

Labor Act is drawn in question in this cause. *Messrs. John Dickinson* and *Guy W. Knight* for petitioner. Reported below: 124 F. 2d 235.

DECISIONS DENYING CERTIORARI, FROM JANUARY 6, 1942, THROUGH MARCH 30, 1942.

No. 787. *RALSTON v. COX, U. S. MARSHAL.* January 12, 1942. 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. J. Frank Kemp* for petitioner. *Solicitor General Fahy, Assistant Attorney General Berge*, and *Mr. Oscar A. Provost* for respondent. Reported below: 123 F. 2d 196.

No. 788. *SHOTKIN ET AL. v. BEIDLER ET AL.* January 12, 1942. 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. *Joseph Shotkin pro se.*

No. 793. *BARWICK v. ROBERTS, COMMISSIONER OF AGRICULTURE, ET AL.* January 12, 1942. Petition for writ of certiorari to the Supreme Court of Georgia, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Young H. Fraser* for petitioner. Reported below: 192 Ga. 783, 16 S. E. 2d 867.

No. 796. *JACKSON v. O'GRADY, WARDEN.* January 12, 1942. Petition for writ of certiorari to the Supreme Court of Nebraska, and motion for leave to proceed further *in forma pauperis*, denied. *James E. Jackson, pro se.* *Messrs. Walter R. Johnson and C. S. Beck* for respondent.

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No. 804. *WHITE v. HARRISBURG*. January 12, 1942. Petition for writ of certiorari to the Supreme Court of Pennsylvania, and motion for leave to proceed further *in forma pauperis*, denied. *Caroline White, pro se*. Reported below: 342 Pa. 556, 20 A. 2d 751.

No. 98. *OUGHTON ET AL. v. NATIONAL LABOR RELATIONS BOARD*; and

No. 170. *GIBBS ET AL. v. NATIONAL LABOR RELATIONS BOARD ET AL.* January 12, 1942. Petitions for writs of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Charles A. Wolfe* for petitioners in No. 98; and *Mr. Franklin S. Edmonds* for petitioners in No. 170. *Solicitor General Biddle* and *Messrs. Warner W. Gardner, Robert B. Watts, and Laurence A. Knapp* for respondents. Reported below: 118 F. 2d 486.

No. 733. *FRIEDMAN v. UNITED STATES*. January 12, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *MR. JUSTICE JACKSON* took no part in the consideration and decision of this application. *Mr. John H. Burnett* for petitioner. *Solicitor General Fahy* and *Messrs. J. Louis Monarch, Gordon B. Tweedy, and Earl C. Crouter* for the United States. Reported below: 122 F. 2d 930.

No. 781. *ROYAL INDEMNITY CO. v. UNITED STATES*. January 12, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *MR. JUSTICE JACKSON* took no part in the consideration and decision of this application. *Mr. Chas. I. Dawson* for petitioner. *Solicitor General Fahy, Assistant Attorney General of the United States* for respondent.

ney General Clark, and Messrs. J. Louis Monarch and Paul R. Russell for the United States. Reported below: 120 F. 2d 136.

No. 792. *ESSARY, EXECUTRIX, v. LOWDEN ET AL., TRUSTEES, ET AL.* January 12, 1942. Petition for writ of certiorari to the Supreme Court of Oklahoma denied. MR. JUSTICE BLACK is of opinion that the petition should be granted. *Mr. Clarence C. Chilcott* for petitioner. *Messrs. M. L. Bell, W. F. Peter, Thomas P. Littlepage, W. R. Bleakmore, Robert E. Lee, M. G. Roberts, and M. K. Cruce* for respondents. Reported below: 116 P. 2d 712.

No. 756. *STEWART v. DAVIDSON, JUDGE.* January 19, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit, and motion for leave to proceed furthen *in forma pauperis*, denied. *J. L. Stewart, pro se. Solicitor General Fahy, Assistant Attorney General Berge, and Mr. Oscar A. Provost* for respondent.

No. 842. *RUBEN ET AL. v. UNITED STATES.* January 19, 1942. 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 for the reason that the Court, upon examination of the papers herein submitted, finds that the application for writ of certiorari was not made within the time provided by law. Rule XI of the Criminal Appeals Rules, 292 U. S. 665-666. *Sam Ruben, James Foley, Barney Neufeld, and Joseph Flynn, pro se.* Reported below: 73 App. D. C. 174, 118 F. 2d 375.

No. 795. *PLOW CITY STEAMSHIP CO. v. TEXAS GULF SULPHUR CO., INC.* January 19, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Third

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Circuit denied. The CHIEF JUSTICE took no part in the consideration and decision of this application. *Messrs. James S. Benn, Jr. and George E. Beechwood* for petitioner. *Mr. Otto Wolff, Jr.* for respondent. Reported below: 122 F. 2d 816.

No. 825. *SCHAAF ET AL. v. ELEVENTH WARD BUILDING & LOAN ASSN. ET AL.* January 19, 1942. Petition for writ of certiorari to the Court of Errors and Appeals of New Jersey denied. *Mr. Jerome C. Eisenberg* for petitioners. *Mr. Fred G. Stickel, Jr.* for the Eleventh Ward Bldg. & Loan Assn.; and *Mr. Louis J. Cohen*, Assistant Attorney General of New Jersey, for the Commissioner of Banking & Insurance, respondents.

No. 836. *HOBLITZELLE v. CITY OF UNIVERSITY PARK ET AL.* See *ante*, p. 781.

No. 610. *KENT v. SANFORD, WARDEN*; and

No. 808. *MILLER v. UNITED STATES*. February 2, 1942. Petitions for writs of certiorari to the Circuit Court of Appeals for the Fifth Circuit, and motions for leave to proceed further *in forma pauperis*, denied. MR. JUSTICE JACKSON took no part in the consideration and decision of these applications. *Mr. Augustus M. Roan* for petitioner in No. 610. *William Roy Miller, pro se*. *Solicitor General Fahy, Assistant Attorney General Berge*, and *Messrs. Oscar A. Provost and W. Marvin Smith* for respondent in No. 610; and *Solicitor General Fahy, Assistant Attorney General Berge*, and *Mr. Oscar A. Provost* for the United States in No. 808. Reported below: No. 610, 121 F. 2d 216.

No. 801. *DUGGAN v. O'GRADY, WARDEN*. On petition for writ of certiorari to the Supreme Court of Nebraska.

February 2, 1942. Neil Olson, present Warden of the Nebraska State Penitentiary, substituted as the party respondent in the place and stead of Joseph O'Grady, resigned, on motion of the petitioner. The motion for leave to proceed further *in forma pauperis* is denied for the reason that the Court, upon examination of the papers herein submitted, finds no ground upon which a writ of certiorari should be issued. The petition for writ of certiorari is therefore also denied. *Pat Duggan, pro se.*

No. 810. *BOEHM v. UNITED STATES*. February 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. MR. JUSTICE DOUGLAS, MR. JUSTICE MURPHY and MR. JUSTICE JACKSON took no part in the consideration and decision of this application. *Mr. John S. Leahy* for petitioner. *Solicitor General Fahy, Assistant Attorney General Berge, and Mr. Oscar A. Provost* for the United States. Reported below: 123 F. 2d 791.

No. 813. *SKIDMORE v. UNITED STATES*. February 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. MR. JUSTICE MURPHY and MR. JUSTICE JACKSON took no part in the consideration and decision of this application. *Mr. Wm. Scott Stewart* for petitioner. *Solicitor General Fahy, Assistant Attorney General Clark, and Messrs. J. Louis Monarch, Gordon B. Tweedy, Earl C. Crouter, Robert L. Stern, J. Albert Woll, and Paul M. Plunkett* for the United States. Reported below: 123 F. 2d 604.

No. 786. *SABIN ET AL. v. HOME OWNERS' LOAN CORPORATION*. February 2, 1942. The motion to proceed on typewritten papers is granted. Petition for writ of certi-

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orari to the Supreme Court of Oklahoma denied. *Milton Roe Sabin and Bertha Florence Sabin, pro se.* *Solicitor General Fahy* for respondent. Reported below: 187 Okla. 504, 105 P. 2d 245.

No. 806. *MANHEIM ET AL. v. MERLE-SMITH ET AL.*; and

No. 811. *SALOMON v. MERLE-SMITH ET AL.* February 2, 1942. Petitions for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Louis Connick and Hugh L. M. Cole* for petitioners in No. 806. *Solomon G. Salomon, pro se*, in No. 811. *Messrs. William C. Chanler, Chester W. Cuthell, Boykin C. Wright, and Clifton Murphy* for respondents. Reported below: 122 F. 2d 454.

No. 807. *FEINBERG v. UNITED STATES.* February 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Everett Jennings and George D. Sullivan* for petitioner. *Solicitor General Fahy, Assistant Attorney General Berge, and Mr. Oscar A. Provost* for the United States. Reported below: 123 F. 2d 425.

No. 812. *CHRISTIAN CORPORATION v. VIRGINIA ET AL.* February 2, 1942. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied. *Mr. Martin Ashton Hutchinson* for petitioner. *Messrs. Abram P. Staples, Attorney General of Virginia, W. W. Martin, Assistant Attorney General, and Henry R. Miller, Jr.*, for respondents. Reported below: 178 Va. XXXIV.

No. 754. *HAYES v. UNITED STATES.* February 9, 1942. 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. James F. Kemp* for petitioner. *Solicitor General Fahy* and *Assistant Attorney General Berge* for the United States. Reported below: 123 F. 2d 53.

No. 817. *KOSTECKA v. UNITED STATES*; and

No. 818. *LIVE STOCK NATIONAL BANK, ADMINISTRATOR, v. UNITED STATES*. February 9, 1942. Petitions for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit, and motions for leave to proceed further *in forma pauperis*, denied. *Mr. Warren E. Miller* for petitioner in No. 817. *Mr. Stephen A. Cross* for petitioner in No. 818. *Solicitor General Fahy* and *Messrs. Julius C. Martin, Wilbur C. Pickett, Keith L. Seegmiller, and W. Marvin Smith* for the United States. Reported below: 122 F. 2d 179.

No. 869. *MARK v. WARDEN OF ATTICA STATE PRISON*. February 9, 1942. Petition for writ of certiorari to the Court of Appeals of New York, and motion for leave to proceed further *in forma pauperis*, denied. *Ralph Mark, pro se.* Reported below: 285 N. Y. 847, 35 N. E. 2d 509.

No. 564. *MASCOT STOVE CO. v. HELVERING, COMMISSIONER OF INTERNAL REVENUE*. February 9, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Robert A. Littleton* for petitioner. *Solicitor General Fahy, Assistant Attorney General Clark, and Messrs. J. Louis Monarch and Hubert L. Will* for respondent. Reported below: 120 F. 2d 153.

No. 644. *HELVERING, COMMISSIONER OF INTERNAL REVENUE, v. CEMENT INVESTORS, INC.* February 9, 1942. Petition for writ of certiorari to the Circuit Court of

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Appeals for the Tenth Circuit denied. *Solicitor General Fahy* for petitioner. *Messrs. John L. J. Hart* and *James B. Grant* for respondent. Reported below: 122 F. 2d 380.

No. 645. HELVERING, COMMISSIONER OF INTERNAL REVENUE, *v. JAMES Q. NEWTON TRUST*; and

No. 646. HELVERING, COMMISSIONER OF INTERNAL REVENUE, *v. NEWTON*. February 9, 1942. Petition for writs of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Solicitor General Fahy* for petitioner. *Mr. Richard M. Davis* for respondents. Reported below: 122 F. 2d 416.

No. 780. HELVERING, COMMISSIONER OF INTERNAL REVENUE, *v. NEW HAVEN & SHORE LINE RAILWAY Co., INC.* February 9, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Solicitor General Fahy* for petitioner. *Messrs. Edgar J. Goodrich, Neil Burkinshaw, and Walter J. Brobyn* for respondent. Reported below: 121 F. 2d 985.

No. 828. HERBERT, TRUSTEE, *v. SULLIVAN ET AL.* February 9, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *James A. Herbert, pro se.* *Mr. Charles B. Rugg* for respondents. Reported below: 123 F. 2d 447.

No. 831. MORANTE *v. NEW YORK*. February 9, 1942. Petition for writ of certiorari to the County Court, Westchester County, New York, denied. *Messrs. Joseph F. Rutherford and Hayden C. Covington* for petitioner. *Mr. Frank H. Myers* for respondent.

No. 833. *STEVENS ET AL. v. SINCLAIR REFINING CO.* February 9, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Morgan M. Moulder* for petitioners. *Mr. Roy T. Osborn* for respondent. Reported below: 123 F. 2d 186.

No. 838. *GOGGIN, TRUSTEE IN BANKRUPTCY, v. UNITED STATES.* February 9, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Reuben G. Hunt* for petitioner. *Solicitor General Fahy, Assistant Attorney General Clark, and Messrs. J. Louis Monarch and Bernard Chertcoff* for the United States. Reported below: 123 F. 2d 432.

No. 839. *POLITO v. MOLASKY ET AL.* February 9, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. N. Murry Edwards and George C. Dyer, II*, for petitioner. Reported below: 123 F. 2d 258.

No. 840. *THOMSON, TRUSTEE, v. BOLES.* February 9, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Warren Newcome, William T. Faricy, and Alfred E. Rietz* for petitioner. *Mr. Chester W. Johnson* for respondent. Reported below: 123 F. 2d 487.

No. 851. *INDIANAPOLIS POWER & LIGHT CO. v. NATIONAL LABOR RELATIONS BOARD.* February 9, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Arthur L. Gilliom and Elbert R. Gilliom* for petitioner. *Solicitor General Fahy and Messrs. Robert L. Stern, Robert B.*

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Watts, Ernest A. Gross, and Morris P. Glushien for respondent. Reported below: 122 F. 2d 757.

No. 857. *DURLACHER v. DURLACHER*. February 9, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Hamilton Vreeland, Jr. and Samuel Platt* for petitioner. *Mr. Clyde D. Souter* for respondent. Reported below: 123 F. 2d 70.

No. 859. *KLIMKIEWICZ v. WESTMINSTER DEPOSIT & TRUST CO. ET AL.* February 9, 1942. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Messrs. James E. Shifflette and George E. Sullivan* for petitioner. *Mr. Paul D. Taggart* for respondents. Reported below: 122 F. 2d 957.

No. 864. *HARTFORD ACCIDENT & INDEMNITY CO. v. CITY OF SULPHUR*. February 9, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. F. A. Rittenhouse* for petitioner. *Mr. H. A. Ledbetter* for respondent. Reported below: 123 F. 2d 566.

No. 865. *W. D. HADEN CO. v. MATHIESON ALKALI WORKS, INC.* February 9, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Robert S. Blair, Daniel L. Morris, and Paul A. Blair* for petitioner. *Messrs. Raymond F. Adams and E. Howard McCaleb* for respondent. Reported below: 122 F. 2d 650.

No. 860. *UNITED STATES EX REL. MAINIERI v. NEW YORK*. February 16, 1942. Petition for writ of certiorari

to the Court of Appeals of New York, and motion for leave to proceed further *in forma pauperis*, denied. *Louis Mainieri, pro se.*

No. 888. *NEW YORK EX REL. SMITH v. HUNT, WARDEN.* February 16, 1942. Petition for writ of certiorari to the Court of Appeals of New York, and motion for leave to proceed further *in forma pauperis*, denied. *Stanley Smith, pro se.* Reported below: 287 N. Y. 678, 39 N. E. 2d 294.

No. 862. *PENNSYLVANIA WATER & POWER CO. v. FEDERAL POWER COMMISSION.* February 16, 1942. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. MR. JUSTICE FRANKFURTER took no part in the consideration or decision of this application. *Messrs. Walter C. Clephane, Charles Markell, and Arthur H. Clephane* for petitioner. *Solicitor General Fahy, Assistant Attorney General Shea, and Messrs. Melvin H. Siegel, Richard J. Connor, and Wallace H. Walker* for respondent. Reported below: 123 F. 2d 155.

No. 821. *AIKEN ET AL. v. INSULL ET AL.;*

No. 822. *DEMET'S, INCORPORATED, ET AL. v. INSULL ET AL.;*

No. 823. *INSULL ET AL. v. AIKEN ET AL.;*

No. 824. *INSULL ET AL. v. DEMET'S, INCORPORATED;* and

No. 827. *FIELD v. DEMET'S, INCORPORATED.* February 16, 1942. Petitions for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Edmund D. Adcock, Lewis F. Jacobson, George F. Callaghan, and Albert W. Froehde* for petitioners in Nos. 821 and 822, and respondents in Nos. 823, 824, and 827. *Messrs. Conrad H. Poppenhusen, Edward R. Johnston,*

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Floyd E. Thompson, Edward J. Farrell, and John J. Healy for Samuel Insull, Jr. et al., respondents in Nos. 821 and 822, and petitioners in Nos. 823 and 824; and *Messrs. Donald F. McPherson, Kenneth F. Burgess, and James F. Oates, Jr.*, for Stanley Field, petitioner in No. 827 and respondent in No. 822. Reported below: 122 F. 2d 746, 755.

No. 834. *Dow v. ICKES, SECRETARY OF THE INTERIOR, ET AL.* February 16, 1942. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Mr. William G. Symmers* for petitioner. *Solicitor General Fahy, Assistant Attorney General Littell, and Mr. Archibald Cox* for respondents. Reported below: 123 F. 2d 909.

No. 853. *SHICK v. GOODMAN, TRUSTEE.* February 16, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Edwin C. Emhardt* for petitioner. *Mr. Charles H. Weidner* for respondent. Reported below: 122 F. 2d 932.

No. 861. *UNITED SERVICES AUTOMOBILE ASSOCIATION v. HARMAN ET AL.* February 16, 1942. Petition for writ of certiorari to the Court of Civil Appeals, 4th Supreme Judicial District, of Texas, denied. *Mr. Henry I. Quinn* for petitioner. *Messrs. Max Sokol, Samuel S. Smalkin, and George Clark* for respondents. Reported below: 151 S. W. 2d 609.

No. 867. *HERZOG ET AL., Co-PARTNERS, TRADING AS COLUMBIA PICKLE WORKS, v. DORMAN, TRUSTEE.* February 16, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr.*

Emil Weitzner for petitioners. *Mr. Benjamin Siegel* for respondent. Reported below: 121 F. 2d 581.

No. 789. *UNITED STATES EX REL. KITHCART v. GARDNER ET AL.* March 2, 1942. 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. *Boyd L. Kithcart, pro se.* Reported below: 119 F. 2d 497.

No. 809. *SUMMERS v. RICE ET AL.* March 2, 1942. 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. *Jennie Summers, pro se. Paul Rice and Mabel Rice, pro se.*

No. 884. *ROGOWAY v. WARDEN, U. S. PENITENTIARY, MCNEIL ISLAND, WASHINGTON.* March 2, 1942. 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. *Ted Rogoway, pro se. Solicitor General Fahy, Assistant Attorney General Berge, and Messrs. Oscar A. Provost and W. Marvin Smith* for respondent. Reported below: 122 F. 2d 967.

No. 891. *WELCH v. TEXAS.* March 2, 1942. Petition for writ of certiorari to the Court of Criminal Appeals, of Texas, and motion for leave to proceed further *in forma pauperis*, denied. *W. C. Welch, pro se. Messrs. Gerald C. Mann, Attorney General of Texas, and Geo. W. Barcus, Assistant Attorney General*, for respondent. Reported below: 154 S. W. 2d 248; 155 S. W. 2d 616.

No. 890. *MINNEC v. HUDESPETH, WARDEN*. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *John M. Minne, pro se*. *Solicitor General Fahy, Assistant Attorney General Berge, and Mr. Oscar A. Provost* for respondent. Reported below: 123 F. 2d 444.

No. 909. *ADAMS v. STATE OF WASHINGTON*. March 2, 1942. Petition for writ of certiorari to the Supreme Court of the State of Washington, and motion for leave to proceed further *in forma pauperis*, denied. *Thomas J. Adams, pro se*.

No. 829. *BRADY ET AL. v. BEAMS ET AL.*;

No. 846. *TIGER ET AL. v. BEAMS ET AL.*;

No. 847. *BARNETT ET AL. v. CONNOR ET AL.*;

No. 850. *SCOTT v. BEAMS ET AL.*; and

No. 906. *ALLEN ET AL. v. BEAMS ET AL.* March 2, 1942. On petitions for writs of certiorari to the Circuit Court of Appeals for the Tenth Circuit. In No. 846 the motion to consider the petition for certiorari on a typewritten record is granted. The petitions for writs of certiorari are denied. The motions in Nos. 829, 847, 850, and 906, for leave to proceed further *in forma pauperis*, are also denied. *Mr. Chas. E. McPherren* for petitioners in No. 829. *Messrs. Norman L. Meyers, James D. Simms, and Paul Pinson* for petitioners in No. 846. *Mr. Eck E. Brook* entered an appearance for petitioners in No. 847. *Miss Norma L. Comstock* entered an appearance for petitioner in No. 850. *Messrs. J. A. Fowler and Wm. C. Wilson* for petitioners in No. 906. *Messrs. W. T. Anglin, Leon C. Phillips, Charles A. Moon, Francis Stewart, Joseph C. Stone, D. A. Richardson, L. O. Lytle, Harry B. Parris*, and

Wilbur J. Holleman for respondents in Nos. 829, 846, and 906. *Mr. Joseph C. Stone* entered an appearance for respondents in Nos. 847 and 850. *Solicitor General Fahy* filed a memorandum on behalf of the United States. Reported below: 122 F. 2d 777.

No. 912. *WEBER v. SQUIER, WARDEN*. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied on the ground that the cause is moot, it appearing that petitioner has been released upon order of the United States Board of Parole and that he is no longer in the respondent's custody. The motion for leave to proceed further *in forma pauperis* is therefore also denied. *Max Weber, pro se*. *Solicitor General Fahy* for respondent. Reported below: 124 F. 2d 618.

No. 904. *LANDMAN, SUPERINTENDENT OF THE FIVE CIVILIZED TRIBES, v. COMMISSIONER OF INTERNAL REVENUE*. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. Mr. JUSTICE JACKSON took no part in the consideration or decision of this application. *Messrs. Huston Thompson and Oscar P. Mast* for petitioner. *Solicitor General Fahy, Assistant Attorney General Clark, and Messrs. J. Louis Monarch and Bernard Chertcoff* for respondent. Reported below: 123 F. 2d 787.

No. 894. *HELVERING, COMMISSIONER OF INTERNAL REVENUE, v. SPROUSE*. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. Mr. JUSTICE BLACK, Mr. JUSTICE DOUGLAS, and Mr. JUSTICE MURPHY are of opinion that the petition for writ of certiorari should be granted. *Solici-*

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tor General Fahy for petitioner. Reported below: 122 F. 2d 973.

No. 843. *BENAVIDES v. TEXAS*. March 2, 1942. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. *Mr. M. C. Gonzales* for petitioner. *Messrs. Gerald C. Mann*, Attorney General of Texas, and *Geo. W. Barcus*, Assistant Attorney General, for respondent. Reported below: 154 S. W. 2d 260.

No. 854. *STEWART, TRUSTEE, ET AL. v. DYAR*. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Ben L. Britnell* for petitioners. *Mr. William L. Chenault* for respondent. Reported below: 123 F. 2d 278.

No. 863. *MELVILLE ET AL., TRUSTEES, ET AL. v. WEYBREW ET AL.* March 2, 1942. Petition for writ of certiorari to the Supreme Court of Colorado denied. *Mr. Irving B. Melville* for petitioners. Reported below: 108 Colo. 520, 120 P. 2d 189.

No. 866. *SKAGGS v. COMMISSIONER OF INTERNAL REVENUE*. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Robert Ash* for petitioner. *Solicitor General Fahy*, *Assistant Attorney General Clark*, and *Messrs. J. Louis Monarch* and *Warren F. Wattles* for respondent. Reported below: 122 F. 2d 721.

No. 870. *BERNSTEIN v. UNITED STATES*. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Herbert*

Zelenko for petitioner. *Solicitor General Fahy* and *Assistant Attorney General Berge* for the United States. Reported below: 124 F. 2d 164.

No. 871. *PELTS v. RECONSTRUCTION FINANCE CORPORATION*. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Meyer Abrams* for petitioner. *Solicitor General Fahy* and *Mr. Hans A. Klagsbrunn* for respondent. Reported below: 123 F. 2d 503.

No. 873. *AFFILIATED ENTERPRISES, INC. v. COMMISSIONER OF INTERNAL REVENUE*. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. Albert J. Gould* for petitioner. *Solicitor General Fahy*, *Assistant Attorney General Clark*, and *Mr. J. Louis Monarch* and *Miss Louise Foster* for respondent. Reported below: 123 F. 2d 665.

No. 874. *CHIANESE v. UNITED STATES*. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Sidney Goldmann* for petitioner. *Solicitor General Fahy*, *Assistant Attorney General Berge*, and *Mr. Oscar A. Provost* for the United States. Reported below: 124 F. 2d 520.

No. 886. *UNITED BLOCK CO., INC. v. COMMISSIONER OF INTERNAL REVENUE*. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. George H. Harris* for petitioner. *Solicitor General Fahy*, *Assistant Attorney General Clark*, and *Messrs. J. Louis Monarch, Carlton Fox, and Robert L. Stern* for respondent. Reported below: 123 F. 2d 704.

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No. 892. HAZELTINE CORPORATION *v.* CROSLEY CORPORATION. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. William H. Davis and R. M. Adams* for petitioner. *Messrs. Samuel E. Darby, Jr. and Floyd H. Crews* for respondent. Reported below: 122 F. 2d 925.

No. 893. UNITED STATES GYPSUM Co. *v.* GALEOTA. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. T. Carl Nixon* for petitioner. *Mr. William L. Clay* for respondent. Reported below: 123 F. 2d 947.

No. 897. TERMINAL RAILROAD ASSOCIATION OF ST. LOUIS *v.* BENNER, ADMINISTRATRIX. March 2, 1942. Petition for writ of certiorari to the Supreme Court of Missouri denied. *Messrs. Carleton S. Hadley, Walter N. Davis, and Arnot L. Sheppard* for petitioner. *Messrs. Mark D. Eagleton and Roberts P. Elam* for respondent. Reported below: 348 Mo. 928, 156 S. W. 2d 657.

No. 902. BARKER *v.* LEVIN, TRUSTEE IN BANKRUPTCY. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Luke E. Hart* for petitioner. *Mr. Morris J. Levin* for respondent. Reported below: 122 F. 2d 969.

No. 849. NOVICK *v.* UNITED STATES. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Jacob W. Friedman* for petitioner. *Solicitor General Fahy, Assistant Attorney General Berge, and Mr. W. Marvin Smith* for the United States. Reported below: 124 F. 2d 107.

No. 889. *LARSON v. LANE, TRUSTEE IN BANKRUPTCY, ET AL.* March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Lois G. Larson, pro se.* Reported below: 124 F. 2d 121.

No. 895. *PUGET SOUND POWER & LIGHT CO. ET AL. v. PUBLIC UTILITY DISTRICT NO. 1 OF WHATCOM COUNTY.* March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Elmer E. Todd, Frank E. Holman, E. L. Skeel, and Ferd J. Schaaf* for petitioners. *Mr. E. K. Murray* for respondent. Reported below: 123 F. 2d 286.

No. 899. *DAVIS ET AL. v. IOWA.* March 2, 1942. Petition for writ of certiorari to the Supreme Court of Iowa denied. *Messrs. H. C. Harper and Carlos W. Goltz* for petitioners. *Mr. John E. Mulroney* for respondent. Reported below: 230 Iowa 309, 297 N. W. 274.

No. 901. *PITTS v. DRUMMOND.* March 2, 1942. Petition for writ of certiorari to the Supreme Court of Oklahoma denied. *Mr. Ralph A. Barney* for petitioner. *Mr. Wm. S. Hamilton* for respondent. Reported below: 118 F. 2d 244.

No. 905. *KEYSTONE AUTOMOBILE CLUB CASUALTY CO. ET AL. v. COMMISSIONER OF INTERNAL REVENUE.* March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. R. Lester Moore and John W. Davis* for petitioners. *Solicitor General Fahy, Assistant Attorney General Clark, and Messrs. Arnold Raum, J. Louis Monarch, and Newton K. Fox* for respondent. Reported below: 122 F. 2d 886.

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No. 908. NEW YORK & LONG BRANCH RAILROAD Co. *v. Fury*. March 2, 1942. Petition for writ of certiorari to the Monmouth County Court of Common Pleas, of New Jersey, denied. *Messrs. Howard L. Kern and William F. Hanlon* for petitioner. *Mr. John J. Quinn* for respondent. Reported below: 126 N. J. L. 25, 16 A. 2d 544; 127 N. J. L. 354, 22 A. 2d 286.

No. 915. MCINTOSH *v. Wiggins*. March 2, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Paul Bakeswell, Jr.* for petitioner. *Messrs. Harry W. Kroeger and Daniel N. Kirby* for respondent. Reported below: 123 F. 2d 316.

No. 916. TUTTLE ET AL. *v. BELL, COUNTY TREASURER*. March 2, 1942. Petition for writ of certiorari to the Supreme Court of Illinois denied. *Mr. Leland K. Neeves* for petitioners. *Mr. Charles J. McKeown* for respondent. Reported below: 377 Ill. 510, 37 N. E. 2d 180.

No. 835. J. A. ZACHARIASSEN & Co. *v. UNITED STATES*. March 9, 1942. Petition for writ of certiorari to the Court of Claims denied. MR. JUSTICE REED took no part in the consideration or decision of this application. *Messrs. John G. Poore and James C. Webster* for petitioner. *Solicitor General Fahy, Assistant Attorney General Shea*, and *Messrs. Melvin H. Siegel and Paul A. Sweeney* for the United States. Reported below: 94 Ct. Cls. 315.

No. 900. SHERIDAN ET AL., TRUSTEES, ET AL. *v. ROTHEN-SIES, COLLECTOR OF INTERNAL REVENUE*. March 9, 1942. Petition for writ of certiorari to the Circuit Court of Ap-

peals for the Third Circuit denied. *Messrs. Morris M. Wexler and Harry Shapiro* for petitioners. *Solicitor General Fahy, Assistant Attorney General Clark, and Messrs. J. Louis Monarch, Newton K. Fox, and H. G. Ingraham* for respondent. Reported below: 123 F. 2d 311.

Nos. 921 and 922. *BLACK DIAMOND LINES, INC. v. UNITED STATES NAVIGATION CO., INC.* March 9, 1942. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. John W. Crandall* for petitioner. *Mr. John Tilney Carpenter* for respondent. Reported below: 124 F. 2d 508.

No. 944. *INTER-OCEAN CASUALTY CO. v. BROCKMAN.* March 9, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Harry Scherr* for petitioner. Reported below: 123 F. 2d 1006.

No. 911. *BULL STEAMSHIP LINES, INC. v. THOMPSON, TRUSTEE.* March 9, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. M. G. Eckhardt, Jr.* for petitioner. *Mr. Harry R. Jones* for respondent. Reported below: 123 F. 2d 943.

No. 929. *WILLIAMS v. LAWRENCE, SUPERINTENDENT.* March 16, 1942. Petition for writ of certiorari to the Supreme Court of Georgia, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. William S. Shelfer* entered an appearance for petitioner. *Mr. Ellis Arnall* for respondent. Reported below: 18 S. E. 2d 463.

No. 932. *VILES ET AL. v. PRUDENTIAL INSURANCE CO.* March 16, 1942. Petition for writ of certiorari to the Cir-

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cuit Court of Appeals for the Tenth Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Edmond L. Viles and Frances N. Viles, pro se. Mr. Horace Phelps* for respondent. Reported below: 124 F. 2d 78.

No. 935. *WRIGHT v. FIRST JOINT STOCK LAND BANK OF FORT WAYNE ET AL.* March 16, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit, and motion for leave to proceed further *in forma pauperis*, denied. *Mr. Samuel E. Cook* for petitioner. *Mr. John D. Shoaff* for respondents.

No. 844. *BAKERY SALES DRIVERS LOCAL UNION No. 344 (A. F. OF L.) ET AL. v. CARPENTER BAKING Co.* March 16, 1942. Petition for writ of certiorari to the Supreme Court of Wisconsin denied. *Mr. Joseph A. Padway* for petitioners. *Mr. Van B. Wake* for respondent. Reported below: 238 Wis. 367, 299 N. W. 30, 300 N. W. 225.

No. 858. *LAVIETES v. FERRO STAMPING & MANUFACTURING CO. ET AL.* March 16, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Frank C. Sibley* for petitioner. *Mr. Victor C. Swearingen* for the Ferro Stamping & Mfg. Co. et al., and *Mr. Raymond K. Dykema* for the Detroit Harvester Co., respondents. Reported below: 121 F. 2d 455.

No. 917. *UNITED STATES FIDELITY & GUARANTY Co. v. DOHENY, ADMINISTRATRIX.* March 16, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. John E. Patterson* for petitioner. *Mr. E. J. McCabe* for respondent. Reported below: 123 F. 2d 746.

No. 928. ARMAND SCHMOLL, INC. *v.* FEDERAL RESERVE BANK OF NEW YORK. March 16, 1942. Petition for writ of certiorari to the Supreme Court of New York denied. *Mr. Hersey Egginton* for petitioner. *Messrs. Allen T. Klots, Walter S. Logan, and G. Schuyler Tarbell, Jr.* for respondent. *Solicitor General Fahy, Assistant Attorney General Shea, and Mr. Melvin H. Siegel* filed a memorandum on behalf of the United States, as *amicus curiae*, urging denial of the petition. Reported below: 260 App. Div. 912, 1006, 23 N. Y. S. 2d 841, 24 N. Y. S. 2d 993; 286 N. Y. 503, 37 N. E. 2d 225.

No. 930. SCHERCK, RICHTER CO. *v.* DYSART ET AL., MEMBERS OF THE CENTRAL PROPERTIES FIRST MORTGAGE BONDHOLDERS' COMMITTEE, ET AL. March 16, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Lyle M. Allen* for petitioner. *Mr. Thomas S. McPhee*ters for respondents. Reported below: 123 F. 2d 364.

No. 931. NORTH ELECTRIC MANUFACTURING CO. *v.* NATIONAL LABOR RELATIONS BOARD. March 16, 1942. 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. *Solicitor General Fahy* and *Messrs. Robert B. Watts, Ernest A. Gloss, and Morris P. Glushien* for respondent. Reported below: 123 F. 2d 887.

No. 936. CORBETT *v.* HALLIWELL. March 16, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Edward L. Corbett and Arthur B. O'Keefe* for petitioner. *Mr. William J. Larkin, Jr.* for respondent. Reported below: 123 F. 2d 331.

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No. 941. *D. W. KLEIN Co. v. HELVERING, COMMISSIONER OF INTERNAL REVENUE*. March 16, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Richard S. Doyle and Frederick V. Arber* for petitioner. *Solicitor General Fahy, Assistant Attorney General Clark, and Messrs. J. Louis Monarch and Harry Marselli* for respondent. Reported below: 123 F. 2d 871.

No. 942. *BRYAN COUNTY ET AL. v. UNITED STATES*. March 16, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. Mac Q. Williamson*, Attorney General of Oklahoma, for petitioners. *Solicitor General Fahy, Assistant Attorney General Littell, and Mr. Vernon L. Wilkinson* for the United States. Reported below: 123 F. 2d 782.

No. 951. *STANDARD OIL Co. OF NEW JERSEY v. JORGENSEN ET AL.* March 16, 1942. Petition for writ of certiorari to the Municipal Court of the City of New York, Borough of Manhattan, First District, of New York, denied. *Mr. Vernon S. Jones* for petitioner. *Mr. William L. Standard* for respondents. Reported below: 262 App. Div. 999, 263 App. Div. 708; 30 N. Y. S. 2d 819, 31 N. Y. S. 2d 667.

No. 953. *PRINCETON KNITTING MILLS, INC. v. ARCADIA KNITTING MILLS, INC.* March 16, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. W. Hastings Swenarton and Benjamin Jaffe* for petitioner. *Mr. Herman Seid* for respondent. Reported below: 124 F. 2d 330.

No. 962. *DEERE, ADMINISTRATRIX, v. SOUTHERN PACIFIC Co.* March 30, 1942. 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. Frank C. Hanley* for petitioner. *Messrs. Ben C. Dey, Alfred A. Hampson, C. W. Durbrow, and James C. Dezendorf* for respondent. Reported below: 123 F. 2d 438.

No. 971. *SANFORD v. BOARD OF PRISON TERMS, AND PAROLES*. March 30, 1942. Petition for writ of certiorari to the Supreme Court of the State of Washington, and motion for leave to proceed further *in forma pauperis*, denied. *Norman J. Sanford, pro se*. Reported below: 10 Wash. 2d 686, 118 P. 2d 179.

No. 978. *PENNSYLVANIA EX REL. MAURICE v. SMITH, WARDEN, ET AL.* March 30, 1942. Petition for writ of certiorari to the Supreme Court of Pennsylvania, and motion for leave to proceed further *in forma pauperis*, denied. *Alfred Maurice, pro se*. Reported below: 344 Pa. 60, 24 A. 2d 11.

No. 919. *FIFTH AVENUE BANK, TRUSTEE, v. UNITED STATES*. March 30, 1942. Petition for writ of certiorari to the Court of Claims denied. *Mr. Frederick L. Pearce* for petitioner. *Solicitor General Fahy, Assistant Attorney General Clark, and Mr. J. Louis Monarch and Mrs. Elizabeth B. Davis* for the United States. Reported below: 94 Ct. Cls. 640, 41 F. Supp. 428.

No. 933. *IN THE MATTER OF PETITION OF ETHYL M. SHIBE FOR WRIT OF PROHIBITION TO THE ORPHANS' COURT OF PHILADELPHIA COUNTY AND TO LEWIS H. VAN DUSEN*.

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March 30, 1942. Petition for writ of certiorari to the Supreme Court of Pennsylvania denied. *Ethyl M. Shibe, pro se.*

No. 934. *TAYLOR ET AL. v. PROVIDENT IRRIGATION DISTRICT.* March 30, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. W. Coburn Cook* for petitioners. *Mr. George R. Freeman* for respondent. Reported below: 123 F. 2d 965.

No. 946. *CLISE ET AL., EXECUTORS, v. COMMISSIONER OF INTERNAL REVENUE.* March 30, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Warren H. Lewis* for petitioners. *Solicitor General Fahy, Assistant Attorney General Clark, and Messrs. J. Louis Monarch and J. M. Jones* for respondent. Reported below: 122 F. 2d 998.

No. 952. *DUNN ET AL. v. REPUBLIC NATURAL GAS CO.* March 30, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. William R. Watkins* for petitioners. *Mr. B. D. Tarlton* for respondent. Reported below: 124 F. 2d 128.

No. 957. *DOBRUSKY v. NEBRASKA.* March 30, 1942. Petition for writ of certiorari to the Supreme Court of Nebraska denied. *Mr. Bernard M. Spencer* for petitioner. *Messrs. Walter R. Johnson, Attorney General of Nebraska, and Clarence S. Beck, Assistant Attorney General*, for respondent. Reported below: 140 Neb. 360, 299 N. W. 539.

No. 965. *SHIMADZU ET AL. v. ELECTRIC STORAGE BATTERY CO.* March 30, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Geo. Whitefield Betts, Jr. and George Yamaoka* for petitioners. *Messrs. Hugh M. Morris, A. B. Stoughton, and Alexander L. Nichols* for respondent. Reported below: 123 F. 2d 890.

No. 969. *SONKEN-GALAMBA CORP. ET AL. v. ATCHISON, TOPEKA & SANTA FE RAILWAY CO. ET AL.* March 30, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. William C. Boatright, Harry L. Jacobs, and Bernard L. Glover* for petitioners. *Messrs. Cyrus Crane, Geo. J. Mersereau, Dean Wood, R. S. Outlaw, Robert G. Payne, C. S. Burg, Hobert Price, and E. A. Neel* for respondents. Reported below: 124 F. 2d 952.

No. 1020. *ANTHONY ET AL. v. UNITED STATES TRUST CO.* March 30, 1942. Petition for writ of certiorari to the Surrogate's Court, New York County, New York, denied. *Mr. Eli J. Blair* for petitioners. *Messrs. George L. Shearer and McCready Sykes* for respondent. Reported below: 262 App. Div. 703, 27 N. Y. S. 2d 90; 287 N. Y. 645, 754, 39 N. E. 2d 275, 40 N. E. 2d 40.

Nos. 693 and 694. *COVINGTON ET AL. v. COMMISSIONER OF INTERNAL REVENUE.* March 30, 1942. Petition for writs of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Donald A. Callahan* for petitioners. *Mr. Warner W. Gardner* for respondent. Reported below: 120 F. 2d 768.

No. 907. *CITIZENS NATIONAL BANK v. COMMISSIONER OF INTERNAL REVENUE.* March 30, 1942. Petition for

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writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. James W. Broaddus* for petitioner. *Solicitor General Fahy, Assistant Attorney General Clark*, and *Messrs. J. Louis Monarch and F. E. Youngman* for respondent. Reported below: 122 F. 2d 1011.

No. 956. *GARDZIELEWSKI v. UNITED STATES*. March 30, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Herman S. Waller* for petitioner. *Solicitor General Fahy* and *Assistant Attorney General Berge* for the United States. Reported below: 125 F. 2d 138.

No. 963. *WALSH v. SCHOOL DISTRICT OF PHILADELPHIA*. March 30, 1942. Petition for writ of certiorari to the Supreme Court of Pennsylvania denied. *Mr. George C. Klauder* for petitioner. *Messrs. Franklin S. Edmonds, C. Brewster Rhoads, and J. Warren Brock* for respondent. Reported below: 343 Pa. 178, 22 A. 2d 909.

No. 968. *MASSACHUSETTS HAIR & FELT Co. v. B. F. STURTEVANT Co.* March 30, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Wm. S. Hodges* for petitioner. *Messrs. Melvin R. Jenney and Harry Dexter Peck* for respondent. Reported below: 124 F. 2d 95.

No. 972. *O'BRIEN v. PABST SALES Co.* March 30, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. R. G. Storey* for petitioner. *Mr. Alex F. Weisberg and Wm. T. Woodson* for respondent. Reported below: 124 F. 2d 167.

No. 975. *AETNA AUTO FINANCE, INC. v. AETNA CASUALTY & SURETY CO.* March 30, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Armwell L. Cooper* for petitioner. *Messrs. Frank E. Spain and H. H. Grooms* for respondent. Reported below: 123 F. 2d 582.

No. 977. *BURDICK ET AL. v. BURDICK ET AL., TRUSTEES, ET AL.* March 30, 1942. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Messrs. E. Barrett Prettyman, F. G. Awalt, and Raymond Sparks* for petitioners. *Messrs. Dallas S. Townsend, Gardner Dugald Howie, and Spencer Gordon* for Burdick et al., Trustees, and *Mr. George C. Gertman* for George C. Gertman, Guardian, respondents. Reported below: 123 F. 2d 924.

No. 992. *LLOYD BRASILEIRO v. LA GUERRA.* March 30, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Oscar R. Houston* for petitioner. *Mr. Abraham S. Robinson* for respondent. Reported below: 124 F. 2d 553.

No. 1012. *SOUTHERN STEEL CO. v. BUTEX GAS CO. ET AL.* March 30, 1942. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. S. Austin Wier* for petitioner. *Mr. Jack A. Schley* for respondents. Reported below: 123 F. 2d 954.

CASES DISPOSED OF WITHOUT CONSIDERATION
BY THE COURT, FROM JANUARY 6, 1942,
THROUGH MARCH 30, 1942.

No. 277. *DINAN ET AL. v. FIRST NATIONAL BANK.* February 2, 1942. Certiorari, 314 U. S. 593, to the Circuit