

Rehearing Denied.

308 U. S.

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.

308 U. S.

Rehearing Denied.

No. —, original (October Term, 1938). *EX PARTE HARMON METZ WALEY*. October 9, 1939. 307 U. S. 614.

No. 76 (October Term, 1938). *MAYTAG COMPANY v. HURLEY MACHINE Co. ET AL.*;

No. 77 (October Term, 1938). *SAME v. EASY WASHING MACHINE CORP.*; and

No. 661 (October Term, 1938). *GENERAL ELECTRIC SUPPLY CORP. v. MAYTAG COMPANY*. October 9, 1939. 307 U. S. 243.

No. 590 (October Term, 1938). *BETHLEHEM STEEL Co. v. ZURICH GENERAL ACCIDENT & LIABILITY INSURANCE Co.* October 9, 1939. 307 U. S. 265.

No. 650 (October Term, 1938). *BALDWIN ET AL. v. SCOTT COUNTY MILLING Co.* October 9, 1939. 307 U. S. 478.

No. 687 (October Term, 1938). *UNITED STATES v. POWERS*. October 9, 1939. 307 U. S. 214.

No. 771 (October Term, 1938). *UNITED STATES v. ROCK ROYAL CO-OPERATIVE, INC., ET AL.* October 9, 1939. 307 U. S. 533.

No. 827 (October Term, 1938). *DAIRYMEN'S LEAGUE COOPERATIVE ASSN. v. ROCK ROYAL CO-OPERATIVE, INC., ET AL.* October 9, 1939. 307 U. S. 533.

No. 828 (October Term 1938). *METROPOLITAN CO-OPERATIVE MILK PRODUCERS BARGAINING AGENCY, INC. v.*

Rehearing Denied.

308 U. S.

ROCK ROYAL CO-OPERATIVE, INC., ET AL. October 9, 1939.
307 U. S. 533.

No. 834 (October Term 1938). SEIBERLING ET AL.,
EXECUTORS, *v.* UNITED STATES. October 9, 1939. 307
U. S. 634.

No. 835 (October Term 1938). LEHIGH VALLEY TRUST
Co. ET AL. *v.* UNITED STATES. October 9, 1939. 307 U. S.
634.

No. 842 (October Term 1938). FEDERAL RESERVE BANK
v. ALGAR ET AL. October 9, 1939. 307 U. S. 631.

No. 891 (October Term 1938). GRAHAM ET AL. *v.*
UNITED STATES. October 9, 1939. 307 U. S. 643.

No. 899 (October Term 1938). BIG LAKE OIL Co. *v.*
COMMISSIONER OF INTERNAL REVENUE. October 9, 1939.
307 U. S. 638, 651.

No. 903 (October Term 1938). SHEPARD *v.* COMMIS-
SIONER OF INTERNAL REVENUE. October 9, 1939. 307
U. S. 639.

No. 904 (October Term 1938). RICE, TRUSTEE, *v.*
SMITH ENGINEERING Co. October 9, 1939. 307 U. S.
637.

No. 905 (October Term 1938). RICE, TRUSTEE, *v.*
SMITH ENGINEERING COMPANY ET AL. October 9, 1939.
307 U. S. 637.

308 U. S.

Rehearing Denied.

No. 915 (October Term 1938). CITY OF LOS ANGELES
v. BORAX CONSOLIDATED, LTD., ET AL. October 9, 1939.
307 U. S. 644.

No. 919 (October Term 1938). KAMMERER *v.* NEW
YORK. October 9, 1939. 307 U. S. 628.

No. 921 (October Term 1938). MARSHALL COUNTY
BANK *v.* CROWTHER. October 9, 1939. 307 U. S. 644.

No. 929 (October Term 1938). FIRST NATIONAL BANK,
ADMINISTRATOR, *v.* UNITED STATES. October 9, 1939.
307 U. S. 641.

No. 945 (October Term 1938). CITY & COUNTY OF
DENVER *v.* COLORADO. October 9, 1939. 307 U. S. 615.

No. 960 (October Term 1938). TRUSTEES OF LUMBER
INVESTMENT ASSN. *v.* HELVERING, COMMISSIONER OF IN-
TERNAL REVENUE. October 9, 1939. 307 U. S. 647.

No. 962 (October Term 1938). MARTINI *v.* JOHNSTON,
WARDEN. October 9, 1939. 307 U. S. 642.

No. 966 (October Term 1938). STEPHENSON *v.* COM-
MISSIONER OF INTERNAL REVENUE. October 9, 1939.
307 U. S. 647.

No. 974 (October Term 1938). FARNSWORTH *v.* SAN-
FORD, WARDEN. October 9, 1939. 307 U. S. 642.

Rehearing Denied.

308 U. S.

No. 975 (October Term 1938). *KANSAS FARMERS' UNION ROYALTY Co. ET AL. v. HUSHAW*. October 9, 1939. 307 U. S. 615.

No. 980 (October Term 1938). *HARGIS v. SWOPE, JUDGE*. October 9, 1939. 307 U. S. 642.

No. 833 (October Term 1938). *UNITED STATES TRUST Co., EXECUTOR, v. UNITED STATES*. October 9, 1939. Motion to enlarge the record denied. Petition for rehearing also denied. 307 U. S. 633.

No. 986 (October Term 1938). *RITHOLTZ ET AL. v. AMERICAN OPTOMETRIC ASSOCIATION*. October 9, 1939. Motion for stay denied. Petition for rehearing also denied. 307 U. S. 647.

Nos. 614 and 615 (October Term, 1938). *FARMERS' LOAN & TRUST Co., TRUSTEE, ET AL. v. BOWERS, EXECUTOR*. October 16, 1939. 307 U. S. 651.

No. 141. *MILLER v. UNITED STATES*. October 23, 1939.

No. 144. *DODD v. AETNA LIFE INSURANCE Co.* October 23, 1939.

No. 212. *RADIUM DIAL Co. v. RYAN, CLERK*. October 23, 1939.

Nos. 173 and 174. *TRUSTEES OF PILLSBURY ACADEMY v. MINNESOTA*. November 6, 1939. Petitions for re-

308 U.S.

Rehearing Denied.

hearing denied. MR. JUSTICE BLACK took no part in the consideration and decision of these applications.

No. 217. BASS, ADMINISTRATRIX, *v.* DEHNER, EXECUTRIX. November 6, 1939. Petition for rehearing denied. MR. JUSTICE BLACK is of opinion that the petition for rehearing and the petition for writ of certiorari in this case should be granted.

No. —, original. *EX PARTE* J. R. PALMER. November 6, 1939.

No. 54. BALL *v.* UNITED STATES. November 6, 1939.

No. 71. ROBY-SOMERS COAL CO. *v.* ROUTZAHN, COLLECTOR OF INTERNAL REVENUE. November 6, 1939.

No. 150. HIGHWAY STEEL & MFG. CO. *v.* CRAWFORD COUNTY CIRCUIT COURT ET AL. November 6, 1939.

No. 168. R. L. BLAFFER & CO. *v.* COMMISSIONER OF INTERNAL REVENUE. November 6, 1939.

No. 209. ROGERS ET AL. *v.* COMMISSIONER OF INTERNAL REVENUE. November 6, 1939.

No. 238. MADDEN, DOING BUSINESS AS KOHL & MADDEN PRINTING INK CO., *v.* MAC SIM BAR PAPER CO. November 6, 1939.

No. 249. WOODS, COURT TRUSTEE, *v.* INDEMNITY INSURANCE CO. November 6, 1939.

Rehearing Denied.

308 U. S.

No. 250. WOODS, COURT TRUSTEE, *v.* GRANADA APARTMENTS, INC., ET AL. November 6, 1939.

No. 257. STANDARD OIL COMPANY OF NEW JERSEY *v.* BONICI. November 6, 1939.

No. 263. GARRISON *v.* JOHNSTON, WARDEN. November 6, 1939.

No. 296. ILLINOIS EX REL. EITEL ET AL. *v.* TOMAN ET AL.; and

No. 297. ILLINOIS EX REL. SEARS, ROEBUCK & Co. *v.* SAME. November 6, 1939.

No. 223. CARRIER ENGINEERING CORP. *v.* HORVATH ET AL. November 13, 1939.

No. 322. HIBBARD, SPENCER, BARTLETT & Co. *v.* CITY OF CHICAGO. November 13, 1939.

No. 390. HEDDEN, TRANSFEREE, *v.* COMMISSIONER OF INTERNAL REVENUE. November 13, 1939.

No. 391. CONNEEN, TRANSFEREE, *v.* COMMISSIONER OF INTERNAL REVENUE. November 13, 1939.

No. 392. HATTIE S. HEDDEN, TRANSFEREE, *v.* COMMISSIONER OF INTERNAL REVENUE; and

No. 393. GERTRUDE S. HEDDEN, TRANSFEREE, *v.* SAME. November 13, 1939.

308 U.S

Rehearing Denied.

No. 144. *DODD v. AETNA LIFE INSURANCE Co.* November 22, 1939. Motion for leave to file a second petition for rehearing denied.

No. 157. *WEBER v. UNITED STATES.* November 22, 1939.

No. 360. *COLTMAN v. COLGATE-PALMOLIVE-PEET Co.* November 22, 1939.

No. 369. *SIG ELLINGSON & Co. v. MASON CITY PRODUCTION CREDIT ASSOCIATION.* November 22, 1939.

Nos. 15 and 16. *BOTELER, TRUSTEE, v. INGELS, DIRECTOR OF MOTOR VEHICLES OF CALIFORNIA, ET AL.* See *ante*, p. 521.

Nos. 23 and 24. *CASE ET AL. v. LOS ANGELES LUMBER PRODUCTS Co.* December 4, 1939.

No. 31. *TEXAS ELECTRIC RAILWAY Co. v. EASTUS, U. S. ATTORNEY, ET AL.* December 4, 1939.

No. 34. *ESTATE OF SANFORD v. COMMISSIONER OF INTERNAL REVENUE.* December 4, 1939.

No. 234. *WHARTON ET AL. v. SHENANDOAH PUBLISHING HOUSE ET AL.* December 4, 1939.

No. 353. *MILK WAGON DRIVERS UNION ET AL. v. MEADOWMOOR DAIRIES, INC.* December 4, 1939.

Rehearing Denied.

308 U. S.

No. 358. STANDARD SURETY & CASUALTY Co. *v.* STANDARD ACCIDENT INSURANCE Co. December 4, 1939.

No. 388. GRAYBAR ELECTRIC Co. *v.* CURRY, COMMISSIONER, ET AL. December 4, 1939.

No. 402. HAVERSTICK *v.* DRAINAGE DISTRICT No. 7 OF POINSETT COUNTY, ARKANSAS. December 4, 1939.

No. 408. DEAN *v.* UNITED STATES. December 4, 1939.

No. 410. SUNSHINE ANTHRACITE COAL Co. *v.* ICKES, SECRETARY OF THE INTERIOR, ET AL. December 4, 1939.

No. 892 (October Term 1938). JENKINS ET AL. *v.* BITGOOD, FORMERLY ACTING COLLECTOR OF INTERNAL REVENUE. December 4, 1939. Motion for leave to file a petition for rehearing denied. See 307 U. S. 636.

No. 1. HELVERING, COMMISSIONER OF INTERNAL REVENUE, *v.* WILSHIRE OIL Co. December 11, 1939.

No. 456. GEORGE *v.* VICTOR TALKING MACHINE Co. December 11, 1939.

No. 470. SPRUILL *v.* BALLARD ET AL. December 11, 1939.

No. 411. LOVVORN *v.* DAVIDSON, JUDGE. December 18, 1939.

308 U.S.

Rehearing Denied.

No. 453. GOLD, SILVER, & TUNGSTEN, INC. *v.* WALLACE, EXECUTOR, ET AL. December 18, 1939.

No. 249. WOODS, COURT TRUSTEE, *v.* INDEMNITY INSURANCE Co.; and

No. 250. SAME *v.* GRANADA APARTMENTS, INC., ET AL. January 2, 1940. Motion for leave to file a second petition for rehearing denied.

No. 488. DUGAN *v.* UNITED STATES. January 2, 1940.

No. 494. HERDER ET AL. *v.* HELVERING, COMMISSIONER OF INTERNAL REVENUE. January 2, 1940.

No. 77. INTERSTATE NATURAL GAS Co. ET AL. *v.* STONE, COMMISSIONER OF FRANCHISE TAX, ET AL. January 8, 1940.

No. 365. LEONA PIATT GRAY *v.* UNION JOINT STOCK LAND BANK OF DETROIT;

No. 366. CARL H. GRAY *v.* SAME; and

No. 367. PIATT *v.* SAME. January 8, 1940.

No. 503. CAVICCHI, DOING BUSINESS AS WADE BUTTON Co. *v.* MOHAWK MANUFACTURING Co., INC. January 8, 1940.

No. 512. CRISCUOLO ET AL. *v.* SWEINS ET AL. January 8, 1940.

No. 516. DUNN ET AL. *v.* MICCO ET AL. January 8, 1940.

Rehearing Denied.

308 U.S.

No. 517. GUY *v.* UNITED STATES. January 8, 1940.

No. 19. OKLAHOMA PACKING Co. *v.* OKLAHOMA GAS
& ELECTRIC Co. ET AL. See *ante*, p. 530.

No. 17. FORD MOTOR Co. *v.* BEAUCHAMP, SECRETARY
OF STATE OF THE STATE OF TEXAS, ET AL. January 15,
1940.

No. 68. HELIS *v.* WARD, EXECUTRIX, ET AL. January
15, 1940.