

Messrs. Robert T. McCracken, Leo Weinrott and C. Russell Phillips for petitioner. *Solicitor General McGrath, Assistant Attorney General Berge and Mr. W. T. Kelley* for respondent. *Mr. Seymour M. Klein* filed a brief on behalf of *Arnold Constable & Co. et al.*, as *amici curiae*, in support of the petition. Reported below: 150 F. 2d 751.

No. 609. *COMET CARRIERS, INC. v. WALLING, ADMINISTRATOR*. January 2, 1946. The petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit is granted limited to the third question raised in the Government's brief. *Mr. Ralph D. Elmer* for petitioner. *Solicitor General McGrath and Miss Bessie Margolin* for respondent. Reported below: 151 F. 2d 107.

No. 489. *ZAP v. UNITED STATES*. See *post*, p. 802.

No. 349. *THIEL v. SOUTHERN PACIFIC CO.* January 14, 1946. The petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit is granted limited to the question whether petitioner's motion to strike the jury panel was properly denied. *Mr. Allen Spivock* for petitioner. *Mr. Arthur B. Dunne* for respondent. Reported below: 149 F. 2d 783.

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No. 141. *JOHNSON ET AL. v. MEAGHER COUNTY ET AL.* See *ante*, p. 679.

No. 225. *BEMIS v. HUMBLE OIL & REFINING CO. ET AL.* See *ante*, p. 681.

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No. 267. *STROBEL v. MULCAHY, SHERIFF.* See *ante*, p. 681.

No. 70. *MARMON ET AL. v. ILLINOIS.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of Illinois denied. *Mr. Charles P. R. Macarulay* for petitioners. Reported below: 389 Ill. 19, 58 N. E. 2d 603.

No. 84. *PARADISE LAND & LIVESTOCK CO. v. FEDERAL LAND BANK OF BERKELEY.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. J. D. Skeen* for petitioner. *Mr. Richard W. Young* for respondent. Reported below: 147 F. 2d 594.

No. 85. *CRANSON v. UNITED STATES.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Leon de Fremery* for petitioner. *Solicitor General Fahy, Assistant Attorney General Clark, Messrs. Sewall Key, J. Louis Monarch and Miss Helen Goodner* for the United States. Reported below: 146 F. 2d 871.

No. 88. *MESSLER v. UNITED STATES RUBBER CO.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Nathaniel Frucht* for petitioner. *Messrs. Newton A. Burgess and Lester G. Budlong* for respondent. Reported below: 148 F. 2d 734.

No. 89. *DEPARTMENT OF CONSERVATION OF LOUISIANA ET AL. v. FEDERAL POWER COMMISSION ET AL.; and*

No. 132. *NATIONAL COAL ASSOCIATION ET AL. v. FEDERAL POWER COMMISSION.* October 8, 1945. Petitions

for writs of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Fred S. LeBlanc*, Attorney General of Louisiana, and *Mr. E. Leland Richardson* for petitioners in No. 89. *Messrs. Tom J. McGrath, Welly K. Hopkins* and *James W. Haley* for petitioners in No. 132. *Solicitor General Fahy, Assistant Attorney General Shea, Messrs. Paul A. Sweeney, Jerome H. Simonds* and *Charles V. Shannon* for the Federal Power Commission. *William F. Barry*, Solicitor General of Tennessee, for the State of Tennessee, and *Messrs. T. A. McEachern, Jr., Charles C. Crabtree* and *Hamilton E. Little* for the Memphis Natural Gas Co. et al., respondents in No. 89. Reported below: 148 F. 2d 746.

No. 90. *PARKER v. PARKER*. October 8, 1945. Petition for writ of certiorari to the Supreme Court of Florida denied. *Mr. Robert E. Lynch* for petitioner. Reported below: 155 Fla. 635, 21 So. 2d 141.

No. 91. *ELLIS, DOING BUSINESS AS GENERAL EXPORT CO., v. DE LA RAMA STEAMSHIP CO., INC.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. George Olshausen* for petitioner. *Mr. Frank J. Foley* for respondent. Reported below: 149 F. 2d 61.

No. 94. *HAMBURGER ET AL. v. COMMISSIONER OF INTERNAL REVENUE*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Edward S. Reid, Jr.* for petitioners. *Acting Solicitor General Judson, Assistant Attorney General Clark, Messrs. Sewall Key, J. Louis Monarch* and *Mrs. Muriel S. Paul* for respondent. Reported below: 147 F. 2d 856.

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No. 96. *STOCKSTROM v. COMMISSIONER OF INTERNAL REVENUE*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Thomas R. Reyburn* for petitioner. *Acting Solicitor General Judson, Assistant Attorney General Clark, Messrs. Sewall Key, J. Louis Monarch and Harold C. Wilkenfeld* for respondent. Reported below: 148 F. 2d 491.

No. 97. *MACK v. COMMISSIONER OF INTERNAL REVENUE*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. John A. McCann* for petitioner. *Solicitor General Fahy, Assistant Attorney General Clark, Messrs. Sewall Key and J. Louis Monarch* for respondent. Reported below: 148 F. 2d 62.

No. 98. *GURMAN v. ILLG ET AL.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of Errors for Connecticut denied. *Mr. William L. Beers* for petitioner. *Acting Solicitor General Cox and Mr. David London* for the Price Administrator, and *Mr. David M. Reilly* for Illg, respondents. Reported below: 132 Conn. 58, 42 A. 2d 362.

No. 99. *E. KAHN'S SONS CO. v. BOWLES, PRICE ADMINISTRATOR*. October 8, 1945. Petition for writ of certiorari to the United States Emergency Court of Appeals denied. *Messrs. Wilbur La Roe, Jr. and Arthur L. Winn, Jr.* for petitioner. *Solicitor General Fahy and Mr. Richard H. Field* for respondent. Reported below: 150 F. 2d 546.

No. 101. *SEMINOLE NATION v. UNITED STATES*. October 8, 1945. Petition for writ of certiorari to the Court

of Claims denied. *Messrs. Paul M. Niebell, W. W. Pryor and C. Maurice Weidemeyer* for petitioner. *Acting Solicitor General Cox, Messrs. J. Edward Williams, Roger P. Marquis, John C. Harrington and Walter J. Cummings, Jr.* for the United States. Reported below: 102 Ct. Cls. 565.

No. 102. *GRACE, TRADING AS R. J. & M. C. GRACE, v. MAGRUDER, COLLECTOR OF INTERNAL REVENUE.* October 8, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. Lowry N. Coe* for petitioner. *Acting Solicitor General Cox, Assistant Attorney General Clark, Messrs. Sewall Key, J. Louis Monarch and Chester T. Lane* for respondent. Reported below: 148 F. 2d 679.

No. 104. *ECHO BAY WATERFRONT CORP. v. NEW ROCHELLE.* October 8, 1945. Petition for writ of certiorari to the County Court of Westchester County, New York, denied. *Mr. Albert Ritchie* for petitioner. *Mr. Charles S. Rhyne* for respondent. See 294 N. Y. 771, 61 N. E. 2d 779.

No. 105. *NORO ET AL. v. UNITED STATES.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Wm. C. Pierce* for petitioners. *Acting Solicitor General Cox, Assistant Attorney General Clark, Messrs. Sewall Key and J. Louis Monarch* for the United States. Reported below: 148 F. 2d 696.

No. 106. *LANE v. UNITED STATES.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Wm. C. Pierce* for petitioner. *Acting Solicitor General Cox, Messrs. James*

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M. McInerney, Robert S. Erdahl, Leon Ulman and Miss Rosalie Moynahan for the United States. Reported below: 148 F. 2d 816.

No. 108. *EDISON v. COMMISSIONER OF INTERNAL REVENUE*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. David Baron* for petitioner. *Acting Solicitor General Judson, Assistant Attorney General Clark, Messrs. Sewall Key, J. Louis Monarch and Miss Melva M. Graney* for respondent. Reported below: 148 F. 2d 810.

No. 109. *VIRZERA v. UNITED STATES*; and

No. 110. *VIRZERA v. UNITED STATES*. October 8, 1945. Petitions for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Julien Cornell* for petitioners. *Acting Solicitor General Cox, Messrs. James M. McInerney, Robert S. Erdahl and Irving S. Shapiro* for the United States. Reported below: 149 F. 2d 188.

No. 113. *ENOCH PRATT FREE LIBRARY ET AL. v. KERR ET AL.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. Harry N. Baetjer and John Henry Lewin* for petitioners. *Mr. Charles H. Houston* for respondents. Reported below: 149 F. 2d 212.

No. 117. *JENKINS v. UNITED STATES*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. John J. Bouhan* for petitioner. *Acting Solicitor General Cox, Mr. Robert S. Erdahl and Miss Beatrice Rosenberg* for the United States. Reported below: 149 F. 2d 118.

No. 118. *PICARELLI v. UNITED STATES*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Abraham Solomon* for petitioner. *Acting Solicitor General Cox, Messrs. James M. McInerney and Robert S. Erdahl* for the United States. Reported below: 148 F. 2d 997.

No. 119. *CLEVELAND ET AL., EXECUTORS, v. HIGGINS, COLLECTOR OF INTERNAL REVENUE*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Earl A. Darr* for petitioners. *Acting Solicitor General Cox, Assistant Attorney General Clark, Messrs. Sewall Key, Fred E. Youngman and Miss Helen R. Carloss* for respondent. Reported below: 148 F. 2d 722.

No. 120. *CARLOS v. FLORIDA*. October 8, 1945. Petition for writ of certiorari to the Supreme Court of Florida denied. *Mr. George Palmer Garrett* for petitioner. Reported below: 155 Fla. 740, 21 So. 2d 537.

No. 121. *MANHATTAN LIGHTERAGE CORP. v. ANDERSON ET AL.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Chauncey I. Clark* for petitioner. *Mr. Isidor Enselman* for respondents. *Acting Solicitor General Judson, Mr. Albert A. Spiegel and Miss Bessie Margolin* filed a memorandum on behalf of the Administrator of the Wage & Hour Division, U. S. Department of Labor, opposing the petition. Reported below: 148 F. 2d 971.

No. 124. *JOHNSON ET AL., DOING BUSINESS AS UNITED STATES DENTAL CO., ET AL. v. UNITED STATES*. October 8,

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1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. H. Albert Young, Albert I. Kegan and Walter F. Dodd* for petitioners. *Acting Solicitor General Cox, Messrs. James M. McInerney, Robert S. Erdahl and Irving S. Shapiro* for the United States. Reported below: 149 F. 2d 53.

No. 125. TERMINAL RAILROAD ASSOCIATION OF ST. LOUIS *v.* MOONEY, ADMINISTRATRIX. October 8, 1945. Petition for writ of certiorari to the Supreme Court of Missouri denied. *Mr. Arnot L. Sheppard* for petitioner. *Mr. Chelsea O. Inman* for respondent. Reported below: 353 Mo. 1080, 186 S. W. 2d 450.

No. 126. AVIATION CAPITAL, INC. *v.* PEDRICK, COLLECTOR OF INTERNAL REVENUE. October 8, 1945. Petition for writ of certiorari to Circuit Court of Appeals for the Second Circuit denied. *Mr. Francis H. Horan* for petitioner. *Acting Solicitor General Cox, Assistant Attorney General Clark, Mr. Sewall Key and Miss Helen R. Carloss* for respondent. Reported below: 148 F. 2d 165.

No. 127. STANDARD LIME & STONE CO. *v.* NATIONAL LABOR RELATIONS BOARD. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Harry N. Baetjer* for petitioner. *Acting Solicitor General Cox, Messrs. Alvin J. Rockwell, Marcel Mallet-Prevost and Miss Ruth Weyand* for respondent. Reported below: 149 F. 2d 435.

No. 128. McADEN *v.* FLORIDA. October 8, 1945. Petition for writ of certiorari to the Supreme Court of Florida denied. *Messrs. Patrick C. Whitaker, Charles F. Blake*

and *Thomas P. Whitaker* for petitioner. *J. Tom Watson*, Attorney General of Florida, for respondent. Reported below: 155 Fla. 523, 21 So. 2d 33.

No. 130. *ABDALLAH v. UNITED STATES*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Samuel Rubinton* for petitioner. *Acting Solicitor General Cox*, *Messrs. James M. McInerney*, *Robert S. Erdahl* and *Miss Beatrice Rosenberg* for the United States. Reported below: 149 F. 2d 219.

No. 131. *NORRISTOWN HERALD, INC. v. BAUSEWINE*. October 8, 1945. Petition for writ of certiorari to the Supreme Court of Pennsylvania denied. *Mr. John J. O'Connor* for petitioner. *Mr. Joseph Knox Fornance* for respondent. Reported below: 351 Pa. 634, 41 A. 2d 736.

No. 133. *CURTIS v. UTAH FUEL CO. ET AL.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. Petitioner *pro se*. *Mr. H. Brua Campbell* for respondents. Reported below: 148 F. 2d 340.

No. 134. *O'KELLEY v. UNITED STATES*. October 8, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. Henry Lincoln Johnson, Jr.* for petitioner. *Acting Solicitor General Cox*, *Messrs. James M. McInerney*, *Robert S. Erdahl* and *Miss Beatrice Rosenberg* for the United States. Reported below: 149 F. 2d 381.

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No. 135. SCHEFOLD *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. James L. Gerry* for petitioner. *Acting Solicitor General Cox, Messrs. James M. McInerney, Robert S. Erdahl and Miss Beatrice Rosenberg* for the United States. Reported below: 149 F. 2d 492.

No. 136. KOENIGER *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Edward V. Broderick* for petitioner. *Acting Solicitor General Cox, Messrs. James M. McInerney, Robert S. Erdahl and Miss Beatrice Rosenberg* for the United States. Reported below: 149 F. 2d 492.

No. 137. TIMKEN-DETROIT AXLE CO. *v.* CLEVELAND STEEL PRODUCTS CORP. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. F. O. Richey and Wm. A. Strauch* for petitioner. *Messrs. Newton A. Burgess, John F. Ryan and Lloyd L. Evans* for respondent. Reported below: 148 F. 2d 267.

No. 138. DOLL *v.* COMMISSIONER OF INTERNAL REVENUE. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. William M. Fitch* for petitioner. *Acting Solicitor General Judson, Assistant Attorney General Clark, Messrs. Sewall Key, Hilbert P. Zarky and Miss Helen R. Carloss* for respondent. Reported below: 149 F. 2d 239.

No. 140. MARMON ET AL. *v.* ILLINOIS. October 8, 1945. Petition for writ of certiorari to the Supreme Court of

Illinois denied. *Mr. Charles P. R. Macaulay* for petitioners. Reported below: 389 Ill. 478, 59 N. E. 2d 808.

No. 143. LAKE LUCERNE PLAZA, INC. *v.* BOWLES, PRICE ADMINISTRATOR. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Claude L. Gray* for petitioner. *Acting Solicitor General Judson* and *Mr. David London* for respondent. Reported below: 148 F. 2d 967.

No. 146. COLBY ET AL. *v.* FRENCH ET AL. October 8, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Herbert B. Barlow* and *Earle D. Crammond* for petitioners. *Mr. Harry C. Bierman* for respondents. Reported below: 147 F. 2d 883.

No. 147. COOPER *v.* PARSONS, RECEIVER. October 8, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. Wade H. Cooper, pro se.* Reported below: 148 F. 2d 21.

No. 148. AIROLITE COMPANY ET AL. *v.* FIEDLER, DOING BUSINESS AS AIR CONDITIONING UTILITIES Co. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Frederic P. Warfield* for petitioners. *Mr. J. Preston Swecker* for respondent. Reported below: 147 F. 2d 496.

No. 149. NEVILLE COKE & CHEMICAL Co. *v.* COMMISSIONER OF INTERNAL REVENUE. October 8, 1945. Petition

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for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. John P. Ohl* for petitioner. *Acting Solicitor General Cox, Assistant Attorney General Clark, Mr. Sewall Key, Miss Helen R. Carlross and Mrs. Muriel S. Paul* for respondent. Reported below: 148 F. 2d 599.

No. 150. CLARAGE FAN CO. *v.* B. F. STURTEVANT CO. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Fred L. Chappell and Wm. S. Hodges* for petitioner. *Messrs. Harry Dexter Peck and Melvin R. Jenney* for respondent. Reported below: 148 F. 2d 786.

No. 151. SEVEN UP CO. *v.* CHEER UP SALES CO. ET AL. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Frank Y. Gladney and John H. Cassidy* for petitioner. *Mr. Oliver T. Remmers* for respondents. Reported below: 148 F. 2d 909.

No. 153. PALMQUIST *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Bart. A. Riley* for petitioner. *Acting Solicitor General Judson, Mr. Robert S. Erdahl and Miss Beatrice Rosenberg* for the United States. Reported below: 149 F. 2d 352.

No. 154. CRYNE *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Archibald Palmer* for petitioner. *Acting Solicitor General Cox, Messrs. James M. McInerney, Robert S. Erdahl and Irving*

S. Shapiro for the United States. Reported below: 149 F. 2d 105.

No. 156. LONGHORN PORTLAND CEMENT CO. ET AL. *v.* COMMISSIONER OF INTERNAL REVENUE. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. James H. Yeatman* for petitioners. *Acting Solicitor General Cox, Assistant Attorney General Clark, Mr. Sewall Key, Misses Helen R. Carloss and Melva M. Graney* for respondent. Reported below: 148 F. 2d 276.

No. 162. SHRIER, DOING BUSINESS AS A. SHRIER & SONS CO., *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Jason L. Honigman* for petitioner. *Acting Solicitor General Cox, Messrs. James M. McInerney, Robert S. Erdahl and Leon Ulman* for the United States. Reported below: 149 F. 2d 606.

No. 164. LORRAINE CASTLE APARTMENTS BUILDING CORP., INC. ET AL. *v.* MACKIEWICH ET AL.; and

No. 165. CASTELLANI ET AL. *v.* McNICHOLS, TRUSTEE, ET AL. October 8, 1945. Petition for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. John J. Yowell and Charles O. Loucks* for petitioners. *Acting Solicitor General Judson and Mr. Roger S. Foster* for the Securities & Exchange Commission, *Mr. William T. Murphy* for McNichols, Trustee, and *Mr. William Henning Rubin* for Bart, respondents. Reported below: 149 F. 2d 55.

No. 167. LOUIS F. HALL & Co., INC. *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the Cir-

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cuit Court of Appeals for the Second Circuit denied. *Mr. David J. Shorb* for petitioner. *Acting Solicitor General Cox, Assistant Attorney General Clark, Messrs. Sewall Key, Fred E. Youngman and Miss Helen R. Carloss* for the United States. Reported below: 148 F. 2d 274.

No. 168. LONDON WEATHERPROOFS, INC. *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. David J. Shorb* for petitioner. *Acting Solicitor General Cox, Assistant Attorney General Clark, Messrs. Sewall Key, Fred E. Youngman and Miss Helen R. Carloss* for the United States. Reported below: 148 F. 2d 340.

Nos. 171, 172, 173, 176 and 177. HARVEY ET AL. *v.* GROSSMAN, TRUSTEE, ET AL.;

No. 174. HARVEY *v.* GROSSMAN ET AL.; and

No. 175. PLANKINTON BUILDING CO. *v.* GROSSMAN, TRUSTEE, ET AL. October 8, 1945. Petitions for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Joseph A. Padway, Herbert S. Thatcher, Morris Berick, Joseph B. Keenan and Carroll J. Lord* for petitioners. *Mr. Joseph V. Quarles* for Grossman et al., and *Messrs. Bernard V. Brady and Colby Stilson* for the Trustees of the Plankinton Trust, respondents. Reported below: 148 F. 2d 119.

No. 179. STANDARD ACCIDENT INSURANCE CO. ET AL. *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the Court of Claims denied. *Messrs. M. Carl Levine, David Morgulas and Albert Foreman* for petitioners. *Acting Solicitor General Judson, Messrs. Paul A. Sweeney and Jerome H. Simonds* for the United States. Reported below: 103 Ct. Cls. 607, 59 F. Supp. 407.

No. 181. WELLS LAMONT CORP. *v.* BOWLES, PRICE ADMINISTRATOR, ET AL. October 8, 1945. Petition for writ of certiorari to the United States Emergency Court of Appeals denied. *Messrs. Ernest S. Ballard and Karl D. Loos* for petitioner. *Acting Solicitor General Cox* and *Mr. Richard H. Field* for respondents. Reported below: 149 F. 2d 364.

No. 183. GIANNINI, ADMINISTRATOR, *v.* COMMISSIONER OF INTERNAL REVENUE. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. George H. Koster* for petitioner. *Acting Solicitor General Cox, Assistant Attorney General Clark, Mr. Sewall Key* and *Miss Helen R. Carlross* for respondent. Reported below: 148 F. 2d 285.

No. 184. SHOTTS *v.* LOUISIANA. October 8, 1945. Petition for writ of certiorari to the Supreme Court of Louisiana denied. *Mr. Warren O. Coleman* for petitioner. Reported below: 207 La. 898, 22 So. 2d 209.

No. 185. TREIBLY *v.* OVERHOLSER, SUPERINTENDENT. October 8, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. J. Austin Latimer* for petitioner. *Acting Solicitor General Judson, Messrs. W. Marvin Smith, Robert S. Erdahl* and *Miss Beatrice Rosenberg* for respondent. Reported below: 147 F. 2d 705.

No. 186. OHIO TANK CAR CO. *v.* KEITH RAILWAY EQUIPMENT Co. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. H. D. Driscoll* and *H. Russell*

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Bishop for petitioner. *Mr. Arthur D. Welton, Jr.* for respondent. Reported below: 148 F. 2d 4.

No. 188. *LAWRENCE v. ILLINOIS*. October 8, 1945. Petition for writ of certiorari to the Supreme Court of Illinois denied. *Mr. Thomas Marshall* for petitioner. Reported below: 390 Ill. 499, 61 N. E. 2d 361.

No. 189. *NORTHERN TRUST CO. ET AL. v. NATIONAL LABOR RELATIONS BOARD*; and

No. 190. *AMERICAN NATIONAL BANK & TRUST CO. ET AL. v. NATIONAL LABOR RELATIONS BOARD*. October 8, 1945. Petitions for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. John E. MacLeish* and *Leland K. Neeves* for petitioners in No. 189, and *Messrs. Lewis F. Jacobson* and *David Silbert* for petitioners in No. 190. *Acting Solicitor General Judson*, *Mr. Alvin J. Rockwell* and *Miss Ruth Weyand* for respondent. Reported below: 148 F. 2d 24.

No. 191. *MORGAN v. UNITED STATES*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Louis H. Yarrut* for petitioner. *Acting Solicitor General Judson*, *Messrs. Robert S. Erdahl* and *Leon Ulman* for the United States. Reported below: 149 F. 2d 185.

No. 194. *ABELL ET AL. v. ANDERSON, RECEIVER*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Lafon Allen*, *Percy N. Booth*, *Edward P. Humphrey*, *Henry E. McElwain, Jr.*, *Benjamin F. Washer*, *David R.*

Castleman, James W. Stites, Ernest Woodward and Squire R. Ogden for petitioners. *Messrs. Frank E. Wood, Robert S. Marx, Harry Kasfir and John F. Anderson* for respondent. Reported below: 148 F. 2d 372.

No. 195. TAUB ET AL. *v.* BOWLES, PRICE ADMINISTRATOR. October 8, 1945. Petition for writ of certiorari to the United States Emergency Court of Appeals denied. *Messrs. Irwin Geiger and Max O'Rell Truitt* for petitioners. *Acting Solicitor General Judson and Mr. Richard H. Field* for respondent. Reported below: 149 F. 2d 817.

No. 199. HALE *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Leonard L. Lockard* for petitioner. *Acting Solicitor General Judson and Mr. Robert S. Erdahl* for the United States. Reported below: 149 F. 2d 401.

No. 202. STANDARD REGISTER CO. *v.* AMERICAN SALES BOOK CO., INC. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Samuel E. Darby, Jr., W. B. Turner and Marston Allen* for petitioner. *Messrs. Stephen H. Philbin and William J. Barnes* for respondent. Reported below: 148 F. 2d 612.

No. 210. P. G. LAKE, INC. *v.* COMMISSIONER OF INTERNAL REVENUE. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Harry C. Weeks* for petitioner. *Acting Solicitor General Judson, Assistant Attorney General Clark, Messrs. Sewall Key, Newton K. Fox, Walter J.*

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Cummings, Jr. and *Miss Helen R. Carlross* for respondent. Reported below: 148 F. 2d 898.

No. 211. *COSTELLO ET AL. v. COSTELLO ET AL.* October 8, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Frederick J. Rice* and *William E. Leahy* for petitioners. *Mr. John F. Hillyard* for respondents. Reported below: 149 F. 2d 379.

No. 212. *GENECOV v. TEXAS ET AL.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of Texas denied. *Messrs. Gabriel Hawkins Golden* and *Joel Manuel Hoppenstein* for petitioner. Reported below: 143 Tex. 476, 186 S. W. 2d 225.

No. 213. *BADENHAUSEN ET AL. v. GLAZEBROOK ET AL.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Abraham Mitnovetz* for petitioners. *Messrs. Edwin S. S. Sunderland, Thomas O'G. FitzGibbon, H. P. Adair, Carlyle Barton, Irwin L. Tappen, Olin E. Watts, William H. Rogers* and *Leonard D. Adkins* for respondents. Reported below: 148 F. 2d 450.

No. 214. *JACKSON & PERKINS Co. v. MUSHROOM TRANSPORTATION Co., INC. ET AL.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of Pennsylvania denied. *Mr. Austin F. Canfield* for petitioner. *Messrs. Lemuel B. Schofield* and *W. Bradley Ward* for the Mushroom Transportation Co., and *Mr. Thomas F. Gain* for Bickley, respondents. Reported below: 351 Pa. 583, 41 A. 2d 635.

No. 216. CLARK OIL CO. ET AL. *v.* PHILLIPS PETROLEUM CO. ET AL. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Tom Davis, Ernest A. Michel and Carl L. Yaeger* for petitioners. *Messrs. David T. Searls and G. Aaron Youngquist* for respondents. Reported below: 148 F. 2d 580.

No. 220. MORGAN, EXECUTRIX, *v.* HINES, ADMINISTRATOR OF VETERANS' AFFAIRS. October 8, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Robert H. McNeill and C. L. Dawson* for petitioner. *Acting Solicitor General Judson, Messrs. Wilbur C. Pickett, Fendall Marbury and Walter J. Cummings, Jr.* for respondent. Reported below: 149 F. 2d 21.

No. 223. PRUDENCE REALIZATION CORP. *v.* HURD COMMITTEE ET AL. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Irving L. Schanzer* for petitioner. *Mr. Roger S. Foster* for the Securities & Exchange Commission, and *Mr. Eugene Blanc, Jr.* for the Hurd Committee et al., respondents. Reported below: 150 F. 2d 477.

No. 229. OLD MONASTERY CO. *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Irwin Geiger* for petitioner. *Acting Solicitor General Judson, Messrs. Robert S. Erdahl and Leon Ulman* for the United States. Reported below: 147 F. 2d 905.

No. 230. SAMUEL H. MOSS, INC. *v.* FEDERAL TRADE COMMISSION. October 8, 1945. Petition for writ of cer-

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tiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Henry Ward Beer* for petitioner. *Acting Solicitor General Judson, Assistant Attorney General Berge, Messrs. Charles H. Weston, Matthias N. Orfield, Robert L. Stern, W. T. Kelley, and Joseph J. Smith, Jr.* for respondent. Reported below: 148 F. 2d 378.

No. 231. COWELL PORTLAND CEMENT CO. *v.* NATIONAL LABOR RELATIONS BOARD. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Max Thelen and Gordon Johnson* for petitioner. *Acting Solicitor General Judson, Messrs. Robert L. Stern, Alvin J. Rockwell, Marcel Mallet-Prevost and Miss Ruth Weyand* for respondent. Reported below: 148 F. 2d 237.

No. 232. TEXAS & NEW ORLEANS RAILROAD CO. ET AL. *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. J. M. Burford and Harry R. Jones* for petitioners. *Acting Solicitor General Judson, Messrs. Paul A. Sweeney and Walter J. Cummings, Jr.* for the United States. Reported below: 148 F. 2d 896.

No. 235. SPURR *v.* SPURR. October 8, 1945. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied. *Mr. George E. Allen* for petitioner. *Mr. Jas. G. Martin* for respondent.

No. 237. ROSS ENGINEERING CO., INC. *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Bernard J. Gallagher and M. Walton Hendry* for petitioner. *Acting So-*

licitor General Judson and Mr. Paul A. Sweeney for the United States. Reported below: 103 Ct. Cls. 185.

No. 240. *WEISS v. UNITED STATES.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Walter Brower* for petitioner. *Acting Solicitor General Judson, Mr. Robert S. Erdahl and Miss Beatrice Rosenberg* for the United States. Reported below: 150 F. 2d 17.

No. 241. *ELIAS ET AL. v. CLARKE, TRUSTEE, ET AL.; and*
No. 242. *ELIAS ET AL. v. DRISCOLL ET AL., TRUSTEES, ET AL.* October 8, 1945. Petition for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Paul Duryea Miller and Abraham Mitnovetz* for petitioners. *Acting Solicitor General Judson and Mr. Roger S. Foster* for the Securities & Exchange Commission, and *Messrs. Lewis M. Dabney, Jr. and Allen E. Throop* for Clarke et al., respondents. Reported below: 149 F. 2d 996.

No. 244. *SCHONGALLA, EXECUTRIX, v. HICKEY, COLLECTOR OF INTERNAL REVENUE.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Edward A. Alexander* for petitioner. *Acting Solicitor General Judson, Assistant Attorney General Clark, Messrs. Sewall Key, J. Louis Monarch and Leon F. Cooper* for respondent. Reported below: 149 F. 2d 687.

No. 245. *SOUTHERN CALIFORNIA FREIGHT LINES v. McKEOWN.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Hugh Taylor Gordon, Jr.* for petitioner. *Mr.*

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Otis J. Baughn for respondent. Reported below: 148 F. 2d 890.

No. 246. *TOBIN v. UNITED STATES*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Ode L. Rankin* for petitioner. *Acting Solicitor General Judson* and *Mr. Robert S. Erdahl* for the United States. Reported below: 149 F. 2d 534.

No. 247. *POPE & TALBOT, INC. v. MATSON NAVIGATION Co.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Ira S. Lillick* and *Joseph J. Geary* for petitioner. *Mr. Maurice E. Harrison* for respondent. Reported below: 149 F. 2d 295.

No. 248. *HEFFRON, TRUSTEE, v. HAMAKER ET AL.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Thomas S. Tobin* for petitioner. *Mr. James J. Broz* for respondents. Reported below: 148 F. 2d 981.

No. 250. *COLLINS ET AL. v. SEIFRIED*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Roy Massena* for petitioners. *Mr. Sveinbjorn Johnson* for respondent. *Acting Solicitor General Judson* and *Mr. Roger S. Foster* filed a memorandum on behalf of the Securities & Exchange Commission, as *amicus curiae*, in support of the petition. Reported below: 149 F. 2d 532.

No. 257. *WRIGHT v. BOARD OF PUBLIC INSTRUCTION*. October 8, 1945. Petition for writ of certiorari to the Cir-

cuit Court of Appeals for the Fifth Circuit denied. *Mr. Miller Walton* for petitioner. *Mr. John D. Kennedy* for respondent. Reported below: 148 F. 2d 367.

No. 259. *PARKENING v. ARNOLD*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Irl D. Brett* for petitioner. Reported below: 148 F. 2d 210.

No. 262. *CAPITOL NOVELTY CO., LTD. v. EVATT, TAX COMMISSIONER*. October 8, 1945. Petition for writ of certiorari to the Supreme Court of Ohio denied. *Mr. Arthur L. Rowe* for petitioner. *Mr. Aubrey A. Wendt* for respondent. Reported below: 145 Ohio St. 205, 61 N. E. 2d 211.

No. 264. *LADIN v. HURWITH ET AL.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. David M. Palley* for petitioner. *Mr. Robert K. Bell* for Hurwith et al., and *Acting Solicitor General Judson* and *Mr. Roger S. Foster* for the Securities & Exchange Commission, respondents. Reported below: 149 F. 2d 645.

No. 265. *EVANS v. EVANS*. October 8, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. Joseph T. Sherier* for petitioner. Reported below: 149 F. 2d 831.

No. 266. *LANDRY v. MUTUAL LIFE INSURANCE CO. OF NEW YORK*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Homer Hendricks* for petitioner. *Mr. Rich-*

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ard B. Montgomery for respondent. Reported below: 148 F. 2d 699.

No. 268. LEITHAUSER, ADMINISTRATOR, *v.* HARTFORD FIRE INSURANCE CO. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Frazier Reams and George C. Sprague* for petitioner. *Messrs. Ross W. Shumaker and C. G. Myers* for respondent. Reported below: 149 F. 2d 152.

No. 272. MIEDEMA *v.* PRATT. October 8, 1945. Petition for writ of certiorari to the Supreme Court of Michigan denied. *Mr. Fred Roland Allaben* for petitioner. Reported below: 311 Mich. 64, 18 N. W. 2d 279.

No. 275. NYCUM *v.* CITY OF ALTOONA. October 8, 1945. Petition for writ of certiorari to the Supreme Court of Pennsylvania denied. See 156 Pa. Super. 445, 41 A. 2d 219.

No. 276. WORSHAM, TRADING AS WORSHAM BROTHERS, *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the Court of Claims denied. *Messrs. George R. Shields, Herman J. Galloway, John W. Gaskins and Fred W. Shields* for petitioner. *Acting Solicitor General Judson, Messrs. Paul A. Sweeney and Jerome H. Simonds* for the United States. Reported below: 103 Ct. Cls. 378.

No. 285. DUNN ET AL. *v.* TOWN OF BURLINGTON. October 8, 1945. Petition for writ of certiorari to the Superior Court, County of Middlesex, Massachusetts denied. *Messrs. John H. Devine and Frank G. Volpe* for petitioners. See 318 Mass. 216, 61 N. E. 2d 243.

No. 287. *MOORE v. UNITED STATES*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. John B. Dudley* for petitioner. *Acting Solicitor General Judson, Mr. Robert S. Erdahl and Miss Beatrice Rosenberg* for the United States. Reported below: 150 F. 2d 323.

No. 290. *HALLIBURTON OIL WELL CEMENTING CO. v. WALKER ET AL., DOING BUSINESS AS DEPTHOGRAPH COMPANY*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Earl Babcock* for petitioner. *Mr. Harold W. Mattingly* for respondents. Reported below: 149 F. 2d 896.

No. 293. *MESECK TOWING & TRANSPORTATION CO. v. RICE*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Christopher E. Heckman* for petitioner. Reported below: 148 F. 2d 522.

No. 294. *SOUTHEASTERN BUILDING CORP. v. COMMISSIONER OF INTERNAL REVENUE*. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. H. C. Ackert and John W. Giesecke* for petitioner. *Acting Solicitor General Judson, Assistant Attorney General Clark, Messrs. Sewall Key, Robert N. Anderson and Miss Louise Foster* for respondent. Reported below: 148 F. 2d 879.

No. 299. *RUTHBELL COAL CO. v. STANTON, ADMINISTRATRIX*. October 8, 1945. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

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Mr. F. E. Parrack for petitioner. Reported below: 127 W. Va. 685, 34 S. E. 2d 257.

No. 301. *HALL ET AL. v. UNITED STATES.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. J. Frank Kemp* for petitioners. *Acting Solicitor General Judson, Mr. Robert S. Erdahl* and *Miss Beatrice Rosenberg* for the United States. Reported below: 150 F. 2d 281.

No. 302. *PATCH v. SOLAR CORPORATION.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. James G. Nye* for petitioner. *Mr. G. A. Youngquist* for respondent. Reported below: 149 F. 2d 558.

No. 304. *HOWE ET AL., COPARTNERS, TRADING AS HOWE & CO., v. FEDERAL TRADE COMMISSION.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Albert E. Stephan* for petitioners. *Acting Solicitor General Judson, Assistant Attorney General Berge, Messrs. Charles H. Weston* and *Matthias N. Orfield* for respondent. Reported below: 148 F. 2d 561.

No. 307. *RICHARD T. GREEN CO. ET AL. v. CITY OF CHELSEA.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Messrs. Samuel Hoar* and *George K. Gardner* for petitioners. *Mr. Michael H. Sullivan* for respondent. Reported below: 149 F. 2d 927.

No. 310. *FAKOURI v. CADAIS ET AL.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. James Craig Peacock and D. Worth Clark* for petitioner. *Messrs. George M. Wallace and Wade O. Martin, Jr.* for respondents. Reported below: 149 F. 2d 321.

No. 311. *HICKEY ET AL., EXECUTORS, v. FEDERAL DEPOSIT INSURANCE CORPORATION, RECEIVER.* October 8, 1945. Petition for writ of certiorari to the Court of Appeals of New York denied. *Mr. James H. Hickey* for petitioners. *Messrs. Francis C. Brown, James M. Kane and Sidney R. Nussenfeld* for respondent. Reported below: 294 N. Y. 780, 62 N. E. 2d 230.

No. 316. *SHARP, EXECUTRIX, v. GRIP NUT CO. ET AL.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Francis Heisler and Ephraim Banning* for petitioner. *Messrs. Bernard A. Schroeder, Charles J. Merriam and George A. Chritton* for respondents. Reported below: 150 F. 2d 192.

No. 321. *BUHL ET AL. v. UNIVERSITY OF THE STATE OF NEW YORK ET AL.* October 8, 1945. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York denied. *Mr. Jacob W. Friedman* for petitioners. *Mr. George H. Bond* for respondents. Reported below: 268 App. Div. 530, 52 N. Y. S. 2d 511.

No. 323. *INSULAR SUGAR REFINING CORP. v. COMMISSIONER OF INTERNAL REVENUE.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for

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the Second Circuit denied. *Mr. J. Sterling Halstead* for petitioner. *Acting Solicitor General Judson, Assistant Attorney General Clark, Messrs. Sewall Key, A. F. Prescott and Newton K. Fox* for respondent. Reported below: 150 F. 2d 8.

No. 324. *GLOBE INDEMNITY CO. v. GULF PORTLAND CEMENT Co.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Fred. W. Moore* for petitioner. *Mr. Frank A. Liddell* for respondent. Reported below: 149 F. 2d 196.

No. 330. *WABER v. MONTGOMERY WARD & Co., INC. ET AL.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. George I. Haight and M. K. Hobbs* for petitioner. *Messrs. Arthur A. Olson and Eugene M. Giles* for respondents. Reported below: 149 F. 2d 536.

No. 333. *DES MOINES COUNTY ET AL. v. UNITED STATES.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. J. C. Pryor* for petitioners. *Acting Solicitor General Judson, Messrs. J. Edward Williams, Roger P. Marquis, Walter J. Cummings, Jr. and Mrs. Kelsey Martin Mott* for the United States. Reported below: 148 F. 2d 448.

No. 340. *GRASSO v. LORENTZEN, DIRECTOR.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. George J. Engelman* for petitioner. *Mr. Edgar R. Kraetzer* for respondent. Reported below: 149 F. 2d 127.

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No. 352. COUNTY OF THURSTON ET AL. *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Walter R. Johnson*, Attorney General of Nebraska, *H. Emerson Kokjer*, Deputy Attorney General, and *Mr. Alfred D. Raun* for petitioners. *Acting Solicitor General Judson*, *Messrs. J. Edward Williams* and *Roger P. Marquis* for the United States. Reported below: 149 F. 2d 485.

No. 359. STOCKHOLDERS' COMMITTEE OF THE UNIVERSAL LUBRICATING SYSTEMS, INC. *v.* STALEY, TRUSTEE. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. S. Wallace Dempsey* for petitioner. *Messrs. A. E. Kountz* and *Clarence A. Fry* for respondent. Reported below: 150 F. 2d 832.

No. 370. NATIONAL ELECTRIC PRODUCTS CORP. *v.* TRIANGLE CONDUIT & CABLE Co., INC. October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. George E. Faithfull* for petitioner. *Messrs. Samuel E. Darby, Jr.* and *Floyd H. Crews* for respondent. Reported below: 149 F. 2d 87.

No. 371. SACHAROFF *v.* CORSI, INDUSTRIAL COMMISSIONER, ET AL.; and

No. 372. SCHIFFMAN *v.* CORSI, INDUSTRIAL COMMISSIONER, ET AL. October 8, 1945. Petition for writs of certiorari to the Court of Appeals of New York denied. *Mr. George A. Ferris* for petitioners. *Nathaniel L. Goldstein*, Attorney General of New York, and *Orrin G. Judd*, Solicitor General, for respondents. Reported below: 294 N. Y. 305, 62 N. E. 2d 81.

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No. 68. THOMPSON *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the Court of Claims denied. *Mr. John B. Cuninghame* for petitioner. *Acting Solicitor General Cox, Messrs. Paul A. Sweeney, Howard L. Godfrey and Jerome H. Simonds* for the United States. Reported below: 102 Ct. Cls. 402.

No. 92. NISONOFF *v.* NEW YORK. October 8, 1945. Petition for writ of certiorari to the Court of Appeals of New York denied. MR. JUSTICE MURPHY is of the opinion that the petition should be granted. *Mr. Louis B. Boudin* for petitioner. *Mr. George Tilzer* for respondent. Reported below: 294 N. Y. 696, 60 N. E. 2d 846.

No. 258. BEACH *v.* UNITED STATES. October 8, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. James R. Kirkland and Nathan M. Lubar* for petitioner. *Acting Solicitor General Judson, Messrs. Robert S. Erdahl, Leon Ulman and Miss Rosalie M. Moynahan* for the United States. Reported below: 149 F. 2d 837.

No. 129. GROOPMAN *v.* UNITED STATES. October 8, 1945. The petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit is denied for the reason that application therefor was not made within the time provided by law. Rule XI of the Criminal Appeals Rules, 292 U. S. 665-666. *Mr. Archibald Palmer* for petitioner. *Acting Solicitor General Judson* for the United States. Reported below: 147 F. 2d 782.

No. 161. LARSON ET AL. *v.* GENERAL MOTORS CORP. October 8, 1945. Petition for writ of certiorari to the Cir-

cuit Court of Appeals for the Second Circuit denied. The CHIEF JUSTICE took no part in the consideration or decision of this application. *Mr. Murray M. Cowen* for petitioners. *Messrs. Drury W. Cooper* and *Drury W. Cooper, Jr.* for respondent. Reported below: 148 F. 2d 319.

No. 288. *BAKER ET AL. v. COMMISSIONER OF INTERNAL REVENUE.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. The CHIEF JUSTICE took no part in the consideration or decision of this application. *Mr. Arthur S. Dayton* for petitioners. *Acting Solicitor General Judson, Assistant Attorney General Clark, Messrs. Sewall Key* and *J. Louis Monarch* for respondent. Reported below: 149 F. 2d 342.

No. 366. *EMMONS v. SMITT ET AL.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. MR. JUSTICE MURPHY took no part in the consideration or decision of this application. *Messrs. John J. Sloan* and *Hugh Francis* for petitioner. *Mr. George E. Brand* for respondents. Reported below: 149 F. 2d 869.

No. 296. *REYNOLDS v. BOARD OF PUBLIC INSTRUCTION ET AL.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. MR. JUSTICE DOUGLAS and MR. JUSTICE MURPHY are of opinion that the petition should be granted. *Mr. Alonzo Wilder* for petitioner. *Messrs. J. V. Keen* and *Robert W. Shackelford* for respondents. Reported below: 148 F. 2d 754.

No. 222. *DEFENSE SUPPLIES CORPORATION v. UNITED STATES.* October 8, 1945. Reconstruction Finance Cor-

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poration substituted as the party petitioner. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Horace T. Atkins* for petitioner. *Acting Solicitor General Judson* for the United States. Reported below: 148 F. 2d 311.

No. 260. *ELLITHORPE ET AL. v. OSBORN ET AL.* October 8, 1945. The motion to strike the petition is denied. The petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit is also denied. *Mr. Weightstill Woods* for petitioners. *Mr. Leo J. Hassenauer* for respondents.

No. 112. *GREGORY v. UNITED STATES.* October 8, 1945. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Paul B. Cromelin, John W. Townsend and Francis C. Brooke* for petitioner. *Solicitor General Fahy, Assistant Attorney General Clark, Mr. Sewall Key, Miss Helen R. Carlross and Mrs. Elizabeth B. Davis* for the United States. Reported below: 57 F. Supp. 962.

No. 155. *PIZZA v. NEW YORK.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of New York denied. Reported below: 53 N. Y. S. 2d 469.

No. 157. *SMITH v. RAGEN, WARDEN.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 159. *ROBERTS v. RAGEN, WARDEN.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 160. *TANNER v. CALIFORNIA ET AL.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of California denied.

No. 166. *DAVIS v. NIERSTHEIMER, WARDEN.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 180. *MILLWOOD v. CALIFORNIA.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of California denied.

No. 182. *MACKEY v. WHITECOTTON, WARDEN.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of Missouri denied. Reported below: 187 S. W. 2d 198.

No. 200. *GARRETT v. NIERSTHEIMER, WARDEN.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 204. *GRECO v. WHITECOTTON, WARDEN.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of Missouri denied. Petitioner *pro se.* *J. E. Taylor*, Attorney General of Missouri, and *Robert L. Hyder*, Assistant Attorney General, for respondent.

No. 205. *NEW YORK EX REL. RENSING v. MORHOUS, WARDEN.* October 8, 1945. Petition for writ of certiorari to Washington County Court, New York, denied. Petitioner *pro se.* *Nathaniel L. Goldstein*, Attorney General of New York, for respondent. See 269 App. Div. 719, 53 N. Y. S. 2d 585.

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No. 206. *MILLMAN v. RAGEN, WARDEN.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied.

No. 207. *POND v. ILLINOIS EX REL. BARRETT, ATTORNEY GENERAL.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of Illinois denied. Reported below: 390 Ill. 237, 61 N. E. 2d 37.

No. 217. *KERN v. RAGEN, WARDEN.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 224. *SPRUILL v. CAMPBELL.* October 8, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied.

No. 226. *ADKISON v. RAGEN, WARDEN.* October 8, 1945. Petition for writ of certiorari to the Circuit Court, Rock Island County, Illinois, denied.

No. 227. *CARTER v. RAGEN, WARDEN.* October 8, 1945. Petition for writ of certiorari to the Circuit Court, Will County, Illinois, denied.

No. 236. *PYLE v. AMRINE, WARDEN.* October 8, 1945. Petition for writ of certiorari to the Supreme Court of Kansas denied. Reported below: 159 Kan. 458, 156 P. 2d 509.

No. 249. *SULLINGER v. SHAW, DIRECTOR.* October 8, 1945. Petition for writ of certiorari to the Court of Ap-

peals of New York denied. Petitioner *pro se*. *Mr. Henry J. Walsh* for respondent.

No. 252. *VAN PELT v. ILLINOIS*. October 8, 1945. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 271. *MARCINKOWSKI v. NEW YORK*. October 8, 1945. Petition for writ of certiorari to the Supreme Court of New York denied. Petitioner *pro se*. *Nathaniel L. Goldstein*, Attorney General of New York, *Orrin G. Judd*, Solicitor General, and *Wendell P. Brown*, First Assistant Attorney General, for respondent.

No. 273. *TAIT v. ILLINOIS*. October 8, 1945. Petition for writ of certiorari to the Supreme Court of Illinois denied. Reported below: 390 Ill. 272, 61 N. E. 2d 166.

No. 308. *EULER v. RAGEN, WARDEN*. October 8, 1945. Petition for writ of certiorari to the Circuit Court, Livingston County, Illinois, denied.

No. 312. *CLARK v. NIERSTHEIMER, WARDEN*. October 8, 1945. Petition for writ of certiorari to the Circuit Court, Randolph County, Illinois, denied.

No. 313. *GASH v. NIERSTHEIMER, WARDEN*. October 8, 1945. Petition for writ of certiorari to the Circuit Court, Randolph County, Illinois, denied.

No. 335. *FOSTER v. WHITECOTTON, WARDEN*. October 8, 1945. Petition for writ of certiorari to the Supreme Court of Missouri denied.

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No. 196. *McCANN v. UNITED STATES ET AL.* October 8, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. The motions for other relief are also denied.

No. 314. *ANDERSON v. NIERSTHEIMER, WARDEN.* October 8, 1945. The petition for writ of certiorari to the Circuit Court, Randolph County, Illinois, is denied for the reason that application therefor was not made within the time provided by law. § 8 (a), Act of February 13, 1925 (43 Stat. 936, 940), 28 U. S. C. § 350.

No. 290. *HALLIBURTON OIL WELL CEMENTING CO. v. WALKER ET AL., DOING BUSINESS AS DEPTHOGRAPH COMPANY.* See *ante*, p. 705.

No. 169. *CHICKASAW NATION v. UNITED STATES*; and
No. 337. *UNITED STATES v. CHICKASAW NATION ET AL.* October 15, 1945. Petitions for writs of certiorari to the Court of Claims denied. *Messrs. William A. Cornish and Paul M. Niebell* for petitioner in No. 169. *Acting Solicitor General Judson, Messrs. J. Edward Williams, Roger P. Marquis, John C. Harrington and Walter J. Cummings, Jr.* for the United States. Reported below: 103 Ct. Cls. 45.

No. 193. *BERG SHIPBUILDING CO. ET AL. v. UNITED STATES.* October 15, 1945. Petition for writ of certiorari to the Court of Claims denied. Petitioners *pro se*. *Acting Solicitor General Judson, Messrs. Paul A. Sweeney and Jerome H. Simonds* for the United States. Reported below: 103 Ct. Cls. 102, 58 F. Supp. 554.

No. 233. *ZINSER ET AL. v. FEDERAL PETROLEUM BOARD.* October 15, 1945. Petition for writ of certiorari to the

Circuit Court of Appeals for the Fifth Circuit denied. *Mr. W. Edward Lee* for petitioners. *Acting Solicitor General Judson, Messrs. Robert S. Erdahl and Maurice H. Matzkin* for respondent. Reported below: 148 F. 2d 993.

No. 251. *SWATZKA v. SULLIVAN, COMMANDING OFFICER, ET AL.* October 15, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Allan A. Bynon and Gerald J. Meindl* for petitioner. *Acting Solicitor General Judson, Messrs. Robert S. Erdahl and Irving S. Shapiro* for respondents. Reported below: 148 F. 2d 965.

No. 295. *CLOVERLEAF BUTTER CO. v. UNITED STATES.* October 15, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Erle Pettus and Horace C. Wilkinson* for petitioner. *Acting Solicitor General Judson and Mr. Robert S. Erdahl* for the United States. Reported below: 148 F. 2d 365.

No. 297. *ARUNDEL CORPORATION v. UNITED STATES.* October 15, 1945. Petition for writ of certiorari to the Court of Claims denied. *Mr. William S. Hammers* for petitioner. *Acting Solicitor General Judson and Mr. Paul A. Sweeney* for the United States. Reported below: 103 Ct. Cls. 688.

No. 325. *ROSENBERG ET AL. v. UNITED STATES;* and
No. 326. *WEISS ET AL. v. UNITED STATES.* October 15, 1945. Petitions for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. James I. Cuff* for petitioners in No. 325, and *Mr. Harold St. L. O'Dougherty* for petitioners in No. 326. *Acting Solicitor*

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General Judson, Mr. Robert S. Erdahl and Miss Beatrice Rosenberg for the United States. Reported below: 150 F. 2d 788.

No. 339. FISCHER ET AL. *v.* BOWERS ET AL. October 15, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Casimir A. Miketta* for petitioners. Respondents *pro se*. Reported below: 149 F. 2d 612.

No. 343. NEALON *v.* HILL, RECEIVER. October 15, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Leslie C. Hardy* for petitioner. *Mr. Alexander B. Baker* for respondent. Reported below: 149 F. 2d 883.

No. 345. WILSON *v.* UNITED STATES. October 15, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. John Y. Brown and Cleon K. Calvert* for petitioner. *Acting Solicitor General Judson, Mr. Robert S. Erdahl and Miss Beatrice Rosenberg* for the United States. Reported below: 149 F. 2d 780.

No. 346. SACHS ET AL. *v.* OHIO NATIONAL LIFE INSURANCE Co. October 15, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. John W. Cragun* for petitioners. *Mr. Karl Edwin Seyfarth* for respondent. Reported below: 148 F. 2d 128.

No. 347. F. H. MCGRAW & Co., INC. ET AL. *v.* JOHN T. D. BLACKBURN, INC. ET AL.; and

No. 348. AETNA CASUALTY & SURETY Co. ET AL. *v.* MILCOR STEEL Co. ET AL. October 15, 1945. Petitions for writs

of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Louis A. Tepper* for petitioners. *Mr. David M. Richman* for respondents. Reported below: 149 F. 2d 301.

No. 356. WINTER REALTY & CONSTRUCTION Co. v. COMMISSIONER OF INTERNAL REVENUE. October 15, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Roswell Magill, Wm. Dwight Whitney and George G. Tyler* for petitioner. *Acting Solicitor General Judson, Assistant Attorney General Clark, Messrs. Sewall Key, Robert N. Anderson and Hilbert P. Zarky* for respondent. Reported below: 149 F. 2d 567.

No. 357. FLUSHINGSIDE REALTY & CONSTRUCTION Co. v. COMMISSIONER OF INTERNAL REVENUE. October 15, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Roswell Magill and George G. Tyler* for petitioner. *Acting Solicitor General Judson, Assistant Attorney General Clark, Messrs. Sewall Key, Robert N. Anderson and Hilbert P. Zarky* for respondent. Reported below: 149 F. 2d 572.

No. 358. TWINBORO CORPORATION v. COMMISSIONER OF INTERNAL REVENUE. October 15, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Roswell Magill and George C. Tyler* for petitioner. *Acting Solicitor General Judson, Assistant Attorney General Clark, Messrs. Sewall Key, Robert N. Anderson and Hilbert P. Zarky* for respondent. Reported below: 149 F. 2d 574.

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No. 362. BURTON-SUTTON OIL Co., INC. v. COMMISSIONER OF INTERNAL REVENUE. October 15, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Cullen R. Liskow* for petitioner. *Acting Solicitor General Judson* for respondent. Reported below: 150 F. 2d 621.

No. 385. JEFFRIES ET AL. v. JEFFRIES ET AL. October 15, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Charles Rivers Aiken* for petitioners. *Messrs. William H. Beckman, George C. Adams and Daniel M. Healy* for respondents. Reported below: 149 F. 2d 555.

No. 338. BERRY ET AL. v. ROOT ET AL. October 15, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. MR. JUSTICE DOUGLAS took no part in the consideration or decision of this application. *Mr. Miller Walton* for petitioners. *Mr. Olin E. Watts* for respondents. Reported below: 148 F. 2d 945.

No. 355. SCARBOROUGH v. PENNSYLVANIA RAILROAD Co. October 15, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. MR. JUSTICE BLACK, MR. JUSTICE DOUGLAS, and MR. JUSTICE MURPHY are of the opinion that petition for certiorari should be granted because of conflict with *Tiller v. Atlantic Coast Line R. Co.*, 318 U. S. 54. *Mr. John H. Hoffman* for petitioner. *Mr. R. Aubrey Bogley* for respondent. *Messrs. Lee Pressman and Frank Donner* filed a brief on behalf of the United Railroad Workers of America, as *amicus curiae*, in support of the petition. Reported below: 149 F. 2d 636.

No. 192. *ODDO v. UNITED STATES*; and

No. 208. *DE NORMAND ET AL. v. UNITED STATES*. October 15, 1945. Petitions for writs of certiorari to the Circuit Court of Appeals for the Second Circuit denied. Petitioners *pro se*. *Acting Solicitor General Judson*, *Messrs. W. Marvin Smith, Robert S. Erdahl* and *Leon Ulman* for the United States. Reported below: No. 208, 149 F. 2d 622.

No. 256. *SEKT v. JUSTICE'S COURT*. October 22, 1945. Petition for writ of certiorari to the Supreme Court of California denied. *Mr. Alan W. Davidson* for petitioner. *Robert W. Kenny*, Attorney General of California, for respondent. Reported below: 159 P. 2d 17.

No. 298. *FRIED v. UNITED STATES*. October 22, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Melvin A. Albert* for petitioner. *Acting Solicitor General Judson*, *Mr. Robert S. Erdahl* and *Miss Beatrice Rosenberg* for the United States. Reported below: 149 F. 2d 1011.

No. 300. *ALOISIO ET AL. v. UNITED STATES*;

No. 331. *CERONE v. UNITED STATES*; and

No. 332. *CERONE ET AL. v. UNITED STATES*. October 22, 1945. Petitions for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. James C. Leaton* for petitioners in No. 300. *Messrs. Gerald T. Wiley, Victor E. LaRue* and *Eugene A. Tappy* for petitioners in Nos. 331 and 332. *Acting Solicitor General Judson* and *Mr. Robert S. Erdahl* for the United States. Reported below: 150 F. 2d 382.

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No. 327. *SCHWARTZ v. UNITED STATES*. October 22, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Charles D. Lewis and James Dempsey* for petitioner. *Acting Solicitor General Judson and Mr. Robert S. Erdahl* for the United States. Reported below: 150 F. 2d 627.

No. 334. *MASON v. BANTA CARBONA IRRIGATION DISTRICT*. October 22, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. Petitioner *pro se*. *Mr. Percy S. Webster* for respondent. Reported below: 149 F. 2d 49.

No. 353. *PURMAN v. FITCH ET AL.* October 22, 1945. Petition for writ of certiorari to the Supreme Court of Pennsylvania denied. Petitioner *pro se*. *Mr. John H. Davidson* for respondents. Reported below: 352 Pa. 134, 42 A. 2d 318.

No. 377. *HUNNICUTT v. UNITED STATES*. October 22, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. A. C. Wheeler* for petitioner. *Acting Solicitor General Judson, Messrs. Robert S. Erdahl and Irving S. Shapiro* for the United States. Reported below: 149 F. 2d 888.

No. 378. *AMERICAN BOWLING & BILLIARD CORP. v. BRUNSWICK-BALKE-COLLENDER Co.* October 22, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Samuel E. Darby, Jr. and Walter A. Darby* for petitioner. *Messrs. Leo F. Tierney and Theodore S. Kenyon* for respondent. Reported below: 150 F. 2d 69.

No. 391. *NASH v. RAUN*. October 22, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. John B. Brooks* for petitioner. *Messrs. Franklin B. Hosbach and Thomas D. Caldwell* for respondent. Reported below: 149 F. 2d 885.

No. 394. *HUFFMAN v. HOME OWNERS' LOAN CORPORATION*. October 22, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Price Wickersham and Clay C. Rogers* for petitioner. *Acting Solicitor General Judson, Messrs. Harold Lee and Charles M. Miller* for respondent. Reported below: 150 F. 2d 162.

No. 395. *NEWTON ET UX. v. GLENN ET AL.* October 22, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. T. J. Wills and Jeff Busby* for petitioners. *Messrs. Thomas C. Hannah, Edward P. Russell and M. M. Roberts* for respondents. Reported below: 149 F. 2d 879.

No. 396. *SALMON & COWIN, INC. v. NATIONAL LABOR RELATIONS BOARD*. October 22, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Horace C. Wilkinson and Borden Burr* for petitioner. *Acting Solicitor General Judson, Misses Ruth Weyand and Margaret M. Farmer* for respondent. Reported below: 148 F. 2d 941.

No. 401. *GRANIERI v. SCHRAMM*. October 22, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Nat L. Hardy* for

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petitioner. *Mr. L. G. Seeligson* for respondent. Reported below: 149 F. 2d 811.

No. 269. *SABIN ET AL. v. HOME OWNERS' LOAN CORPORATION ET AL.* October 22, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. Herbert K. Hyde* for petitioners. *Acting Solicitor General Judson* and *Mr. Harold Lee* for the Home Owners' Loan Corporation, respondent. Reported below: 147 F. 2d 653.

No. 373. *DUISBERG v. MARKHAM, ALIEN PROPERTY CUSTODIAN.* October 22, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Eugene L. Garey* for petitioner. *Acting Solicitor General Judson* and *Assistant Attorney General Wechsler* for respondent. Reported below: 149 F. 2d 812.

No. 388. *UNITED STATES v. HAVEMEYER*; and

No. 389. *HAVEMEYER v. UNITED STATES.* November 5, 1945. Petitions for writs of certiorari to the Court of Claims denied. *Solicitor General McGrath*, *Assistant Solicitor General Judson*, *Assistant Attorney General Clark*, *Messrs. Sewall Key*, *Arnold Raum* and *Miss Helen R. Carloss* for the United States. *Messrs. Preston B. Kavanagh* and *William M. Sperry, 2nd* for Havemeyer. Reported below: 103 Ct. Cls. 564, 59 F. Supp. 537.

No. 406. *MADAFFER v. UNITED STATES.* November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Edward E. Petrillo* for petitioner. *Solicitor General McGrath* and

Mr. Robert S. Erdahl for the United States. Reported below: 150 F. 2d 406.

No. 407. VIRGINIA EX REL. TOWN OF APPALACHIA ET AL. *v.* OLD DOMINION POWER Co., INC. November 5, 1945. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied. *Mr. M. M. Heuser* for petitioners. *Messrs. E. Randolph Williams* and *T. Justin Moore* for respondent. Reported below: 184 Va. 6, 34 S. E. 2d 364.

No. 412. GREAT LAKES DREDGE & DOCK Co. *v.* WALLING, ADMINISTRATOR. November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Homer D. Dines* and *James P. Dillie* for petitioner. *Solicitor General McGrath* and *Miss Bessie Margolin* for respondent. Reported below: 149 F. 2d 9.

No. 413. BAY STATE DREDGING & CONTRACTING Co. *v.* WALLING, ADMINISTRATOR. November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Edward C. Park* for petitioner. *Solicitor General McGrath* and *Miss Bessie Margolin* for respondent. Reported below: 149 F. 2d 346.

No. 414. HALL *v.* UNITED STATES. November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. James F. Kemp* for petitioner. *Acting Solicitor General Judson*, *Mr. Robert S. Erdahl* and *Miss Beatrice Rosenberg* for the United States. Reported below: 150 F. 2d 280.

No. 415. HEINEL MOTORS, INC. ET AL. *v.* BOWLES, PRICE ADMINISTRATOR. November 5, 1945. Petition for

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writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. John E. Sheridan and Samuel I. Sacks* for petitioners. *Solicitor General McGrath* and *Mr. David London* for respondent. Reported below: 149 F. 2d 815.

No. 416. *OBEAR-NESTER GLASS CO. v. UNITED DRUG CO.* November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Lawrence C. Kingsland and Edmund C. Rogers* for petitioner. *Mr. Delos G. Haynes* for respondent. Reported below: 149 F. 2d 671.

No. 417. *HORST, EXECUTRIX, v. COMMISSIONER OF INTERNAL REVENUE.* November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Maurice E. Harrison* for petitioner. *Assistant Attorney General Clark, Messrs. Sewall Key, Fred E. Youngman, Walter J. Cummings, Jr. and Miss Helen R. Carlross* for respondent. Reported below: 150 F. 2d 1.

No. 423. *McALEENAN ET AL. v. GEORGE D. HORNING, INC.* November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. John Paul Jones* for petitioners. *Mr. Rudolph H. Yeatman* for respondent. Reported below: 149 F. 2d 561.

No. 426. *INTERCOUNTY OPERATING CORP. ET AL. v. COUNTY OF NASSAU.* November 5, 1945. Petition for writ of certiorari to the Supreme Court of New York, Appellate Division, denied. *Mr. Morris Rochman* for petitioners. See 293 N. Y. 688, 56 N. E. 2d 299.

No. 427. INTERCOUNTY OPERATING CORP. *v.* CONNOLLY. November 5, 1945. Petition for writ of certiorari to the Supreme Court of New York, Appellate Division, denied. *Mr. Morris Rochman* for petitioner. See 293 N. Y. 688, 56 N. E. 2d 299.

No. 429. SHERR *v.* ANACONDA WIRE & CABLE CO. ET AL. November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. Petitioner *pro se*. *Mr. Horace G. Hitchcock* for the Anaconda Wire & Cable Co., and *Solicitor General McGrath*, *Messrs. Joseph M. Friedman* and *Tobias G. Klinger* for the United States, respondents. Reported below: 149 F. 2d 680.

No. 432. KASTAR, INC. *v.* CLAIR ET AL., COPARTNERS, DOING BUSINESS AS ANTI-SHIMMIE MANUFACTURING CO. November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Armand E. Lackenbach* for petitioner. *Messrs. John H. Glaccum* and *C. W. Prince* for respondents. Reported below: 148 F. 2d 644.

No. 434. CAPITAL TRANSIT CO. *v.* JACKSON. November 5, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. Edwin A. Swingle* for petitioner. Reported below: 149 F. 2d 839.

No. 436. ARGO *v.* COMMISSIONER OF INTERNAL REVENUE. November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. H. Cecil Kilpatrick* and *Douglas Arant* for petitioner. *Solicitor General McGrath*, *Assistant At-*

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torney General Clark, Messrs. Sewall Key and Robert N. Anderson for respondent. Reported below: 150 F. 2d 67.

No. 437. CORNUCOPIA GOLD MINES *v.* LOCKEN, ADMINISTRATOR. November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. James Arthur Powers and Dean H. Dickinson* for petitioner. *Mr. George T. Cochran* for respondent. Reported below: 150 F. 2d 75.

No. 439. FLETCHER ET AL., SURVIVING TRUSTEES, *v.* CLARK, COLLECTOR OF INTERNAL REVENUE. November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. George T. Evans* for petitioners. *Solicitor General McGrath, Assistant Attorney General Clark, Messrs. Sewall Key, Robert N. Anderson and Mrs. Muriel S. Paul* for respondent. Reported below: 150 F. 2d 239.

No. 442. SCHLECTER *v.* FOSTER, WARDEN. November 5, 1945. Petition for writ of certiorari to the Supreme Court of New York, Appellate Division, denied. *Mr. Avel B. Silverman* for petitioner. *Nathaniel L. Goldstein, Attorney General of New York, Orrin G. Judd, Solicitor General, and Wendell P. Brown, First Assistant Attorney General,* for respondent. Reported below: 54 N. Y. S. 2d 926.

No. 445. LINCOLN NATIONAL LIFE INSURANCE Co. *v.* STATE TAX COMMISSION ET AL. November 5, 1945. Petition for writ of certiorari to the Supreme Court of Mississippi denied. *Mr. Clyde J. Cover* for petitioner. Reported below: 196 Miss. 82, 16 So. 2d 369; 22 So. 2d 416.

No. 450. FEDERAL LAND BANK OF BERKELEY *v.* SMITH ET AL. November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Richard W. Young* for petitioner. *Mr. Allan J. Carter* for respondents. Reported below: 150 F. 2d 318.

No. 453. COMMERCIAL DISCOUNT CO. *v.* ROGAN, EXECUTRIX. November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Maynard J. Toll* and *W. Joseph McFarland* for petitioner. *Solicitor General McGrath*, *Assistant Attorney General Clark*, *Messrs. Sewall Key*, *S. Dee Hanson* and *Miss Helen R. Carloss* for respondent. Reported below: 149 F. 2d 585.

No. 459. KRESBERG *v.* INTERNATIONAL PAPER CO. November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Joseph Nemerov* for petitioner. *Mr. Ralph M. Carson* for respondent. Reported below: 149 F. 2d 911.

No. 460. KERFOOT, ADMINISTRATOR, *v.* KELLEY. November 5, 1945. Petition for writ of certiorari to the Court of Appeals of New York denied. *Mr. George J. Engelman* for petitioner. *Mr. Frederick A. Keck* for respondent. See 294 N. Y. 288, 62 N. E. 2d 74.

No. 471. CARNEGIE-ILLINOIS STEEL CORP. *v.* ALDERSON, TAX COMMISSIONER. November 5, 1945. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied. *Mr. Arthur S. Dayton* for petitioner. Reported below: 127 W. Va. 807, 34 S. E. 2d 737.

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No. 483. WEIRTON STEEL CO. *v.* COSTANZO COAL MINING CO. November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. C. M. Thorp, Jr. and Carl G. Bachmann* for petitioner. *Mr. Gordon D. Kinder* for respondent. Reported below: 150 F. 2d 929.

No. 504. POND FORK OIL & GAS CO. *v.* COLE ET AL., TRUSTEES. November 5, 1945. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied. *Mr. Harold A. Ritz* for petitioner. *Messrs. Selden S. McNeer and Rolla D. Campbell* for respondents. Reported below: 127 W. Va. 762, 35 S. E. 2d 25.

No. 470. UNITED STATES EX REL. DOSS *v.* LINDSLEY, SHERIFF. November 5, 1945. Petition for writ of certiorari to the Circuit Court of Piatt County, Illinois, denied.

No. 209. KUZMACK *v.* UNITED STATES. November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. John S. Kuzmack, pro se.*

No. 239. HICKOK *v.* HUNTER, WARDEN. November 5, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. Petitioner *pro se.* *Acting Solicitor General Judson, Messrs. Robert S. Erdahl and Irving S. Shapiro* for respondent. Reported below: 150 F. 2d 635.

No. 228. BURNS *v.* ALABAMA. November 5, 1945. The petition for writ of certiorari to the Supreme Court

of Alabama is denied and the order granting a stay of execution is vacated. MR. JUSTICE BLACK took no part in the consideration or decision of these applications. *Mr. Horace C. Alford* for petitioner. *Robert B. Harwood*, Attorney General of Alabama, and *John O. Harris*, Assistant Attorney General, for respondent. Reported below: 246 Ala. 135, 19 So. 2d 450.

No. 443. *WORLEY v. WAHLQUIST ET AL.* November 13, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. W. C. Fraser* for petitioner. *Mr. Philip E. Horan* for respondents. Reported below: 150 F. 2d 1007.

No. 449. *RUBENSTEIN v. UNITED STATES.* November 13, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Francis J. Quillinan* for petitioner. *Solicitor General McGrath*, *Messrs. W. Marvin Smith*, *Robert S. Erdahl* and *Miss Beatrice Rosenberg* for the United States. Reported below: 151 F. 2d 915.

No. 451. *BARNETT ET AL. v. BOWLES, PRICE ADMINISTRATOR.* November 13, 1945. Petition for writ of certiorari to the United States Emergency Court of Appeals denied. *Mr. Victor W. Gilbert* for petitioners. *Solicitor General McGrath* and *Mr. Richard H. Field* for respondent. Reported below: 151 F. 2d 77.

No. 468. *GROS v. LOUISIANA.* November 13, 1945. Petition for writ of certiorari to the Supreme Court of Louisiana denied. *Mr. Emmet Alpha* for petitioner. Reported below: 23 So. 2d 24.

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No. 490. *TURNER v. LUER ET AL.* November 13, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Meredith M. Daubin and Charles P. Williams* for petitioner. Respondents *pro se*. Reported below: 149 F. 2d 51.

No. 497. *EMIGRANT INDUSTRIAL SAVINGS BANK v. BALDWIN ET AL.* November 13, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Joseph M. Proskauer and Harold H. Levin* for petitioner. *Messrs. Monroe Goldwater and James L. Goldwater* for respondents. Reported below: 150 F. 2d 524.

No. 514. *SMITH, ADMINISTRATOR, ET AL. v. ORANGETOWN ET AL.* November 13, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Leonard Acker* for petitioners. *Mr. Fred H. Rees* for respondents. Reported below: 150 F. 2d 782.

No. 303. *GANCY v. UNITED STATES.* November 13, 1945. The motion to defer consideration of the petition is denied and the petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit is also denied for the reason that application therefor was not made within the time provided by law. Rule XI of the Criminal Appeals Rules. Petitioner *pro se*. *Solicitor General McGrath* for the United States. Reported below: 149 F. 2d 788.

No. 455. *MATHER v. COMMISSIONER OF INTERNAL REVENUE*; and

No. 456. *TESTAMENTARY TRUST UNDER THE WILL OF MATHER ET AL. v. COMMISSIONER OF INTERNAL REVENUE.*

November 13, 1945. Petitions for writs of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. MR. JUSTICE BURTON took no part in the consideration or decision of these applications. *Mr. John B. Putnam* for petitioners. *Solicitor General McGrath, Assistant Attorney General Clark, Messrs. Sewall Key, J. Louis Monarch and Harold C. Wilkenfeld* for respondent. Reported below: 149 F. 2d 393.

No. 253. *STRONG v. HUFF, GENERAL SUPERINTENDENT.* November 13, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. Warren E. Magee* for petitioner. *Acting Solicitor General Judson, Messrs. Robert S. Erdahl and Irving S. Shapiro* for respondent. Reported below: 148 F. 2d 692.

No. 270. *NEELY v. UNITED STATES.* November 13, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. John E. Laskey* for petitioner. *Solicitor General McGrath, Mr. Robert S. Erdahl and Miss Beatrice Rosenberg* for the United States. Reported below: 150 F. 2d 977.

No. 351. *WOODS v. NIERSTHEIMER, WARDEN.* November 13, 1945. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 364. *MITCHELL v. WHITECOTTON, WARDEN.* November 13, 1945. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. 397. *COLLINS v. SMITH, SUPERINTENDENT.* November 13, 1945. Petition for writ of certiorari to the

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Supreme Court of Washington denied. Reported below:
23 Wash. 2d 939, 161 P. 2d 141.

No. 403. GRIMES ET AL. *v.* HEINZE, WARDEN. November 13, 1945. Petition for writ of certiorari to the Supreme Court of California denied.

No. 478. RUSNAK *v.* ILLINOIS. November 13, 1945. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 485. MITCHELL *v.* RAGEN, WARDEN. November 13, 1945. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 488. HAWKINS *v.* RAGEN, WARDEN. November 13, 1945. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 374. UNITED STATES EX REL. ROONEY *v.* RAGEN, WARDEN; and

No. 390. ILLINOIS EX REL. BANKS *v.* RAGEN, WARDEN. On petitions for writs of certiorari to the Supreme Court of Illinois;

No. 461. RENNINGER *v.* NEW YORK. On petition for writ of certiorari to the Supreme Court, Seneca County, New York;

No. 464. BERRY *v.* RAGEN, WARDEN. On petition for writ of certiorari to the Criminal Court of Cook County, Illinois; and

No. 465. HUMBLE *v.* RAGEN, WARDEN. On petition for writ of certiorari to the Supreme Court of Illinois.

November 13, 1945. The petitions for writs of certiorari are denied for the reason that applications therefor were not made within the time provided by law. § 8 (a), Act of February 13, 1925 (43 Stat. 936, 940), 28 U. S. C. § 350.

No. 480. *FIELDS v. FERGUSON ET AL.* November 19, 1945. Petition for writ of certiorari to the Supreme Court of Arkansas denied. *Mr. William J. Kirby* for petitioner. *Mr. Aaron L. Ford* for respondents. Reported below: 208 Ark. 839, 188 S. W. 2d 302.

No. 482. *ESTATE OF HANAUER ET AL. v. COMMISSIONER OF INTERNAL REVENUE.* November 19, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Morris L. Ernst* for petitioners. *Solicitor General McGrath, Assistant Attorney General Clark, Messrs. Sewall Key, J. Louis Monarch and Bernard Chertcoff* for respondent. Reported below: 149 F. 2d 857.

No. 498. *NORTH DAKOTA v. SZARKOWSKI.* November 19, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Nels G. Johnson*, Attorney General of North Dakota, and *P. O. Sathre*, Assistant Attorney General, for petitioner. Reported below: 151 F. 2d 153.

No. 500. *ALBA TRADING CO., INC. v. MUSER FOUNDATION, INC.* November 19, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Joseph Joffe* for petitioner. *Mr. Harry Price* for respondent. Reported below: 150 F. 2d 885.

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No. 501. *GIBBS ET AL. v. UNITED STATES*. November 19, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. J. C. B. Ehringhaus* for petitioners. *Solicitor General McGrath, Messrs. J. Edward Williams, Roger P. Marquis, Lawrence Vold and Walter J. Cummings, Jr.* for the United States. Reported below: 150 F. 2d 504.

No. 502. *DI ORIO v. UNITED STATES*. November 19, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Harold Simandl* for petitioner. *Solicitor General McGrath, Mr. Robert S. Erdahl and Miss Beatrice Rosenberg* for the United States. Reported below: 150 F. 2d 938.

No. 503. *SPIERS v. BOWLES, PRICE ADMINISTRATOR*. November 19, 1945. Petition for writ of certiorari to the United States Emergency Court of Appeals denied. *Mr. T. J. Wills* for petitioner. *Solicitor General McGrath and Mr. Richard H. Field* for respondent. Reported below: 151 F. 2d 77.

No. 506. *TONKIN ET AL., EXECUTORS, v. UNITED STATES*. November 19, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Charles F. C. Arensberg and Miss Ella Graubart* for petitioners. *Solicitor General McGrath, Assistant Attorney General Clark, Messrs. Sewall Key and J. Louis Monarch* for the United States. Reported below: 150 F. 2d 531.

No. 511. *CITY OF MENASHA v. FURTON ET AL., COPARTNERS, DOING BUSINESS AS FURTON BROTHERS CONSTRUCTION Co.* November 19, 1945. Petition for writ of cer-

tiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Emil Hersh* for petitioner. *Mr. William B. Rubin* for respondents. Reported below: 149 F. 2d 945.

No. 516. *ELDREDGE ET AL. v. ROTHENSIES, COLLECTOR OF INTERNAL REVENUE.* November 19, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Laurence H. Eldredge* for petitioners. *Solicitor General McGrath, Assistant Attorney General Clark, Messrs. Sewall Key, J. Louis Monarch* and *L. W. Post* for respondent. Reported below: 150 F. 2d 23.

No. 537. *LONERGAN v. NEW YORK.* November 19, 1945. Petition for writ of certiorari to the Court of Appeals of New York denied. *Mr. Edward V. Broderick* for petitioner. *Mr. Whitman Knapp* for respondent. Reported below: 294 N. Y. 972, 63 N. E. 2d 599.

No. 566. *LANSBURGH & BRO. v. DEFFEBACH.* November 19, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Austin F. Canfield* and *Eugene Young* for petitioner. *Mr. Cornelius H. Doherty* for respondent. Reported below: 150 F. 2d 591.

No. 446. *NEWMAN v. TEXAS.* November 19, 1945. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Reported below: 187 S. W. 2d 559.

No. 469. *COMPTON-DELEVAN IRRIGATION DISTRICT v. BEKINS ET AL., TRUSTEES.* December 3, 1945. Petition

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for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. P. Marcell Barceloux* for petitioner. *Mr. W. Coburn Cook* for respondents. Reported below: 150 F. 2d 526.

No. 535. *TITUS v. UNITED STATES*. December 3, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Messrs. Robert Ash and Ray S. Fellows* for petitioner. *Solicitor General McGrath, Assistant Attorney General Clark, Messrs. Sewall Key, Robert N. Anderson and Carlton Fox* for the United States. Reported below: 150 F. 2d 508.

No. 542. *ELIZABETH ARDEN SALES CORP. v. GUS BLASS Co.* December 3, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. A. W. Dobyms and A. F. House* for petitioner. *Messrs. Grover T. Owens and S. Lasker Ehrman* for respondent. Reported below: 150 F. 2d 988.

No. 545. *McMANUS v. MARINE TRANSPORT LINES, INC.* December 3, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Silas B. Axtell and Lucien V. Axtell* for petitioner. *Messrs. Walter X. Connor and Vernon S. Jones* for respondent. Reported below: 149 F. 2d 969.

No. 546. *O'LEARY ET AL. v. LIGGETT DRUG Co.*;

No. 547. *O'LEARY ET AL. v. SEARS, ROEBUCK & Co.*;
and

No. 548. *O'LEARY ET AL. v. JOHNSTON-SHELTON Co., DOING BUSINESS AS THE HOME STORE.* December 3, 1945.

Petition for writs of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Marston Allen* for petitioners. *Messrs. Henry M. Huxley and Ralph Munden* for respondents in Nos. 546 and 547, and *Mr. H. A. Toulmin, Jr.* for respondent in No. 548. Reported below: 150 F. 2d 656.

No. 565. MUSKOGEE ELECTRIC TRACTION CO. *v.* VICTORY INVESTMENT CORP. December 3, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Messrs. Joseph C. Stone and A. Camp Bonds* for petitioner. *Messrs. Byron Lamun and Tom W. Garrett* for respondent. Reported below: 150 F. 2d 889.

No. 283. REA *v.* BEGNAUD. December 3, 1945. Petition for writ of certiorari to the Supreme Court of Louisiana denied. *Mr. Irwin W. Rosenthal* for petitioner. *Mr. Harry P. Gamble* for respondent. Reported below: 207 La. 789, 22 So. 2d 119.

No. 523. SOUTHGATE BROKERAGE CO., INC. *v.* FEDERAL TRADE COMMISSION. December 3, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Messrs. William P. Smith, Charles L. Kaufman and Guilford Jameson* for petitioner. *Solicitor General McGrath, Assistant Attorney General Berge, Messrs. Charles H. Weston, Matthias N. Orfield, W. T. Kelley and Joseph J. Smith, Jr.* for respondent. Reported below: 150 F. 2d 607.

No. 507. CENTRAL NATIONAL BANK, TRUSTEE, *v.* GENERAL AMERICAN LIFE INSURANCE CO. December 3, 1945.

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Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. MR. JUSTICE BURTON took no part in the consideration or decision of this application. *Mr. M. C. Harrison* for petitioner. *Mr. Robert H. Jamison* for respondent.

No. 539. CLEVELAND *v.* SECOND NATIONAL BANK & TRUST Co. December 3, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. William Alfred Lucking* for petitioner. *Mr. William C. O'Keefe* for respondent. Reported below: 149 F. 2d 466.

No. 204. GRECO *v.* WHITECOTTON, WARDEN. December 3, 1945. Petition for writ of certiorari to the Supreme Court of Missouri denied. Petitioner *pro se.* *J. E. Taylor*, Attorney General of Missouri, and *Robert L. Hyder*, Assistant Attorney General, for respondent.

No. 499. WHEELER *v.* BOWLES, PRICE ADMINISTRATOR. December 10, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. John F. Reilly, Carl E. Davidson and Sidney J. Graham* for petitioner. *Solicitor General McGrath*, *Messrs. John R. Benney and David London* for respondent. Reported below: 152 F. 2d 34.

No. 515. KIRK *v.* SQUIER, WARDEN. December 10, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Loren Grinstead* for petitioner. *Solicitor General McGrath*, *Messrs. Robert S. Erdahl and Laurence A. Knapp* for respondent. Reported below: 150 F. 2d 3.

No. 534. *MAS v. UNITED STATES*. December 10, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. P. Bateman Ennis* for petitioner. *Solicitor General McGrath, Messrs. Robert S. Erdahl and Laurence A. Knapp* for the United States. Reported below: 151 F. 2d 32.

No. 549. *McGUNNIGAL ET AL. v. UNITED STATES*. December 10, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Joseph Kruger* for petitioners. *Solicitor General McGrath, Messrs. Robert S. Erdahl and Laurence A. Knapp* for the United States. Reported below: 151 F. 2d 162.

No. 552. *OFFICIAL AVIATION GUIDE Co., INC. v. AMERICAN AVIATION ASSOCIATES, INC. ET AL.*; and

No. 591. *AMERICAN AVIATION ASSOCIATES, INC. v. OFFICIAL AVIATION GUIDE Co., INC. ET AL.* December 10, 1945. Petitions for writs of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Clarence J. Loftus and John M. Mason* for petitioner in No. 552. *Mr. J. Glenn Shehee* for respondents in No. 552 and petitioner in No. 591. Reported below: 150 F. 2d 173.

No. 557. *JUDSON L. THOMSON MANUFACTURING Co. v. FEDERAL TRADE COMMISSION*. December 10, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Messrs. Harry LeBaron Sampson and Andrew Marshall* for petitioner. *Solicitor General McGrath, Assistant Attorney General Berge, Messrs. Charles H. Weston, W. T. Kelley and Joseph J. Smith, Jr.* for respondent. Reported below: 150 F. 2d 952.

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No. 564. *KITHCART v. METROPOLITAN LIFE INSURANCE Co.* December 10, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Martin J. O'Donnell* for petitioner. *Messrs. Henry I. Eager, Charles M. Blackmar and Harry Cole Bates* for respondent. Reported below: 150 F. 2d 997.

No. 481. *LAUGHLIN v. UNITED STATES.* December 10, 1945. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. James J. Laughlin, pro se. Solicitor General McGrath, Messrs. Robert S. Erdahl and Fred E. Strine* for the United States. Reported below: 151 F. 2d 281.

No. 489. *ZAP v. UNITED STATES.* Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit. December 10, 1945. The petition for writ of certiorari in this case is denied for failure to comply with par. 2 of Rule 38 of the Rules of this Court. The brief filed in support of the petition is not "direct and concise" as required by that rule. *MR. JUSTICE BLACK* is of the opinion that the length of the brief does not justify the action taken by the Court. *Mr. Morris Lavine* for petitioner. *Solicitor General McGrath, Messrs. Robert S. Erdahl, Walter J. Cummings, Jr. and Miss Beatrice Rosenberg* for the United States. Reported below: 151 F. 2d 100.

No. 420. *HAINES v. NIERSTHEIMER, WARDEN.* December 10, 1945. Petition for writ of certiorari to the Circuit Court of Randolph County, Illinois, denied.

No. 430. *ROONEY v. RAGEN, WARDEN.* December 10, 1945. Petition for writ of certiorari to the Criminal Court of Cook County, Illinois, denied.

No. 438. *CARMAN v. SULLIVAN, ILLINOIS STATE PRISON DIRECTOR, ET AL.* December 10, 1945. Petition for writ of certiorari to the Circuit Court of Randolph County, Illinois, denied.

No. 440. *MOORE v. WISCONSIN.* December 10, 1945. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 441. *FITZPATRICK v. NIERSTHEIMER, WARDEN.* December 10, 1945. Petition for writ of certiorari to the Circuit Court of Randolph County, Illinois, denied.

No. 466. *SMITH v. RAGEN, WARDEN.* December 10, 1945. Petition for writ of certiorari to the Criminal Court of Cook County, Illinois, denied.

No. 467. *BARLAND v. RAGEN, WARDEN.* December 10, 1945. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied.

No. 571. *WOODRUFF v. HEISER.* December 17, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Mr. H. A. Ledbetter* for petitioner. *Messrs. Leonard J. Meyberg and Rupert B. Turnbull* for respondent. Reported below: 150 F. 2d 867.

No. 509. *HEISER v. WOODRUFF ET AL.*; and

No. 581. *WOODRUFF ET AL. v. HEISER.* December 17, 1945. Petitions for writs of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. *Messrs. Leonard*

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J. Meyberg and Rupert B. Turnbull for Heiser. *Mr. H. A. Ledbetter* for Woodruff et al. Reported below: 150 F. 2d 867.

No. 562. *YOON v. TERRITORY OF HAWAII*. December 17, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. O. P. Soares* for petitioner. Reported below: 150 F. 2d 545.

No. 595. *SHELTON v. UNITED STATES*. December 17, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. John Y. Brown* for petitioner. *Solicitor General McGrath, Messrs. Robert S. Erdahl and Irving S. Shapiro* for the United States. Reported below: 151 F. 2d 695.

No. 596. *BODE ET AL. v. UNITED STATES*. December 17, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Francis Heisler and Charles Liebman* for petitioners. *Solicitor General McGrath, Messrs. Robert S. Erdahl and Irving S. Shapiro* for the United States. Reported below: 151 F. 2d 535.

Nos. 638 and 639. *GODFREY ET AL. v. POWELL ET AL., RECEIVERS, ET AL.* December 17, 1945. Petition for writs of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Giles J. Patterson* for petitioners. *Messrs. Francis P. Fleming, W. R. C. Cocke and Harold J. Gallagher* for Legh R. Powell, Jr. et al., and *Messrs. William H. Rogers, Leonard D. Adkins and James B. McDonough, Jr.* for the Seaboard Air Line Railroad Co., respondents. Reported below: 150 F. 2d 486.

No. 479. *BARNARD v. RAGEN, WARDEN*. December 17, 1945. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied.

No. 487. *NOWAK v. NIERSTHEIMER, WARDEN*. December 17, 1945. Petition for writ of certiorari to the Criminal Court, Cook County, Illinois, denied.

No. 520. *POPE v. UNITED STATES*. January 2, 1946. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Herman J. Galloway, John W. Gaskins and Fred W. Shields* for petitioner. *Solicitor General McGrath, Messrs. Paul A. Sweeney and Abraham J. Harris* for the United States. Reported below: 104 Ct. Cls. 496, 62 F. Supp. 408.

No. 573. *ESTATE OF LYNCH ET AL. v. COMMISSIONER OF INTERNAL REVENUE*. January 2, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Warner Pyne* for petitioners. *Solicitor General McGrath, Assistant Attorney General Clark, Mr. Sewall Key, Miss Helen R. Carloss and Mrs. Muriel S. Paul* for respondent. Reported below: 150 F. 2d 747.

No. 579. *870 SEVENTH AVENUE CORP., DOING BUSINESS AS THE PARK CENTRAL, v. BOWLES, PRICE ADMINISTRATOR*. January 2, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Henry Cohen* for petitioner. *Solicitor General McGrath, Messrs. John R. Benney and David London* for respondent. Reported below: 150 F. 2d 819.

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No. 582. CALIFORNIA OREGON POWER CO. *v.* FEDERAL POWER COMMISSION. January 2, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. A. Louis Flynn and Helmer Hansen* for petitioner. *Solicitor General McGrath, Messrs. Howard E. Wahrenbrock, Louis W. McKernan and Reuben Goldberg* for respondent. Reported below: 150 F. 2d 25.

No. 613. GREEN *v.* DARDEN, GOVERNOR OF VIRGINIA. January 2, 1946. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied. Reported below: 184 Va. lxiv.

No. 619. CHICAGO GREAT WESTERN RAILWAY CO. *v.* BEECHER. January 2, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. Guy A. Gladson and Harry S. Stearns* for petitioner. *Mr. William H. DeParcq* for respondent. Reported below: 150 F. 2d 394.

No. 563. VALENTINE & SONS ET AL. *v.* BOWLES, PRICE ADMINISTRATOR. January 2, 1946. Petition for writ of certiorari to the United States Emergency Court of Appeals denied. *Mr. Carey Van Fleet* for petitioners. *Solicitor General McGrath and Mr. Richard H. Field* for respondent. Reported below: 151 F. 2d 343.

No. 576. REEVES ET AL. *v.* BOWLES, PRICE ADMINISTRATOR. January 2, 1946. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Messrs. Walter M. Bastian, A. K. Shipe, Ringgold Hart, John J. Wilson and Leo A. Rover* for petitioners. *Solicitor General McGrath* for respondent. Reported below: 151 F. 2d 16.

No. 599. *COCHRAN v. UNITED STATES*. January 2, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. James F. Kemp* for petitioner. *Solicitor General McGrath* and *Mr. Robert S. Erdahl* for the United States. Reported below: 151 F. 2d 267.

No. 607. *SMREKAR v. BAY & RIVER NAVIGATION CO. ET AL.* January 2, 1946. Petition for writ of certiorari to the District Court of Appeal, 1st Appellate District, of California, denied. *Mr. Thomas J. Riordan* for petitioner. *Mr. W. N. Mullen* for respondents. Reported below: 69 Cal. App. 2d 654, 160 P. 2d 85.

No. 601. *LOWNSBURY ET AL. v. SECURITIES & EXCHANGE COMMISSION ET AL.* January 2, 1946. The motion to defer consideration is denied. The petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit is also denied. *MR. JUSTICE DOUGLAS* took no part in the consideration or decision of these applications. *Mr. Alfred J. Snyder* and *Miss Elizabeth C. Lownsbury* for petitioners. *Solicitor General McGrath*, *Messrs. Roger S. Foster* and *Milton V. Freeman* for the Securities & Exchange Commission, respondent. Reported below: 151 F. 2d 217.

Nos. 587, 588 and 589. *CREEL v. CREEL*. January 2, 1946. The motion for leave to file a substituted petition is denied. The petition for writs of certiorari to the United States Court of Appeals for the District of Columbia is also denied. Petitioner *pro se*. *Messrs. Leon Tobriner* and *Selig C. Brez* for respondent. Reported below: 149 F. 2d 830.

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No. 218. *DAINARD v. JOHNSTON, WARDEN*. January 2, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. Petitioner *pro se*. *Solicitor General McGrath* and *Mr. Robert S. Erdahl* for respondent. Reported below: 149 F. 2d 749.

No. 336. *GARDNER v. RAILROAD RETIREMENT BOARD*. January 2, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Will C. Hurst* for petitioner. *Solicitor General McGrath, Messrs. Myles F. Gibbons and David B. Schreiber* for respondent. Reported below: 148 F. 2d 935.

No. 367. *SYKES v. SANFORD, WARDEN*. January 2, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. Petitioner *pro se*. *Solicitor General McGrath* for respondent. Reported below: 150 F. 2d 205.

No. 376. *LINDSEY v. LEAVY ET AL.* January 2, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. Reported below: 149 F. 2d 899.

No. 398. *McMAHAN v. JOHNSTON, WARDEN*. January 2, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. Petitioner *pro se*. *Solicitor General McGrath* for respondent. Reported below: 150 F. 2d 498.

No. 462. *WILSON v. ILLINOIS*. January 2, 1946. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied.

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No. 463. WITT *v.* RAGEN, WARDEN. January 2, 1946. Petition for writ of certiorari to the Circuit Court of Kendall County, Illinois, denied.

No. 472. BOOTH *v.* ADERHOLD, WARDEN. January 2, 1946. Petition for writ of certiorari to the Supreme Court of Georgia denied. *Mrs. Readie P. Ashurst* for petitioner. Reported below: 199 Ga. 655, 34 S. E. 2d 869.

No. 491. WELCH *v.* RAGEN, WARDEN. January 2, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 492. WOODS *v.* RAGEN, WARDEN. January 2, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied.

Nos. 493 and 494. KIRSCH *v.* RAGEN, WARDEN. January 2, 1946. Petitions for writs of certiorari to the Criminal Court, Cook County, Illinois, denied.

No. 508. FLEEGER *v.* RAGEN, WARDEN. January 2, 1946. Petition for writ of certiorari to the Criminal Court, Cook County, Illinois, denied.

No. 512. TAYLOR *v.* ILLINOIS. January 2, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied. Reported below: 391 Ill. 11, 62 N. E. 2d 683.

No. 513. MATHEWS *v.* RAGEN, WARDEN. January 2, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied.

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No. 521. *SHARP v. RAGEN, WARDEN*. January 2, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 522. *STRATTON v. RAGEN, WARDEN*. January 2, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 525. *WEST v. RAGEN, WARDEN*. January 2, 1946. Petition for writ of certiorari to the Circuit Court, Kane County, Illinois, denied.

No. 526. *FITZPATRICK v. NIERSTHEIMER, WARDEN*. January 2, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 527. *NOWAK v. NIERSTHEIMER, WARDEN*. January 2, 1946. Petition for writ of certiorari to the Circuit Court, Randolph County, Illinois, denied.

No. 536. *NITTI v. ILLINOIS*. January 2, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 538. *PLATT v. RAGEN, WARDEN*. January 2, 1946. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied.

No. 541. *MADDEN v. RAGEN, WARDEN*. January 2, 1946. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied.

No. 580. *WILKY CARRIER CORP. v. YOUNG ET AL.* January 7, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. John J. McDevitt, Jr.* for petitioner. *Mr. Abbot P. Mills* for respondents. Reported below: 150 F. 2d 764.

No. 608. *TAYLOR v. NEW YORK CENTRAL RAILROAD Co.* January 7, 1946. Petition for writ of certiorari to the Court of Appeals of New York denied. *Mr. Copal Mintz* for petitioner. *Mr. John Godfrey Saxe* for respondent. Reported below: 294 N. Y. 977, 63 N. E. 2d 711.

No. 632. *TERMINAL RAILROAD ASSOCIATION OF ST. LOUIS v. SCHORB.* January 7, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Arnot L. Sheppard* for petitioner. *Messrs. William H. DeParcq and Harvey B. Cox* for respondent. Reported below: 151 F. 2d 361.

No. 640. *ROBERTSON v. NEW YORK LIFE INSURANCE Co.* January 7, 1946. Petition for writ of certiorari to the Supreme Court of Michigan denied. Petitioner *pro se*. *Mr. Harold H. Armstrong* for respondent. Reported below: 312 Mich. 92, 19 N. W. 2d 498.

No. 383. *WRIGHT v. JOHNSTON, WARDEN.* January 7, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. Petitioner *pro se*. *Solicitor General McGrath, Messrs. Robert S. Erdahl and Leon Ulman* for respondent. Reported below: 149 F. 2d 648.

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No. 476. FITZPATRICK *v.* NIERSTHEIMER, WARDEN. January 7, 1946. Petition for writ of certiorari to the Criminal Court, Cook County, Illinois, denied.

No. 486. BLACKBURN ET AL. *v.* OHIO. January 7, 1946. Petition for writ of certiorari to the Supreme Court of Ohio denied. *Mr. Robert L. Bobrick* for petitioners. Reported below: 145 Ohio St. 136, 60 N. E. 2d 654.

No. 652. McALLISTER LIGHTERAGE LINE, INC. *v.* RIVAS, ADMINISTRATRIX. January 14, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Russell Conwell Gay* for petitioner. *Mr. Asbury Hayne De Yampert* for respondent. Reported below: 151 F. 2d 848.

No. 633. SLATTERY *v.* McDONALD, SHERIFF. January 14, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. MR. JUSTICE BLACK is of the opinion that certiorari should be granted. *Mr. Wm. Henry Gallagher* for petitioner. *Messrs. Kim Sigler, Victor C. Anderson and H. H. Warner* for respondent. Reported below: 151 F. 2d 326.

No. 277. MILLER *v.* SANFORD, WARDEN. January 14, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. Petitioner *pro se*. *Solicitor General McGrath, Messrs. Robert S. Erdahl and Irving S. Shapiro* for respondent. Reported below: 150 F. 2d 637.

No. 360. HUNTER *v.* UNITED STATES. January 14, 1946. Petition for writ of certiorari to the Circuit Court of Ap-

peals for the Sixth Circuit denied. Petitioner *pro se*. *Solicitor General McGrath*, *Messrs. Robert S. Erdahl* and *Fred E. Strine* for the United States. Reported below: 149 F. 2d 710.

No. 363. *McFARLAND v. UNITED STATES*. January 14, 1946. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. P. Bateman Ennis* for petitioner. *Solicitor General McGrath*, *Messrs. Robert S. Erdahl* and *Leon Ulman* for the United States. Reported below: 150 F. 2d 593.

No. 375. *WILSON v. UNITED STATES*. January 14, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. Petitioner *pro se*. *Solicitor General McGrath*, *Mr. Robert S. Erdahl* and *Miss Beatrice Rosenberg* for the United States. Reported below: 149 F. 2d 814.

No. 379. *SIPE v. UNITED STATES*. January 14, 1946. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. James J. Laughlin* for petitioner. *Solicitor General McGrath* and *Mr. Robert S. Erdahl* for the United States. Reported below: 150 F. 2d 984.

No. 380. *LAUBAUGH v. UNITED STATES*. January 14, 1946. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. James J. Laughlin* for petitioner. *Solicitor General McGrath* and *Mr. Robert S. Erdahl* for the United States. Reported below: 150 F. 2d 984.

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No. 382. *BURT v. COE, COMMISSIONER OF PATENTS.* January 14, 1946. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied.

No. 409. *PRICE v. UNITED STATES.* January 14, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. Petitioner *pro se.* *Solicitor General McGrath, Messrs. Robert S. Erdahl and Leon Ulman* for the United States. Reported below: 150 F. 2d 283.

No. 422. *BURTON v. UNITED STATES.* January 14, 1946. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. *Mr. James J. Laughlin* for petitioner. *Solicitor General McGrath and Mr. Robert S. Erdahl* for the United States. Reported below: 151 F. 2d 17.

No. 433. *VOORHEIS v. HUNTER, WARDEN.* January 14, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Tenth Circuit denied. Petitioner *pro se.* *Solicitor General McGrath, Messrs. Robert S. Erdahl and Leon Ulman* for respondent. Reported below: 150 F. 2d 52.

No. 475. *PHILLIPS v. NEW YORK.* January 14, 1946. Petition for writ of certiorari to the Court of Appeals of New York denied. Reported below: 294 N. Y. 975, 63 N. E. 2d 710.

No. 477. *HAINES v. NIERSTHEIMER, WARDEN.* January 14, 1946. Petition for writ of certiorari to the Criminal Court, Cook County, Illinois, denied.

No. 543. *HINE v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied.

No. 551. *BRANDON v. SMITH, SUPERINTENDENT*. January 14, 1946. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 553. *MINER v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Criminal Court, Cook County, Illinois, denied.

No. 554. *BUFORD v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 555. *MCCANN v. UNITED STATES*. January 14, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. Petitioner *pro se*. *Solicitor General McGrath, Messrs. Robert S. Erdahl and Irving S. Shapiro* for the United States.

No. 559. *HUGGINS v. PENNSYLVANIA*. January 14, 1946. Petition for writ of certiorari to the Supreme Court of Pennsylvania denied. *Mr. J. Harry Pershing* for petitioner.

No. 561. *BREWER v. NIERSTHEIMER, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied.

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No. 567. *WHITEHALL v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 568. *CONN v. ILLINOIS*. January 14, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied. Reported below: 391 Ill. 190, 62 N. E. 2d 806.

No. 569. *RAWLS v. ILLINOIS*. January 14, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied. Reported below: 390 Ill. 476, 62 N. E. 2d 438.

No. 570. *SPATES v. HEINZE, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Supreme Court of California denied.

No. 574. *MAZY v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Francis S. Clamitz* for petitioner. *George F. Barrett*, Attorney General of Illinois, and *William C. Wines*, Assistant Attorney General, for respondent. Reported below: 149 F. 2d 948.

No. 575. *NEW YORK EX REL. MONTAGNO v. MORHOUS, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Court of Appeals of New York denied. Reported below: 294 N. Y. 768, 61 N. E. 2d 777.

No. 583. *LEVANOWICZ v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Criminal Court, Cook County, Illinois, denied.

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No. 584. *STACK v. ILLINOIS*. January 14, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied. Reported below: 391 Ill. 15, 62 N. E. 2d 807.

No. 585. *ATOR v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied.

No. 586. *NOVAK v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Criminal Court, Cook County, Illinois, denied.

No. 590. *EDWARDS v. NIERSTHEIMER, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 597. *SHORT v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 598. *HUNKE v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Criminal Court, Cook County, Illinois, denied.

No. 600. *HOUSE v. FLORIDA ET AL.* January 14, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. Reported below: 151 F. 2d 1014.

No. 602. *UTTERBACK v. NIERSTHEIMER, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Circuit Court, Randolph County, Illinois, denied.

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No. 604. *JAMES v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Circuit Court of Vermilion County, Illinois, denied.

No. 610. *DORSCH v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied.

No. 611. *DUNCAN v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied.

No. 612. *TARVER v. SULLIVAN, DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY, ET AL.* January 14, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 614. *SMITH v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Circuit Court of Peoria County, Illinois, denied.

No. 615. *TAYLOR v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 626. *MONDER v. RAGEN, WARDEN*. January 14, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 724. *MONKS v. LEE*. See *ante*, p. 696.

No. 322. *KAROS v. SACHS*. January 28, 1946. Petition for writ of certiorari to the Supreme Court of Michigan denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. *Mr. Wm. Henry Gallagher* for petitioner. Reported below: 310 Mich. 577, 17 N. W. 2d 759.

No. 524. *SHAMOS v. NEW YORK*. January 28, 1946. Petition for writ of certiorari to the Court of Appeals of New York denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. *Mr. Alvin C. Cass* for petitioner. *Mr. Whitman Knapp* for respondent. Reported below: 294 N. Y. 948, 63 N. E. 2d 183.

No. 617. *INDIANAPOLIS GLOVE Co. v. BOWLES, PRICE ADMINISTRATOR*. January 28, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. *Messrs. William H. Thompson, Perry E. O'Neal and Patrick J. Smith* for petitioner. *Solicitor General McGrath* and *Mr. David London* for respondent. Reported below: 150 F. 2d 597.

No. 618. *GOOD LUCK GLOVE Co. v. BOWLES, PRICE ADMINISTRATOR*. January 28, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. *Messrs. Charles E. Feirich and Fletcher Lewis* for petitioner. *Solicitor General McGrath* and *Mr. David London* for respondent. Reported below: 150 F. 2d 853.

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No. 622. *BRADY, ADMINISTRATRIX, v. UNITED STATES, AS REPRESENTED BY WAR SHIPPING ADMINISTRATION.* January 28, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. *Mr. Simone N. Gazan* for petitioner. *Solicitor General McGrath* and *Mr. Paul A. Sweeney* for respondent. Reported below: 151 F. 2d 742.

No. 643. *PETERSON ET AL. v. ICKES, SECRETARY OF THE INTERIOR, ET AL.* January 28, 1946. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. *Messrs. Walter G. Moyle, Ernest H. Oliver and Horace S. Davis* for petitioners. *Solicitor General McGrath, Messrs. J. Edward Williams, Roger P. Marquis and Fred W. Smith* for respondents. Reported below: 151 F. 2d 301.

No. 645. *ALDRED INVESTMENT TRUST ET AL. v. SECURITIES & EXCHANGE COMMISSION.* January 28, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. *Mr. Hugh D. McLellan* for petitioners. *Solicitor General McGrath, Messrs. Roger S. Foster, Milton V. Freeman and Arnold R. Ginsburg* for respondent. Reported below: 151 F. 2d 254.

No. 667. *WEST v. COMMISSIONER OF INTERNAL REVENUE;*

No. 668. *WEST v. COMMISSIONER OF INTERNAL REVENUE;*

No. 669. ESTATE OF WEST ET AL. v. COMMISSIONER OF INTERNAL REVENUE; and

No. 670. WEST v. COMMISSIONER OF INTERNAL REVENUE. January 28, 1946. Petition for writs of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of these applications. *Messrs. Randolph E. Paul, J. Arthur Platt and James H. Yeatman* for petitioners. *Solicitor General McGrath, Messrs. Sewall Key, A. F. Prescott and Hilbert P. Zarky* for respondent. *Grover Sellers*, Attorney General of Texas, *Wm. J. Fanning*, Assistant Attorney General of Texas, and *Robert W. Kenny*, Attorney General of California, filed a brief on behalf of those States, as *amici curiae*, in support of the petition. Reported below: 150 F. 2d 723.

No. 653. GAS RIDGE, INC. v. SUBURBAN AGRICULTURAL PROPERTIES, INC. January 28, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. *Mr. Fagan Dickson* for petitioner. *Mr. Leo Brewer* for respondent. Reported below: 150 F. 2d 363, 1020.

No. 678. MAUGERI v. UNITED STATES. January 28, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. *Mr. Leo R. Friedman* for petitioner. *Solicitor General McGrath* and *Mr. Robert S. Erdahl* for the United States. Reported below: 151 F. 2d 335.

No. 682. RICHARDSON v. COMMISSIONER OF INTERNAL REVENUE. January 28, 1946. Petition for writ of certi-

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orari to the Circuit Court of Appeals for the Second Circuit denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. *Mr. Erwin N. Griswold* for petitioner. *Solicitor General McGrath, Messrs. Sewall Key, Robert N. Anderson and Lee A. Jackson* for respondent. Reported below: 151 F. 2d 102.

No. 686. *LOBER v. CANADIAN PACIFIC RAILWAY CO. ET AL.* January 28, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. *Messrs. Ralph Royall and Frederick H. Stinchfield* for petitioner. *Mr. Henry S. Mitchell* for respondents. Reported below: 151 F. 2d 758.

No. 695. *KEEHN, RECEIVER, v. CHARLES J. ROGERS, INC.* January 28, 1946. Petition for writ of certiorari to the Supreme Court of Michigan denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. *Messrs. Cleveland Thurber and Emmett E. Eagan* for petitioner. *Messrs. Lawrence E. Kelly and Howard L. Ellis* for respondent. Reported below: 311 Mich. 416, 18 N. W. 2d 877.

No. 708. *READER'S DIGEST ASSOCIATION, INC. v. GRANT.* January 28, 1946. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. *Mr. Robert E. Coulson* for petitioner. *Mr. Osmond K. Fraenkel* for respondent. Reported below: 151 F. 2d 733.

No. 737. *ZINK, COMPTROLLER, ET AL. v. JERSEY CITY ET AL.* January 28, 1946. Petition for writ of certiorari

to the Court of Errors and Appeals of New Jersey denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. *Mr. Benj. C. Van Tine* for petitioners. *Messrs. Charles A. Rooney and Charles Hershenstein* for respondents. Reported below: 133 N. J. L. 437, 44 A. 2d 825.

No. 621. GLASTON *v.* GLASTON. January 28, 1946. Petition for writ of certiorari to the District Court of Appeal, 2d Appellate District, of California, denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. *Mr. Sanford H. Cohen* for petitioner. *Mrs. Dolly Lee Butler* for respondent. Reported below: 69 Cal. App. 2d 787, 160 P. 2d 45.

No. 623. EVENOW *v.* ILLINOIS. January 28, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application.

No. 624. JOINER *v.* RAGEN, WARDEN. January 28, 1946. Petition for writ of certiorari to the Criminal Court, Cook County, Illinois, denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application.

No. 635. WILLIAMS *v.* RAGEN, WARDEN. January 28, 1946. Petition for writ of certiorari to the Criminal Court, Cook County, Illinois, denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application.

No. 641. BERNOVICH *v.* ILLINOIS. January 28, 1946. Petition for writ of certiorari to the Supreme Court of

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Illinois denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. Reported below: 391 Ill. 141, 62 N. E. 2d 691.

No. 646. PALMER *v.* RAGEN, WARDEN. January 28, 1946. Petition for writ of certiorari to the Criminal Court, Cook County, Illinois, denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application.

No. 647. KADLECEK *v.* ILLINOIS. January 28, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application. Reported below: 391 Ill. 470, 63 N. E. 2d 497.

No. 648. BERRY *v.* RAGEN, WARDEN. January 28, 1946. Petition for writ of certiorari to the Criminal Court, Cook County, Illinois, denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application.

No. 657. MOORE *v.* ILLINOIS. January 28, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application.

No. 660. BARONIA *v.* RAGEN, WARDEN. January 28, 1946. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application.

No. 661. *WALKER v. RAGEN, WARDEN.* January 28, 1946. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application.

No. 662. *JONES v. RAGEN, WARDEN.* January 28, 1946. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application.

No. 664. *PROKOP v. RAGEN, WARDEN.* January 28, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application.

No. 673. *HINES v. NIERSTHEIMER, WARDEN.* January 28, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application.

No. 679. *KRAZIK v. RAGEN, WARDEN.* January 28, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application.

No. 690. *FELETTI v. RAGEN, WARDEN.* January 28, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application.

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Rehearing Granted.

No. 691. *RUGGIO v. RAGEN, WARDEN*. January 28, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application.

No. 711. *JAMES v. RAGEN, WARDEN*. January 28, 1946. Petition for writ of certiorari to the Supreme Court of Illinois denied. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of this application.

No. 628. *LEWIS v. ILLINOIS*. On petition for writ of certiorari to the Supreme Court of Illinois;

No. 642. *LAPEAN v. WISCONSIN*. On petition for writ of certiorari to the Supreme Court of Wisconsin;

No. 681. *TERRY v. NIERSTHEIMER, WARDEN*. On petition for writ of certiorari to the Supreme Court of Illinois; and

No. 684. *GRIFFIN v. NIERSTHEIMER, WARDEN*. On petition for writ of certiorari to the Supreme Court of Illinois. January 28, 1946. The petitions for writs of certiorari are denied for the reason that applications therefor were not made within the time provided by law. § 8 (a), Act of February 13, 1925 (43 Stat. 936, 940), 28 U. S. C. § 350. MR. JUSTICE RUTLEDGE took no part in the consideration or decision of these applications. *Mr. W. C. Cherry* for petitioner in No. 681. Reported below: No. 642, 247 Wis. 302, 19 N. W. 2d 289.

ORDERS GRANTING REHEARING FROM OCTOBER 1, 1945, THROUGH JANUARY 28, 1946.

No. 160, October Term, 1944. *ELGIN, JOLIET & EASTERN RAILWAY Co. v. BURLEY ET AL.* October 15, 1945. The petition for rehearing is granted. MR. JUSTICE BUR-