

320 U. S.

Rehearing Denied.

Circuit. November 8, 1943. Dismissed on motion of counsel for the petitioner. *Mr. John O. Collins* for petitioner. Reported below: 136 F. 2d 973.

No. 329. UNITED STATES *v.* BERKE CAKE CO., INC., ET AL. Appeal from the District Court of the United States for the Eastern District of New York. December 20, 1943. Dismissed on motion of counsel for the appellant. *Solicitor General Fahy, Assistant Solicitor General Cox, Assistant Attorney General Tom C. Clark, Messrs. Oscar A. Provost and Harold M. Kennedy, and Miss Beatrice Rosenberg* for the United States. *Messrs. Charles E. Scribner and Mark Hyman* for appellees. Reported below: 50 F. Supp. 311.

DECISIONS GRANTING REHEARING, FROM OCTOBER 4, 1943, THROUGH JANUARY 10, 1944.

No. 213. TWISP MINING & SMELTING CO. *v.* CHELAN MINING CO. ET AL. See *ante*, p. 716.

DECISIONS DENYING REHEARING, FROM OCTOBER 4, 1943, THROUGH JANUARY 10, 1944.*

No. —, original, October Term, 1942. *EX PARTE EDWARD J. BORAH*. October 11, 1943. The application for writ of certiorari is also denied. 318 U. S. 745.

No. 2, October Term, 1942. *SCHNEIDERMAN v. UNITED STATES*. October 11, 1943. MR. JUSTICE JACKSON took no part in the consideration or decision of this application.

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