Mackay and Thomas R. Dempsey* for respondent. Reported below: 90 F. (2d) 12.

No. 227. CONCENTRATE MANUFACTURING CORP. *v.* HIGGINS, COLLECTOR OF INTERNAL REVENUE. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Joseph H. Choate, Jr., and Maurice Leon* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key, J. Louis Monarch, and Clarence E. Dawson* for respondent. Reported below: 90 F. (2d) 439.

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No. 228. MERHENGGOOD CORPORATION *v.* HELVERING, COMMISSIONER OF INTERNAL REVENUE. October 11, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Messrs. Paul E. Shorb and Dwight Taylor* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Morton K. Rothschild* for respondent. Reported below: 67 App. D. C. 123; 89 F. (2d) 972.

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No. 232. UNITED STATES *v.* CHICAGO, B. & Q. R. Co. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Solicitor General Reed* for the United States. *Messrs. J. C. James and Bruce Scott* for respondent. Reported below: 90 F. (2d) 161.

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No. 233. F. W. MYERS & Co. *v.* UNITED STATES. October 11, 1937. Petition for writ of certiorari to the Court of Customs and Patent Appeals denied. *Messrs. Elisha Hanson and Eliot C. Lovett* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. Charles D. Lawrence and William Whyman* for the United States. Reported below: 24 C. C. P. A. (Customs) 464.

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No. 234. COLYEAR ET AL. *v.* HALES. October 11, 1937. Petition for writ of certiorari to the District Court of Appeal, 2d Appellate District, of California, denied. *Mr. Benjamin W. Shipman* for petitioners. *Messrs. Clyde Doyle and Irving P. Austin* for respondent. Reported below: 19 Cal. App. (2d) 366; 65 P. (2d) 847.

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No. 238. SHELL EASTERN PETROLEUM PRODUCTS, INC. *v.* MAXWELL, COMMISSIONER OF REVENUE. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. John D. Watkins and Jones Fuller* for petitioner. *Messrs. A. A. F. Seawell and Harry McMullan* for respondent. Reported below: 90 F. (2d) 39.

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No. 241. KNOWLES *v.* AMERICAN SOUTH AFRICAN LINES. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Simone N. Gazan* for petitioner. *Mr. Vernon Sims Jones* for respondent. Reported below: 90 F. (2d) 1011.

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No. 249. CONTINENTAL LAND CO. ET AL. *v.* UNITED STATES. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. I. K. Lewis* for petitioners. *Solicitor General Reed and Mr. Charles E. Collett* for the United States. Reported below: 88 F. (2d) 104.

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No. 250. PREFERRED ACCIDENT INS. CO. *v.* MARSH. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied.

*Messrs. Arthur D. Baldwin and Clare M. Vrooman* for petitioner. *Messrs. Harry F. Payer and Gerald Pilliod* for respondent. Reported below: 89 F. (2d) 932.

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No. 251. *NEW YORK LIFE INS. CO. v. MARSH.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Arthur D. Baldwin and Clare M. Vrooman* for petitioner. *Messrs. Harry F. Payer and Gerald Pilliod* for respondent. Reported below: 89 F. (2d) 932.

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No. 252. *MORGAN ET AL., EXECUTORS, v. UNITED STATES.* October 11, 1937. Petition for writ of certiorari to the Court of Claims denied. *Mr. William D. Whitney* for petitioners. *Solicitor General Reed, Assistant Attorney General Morris, and Mr. Sewall Key* for the United States. Reported below: 85 Ct. Cls. 138; 18 F. Supp. 1017.

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No. 253. *KLINGENSTEIN v. UNITED STATES.* October 11, 1937. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Robert H. Montgomery, James O. Wynn, Thomas G. Haight, and J. Marvin Haynes* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Mr. Sewall Key* for the United States. Reported below: 85 Ct. Cls. 164; 18 F. Supp. 1015.

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No. 255. *ROBINSON ET AL. v. HARRIS TRUST & SAVINGS BANK, TRUSTEE.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. W. F. Kelly and Harvey Carroll Ray* for petitioners. *Mr. J. M. Burford* for respondent. Reported below: 89 F. (2d) 929.

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No. 257. MISSOURI *v.* HOMESTEADERS LIFE ASSN. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. James P. Aylward, Jerome Walsh, and John M. Wheeler* for petitioner. *Messrs. John B. Gage, David A. Murphy, John T. Harding, J. Francis O'Sullivan, and John T. Barker* for respondent. Reported below: 90 F. (2d) 543.

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No. 263. BANKERS TRUST CO. ET AL. *v.* WISE ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Joseph M. Hartfield, Jesse E. Waid, Frank H. Towner, and Henry J. Brock* for petitioners. *Mr. Louis L. Dent* for respondents.

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No. 264. SIOUX TRIBE OF INDIANS *v.* UNITED STATES. October 11, 1937. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Ralph H. Case, Kingman Brewster, J. S. Y. Ivins, and C. C. Calhoun* for petitioner. *Solicitor General Reed* and *Messrs. Charles E. Collett, George T. Stormont, and Oscar A. Provost* for the United States. Reported below: 85 Ct. Cls. 181.

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No. 265. SCHUMACHER, SHERIFF, *v.* BEELER, TRUSTEE IN BANKRUPTCY. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Coleman Avery, Paul A. Baden, John W. Peck, and Harry N. Routzohn* for petitioner. *Messrs. Province M. Pogue and Henry B. Street* for respondent. Reported below: 90 F. (2d) 538.

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No. 266. WILLIS *v.* BEELER, TRUSTEE IN BANKRUPTCY. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied.

*Messrs. Coleman Avery, John W. Peck, and Harry N. Routzohn* for petitioner. *Messrs. Province M. Pogue and Henry B. Street* for respondent. Reported below: 90 F. (2d) 538.

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No. 270. PHILADELPHIA & READING COAL & IRON CO. ET AL. *v.* SPRUKS. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Penrose Hertzler and A. Allen Woodruff* for petitioners. *Mr. Ralph W. Rymer* for respondent. Reported below: 89 F. (2d) 998.

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No. 271. ST. JOHN *v.* THOMPSON ET AL. October 11, 1937. Petition for writ of certiorari to the Supreme Court of Oklahoma denied. *Messrs. H. P. White and Roy St. Lewis* for petitioner. *Mr. Charles Stuart Macdonald* for respondents. Reported below: 179 Okla. 240; 65 P. (2d) 442.

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No. 369. SODERSTROM, ADMINISTRATOR, ET AL. *v.* BONNER. October 11, 1937. Petition for writ of certiorari to the Supreme Court of Oklahoma denied. *Messrs. William S. Hamilton and J. I. Howard* for petitioners. *Mr. Charles Stuart Macdonald* for respondent. Reported below: 180 Okla. 355; 71 P. (2d) 117.

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No. 273. GOLDSMITH ET AL. *v.* UNITED STATES. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Israel B. Oseas* for petitioners. *Solicitor General Reed, Assistant Attorney General McMahan, and W. Marvin Smith* for the United States. Reported below: 91 F. (2d) 983.

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No. 278. BRECHT CORPORATION *v.* UNITED STATES. October 11, 1937. Petition for writ of certiorari to the Court of Customs and Patent Appeals denied. *Mr. Daniel P. McDonald* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Jackson*, and *Messrs. Charles D. Lawrence* and *John R. Benney* for the United States. Reported below: 25 C. C. P. A. (Customs) 9.

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No. 279. DAY-GORMLEY LEATHER CO. *v.* NATIONAL CITY BANK. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Borris M. Komar* for petitioner. *Mr. Philip A. Carroll* for respondent. Reported below: 89 F. (2d) 703.

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No. 280. MOHR *v.* GREAT LAKES TRANSIT CORP. October 11, 1937. 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. Reported below: 89 F. (2d) 1014.

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No. 283. ANGLE *v.* SHINHOLT ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Ralph A. Cusick* for petitioner. No appearance for respondents. Reported below: 90 F. (2d) 294.

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No. 284. UNITED STATES *v.* WOOD. October 11, 1937. Petition for writ of certiorari to the Court of Claims denied. *Solicitor General Reed* for the United States. *Mr. Raymond F. Garrity* for respondent. Reported below: 84 Ct. Cls. 367; 17 F. Supp. 521.

No. 383. UNITED STATES *v.* CLIFTON MANUFACTURING Co. October 11, 1937. Petition for writ of certiorari to the Court of Claims denied. *Solicitor General Reed* for the United States. *Messrs. William A. Sutherland* and *Joseph B. Brennan* for respondent. Reported below: 85 Ct. Cls. 525; 19 F. Supp. 723.

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No. 286. EARWOOD *v.* UNITED STATES. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Thomas Howell Scott* and *William T. Townsend* for petitioner. *Solicitor General Reed* and *Messrs. Julius C. Martin, Wilbur C. Pickett, Young M. Smith, and W. Marvin Smith* for the United States. Reported below: 90 F. (2d) 494.

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No. 288. COMPAGNIE GENERALE TRANSATLANTIQUE *v.* GOVERNOR OF THE PANAMA CANAL ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. James J. Lenihan* for petitioner. *Solicitor General Reed, Assistant Attorney General Whitaker, and Mr. Paul A. Sweeney* for respondents. Reported below: 90 F. (2d) 225.

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No. 290. WHITE TOWER SYSTEM, INC. *v.* WHITE CASTLE SYSTEM OF EATING HOUSE CORP. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Clark R. Fletcher* and *Irving A. Fish* for petitioner. *Messrs. Earle W. Evans* and *Jos. G. Carey* for respondent. Reported below: 90 F. (2d) 67.

No. 291. JAMES ET AL. *v.* NELSON ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Cecil H. Clegg* for petitioners. *Mr. R. E. Robertson* for respondents. Reported below: 90 F. (2d) 910.

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No. 292. NORTHWESTERN MUTUAL LIFE INS. Co. *v.* CENTRAL HANOVER BANK & TRUST Co., EXECUTORS, ET AL. October 11, 1937. Petition for writ of certiorari to the Surrogate Court of New York County, New York, denied. *Mr. Sam T. Swansen* for petitioner. *Mr. Samuel A. Pleasants* for respondents. Reported below: 249 App. Div. 542; 293 N. Y. S. 126; 158 Misc. 481; 286 N. Y. S. 138.

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No. 295. DURELL *v.* CARPENTER, RECEIVER. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Frank Montgomery* for petitioner. *Mr. J. A. Fowler* for respondent. Reported below: 90 F. (2d) 57.

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No. 297. LAWRENCE STERN & Co. ET AL. *v.* UNITED STATES. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. A. J. Pflaum* and *H. N. Wyatt* for petitioners. *Solicitor General Reed*, *Assistant Attorney General Morris*, and *Mr. Sewall Key* and *Helen R. Carlross* for the United States. Reported below: 89 F. (2d) 485.

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No. 298. U. S. EX REL. SOCIETE DE CONDENSATION ET D'APPLICATIONS MECANIKES *v.* COE, COMMISSIONER OF PATENTS. October 11, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia

denied. *Messrs. Reeve Lewis and Philip Mauro* for petitioner. *Solicitor General Reed, Assistant Attorney General Whitaker, and Messrs. Paul A. Sweeney and R. F. Whitehead* for respondent. Reported below: 67 App. D. C. 207; 91 F. (2d) 238.

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No. 299. *VON DAMM v. UNITED STATES*. October 11, 1937. Petition for writ of certiorari to the Court of Customs and Patent Appeals denied. *Messrs. Albert MacC. Barnes and James L. Gerry* for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Mr. John R. Benney* for the United States. Reported below: 25 C. C. P. A. (Customs) 97; 90 F. (2d) 263.

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No. 302. *HOUSTON NATURAL GAS CORP. v. COMMISSIONER OF INTERNAL REVENUE*. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Irl F. Kennerly* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Ellis N. Slack* for respondent. Reported below: 90 F. (2d) 814.

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No. 304. *KELLEY ET AL. v. ATLANTIC CITY ET AL.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Martin Conboy and Harold E. Stonebraker* for petitioners. *Mr. Henry R. Ashton* for respondents. Reported below: 89 F. (2d) 659.

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No. 306. *GLOVER, RECEIVER, v. ILLINOIS*. October 11, 1937. Petition for writ of certiorari to the Court of Claims of Illinois denied. *Mr. George P. Barse* for petitioner. *Mr. Otto Kerner* for respondent.

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No. 307. MITCHELL *v.* COMMISSIONER OF INTERNAL REVENUE. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. William Wallace* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Lucius C. Buck* for respondent. Reported below: 89 F. (2d) 873.

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No. 308. FIDELITY & COLUMBIA TRUST CO., TRUSTEE, *v.* HELVERING, COMMISSIONER OF INTERNAL REVENUE;

No. 309. McGRATH *v.* SAME;

No. 310. LOUISVILLE TRUST CO. ET AL. *v.* SAME; and

No. 311. FIDELITY & COLUMBIA TRUST CO., TRUSTEE, *v.* SAME. October 11, 1937. Petition for writs of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Camden R. McAtee* for petitioners. *Solicitor General Reed, Assistant Attorney General Morris, and Mr. Sewall Key and Helen R. Carlross* for respondent. Reported below: 90 F. (2d) 219; 89 F. (2d) 1013; 89 F. (2d) 1012; 89 F. (2d) 1007.

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No. 312. WALKER ET AL. *v.* HAZEN ET AL. October 11, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Messrs. Walter C. Clephane, J. Wilmer Latimer, Gilbert L. Hall, Frank Van Sant, and George E. Sullivan* for petitioners. *Messrs. Elwood H. Seal and Vernon E. West* for respondents. Reported below: 67 App. D. C. 188; 90 F. (2d) 502.

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No. 314. WINGET KICKERNICK CO. ET AL. *v.* SIL-O-ETTE UNDERWEAR CORP. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the

Second Circuit denied. *Mr. Frank A. Whiteley* for petitioners. *Mr. Robert P. Weil* for respondent. Reported below: 89 F. (2d) 635.

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No. 315. PENN MUTUAL LIFE INS. CO. *v.* MINNESOTA. October 11, 1937. Petition for writ of certiorari to the Supreme Court of Minnesota denied. *Messrs. H. C. Fulton* and *E. L. Boyle* for petitioner. *Mr. Thomas J. Naylor* for respondent. Reported below: 198 Minn. 115; 269 N. W. 37; 198 Min. 620; 272 N. W. 547.

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No. 317. JONAS *v.* BELLERIVE INVESTMENT CO. ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Harry L. Jacobs, I. J. Ringolsky,* and *Roy B. Thomson* for petitioner. *Messrs. Irvin Fane* and *James A. Reed* for respondents. Reported below: 90 F. (2d) 688.

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No. 318. BOARD OF COUNTY COMMISSIONERS ET AL. *v.* MAYS, ADMINISTRATOR, ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. W. V. Pryor* for petitioners. No appearance for respondents. Reported below: 90 F. (2d) 525.

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No. 320. TEXAS PIPE LINE CO. *v.* ANDERSON ET AL. October 11, 1937. Petition for writ of certiorari to the Court of Civil Appeals, 3d Supreme Judicial District, of Texas, denied. *Messrs. Charles L. Black, Ireland Graves,* and *John C. Jackson* for petitioner. *Messrs. William McCraw* and *H. Grady Chandler* for respondents. Reported below: 100 S. W. (2d) 754.

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No. 325. COOPER *v.* IRVING TRUST CO., TRUSTEE, ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Murray C. Bernays* for petitioner. *Messrs. J. Arthur Leve* and *Charles Rosenbaum* for respondents. Reported below: 91 F. (2d) 947.

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No. 326. UNITED STATES *v.* ALLGRUNN; and

No. 327. ALLGRUNN *v.* UNITED STATES. October 11, 1937. Petitions for writs of certiorari to the Court of Claims denied. *Solicitor General Reed* for the United States in No. 326. *Mr. C. B. Des Jardins* for respondent in No. 326 and petitioner in No. 327. *Solicitor General Reed*, *Assistant Attorney General Whitaker*, and *Mr. Alexander Holtzoff* for the United States in No. 327. Reported below: 67 Ct. Cls. 1.

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No. 328. STRAUSS, TRUSTEE *v.* PINE BLOCK BUILDING CORP. ET AL. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Nicholas J. Pritzker* for petitioner. *Messrs. Daniel J. Schuyler* and *Edward J. Hennessy* for respondents. Reported below: 90 F. (2d) 238.

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No. 329. HAMM *v.* RAILWAY EXPRESS AGENCY, INC. October 11, 1937. Petition for writ of certiorari to the Supreme Court of New York denied. *Mr. George Wolf* for petitioners. *Mr. Albert M. Hartung* for respondent.

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No. 330. AETNA CASUALTY & SURETY Co. *v.* HALL, RECEIVER. October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Mark W. Maclay* for petitioner. No appearance for respondent. Reported below: 89 F. (2d) 885.

No. 331. *CAPPOLA v. PLATT, SHERIFF*. October 11, 1937. Petition for writ of certiorari to the Supreme Court of Errors of Connecticut denied. *Mr. Anthony A. E. DeLucia* for petitioner. No appearance for respondent. Reported below: 123 Conn. 38; 192 Atl. 156.

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No. 332. *PHILLIPS ET AL., EXECUTORS, v. GHINGHER, RECEIVER*. October 11, 1937. Petition for writ of certiorari to the Court of Appeals of Maryland denied. *Mr. Herbert C. Fooks* for petitioners. *Mr. Sherman P. Bowers* for respondent. Reported below: 172 Md. 612; 192 Atl. 782.

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No. 333. *COHEN v. SUPERIOR OIL CORP.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Meyer Kraushaar* for petitioner. *Messrs. E. Ennalls Berl and David F. Anderson* for respondent. Reported below: 90 F. (2d) 810.

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No. 335. *MARTIN v. HULL ET AL.* October 11, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Messrs. H. Winship Wheatley and M. D. Rosenberg* for petitioner. *Mr. Marion Butler* for respondents. Reported below: 67 App. D. C. 284; 92 F. (2d) 208.

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No. 336. *PURMAN v. SMITH*. October 11, 1937. Petition for writ of certiorari to the Superior Court of Pennsylvania denied. *Mr. Thomas R. Purman, pro se*. No appearance for respondent. Reported below: 126 Pa. Super. 234; 191 Atl. 65.

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No. 337. *KARGMAN ET AL. v. GROCERY CENTER, INC.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Max Rittenberg* for petitioners. *Messrs. Edward R. Johnston* and *Abraham Greenspahn* for respondent. Reported below: 91 F. (2d) 176.

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No. 339. *TAYLOR ET AL. v. COMMISSIONER OF INTERNAL REVENUE.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. John E. Hughes* and *Raymond S. Pruitt* for petitioners. *Solicitor General Reed*, *Assistant Attorney General Morris*, and *Messrs. Sewall Key* and *Berryman Green* for respondent. Reported below: 89 F. (2d) 465.

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No. 340. *OTIS ET AL. v. BENNETT, ADMINISTRATRIX.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Sidney J. Watts* and *Horace F. Baker* for petitioners. *Mr. Harvey A. Miller* for respondent. Reported below: 91 F. (2d) 531.

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No. 344. *CONSOLIDATED AUTOMATIC MERCHANDISING CORP. v. UNITED STATES.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Nathan A. Smyth* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Morris*, and *Messrs. Sewall Key* and *F. E. Youngman* for the United States. Reported below: 90 F. (2d) 598.

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No. 347. *MURNIGHAN v. GLEN SHERIDAN REALTY TRUST.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit

denied. *Mr. Meyer Abrams* for petitioner. *Messrs. Herbert W. Hirsh and Reuben L. Freeman* for respondent. Reported below: 90 F. (2d) 466.

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No. 351. *GOODMAN v. ILLINOIS EX REL. CHICAGO BAR ASSOCIATION*. October 11, 1937. Petition for writ of certiorari to the Supreme Court of Illinois denied. *Mr. John B. Boddie* for petitioner. *Messrs. Charles Leviton and Werner W. Schroeder* for respondent. Reported below: 366 Ill. 346; 8 N. E. (2d) 941.

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No. 358. *FAYE, ADMINISTRATOR, v. AMERICAN DIAMOND LINES ET AL.* October 11, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Roderick Begg* for petitioner. *Mr. John W. Crandall* for respondents. Reported below: 90 F. (2d) 619.

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No. 451. *HUNTER v. VIRGINIA*. October 18, 1937. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Minitree Jones Fulton* for petitioner. No appearance for respondent.

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No. 462. *PARIS v. UNITED STATES*. October 18, 1937. 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. David Paris, pro se*. No appearance for the United States.

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No. 465. *BROWN v. JOHNSTON, WARDEN*. October 18, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit, and motion for leave to

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proceed further *in forma pauperis*, denied. *Mr. Thurman A. Brown, pro se*. No appearance on behalf of respondent. Reported below: 91 F. (2d) 370.

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No. 343. LEVER BROTHERS CO. *v.* COLGATE-PALMOLIVE-PEET CO. ET AL. October 18, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. MR. JUSTICE STONE took no part in the consideration and decision of this application. *Messrs. George Wharton Pepper, Frank Parker Davis, George I. Haight, and John F. Neary* for petitioner. *Messrs. Marston Allen, Frank F. Dinsmore, Louis Quarles, Mason Trowbridge, Newton D. Baker, and Arthur C. Denison* for respondents. Reported below: 90 F. (2d) 178.

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No. 348. PACIFIC COAST BISCUIT CO. *v.* UNITED STATES. October 18, 1937. Petition for writ of certiorari to the Court of Claims denied. *Mr. J. S. Y. Ivins* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Mr. Sewall Key* for the United States. Reported below: 85 Ct. Cls. 381; 19 F. Supp. 545.

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Nos. 353 and 354. RYAN ET AL. *v.* NEWFIELD; and

No. 355. FLORIDA TEX OIL CO. ET AL. *v.* BALLENTINE. October 18, 1937. Petitions for writs of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. W. K. Zewadski and William C. Pierce* for petitioners. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. Allen E. Throop and Robert E. Kline, Jr.*, for respondents. Reported below: 91 F. (2d) 700.

No. 356. KELLY, TRUSTEE, *v.* UNITED STATES ET AL. October 18, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Samuel B. Bassett* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Maurice J. Mahoney* for respondents. Reported below: 90 F. (2d) 73.

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No. 359. BETHKE ET AL. *v.* GRAYBURG OIL Co. October 18, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. John D. Cofer* for petitioners. No appearance for respondent. Reported below: 89 F. (2d) 536.

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No. 361. CHASE NATIONAL BANK ET AL. *v.* MALONE, RECEIVER, ET AL. October 18, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Fred C. Rector and Lawrence Bennett* for petitioners. *Messrs. Edward B. Levy, Province M. Pogue, and Homer C. Corry* for respondents. Reported below: 90 F. (2d) 1002.

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No. 363. LONG *v.* UNITED STATES. October 18, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. W. L. Barnum and Chauncey F. Tramutolo* for petitioner. *Solicitor General Reed, Assistant Attorney General McMahon, and Messrs. William W. Barron and W. Marvin Smith* for the United States. Reported below: 90 F. (2d) 482.

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No. 364. BACON *v.* NORTHERN PACIFIC RY. Co. October 18, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr.*

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*H. Lowndes Maury* for petitioner. *Mr. M. S. Gunn* for respondent. Reported below: 91 F. (2d) 173.

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No. 368. JEFFERY-DE WITT INSULATOR Co. v. NATIONAL LABOR RELATIONS BOARD. October 18, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. F. M. Livezey* for petitioner. *Solicitor General Reed*, and *Messrs. A. H. Feller* and *Charles Fahy* for respondent. Reported below: 91 F. (2d) 134.

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No. 371. PACIFIC HOTEL APARTMENT Co. v. ARCADY-WILSHIRE Co. ET AL. October 18th, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Lewis B. Randall* for petitioner. *Mr. Walter K. Tuller* for respondents. Reported below: 89 F. (2d) 248.

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No. 372. GRAVES ET AL. v. ELLIOTT ET AL. October 18, 1937. Petition for writ of certiorari to the Surrogates' Court of New York County, New York, denied. *Messrs. Henry Epstein* and *Mortimer M. Kassell* for petitioners. *Mr. Walter H. Merritt* for respondents. Reported below: 272 N. Y. 1; 3 N. E. (2d) 612; 244 App. Div. 872; 280 N. Y. S. 274.

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No. 379. BRIARCLIFF INVESTMENT Co. v. COMMISSIONER OF INTERNAL REVENUE. October 18, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Theodore B. Benson* and *Joseph R. Little* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Morris*, and *Messrs. Sewall Key* and *Hugh B. Cox* for respondent. Reported below: 90 F. (2d) 330.

No. 381. *HAFFNER ET AL. v. COMMISSIONER OF INTERNAL REVENUE*. October 18, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Lawrence Koenigsberger* for petitioners. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Berryman Green* for respondent. Reported below: 90 F. (2d) 1009.

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No. 382. *GENERAL BAKING CO. v. GOLDBLATT BROS., INC.* October 18, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Frederic P. Warfield* for petitioner. *Messrs. Nicholas J. Pritzker and Stanford Clinton* for respondent. Reported below: 90 F. (2d) 241.

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No. 386. *PLAPAO LABORATORIES, INC., ET AL. v. FARLEY, POSTMASTER GENERAL*. October 18, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Messrs. James E. Watson, Samuel A. King, Arthur G. Brode, and H. Max Ammerman* for petitioners. *Solicitor General Reed, Assistant Attorney General McMahon, and Messrs. William W. Barron and W. Marvin Smith* for respondent. Reported below: 67 App. D. C. 304; 92 F. (2d) 228.

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No. 400. *LYON INCORPORATED ET AL. v. CLAYTON & LAMBERT MANUFACTURING Co.* October 18, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Carlton Hill* for petitioners. *Mr. Hugh M. Morris* for respondent. Reported below: 90 F. (2d) 97.

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No. 495. MITCHELL ET AL. *v.* SUPREME COURT OF FLORIDA ET AL. October 25, 1937. Petition for writ of certiorari to the Supreme Court of Florida, and motion for leave to proceed further *in forma pauperis*, denied. *David F. Mitchell, Edith C. Worley and Edward M. L'Engle*, petitioners, *pro se*. Reported below: 128 Fla. 536; 175 So. 524.

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No. 275. HAWKINS *v.* UNITED STATES. October 25, 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. Hal Lindsay* for petitioner. No appearance for the United States. Reported below: 90 F. (2d) 551.

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No. 396. KELLOGG COMPANY *v.* NATIONAL BISCUIT CO. October 25, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. MR. JUSTICE STONE and MR. JUSTICE ROBERTS took no part in the consideration and decision of this application. *Messrs. W. H. Crichton-Clarke, Edward S. Rogers, and Robert T. McCracken* for petitioner. *Messrs. Thomas G. Haight, David A. Reed, Drury W. Cooper, and Charles A. Vilas* for respondent. Reported below: 91 F. (2d) 150.

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No. 403. PATTERSON *v.* ALABAMA. October 25, 1937. Petition for writ of certiorari to the Supreme Court of Alabama denied. MR. JUSTICE BLACK took no part in the consideration and decision of this application. *Messrs. Samuel S. Leibowitz and Osmond K. Fraenkel* for petitioner. *Messrs. A. A. Carmichael and Thomas Seay Lawson* for respondent. Reported below: 175 So. 371.

No. 294. GENERAL ELECTRIC CO. *v.* AMPEREX ELECTRONIC PRODUCTS, INC., ET AL. October 25, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Drury W. Cooper* and *John C. Kerr* for petitioner. *Mr. Samuel E. Darby, Jr.* for respondents. Reported below: 89 F. (2d) 709.

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No. 389. ZAHARIADIS *v.* HAYS, DIVISIONAL DIRECTOR OF IMMIGRATION AND NATURALIZATION. October 25, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. R. F. Clough* for petitioner. *Solicitor General Reed, Assistant Attorney General McMahon,* and *Messrs. William W. Barron* and *W. Marvin Smith* for respondent. Reported below: 90 F. (2d) 3.

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No. 390. INDIANAPOLIS AMUSEMENT CO. *v.* METRO-GOLDWYN-MAYER DISTRIBUTING CORP. ET AL. October 25, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. William C. Bachelder* and *H. K. Bachelder* for petitioner. *Mr. Frank C. Dailey* for respondents. Reported below: 90 F. (2d) 732.

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No. 394. MURINE COMPANY *v.* UNITED STATES. October 25, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. David Jetzinger* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris,* and *Messrs. Sewall Key* and *J. Louis Monarch* for the United States. Reported below: 90 F. (2d) 549.

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No. 395. SNELL ISLE, INC. *v.* COMMISSIONER OF INTERNAL REVENUE. October 25, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth

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Circuit denied. *Messrs. George E. H. Goodner and D. F. Prince* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Joseph M. Jones* for respondent. Reported below: 90 F. (2d) 481.

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No. 399. *SANTLY BROS., INC., ET AL. v. WILKIE*. October 25, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Charles S. Rosenschein* for petitioners. *Mr. Louis Nizer* for respondent. Reported below: 91 F. (2d) 978.

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No. 401. *EASTLAND COMPANY v. FEDERAL COMMUNICATIONS COMMISSION ET AL.*; and

No. 402. *CONGRESS SQUARE HOTEL CO. v. SAME*. October 25, 1937. Petition for writs of certiorari to the Court of Appeals for the District of Columbia denied. *Mr. Paul M. Segal* for petitioners. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. Charles H. Weston and Hampson Gary* for respondent Federal Communications Commission. *Mr. M. L. Bernsteen* for intervener Portland Broadcasting System. Reported below: 67 App. D. C. 316; 92 F. (2d) 467.

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No. 404. *CROSSETT v. COMMISSIONER OF INTERNAL REVENUE*. October 25, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Mr. Bernhard Knollenberg* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Ellis N. Slack* for respondent. Reported below: 92 F. (2d) 996.

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No. 405. *GUARANTY TRUST CO., TRUSTEE, ET AL. v. THOMPSON, TRUSTEE*. October 25, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the

Eighth Circuit denied. *Messrs. Godfrey Goldmark, Henry N. Ess, and John C. Higgins* for petitioners. *Messrs. Jerome N. Frank and Ernest A. Green* for respondent. Reported below: 89 F. (2d) 652.

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No. 407. *SANITARY DISTRICT OF CHICAGO v. ACTIVATED SLUDGE, INC., ET AL.* October 25, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Newton D. Baker, Arthur C. Denison, Wallace R. Lane, James Hamilton Lewis, and Ralph M. Snyder* for petitioner. *Mr. Lynn A. Williams* for respondents. Reported below: 90 F. (2d) 727.

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No. 411. *ROYAL INDEMNITY CO. ET AL. v. CARDILLO, DEPUTY COMMISSIONER, ET AL.* October 25, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Mr. Frank H. Myers* for petitioners. *Solicitor General Reed, Assistant Attorney General Whitaker, and Mr. Henry A. Julicher* for respondent Cardillo. *Mr. James E. McCabe* for respondent Rennie. Reported below: 67 App. D. C. 142; 90 F. (2d) 387.

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No. 416. *U. S. EX REL. HANDLER v. HILL, WARDEN.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied for the reason that the application for writ of certiorari was not made within the time provided by law. Section 8 (a), Act of February 13, 1925, 43 Stat. 936, 940. *Mr. Lewis Landes* for petitioner. No appearance for respondent. Reported below: 90 F. (2d) 573.

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No. 450. *HAYNES DRILLING CO. v. INDIAN TERRITORY ILLUMINATING OIL Co.* November 8, 1937. Petition for writ of certiorari to the Supreme Court of Oklahoma de-

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nied as it does not appear from the record that there is a final judgment. *Mr. Harry O. Glasser* for petitioner. *Messrs. W. P. McGinnis, Donald Prentice, and W. Tom Anglin* for respondent. Reported below: 180 Okla. 419; 69 P. (2d) 624.

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No. 370. *AMERICAN PAPER GOODS CO. v. UNITED STATES.* November 8, 1937. Petition for writ of certiorari to the Court of Claims denied. *Mr. M. Manning Marcus* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Mr. Sewall Key* for the United States. Reported below: 85 Ct. Cls. 421; 19 F. Supp. 537.

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No. 408. *TRUSTEES OF SOMERSET ACADEMY ET AL. v. PICHER, RECEIVER.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Harvey D. Eaton* for petitioners. *Mr. F. Harold Dubord* for respondent. Reported below: 90 F. (2d) 741.

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No. 412. *WABASH RAILWAY CO. v. JENKINS, ADMINISTRATOR.* November 8, 1937. Petition for writ of certiorari to the Kansas City Court of Appeals, of Missouri, denied. *Messrs. N. S. Brown and Homer Hall* for petitioner. *Messrs. C. W. Prince, James N. Beery, Fenton Hume, and Walter A. Raymond* for respondent. Reported below: 107 S. W. (2d) 204.

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No. 417. *DAVID BUTTRICK CO. ET AL. v. UNITED STATES ET AL.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Messrs. Brenton K. Fisk and Andrew J. Aldridge* for petitioners. *Solicitor General Reed, Assistant Attorney General Jackson, and Mr. John S. L. Yost* for respondents. Reported below: 91 F. (2d) 66.

Nos. 418 and 419. *BERGER, TRUSTEE IN BANKRUPTCY, v. KINGSFORT PRESS, INC.* November 8, 1937. Petition for writs of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Benjamin Spinoza* for petitioner. *Mr. Robert Burrow* for respondent. Reported below: 89 F. (2d) 444.

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No. 420. *WALKER, TRUSTEE, v. FLORIDA FRUIT CANNERS, INC., ET AL.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Charles R. Fenwick* for petitioner. *Mr. O. K. Reaves* for respondents. Reported below: 90 F. (2d) 753.

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No. 421. *DAVISON GULFPORT FERTILIZER Co. v. GULF & SHIP ISLAND R. Co.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. B. E. Eaton* for petitioner. *Messrs. Elmer A. Smith, Clinton H. McKay, E. C. Craig, and Charles N. Burch* for respondent. Reported below: 92 F. (2d) 107.

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No. 424. *ATLANTA TRUST Co. v. FEDERAL RESERVE BANK FOR USE OF AMERICAN SURETY Co. ET AL.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Samuel Nesbitt Evins* for petitioner. *Messrs. Shepard Bryan, B. D. Murphy, and Max F. Goldstein* for respondents. Reported below: 91 F. (2d) 283.

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No. 425. *NATIONAL LABOR RELATIONS BOARD v. DELAWARE-NEW JERSEY FERRY Co.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Solicitor General*

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*Reed* and *Mr. Charles Fahy* for petitioner. *Mr. Otto Wolff, Jr.* for respondent. Reported below: 90 F. (2d) 520.

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No. 428. *ROGERS ET AL. v. MARCHANT, RECEIVER.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Adam H. Moss* for petitioners. No appearance for respondent. Reported below: 91 F. (2d) 660.

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No. 429. *CRAMER, ADMINISTRATOR, v. PHOENIX MUTUAL LIFE INS. CO. ET AL.;*

No. 430. *COBURN ET AL. v. SAME;*

No. 431. *CRAMER, ADMINISTRATOR, v. AETNA LIFE INS. CO. ET AL.;* and

No. 432. *COBURN ET AL. v. SAME.* November 8, 1937. Petition for writs of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. George D. Weller, Fred E. Fuller, Bruce J. Flick, and H. M. Havner* for petitioners. *Mr. Wayne G. Cook* for respondents. Reported below: 91 F. (2d) 141.

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No. 438. *NATIONAL QUARRIES Co. v. DETROIT, TOLEDO & IRONTON R. Co.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Robert S. Marx, H. O. Bentley, Frank E. Wood, and Harry Kasfir* for petitioner. *Messrs. John S. Pratt, Melvin C. Light, Clifford B. Longley, and Wallace R. Middleton* for respondent. Reported below: 91 F. (2d) 80.

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No. 441. *MATSON NAVIGATION Co. v. INDUSTRIAL ACCIDENT COMM'N ET AL.* November 8, 1937. Petition for writ of certiorari to the District Court of Appeal, 1st

Appellate District, of California, denied. *Messrs. Herman Phleger and Maurice E. Harrison* for petitioner. *Mr. Everett A. Corten* for respondents.

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No. 442. *MORGAN ET AL. v. BRONNER, RECEIVER*; and  
No. 443. *DREW ET AL. v. SAME*. November 8, 1937. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Samuel Meyers* for petitioners. *Mr. Stuart G. Gibboney* for respondent.

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No. 444. *MORAN, RECEIVER v. HARRISON*. November 8, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Messrs. D. C. Colladay and George P. Barse* for petitioner. No appearance for respondent. Reported below: 67 App. D. C. 237; 91 F. (2d) 310.

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No. 384. *SIoux TRIBE OF INDIANS v. UNITED STATES*. November 8, 1937. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Ralph H. Case, Kingman Brewster, J. S. Y. Ivins, and C. C. Calhoun* for petitioner. *Solicitor General Reed, Assistant Attorney General McFarland, and Messrs. George T. Stormont and Oscar A. Provost* for the United States. Reported below: 84 Ct. Cls. 16.

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No. 448. *COCKRELL v. BOARD OF COMMISSIONERS OF BURAS LEVEE DISTRICT ET AL.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Sidney L. Herold* for petitioner. No appearance for respondents. Reported below: 91 F. (2d) 127.

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No. 449. *FARRINGTON ET AL. v. PINK, SUPERINTENDENT OF INSURANCE OF NEW YORK, ET AL.* November 8, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Messrs. W. Gwynn Gardiner and James M. Earnest* for petitioners. *Solicitor General Reed, Assistant Attorney General Whitaker, and Messrs. Henry A. Julicher and George F. Foley* for respondents Julian, Treasurer of the United States, et al. *Messrs. Joseph A. Carey, Ralph P. Dunn, Hubert G. King, Alfred C. Bennett, and Benjamin Potoker* for respondent Pink. Reported below: 67 App. D. C. 314; 92 F. (2d) 465.

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No. 452. *GRIFFIN MANUFACTURING Co. v. BOOM BOILER & WELDING Co.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Lawrence C. Spieth* for petitioner. *Mr. Frederick L. Leckie* for respondent. Reported below: 90 F. (2d) 452.

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No. 454. *STANDARD OIL Co. OF CALIFORNIA v. UNITED STATES.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Felix T. Smith and Eugene D. Bennett* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and J. Louis Monarch* for the United States. Reported below: 90 F. (2d) 571.

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No. 456. *OCEAN ACCIDENT & GUARANTEE CORP. v. TORRES.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Oliver Dibble* for petitioner. *Mr. Cyril W. McClean* for respondent. Reported below: 91 F. (2d) 464.

No. 457. *STUYVESANT INSURANCE CO. v. SUSSEX FIRE INS. CO.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Robert Kelly Prentice, John A. Hartpence, and Thomas G. Haight* for petitioner. *Mr. Arthur T. Vanderbilt* for respondent. Reported below: 90 F. (2d) 281.

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Nos. 460 and 461. *ASSOCIATED INVESTING CORP. v. UTILITIES POWER & LIGHT CORP. ET AL.* November 8, 1937. Petition for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Moultrie Hitt* for petitioner. *Messrs. Charles LeRoy Brown, Jacob Logan Fox and Nathan S. Blumberg*, for respondent Atlas Corporation. *Messrs. Arthur A. Gammell, and William P. Sidley* for respondent Chase National Bank. Reported below: 91 F. (2d) 598.

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No. 463. *PARKER v. MISSISSIPPI STATE TAX COMM'N.* November 8, 1937. Petition for writ of certiorari to the Supreme Court of Mississippi denied. *Mr. T. H. Hedgepeth* for petitioner. No appearance for respondent. Reported below: 178 Miss. 680; 174 So. 567.

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No. 464. *PHIPPS v. COMMISSIONER OF INTERNAL REVENUE.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Messrs. David A. Reed and W. A. Seifert* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Mr. Sewall Key and Helen R. Carlross* for respondent. Reported below: 91 F. (2d) 627.

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No. 466. *READING HOTEL CORP. v. PROTECTIVE COMMITTEE ET AL.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third

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Circuit denied. *Mr. William A. Schnader* for petitioner. *Messrs. Robert T. McCracken, Mercer B. Tate, Jr., and T. Jaeger Snyder* for respondents. Reported below: 89 F. (2d) 53.

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No. 467. *PRICE ET AL. v. READING HOTEL CORP. ET AL.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Percival H. Granger* for petitioners. *Messrs. Robert T. McCracken, Mercer B. Tate, Jr., and T. Jaeger Snyder* for respondents. Reported below: 89 F. (2d) 53.

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No. 468. *MEYER v. READING HOTEL CORP. ET AL.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. George Wharton Pepper, Harry Felix, Isaac A. Pennypacker, and James A. Montgomery, Jr.,* for petitioner. *Messrs. Robert T. McCracken, Mercer B. Tate, Jr., and T. Jaeger Snyder* for respondents. Reported below: 89 F. (2d) 53.

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No. 470. *D. A. SCHULTE, INC. v. CENTRAL MANHATTAN PROPERTIES, INC., ET AL.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Murray C. Bernays* for petitioner. *Messrs. George R. Coughlan and William B. Chadbourne* for respondents. Reported below: 91 F. (2d) 728.

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No. 471. *D. A. SCHULTE, INC. v. GUINZBURG ET AL.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Murray C. Bernays* for petitioner. *Mr. James Marshall* for respondents. Reported below: 91 F. (2d) 733.

No. 472. *D. A. SCHULTE, INC. v. SMITH ET AL., TRUSTEES.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Murray C. Bernays* for petitioner. *Mr. Godfrey Goldmark* for respondents. Reported below: 91 F. (2d) 732.

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No. 473. *D. A. SCHULTE, INC. v. McCANCE, ET AL.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Murray C. Bernays* for petitioner. *Mr. Rudolph L. Von Bernuth* for respondents. Reported below: 91 F. (2d) 733.

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No. 474. *NAVIGAZIONE LIBERA TRIESTINA, S. A., v. MORAN TOWING & TRANSPORTATION Co.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Homer L. Loomis* and *Reginald B. Williams* for petitioner. *Messrs. Chauncey I. Clark* and *Eugene Underwood* for respondent. Reported below: 92 F. (2d) 37.

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No. 480. *GREEN v. CITY OF STUART.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. T. T. Oughterson* for petitioner. *Mr. A. Y. Milam* for respondent. Reported below: 91 F. (2d) 603.

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No. 482. *DEEM v. EQUITABLE LIFE ASSURANCE SOCIETY.* November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Robert B. McDougale* for petitioner. *Mr. E. W. Knight* for respondent. Reported below: 91 F. (2d) 569.

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No. 488. WESTERN MARYLAND RY. CO. ET AL. *v.* PENN VENEER CO. ET AL. November 8, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. W. W. Montgomery, Jr., Henry Wolf Biklé, John S. Flannery, Charles Myers, and Frederic D. McKenney* for petitioners. *Mr. Russell Duane* for respondents. Reported below: 92 F. (2d) 146.

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No. 14, original. EX PARTE E. D. FRYER ET AL. November 15, 1937. The motion for leave to file petition for writ of certiorari is granted, and the petition is denied. *Mr. B. F. Saltzstein* for petitioners.

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No. 392. LEE *v.* UNITED STATES. November 15, 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. Ray E. Lane* for petitioner. No appearance for the United States. Reported below: 91 F. (2d) 326.

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No. 516. COLLIER *v.* PEARCE, TRUSTEE. November 15, 1937. 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 N. Halper* for petitioner. No appearance for respondent. Reported below: 92 F. (2d) 237.

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No. 520. GIORDANO *v.* ASBURY PARK ET AL. November 15, 1937. 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. *Gabriele Giordano, pro se.* No appearance for respondents. Reported below: 91 F. (2d) 455.

No. 527. STEVENS, ADMINISTRATRIX, *v.* MEGAN, TRUSTEE. November 15, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. John A. Senneff, Jr.*, for petitioner. *Messrs. A. A. McLaughlin, George E. Hise, and James C. Davis, Jr.*, for respondent. Reported below: 91 F. (2d) 419.

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No. 478. LOUISIANA & ARKANSAS RY. CO. *v.* FRANCIS. November 15, 1937. Petition for writ of certiorari to the Supreme Court of Louisiana denied. *Messrs. A. L. Burford and R. E. Milling, Jr.*, for petitioner. No appearance for respondent. Reported below: 187 La. 975; 175 So. 638.

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No. 483. WILSON ET AL. *v.* FISHER ET AL. November 15, 1937. Petition for writ of certiorari to the Court of Civil Appeals, 3d Supreme Judicial District, of Texas, denied. *Mr. John D. Cofer* for petitioners. No appearance for respondents. Reported below: 105 S. W. (2d) 304.

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No. 489. JOHN II ESTATE, LTD., *v.* UNITED STATES. November 15, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Benjamin Lodge Marx* for petitioner. *Solicitor General Reed, Assistant Attorney General McFarland, and Mr. Oscar A. Provost* for the United States. Reported below: 91 F. (2d) 93.

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No. 490. SHINGLE ET AL. *v.* UNITED STATES. November 15, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Benjamin Lodge Marx* for petitioners. *Solicitor General Reed, Assistant Attorney General McFarland, and Oscar*

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A. *Provost* for the United States. Reported below: 91 F. (2d) 85.

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No. 492. *BELMONT IRON WORKS v. PACIFIC COAST DIRECT LINE, INC.* November 15, 1937. Petition for writ of certiorari to the Supreme Court of New York denied. *Messrs. Ernie Adamson and Julius L. Goldstein* for petitioner. *Messrs. John W. Van Gordon and Aaron U. Homnick* for respondent. Reported below: 249 App. Div. 156; 291 N. Y. S. 360.

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No. 493. *TYRRELL ET AL. v. COMMISSIONER OF INTERNAL REVENUE.* November 15, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. L. J. Benckenstein and W. A. Bolinger* for petitioners. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Ellis N. Slack* for respondent. Reported below: 91 F. (2d) 500.

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No. 494. *ATLANTIC PIPE LINE Co. v. BROWN COUNTY ET AL.* November 15, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Harry C. Weeks, Charles I. Francis, and Thomas R. Freeman* for petitioner. *Messrs. William McCraw and H. Grady Chandler* for respondents. Reported below: 91 F. (2d) 394.

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No. 496. *TEXAS v. ANDERSON, CLAYTON & Co. ET AL.* November 15, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. William McCraw, William Madden Hill, and A. L. Reed* for petitioner. No appearance for respondents. Reported below: 92 F. (2d) 104.

No. 497. FORT WORTH PROPERTIES CORP. *v.* IRVING TRUST CO., TRUSTEE. November 15, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Moses Cohen* for petitioner. *Mr. William J. Donovan* for respondent. Reported below: 91 F. (2d) 938.

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No. 498. HELVERING, COMMISSIONER OF INTERNAL REVENUE *v.* CHRISTIAN GANAHL Co. November 15, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Solicitor General Reed* for petitioner. *Mr. Llewellyn A. Luce* for respondent. Reported below: 91 F. (2d) 343.

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No. 500. IRVING TRUST CO., TRUSTEE, *v.* HIPPODROME BUILDING Co. November 15, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. William J. Donovan* for petitioner. *Mr. John E. Morley* for respondent. Reported below: 91 F. (2d) 753.

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No. 501. MORLEY CONSTRUCTION Co. ET AL. *v.* MARYLAND CASUALTY Co. November 15, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Martin J. O'Donnell* for petitioners. *Messrs Spencer F. Harris* and *Paul G. Koontz* for respondent. Reported below: 90 F. (2d) 976.

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No. 503. ELECTRO THERMAN Co. *v.* FEDERAL TRADE COMMISSION. November 15, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Daniel N. Dougherty* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Jackson*, and *Messrs. Charles H. Weston* and *W. T. Kelley* for respondent. Reported below: 91 F. (2d) 477.

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No. 506. PARAMOUNT PRODUCTIONS, INC. *v.* SMITH. November 15, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. H. W. O'Melveny and Walter K. Tuller* for petitioner. *Mr. Zach Lamar Cobb* for respondent. Reported below: 91 F. (2d) 863.

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No. 507. UNITED STATES PIPE & FOUNDRY CO. *v.* WACO ET AL. November 15, 1937. Petition for writ of certiorari to the Supreme Court of Texas denied. *Mr. Ralph M. Shaw* for petitioner. *Mr. Clay McClellan* for respondents. Reported below: 130 Tex. —; 108 S. W. (2d) 432.

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No. 513. GLOBE & RUTGERS FIRE INS. CO. *v.* ROSE. November 15, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Amos Thomas* for petitioner. *Messrs. Eugene D. O'Sullivan and Charles J. Southard* for respondent. Reported below: 91 F. (2d) 635.

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No. 541. CLARKSON *v.* INDIANA & ILLINOIS COAL CORP. ET AL. November 15, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. John H. Bruninga* for petitioner. *Mr. Clarence E. Mehlhope* for respondent. Reported below: 91 F. (2d) 717.

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No. 534. NEW YORK EX REL. MOODY *v.* HUNT, WARDEN. November 22, 1937. Petition for writ of certiorari to the Supreme Court of New York, and motion for leave to proceed further *in forma pauperis*, denied. *George Moody, pro se.* No appearance for respondent. Reported below: 252 App. Div. 718; 299 N. Y. S. 296; 251 App. Div. 872; 298 N. Y. S. 746.

No. 485. UNITED STATES *v.* PRATT. November 22, 1937. The motion to remand is denied. The petition for writ of certiorari to the Court of Claims is also denied. *Solicitor General Reed* for the United States. *Mr. Edward H. Cumpston* for respondent. Reported below: 85 Ct. Cls. 1.

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No. 486. UNITED STATES *v.* NORTHERN PACIFIC RY. Co. November 22, 1937. The motion to remand is denied. The petition for writ of certiorari to the Court of Claims is also denied. *Solicitor General Reed* for the United States. *Messrs. Charles W. Bunn, John S. Flannery, Lorenzo B. daPonte, and M. L. Countryman, Jr.,* for respondent. Reported below: 85 Ct. Cls. 42; 18 F. Supp. 543.

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No. 543. BOARD OF DIRECTORS ST. FRANCIS LEVEE DISTRICT ET AL. *v.* KURN ET AL., TRUSTEES. November 22, 1937. The motion to strike is denied. The petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit is denied. *Messrs. Burk Mann, Walter G. Riddick, and Charles T. Coleman* for petitioners. *Messrs. E. L. Westbrooke, A. P. Stewart, and J. W. Jamison* for respondents. Reported below: 91 F. (2d) 118.

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No. 508. PETERS *v.* LAURITZEN. November 22, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Silas Blake Axtell* for petitioner. *Messrs. Edgar R. Kraetzer and Harold S. Deming* for respondent. Reported below: 91 F. (2d) 1001.

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No. 512. AMEY *v.* COLEBROOK GUARANTY SAVINGS BANK ET AL. November 22, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second

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Circuit denied. *Florence E. Moore* for petitioner. *Mr. John J. McDonald* for respondents. Reported below: 92 F. (2d) 62.

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No. 515. *SPENCER KELLOGG & SONS, INC., v. NAVIGAZIONE GENERALE ITALIANA*. November 22, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. D. Roger Englar* for petitioner. *Mr. Homer L. Loomis* for respondent. Reported below: 92 F. (2d) 41.

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No. 517. *WESTCHESTER FIRE INS. CO. v. JOHN CONLON COAL CO.* November 22, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Horace M. Schell* and *Charles B. Waller* for petitioner. No appearance for respondent. Reported below: 92 F. (2d) 160.

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Nos. 521 and 522. *JENSEN ET AL. v. LORENZ ET AL.* November 22, 1937. Petition for writs of certiorari to the Court of Appeals for the District of Columbia denied. *Messrs. C. Russell Riordon, Charles E. Riordon,* and *Marston Allen* for petitioners. *Messrs. Thomas J. MacKavanagh* and *Carlton Hill* for respondents. Reported below: 68 App. D. C. 39; 92 F. (2d) 992.

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No. 524. *CORRADO SOCIETA ANONIMA DI NAVIGAZIONE v. L. MUNDET & SON, INC.* November 22, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Homer L. Loomis* and *Howard H. Yocum* for petitioner. *Messrs. Henry N. Longley* and *Ezra G. Benedict Fox* for respondent. Reported below: 91 F. (2d) 726.

No. 531. UNITED STATES *v.* HUNT. November 22, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Vernon S. Jones and Raymond Parmer* for petitioner. *Mr. David Haar* for respondent. Reported below: 91 F. (2d) 1014; 17 F. Supp. 578.

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No. 540. TORRE *v.* NATIONAL CITY BANK. November 22, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Francis H. Dexter* for petitioner. *Mr. Earle T. Fiddler* for respondent. Reported below: 91 F. (2d) 399.

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No. 525. OCEAN CITY *v.* FEDERAL RESERVE BANK. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied, without prejudice to the right to apply for a reinstatement of the petition at any time before the end of this term in case a new trial shall not be awarded. *Messrs. George A. Bourgeois, Harry A. Coulomb, and William B. Hunter* for petitioner. *Messrs. Yale L. Schekter and Clarence L. Cole* for respondent. Reported below: 91 F. (2d) 635.

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No. 546. CARTER *v.* WOODRING, SECRETARY OF WAR. December 6, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. MR. JUSTICE BLACK took no part in the consideration and decision of this application. *Mr. Oberlin M. Carter, pro se. Solicitor General Reed, Assistant Attorney General Whitaker, and Mr. Paul A. Sweeney* for respondent. Reported below: 67 App. D. C. 393; 92 F. (2d) 544.

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No. 518. DUNCAN ET AL. *v.* COMMISSIONER OF INTERNAL REVENUE. December 6, 1937. Petition for writ

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of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Israel T. Deyo and Martin W. Deyo* for petitioners. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key, J. Louis Monarch, and L. W. Post* for respondent. Reported below: 91 F. (2d) 1012.

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No. 523. *MANN v. WHALEY*. December 6, 1937. Petition for writ of certiorari to the Supreme Court of New York denied. *Mr. Frederick A. Mann, pro se. Mr. Eugene Van Voorhis* for respondent.

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No. 526. *CHICAGO SILK CO. v. FEDERAL TRADE COMMISSION*. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Horace J. Donnelly, Jr.*, for petitioner. *Solicitor General Reed, Assistant Attorney General Jackson, and Messrs. Hugh B. Cox, Robert L. Stern, and W. T. Kelley* for respondent. Reported below: 90 F. (2d) 689.

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No. 529. *BRADLEY ET AL. v. THE NIEL MAERSK ET AL.* December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Thomas H. Middleton* for petitioners. *Mr. John W. Griffin* for respondents. Reported below: 91 F. (2d) 932.

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No. 532. *RINN, ADMINISTRATOR, v. NEW YORK LIFE INS. Co.* December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. J. Francis O'Sullivan* for petitioner. *Messrs. Homer H. Cooper and Wendell J. Brown* for respondent. Reported below: 89 F. (2d) 924.

No. 533. RINN, ADMINISTRATOR, *v.* MUTUAL LIFE INS. Co. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. J. Francis O'Sullivan* for petitioner. *Messrs. Silas H. Strawn* and *George T. Evans* for respondent. Reported below: 89 F. (2d) 1017.

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No. 537. IRVING TRUST Co., TRUSTEE, *v.* BURNETT. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. William J. Donovan* and *Theodore S. Hope, Jr.*, for petitioner. *Messrs. George W. Yancey* and *Walter Brower* for respondent. Reported below: 91 F. (2d) 1004.

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No. 539. KAY & ESS Co. *v.* COE, COMMISSIONER OF PATENTS. December 6, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Messrs. H. A. Toulmin* and *H. A. Toulmin, Jr.*, for petitioner. *Solicitor General Reed*, *Assistant Attorney General Whitaker*, and *Mr. R. F. Whitehead* for respondent. Reported below: 68 App. D. C. 3; 92 F. (2d) 552.

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No. 547. DELAWARE *v.* IRVING TRUST Co. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Ralph G. Albrecht* and *Amos J. Peaslee* for petitioner. *Mr. Godfrey Goldmark* for respondent. Reported below: 92 F. (2d) 17.

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No. 481. MEURER STEEL BARREL Co. *v.* UNITED STATES. December 6, 1937. Petition for writ of certiorari to the Court of Claims denied. *Mr. Emanuel A. Stern* for peti-

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tioner. *Solicitor General Reed, Assistant Attorney General Whitaker, and Mr. Paul Campbell* for the United States. Reported below: 85 Ct. Cls. 554.

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No. 535. *FOLLETT ET AL. v. CALIFORNIA*. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. J. Calvin Brown* for petitioners. *Messrs. U. S. Webb and John O. Palestine* for respondent. Reported below: 91 F. (2d) 633.

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No. 538. *FIDELITY & CASUALTY CO. v. UNITED STATES*. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Harry S. Hall and Otto B. Schmidt* for petitioner. *Solicitor General Reed, Assistant Attorney General Whitaker, and Mr. Paul A. Sweeney* for the United States. Reported below: 92 F. (2d) 57.

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No. 545. *STUMBO ET AL. v. UNITED STATES*. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. George B. Martin and Sawyer A. Smith* for petitioners. *Assistant Attorney General McMahan and Mr. William W. Barron* for the United States. Reported below: 90 F. (2d) 828.

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No. 548. *COLUMBIAN NATIONAL LIFE INS. CO. v. WALTERSTEIN*. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Frederick H. Nash and Richard Wait* for petitioner. *Mr. Thad M. Talcott, Jr.*, for respondent. Reported below: 91 F. (2d) 351.

No. 549. *HINES v. UNITED STATES*. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Barry Gilbert* for petitioner. *Solicitor General Reed*, *Assistant Attorney General Morris*, and *Messrs. Sewall Key* and *J. Louis Monarch* for the United States. Reported below: 90 F. (2d) 957.

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No. 550. *TAYLOR, RECEIVER, v. BANCROFT, RECEIVER*. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. W. H. Burwell*, *E. B. Kurtz*, and *W. L. Reed* for petitioner. *Mr. Carl T. Hoffman* for respondent. Reported below: 91 F. (2d) 582.

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No. 551. *DELAWARE & HUDSON R. CORP. ET AL. v. PENN ANTHRACITE MINING Co.*; and

No. 552. *DELAWARE & HUDSON R. CORP. ET AL. v. CHRISTIAN FEIGENSPAN*. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Alex H. Elder* for petitioners. *Mr. Edwin A. Lucas* for respondents. Reported below: 91 F. (2d) 634.

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No. 556. *HOEY, COLLECTOR OF INTERNAL REVENUE, v. HESSLEIN*. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Solicitor General Reed* for petitioner. *Mr. Walter S. Orr* for respondent. Reported below: 91 F. (2d) 954.

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No. 557. *ODELL v. BAUSCH & LOMB OPTICAL Co. ET AL.* December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Benjamin F. J. Odell, pro se*. *Mr. John D. Black* for respondents. Reported below: 91 F. (2d) 359.

No. 559. FIRST NATIONAL BANK, TRUSTEE, *v.* UNITED STATES. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Frederic Ullman* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Lee A. Jackson* for the United States. Reported below: 90 F. (2d) 691.

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No. 562. MURPHY ET AL. *v.* BLOOM ET AL. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. George I. Haight and Harry A. Biossat* for petitioners. *Messrs. Thomas C. McConnell and Irwin T. Gilruth* for respondents. Reported below: 91 F. (2d) 713.

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No. 593. GILLETTE RUBBER CO. *v.* MARTIN ET AL. December 6, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Thomas C. McConnell* for petitioner. *Mr. Harold M. Wilkie* for respondents. Reported below: 93 F. (2d) 1005.

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No. 590. EHLERS *v.* NEBRASKA. See *ante*, p. 655.

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No. 15, original. EX PARTE JAMES H. AVERY. December 13, 1937. The motion for leave to file petition for writ of certiorari is granted. The petition for writ of certiorari, and motion for leave to proceed further *in forma pauperis*, denied. *James H. Avery, pro se.*

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No. 619. SMITH *v.* ZERBST, WARDEN. December 13, 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. *Sidney Charles Smith, pro se*. No appearance for respondent. Reported below: 92 F. (2d) 1017.

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No. 553. HOPPER ET AL. *v.* ELLIOTT ET AL. December 13, 1937. Petition for writ of certiorari to the Supreme Court of California denied. *Messrs. W. H. Metson and A. H. Ricketts* for petitioners. *Messrs. A. L. Weil and George W. Nilsson* for respondents. Reported below: 8 Cal. (2d) 734; 68 P. (2d) 235.

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No. 561. FLANIGAN *v.* DITTO, INCORPORATED. December 13, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Carl V. Wisner, John J. Healy, and Floyd E. Thompson* for petitioner. *Mr. Max W. Zabel* for respondent. Reported below: 91 F. (2d) 1.

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No. 570. READINGER, ADMINISTRATOR, *v.* RORICK ET AL. December 13, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. George D. Welles, Earl F. Boxell, and David F. Maxwell* for petitioner. *Mr. Harold W. Fraser* for respondents. Reported below: 92 F. (2d) 140.

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No. 580. O'CONNOR ET AL. *v.* LUDLAM ET AL. December 13, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Abraham Tulin and Samuel J. Rosensohn* for petitioners. *Messrs. Nathan L. Miller and Edward J. Bennett* for respondents. Reported below: 92 F. (2d) 50.

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No. 258. WHITCOMBE *v.* UNITED STATES;

No. 259. TURNIA *v.* SAME;

No. 260. GIORDANO *v.* SAME; and

No. 261. MARLO *v.* SAME. December 13, 1937. Petition for writs of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Frederick M. P. Pearse* for petitioners. *Solicitor General Reed, Assistant Attorney General McMahan, and Messrs. Mahlon D. Kiefer and W. Marvin Smith* for the United States. Reported below: 90 F. (2d) 290.

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No. 623. SHEARER *v.* ZERBST, WARDEN. December 20, 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. *Jack Shearer, pro se.* No appearance for respondent. Reported below: 92 F. (2d) 1016.

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No. 628. DiSTASIO *v.* MASSACHUSETTS. December 20, 1937. Petition for writ of certiorari to the Superior Court of Massachusetts, and motion for leave to proceed further *in forma pauperis*, denied. *Anthony DiStasio, pro se.* *Messrs. Paul A. Dever and James J. Ronan* for respondent. Reported below: 8 N. E. (2d) 923.

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No. 629. JACKSON *v.* VIRGINIA. December 20, 1937. Petition for writ of certiorari to the Circuit Court for Elizabeth City County, Virginia, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. William Davis Butts* for petitioner. No appearance for respondent.

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No. 422. HEBERT ET AL. *v.* RIO BRAVO OIL CO. ET AL. December 20, 1937. Petition for writ of certiorari to the

Supreme Court of Texas denied. *Mr. Leon P. Howell* for petitioners. *Messrs. H. L. Stone, John E. Green, Jr., and John P. Bullington* for respondents. Reported below; 130 Tex. 1; 106 S. W. (2d) 242.

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No. 542. *CLEVINGER v. ST. LOUIS-SAN FRANCISCO RY. Co.* December 20, 1937. Petition for writ of certiorari to the Supreme Court of Missouri denied. *Messrs. Walter A. Raymond and Fenton Hume* for petitioner. *Messrs. Joseph W. Jamison and Mitchel J. Henderson* for respondent. Reported below: 341 Mo. 797; 109 S. W. (2d) 369.

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No. 564. *LAFOREST v. BOARD OF COMMISSIONERS.* December 20, 1937. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Mr. Edward A. Aaronson* for petitioner. *Messrs. Elwood H. Seal and Vernon E. West* for respondent. Reported below: 67 App. D. C. 396; 92 F. (2d) 547.

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No. 567. *FOOTE ET AL. v. NEW YORK.* December 20, 1937. Petition for writ of certiorari to the Supreme Court of New York denied. *Mr. Milton Pinkus* for petitioners. *Messrs. John F. X. McGohey and Henry Epstein* for respondent. Reported below: 273 N. Y. 630; 7 N. E. (2d) 729; 242 App. Div. 162; 273 N. Y. S. 567; 141 Misc. 409; 252 N. Y. S. 676.

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No. 571. *SHECKLES v. COMMISSIONER OF INTERNAL REVENUE;*

No. 572. *WOODRING-MEYER LUMBER Co. v. SAME;*

No. 573. *W. A. CARNES v. SAME;*

No. 574. *PAULUS v. SAME;*

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No. 575. PECK WELHAUSEN *v.* SAME;No. 576. S. A. CARNES *v.* SAME;No. 577. FETTERLY *v.* SAME;No. 578. C. C. WELHAUSEN *v.* SAME; and

No. 579. MEYER, EXECUTOR, *v.* SAME. December 20, 1937. Petition for writs of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Camden R. McAtee* for petitioners. *Solicitor General Reed, Assistant Attorney General Morris, and Mr. Sewall Key and Louise Foster* for respondent. Reported below: 91 F. (2d) 192.

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No. 582. BANKS, TRUSTEE, *v.* SOUTHERN DAIRIES, INC. December 20, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. John N. Duncan* for petitioner. *Mr. John J. Carmody* for respondent. Reported below: 92 F. (2d) 282.

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Nos. 584, 585, and 586. WEIR *v.* UNITED STATES;

Nos. 587, 588, and 589. KORTE *v.* UNITED STATES. December 20, 1937. Petition for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. U. S. Lesh* for petitioners. *Solicitor General Reed, Assistant Attorney General McMahon, and Messrs. William W. Barron, W. Marvin Smith, and L. E. Birdzell* for the United States. Reported below: 92 F. (2d) 634.

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No. 591. GENERAL BAKING CO. *v.* HARR, SECRETARY OF BANKING, ET AL. December 20, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. George E. Bechwood, Mark E. Lefever, and James S. Benn, Jr.,* for petitioner. *Messrs. Charles J. Margiotti and Joseph S. Clark, Jr.,* for respondents. Reported below: 92 F. (2d) 162.

No. 592. DIAMOND P TRANSPORTATION Co. v. EASTERN STATE FARMER'S EXCHANGE. December 20, 1937. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. J. Harry LaBrum and James S. Benn, Jr.*, for petitioner. No appearance for respondent. Reported below: 92 F. (2d) 180.

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No. 622. SPEECE v. ILLINOIS. See *ante*, p. 659.

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No. 643. HICKS v. ZERBST, WARDEN. January 3, 1938. 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. *Scott Hicks, pro se*. No appearance for respondent. Reported below: 92 F. (2d) 1005.

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No. 595. W. E. HEDGER TRANSPORTATION CORP. v. LLOYD. January 3, 1938. Petition for writ of certiorari to the Supreme Court of New York denied. *Mr. Robert Ash* for petitioner. *Mr. John S. Powers* for respondent. Reported below: 270 N. Y. 617; 1 N. E. (2d) 358; 244 App. Div. 878; 281 N. Y. S. 686; 244 App. Div. 884; 281 N. Y. S. 691.

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No. 555. HOFFERD, ADMINISTRATOR, v. COYLE, EXECUTOR, ET AL. January 3, 1938. Petition for writ of certiorari to the Supreme Court of Indiana denied. *Mr. B. F. Welty* for petitioner. *Mr. Albert H. Cole* for respondents. Reported below: 212 Ind. —; 8 N. E. (2d) 827.

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No. 598. SPEAR ET AL. v. THOMPSON ET AL. January 3, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs.*

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*Reynolds Robertson, Fred Upchurch, James F. Gray, and Leonard J. Ganse* for petitioners. *Messrs. William McCraw, W. J. Holt, William C. Davis, Charles M. Kennedy, and Earl Street* for respondents. Reported below: 91 F. (2d) 430.

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No. 601. *AGRICULTURAL BOND & CREDIT CORP. v. NORTON ET AL.* January 3, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Messrs. George W. Swain and Benjamin F. Hegler* for petitioner. *Mr. Austin M. Cowan* for respondents. Reported below: 92 F. (2d) 348.

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No. 602. *STANOLIND OIL & GAS CO. ET AL. v. LOGAN, TRUSTEE IN BANKRUPTCY.* January 3, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. William D. Mitchell, Rhodes S. Baker, Clay Tallman, and Donald Campbell* for petitioners. *Mr. John T. Pearson* for respondent. Reported below: 92 F. (2d) 28.

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No. 603. *HARRY T. ROLLINS v. HELVERING, COMMISSIONER OF INTERNAL REVENUE;*

No. 604. *GLENDORA M. ROLLINS v. SAME;*

No. 605. *MARGARET C. ROLLINS v. SAME;*

No. 606. *HARRY T. ROLLINS ET AL., EXECUTORS, v. SAME;* and

No. 607. *RALPH E. ROLLINS v. SAME.* January 3, 1938. Petition for writs of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Joseph G. Gamble and Joseph F. Rosenfield* for petitioners. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and John J. Pringle, Jr.,* for respondent. Reported below: 92 F. (2d) 390.

No. 612. INTERNATIONAL SALT CO. *v.* DIAMOND P TRANSPORTATION CO. ET AL. January 3, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Leonard J. Matteson* for petitioner. *Messrs. George C. Sprague and George E. Beechwood* for respondents. Reported below: 92 F. (2d) 65.

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No. 617. GULLO *v.* UNITED STATES. January 3, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Otto Christensen* for petitioner. *Solicitor General Reed, Assistant Attorney General McMahon, and Mr. Fred E. Strine* for the United States. Reported below: 91 F. (2d) 691.

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No. 624. OSTROW ET AL. *v.* MCNEAL; and

No. 625. SAME *v.* FISHER. January 3, 1938. Petition for writs of certiorari to the Court of Appeals for the District of Columbia denied. *Messrs. James P. Donovan and Albert W. Jacobson* for petitioners. No appearance for respondents. Reported below: 68 App. D. C. 69; 93 F. (2d) 228.

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No. 651. SPRUILL *v.* SERVEN. January 10, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the District of Columbia, and motion for leave to proceed further *in forma pauperis*, denied. *Georgia M. Spruill, pro se.* No appearance for respondent. Reported below: 68 App. D. C. 60; 93 F. (2d) 219; 67 App. D. C. 39; 89 F. (2d) 511.

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No. 652. SPRUILL *v.* BALLARD ET AL. January 10, 1938. Petition for writ of certiorari to the Court of Appeals for the District of Columbia, and motion for leave to

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proceed further *in forma pauperis*, denied. *Georgia M. Spruill, pro se*. No appearance for respondents. Reported below: 64 App. D. C. 60; 74 F. (2d) 464.

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No. 609. *BLEVINS v. BANK OF AMERICA NATIONAL TRUST & SAVINGS ASSN.* January 10, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. H. W. Hutton* for petitioner. *Mr. Herbert W. Erskine* for respondent. Reported below: 91 F. (2d) 593.

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No. 611. *PORTLAND ET AL. v. BANK OF CALIFORNIA ET AL.* January 10, 1938. Petition for writ of certiorari to the Supreme Court of Oregon denied. *Mr. Frank S. Grant* for petitioners. *Mr. Robert Treat Platt* for respondents. Reported below: 157 Ore. 203; 69 P. (2d) 273.

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No. 613. *ALMOURS SECURITIES, INC. v. COMMISSIONER OF INTERNAL REVENUE.* January 10, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. John W. Davis, Henry P. Adair, and Warren W. Grimes* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and Berryman Green* for respondent. Reported below: 91 F. (2d) 427.

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No. 614. *GOLD CREEK MINING CO. v. STANDISH.* January 10, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Taylor B. Weir and William Meyer* for petitioner. No appearance for respondent. Reported below: 92 F. (2d) 662.

No. 627. *ROBINS ET AL. v. WETTLAUFER ET AL.* January 10, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Stephen H. Philbin* for petitioners. *Mr. John S. Powers* for respondents. Reported below: 92 F. (2d) 573.

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No. 631. *MINNIE KAPLAN v. LOEV*; and  
No. 632. *CHARLES KAPLAN v. SAME.* January 10, 1938. Petition for writs of certiorari to the Supreme Court of Pennsylvania denied. *Mr. Robert M. Bernstein* for petitioners. *Mr. Frederick H. Spotts* for respondent. Reported below: 327 Pa. 465; 194 Atl. 653.

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No. 615. *TAULBEE, ADMINISTRATOR, v. GREAT NORTHERN RY. Co.* January 10, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Lester H. Loble* for petitioner. *Mr. T. B. Weir* for respondent. Reported below: 92 F. (2d) 20.

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No. 670. *MATARINI v. READING COMPANY.* January 17, 1938. Petition for writ of certiorari to the Court of Errors and Appeals of New Jersey, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Saul Nemser* for petitioner. No appearance for respondent. Reported below: 119 N. J. L. 43; 194 Atl. 246.

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No. 671. *SCHULTZ v. LIVE STOCK NATIONAL BANK, ADMINISTRATOR.* January 17, 1938. Petition for writ of certiorari to the Appellate Court of Illinois, First District, and motion for leave to proceed further *in forma pauperis*, denied. *Catherine Schultz, pro se.* No appearance for respondent. Reported below: 289 Ill. App. 626; 7 N. E. (2d) 636.

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No. 673. SAYLAR *v.* UNITED STATES. January 17, 1938. 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. *Julian K. Saylor, pro se.* No appearance for the United States. Reported below: 92 F. (2d) 1015.

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No. 626. ALSOP *v.* HELVERING, COMMISSIONER OF INTERNAL REVENUE. January 17, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. R. T. M. McCready* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris,* and *Messrs. Sewall Key and S. Dee Hanson* for respondent. Reported below: 92 F. (2d) 148.

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No. 630. DI GIORGIO FRUIT CORP. ET AL. *v.* NORTON, DEPUTY COMMISSIONER. January 17, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Joseph W. Henderson, Thomas F. Mount,* and *George M. Brodhead, Jr.,* for petitioners. *Solicitor General Reed, Assistant Attorney General Whitaker,* and *Mr. Henry A. Julicher* for respondent. Reported below: 93 F. (2d) 119.

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No. 639. MEYER ET AL. *v.* KENMORE GRANVILLE HOTEL CO. ET AL. January 17, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Meyer Abrams* for petitioners. *Messrs. Claude A. Roth, Isaac E. Ferguson, Arthur M. Cox,* and *Irving H. Flamm* for respondents. Reported below: 92 F. (2d) 778.

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No. 646. AEROVOX CORPORATION *v.* MICAMOLD RADIO CORP. January 17, 1938. Petition for writ of certiorari

to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Oscar W. Jeffery and Morris Hirsch* for petitioner. *Mr. Kenneth S. Neal* for respondent. Reported below: 92 F. (2d) 45.

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No. 659. *NEW YORK LIFE INS. CO. v. GRAHAM*. January 17, 1938. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Louis H. Cooke, Raymond G. Wright, Harry B. Jones, and Robert E. Bronson* for petitioner. *Mr. Cyril D. Hill* for respondent. Reported below: 92 F. (2d) 377.

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Nos. 185 and 186. *UNITED SHOE MACHINERY CORP. v. WHITE, COLLECTOR OF INTERNAL REVENUE*; and

No. 187. *SAME v. NICHOLS, FORMERLY COLLECTOR OF INTERNAL REVENUE*. January 17, 1938. Petition for writs of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Messrs. Claude R. Branch and Edward H. Green* for petitioner. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and John G. Remey* for respondents. Reported below: 89 F. (2d) 363.

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No. 568. *F. W. WOOLWORTH CO. v. UNITED STATES*; and

No. 653. *UNITED STATES v. F. W. WOOLWORTH CO.* January 17, 1938. Petitions for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. John L. McMaster* for petitioner in No. 568 and respondent in No. 653. *Solicitor General Reed, Assistant Attorney General Morris, and Messrs. Sewall Key and F. E. Youngman* for the United States. Reported below: 91 F. (2d) 973.