

308 U. S. Cases Disposed of Without Consideration by the Court.

MR. JUSTICE DOUGLAS took no part in the consideration and decision of this application. *Messrs. Jason L. Honigman* for Wilton Realty Corp., and *Mr. George E. Brand* for Equitable Trust Co., petitioners. *Messrs. Paul Weadock* and *Harold H. Armstrong* for Weadock, and *Solicitor General Jackson* and *Mr. Chester T. Lane* for the Securities & Exchange Commission, respondents. Reported below: 106 F. 2d 1022.

No. 581. *WIEGAND ET AL. v. W. BINGHAM CO. ET AL.* January 15, 1940. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Victor D. Borst* and *William E. Chilton* for petitioners. *Messrs. J. Bernhard Thiess* and *George William Hansen* for respondents. Reported below: 106 F. 2d 546.

No. 584. *CRANE-JOHNSON Co. v. COMMISSIONER OF INTERNAL REVENUE.* January 15, 1940. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. John E. Hughes* for petitioner. *Solicitor General Jackson*, *Assistant Attorney General Clark*, and *Messrs. Sewall Key* and *Lee A. Jackson* for respondent. By special leave of Court, briefs of *amici curiae* were filed by *Mr. H. H. Hoppe* on behalf of Warren Telephone Co. et al., and by *Messrs. Harry O. Glasser*, *Robert L. Judd*, and *W. S. Greathouse*, on behalf of several corporate taxpayers, in support of the petition. Reported below: 105 F. 2d 740.

CASES DISPOSED OF WITHOUT CONSIDERATION BY THE COURT, THROUGH JANUARY 15, 1940.

No. 314. *ROEDENBECK FARMS, INC., ET AL. v. BROUSARD ET AL.* Appeal from the Court of Civil Appeals, 9th Supreme Judicial District, of Texas. August 24, 1939.

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Docketed and dismissed on motion of counsel for appellees. No appearance for appellants. *Mr. Will E. Orgain* for appellees. Reported below: 124 S. W. 2d 929; 127 *id.* 168.

No. 220. DODSON ET AL., ATTORNEYS-IN-FACT, ET AL., *v.* YEATS, EXECUTRIX. On petition for writ of certiorari to the Supreme Court of Missouri. September 8, 1939. Dismissed per stipulation pursuant to Rule 35. *Messrs. J. Francis O'Sullivan* and *Maurice J. O'Sullivan* for petitioners. *Mr. Clay C. Rogers* for respondent. Reported below: 345 Mo. —.

No. 12. ROYAL INDEMNITY CO. *v.* WOODBURY GRANITE CO. ET AL. Certiorari, 306 U. S. 627, to the Court of Appeals for the District of Columbia. October 2, 1939. Dismissed per stipulation of counsel. *Messrs. William F. Kelly* and *P. J. J. Nicolaides* for petitioner. *Messrs. Joseph Fairbanks, Edward Stafford* and *Warren R. Austin, Jr.*, for Woodbury Granite Co., and *Mr. Louis M. Denit* for American Blower Corp., respondents. Reported below: 69 App. D. C. 364; 101 F. 2d 689.

No. 89. GETZ ET AL. *v.* EDINBURG CONSOLIDATED INDEPENDENT SCHOOL DISTRICT. On petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit. October 2, 1939. Dismissed on motion of counsel for the petitioners. *Mr. Vernon B. Hill* for petitioners. *Mr. W. L. Matthews* for respondent. Reported below: 101 F. 2d 734.

No. 101. HAMILTON GAS CO. ET AL. *v.* INLAND GAS CORP., DEBTOR, ET AL.;

Nos. 102 and 104. PINEY OIL & GAS CO. *v.* SAME; and

No. 103. HAMILTON GAS CO. *v.* SAME. On petitions for writs of certiorari to the Circuit Court of Appeals for

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the Sixth Circuit. October 2, 1939. Dismissed on motion of counsel for the petitioners. *Mr. James M. Guiher* for petitioners. *Messrs. LeWright Browning and George W. Jaques* for respondents. Reported below: 102 F. 2d 131.

No. 407. *TRAGLIO ET AL. v. HARRIS*. On petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit. October 16, 1939. Dismissed on motion of counsel for the petitioners. *Messrs. Robert F. Maquire and Louis M. Denit* for petitioners. *Mr. W. A. Ekwall* for respondent. Reported below: 104 F. 2d 439.

No. 256. *BOROUGH OF FORT LEE ET AL. v. UNITED STATES EX REL. BARKER ET AL.* On petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit. November 6, 1939. Dismissed per stipulation of counsel. *Messrs. E. J. Dimock and William A. Stevens* for petitioners. *Mr. Arthur T. Vanderbilt* for respondents. Reported below: 104 F. 2d 275.

No. 310. *BERRY, ADMINISTRATRIX, v. MIDTOWN SERVICE CORP. ET AL.* Certiorari, *ante*, p. 536, to the Circuit Court of Appeals for the Second Circuit. December 13, 1939. Dismissed per stipulation of counsel. *Messrs. Harold R. Medina and Frank L. Tyson* for petitioner. *Messrs. Samuel H. Kaufman and Emil Weitzner* for respondents. Reported below: 104 F. 2d 107.

No. 196. *BHAGAT SINGH v. HAFF, DISTRICT DIRECTOR OF IMMIGRATION & NATURALIZATION*. Certiorari, *ante*, p. 538, to the Circuit Court of Appeals for the Ninth Cir-

Rehearing Denied.

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cuit. January 2, 1940. Writ of certiorari dismissed on motion of counsel for the petitioner. *Mr. Roger O'Donnell* for petitioner. *Solicitor General Jackson, Assistant Attorney General Rogge, and Messrs. William W. Barron and W. Marvin Smith* for respondent. Reported below: 104 F. 2d 122.

PETITIONS FOR REHEARING GRANTED, FROM
OCTOBER 2, 1939, THROUGH JANUARY 15, 1940.

No. 481. THOMPSON, TRUSTEE, *v.* MAGNOLIA PETROLEUM Co. ET AL. December 4, 1939. The petition for rehearing is granted. The order denying certiorari *ante*, p. 613, is vacated and the petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit is granted. *Mr. Thos. T. Railey* for petitioner. *Messrs. Craig Van Meter and Fred H. Kelly* for respondents. Reported below: 106 F. 2d 217.

PETITIONS FOR REHEARING DENIED, FROM
OCTOBER 2, 1939, THROUGH JANUARY 15,
1940.*

No. 429 (October Term, 1938). PREBYL *v.* PRUDENTIAL INSURANCE Co. October 9, 1939. Motion to annul and vacate the order denying the petition for writ of certiorari (305 U. S. 641) denied.

No. —, original (October Term, 1938). EX PARTE ALBERT LEIGHTON. October 9, 1939. 306 U. S. 668.

*See Table of Cases Reported in this volume for earlier decisions in these cases, unless otherwise indicated.