

DECISIONS PER CURIAM AND ORDERS FROM  
FEBRUARY 20 THROUGH JUNE 5, 1950.

FEBRUARY 20, 1950.\*

*Per Curiam Decisions.*

NO. 373. COHNSTAEDT *v.* IMMIGRATION AND NATURALIZATION SERVICE. Certiorari, 338 U. S. 890, to the Supreme Court of Kansas. Argued February 7, 1950. Decided February 20, 1950. *Per Curiam*: The judgment is reversed. *Girouard v. United States*, 328 U. S. 61. THE CHIEF JUSTICE, MR. JUSTICE REED, and MR. JUSTICE CLARK dissent. *Osmond K. Fraenkel* argued the cause and filed a brief for petitioner. *L. Paul Winings* argued the cause for respondent. With him on the brief were *Solicitor General Perlman*, *Joseph W. Bishop, Jr.* and *Charles Gordon*. Reported below: 167 Kan. 451, 207 P. 2d 425.

NO. 454. GEORGIA RAILROAD & BANKING CO. *v.* REDWINE, STATE REVENUE COMMISSIONER. Appeal from the United States District Court for the Northern District of Georgia. Argued February 13, 1950. Order entered February 20, 1950. *Per Curiam*: Inasmuch as the Attorney General of Georgia stated at the bar of this Court that plain, speedy, and efficient state remedies were available to appellant, the cause is ordered continued for such period as will enable appellant with all convenient speed to assert such remedies. *Furman Smith* argued the cause for appellant. With him on the brief was *Robert B. Troutman*. *M. H. Blackshear, Jr.*, Assistant Attorney General of Georgia, argued the cause for appellee. With him on

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\*MR. JUSTICE DOUGLAS took no part in the consideration or decision of the cases in which orders or judgments were this day announced.

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the brief were *Eugene Cook*, Attorney General, and *Edward E. Dorsey*. *Victor Davidson* and *Standish Thompson* filed a brief for certain counties and municipalities of Georgia, as *amici curiae*, urging affirmance. Reported below: 85 F. Supp. 749.

*Miscellaneous Orders.*

No. 328, Misc. *IN RE SCHAMUS*. The motion for leave to file petition for writ of quo warranto is denied.

No. 329, Misc. *KISSINGER v. HUNTER, WARDEN*; and

No. 338, Misc. *LANCOUR v. MICHIGAN*. The motions for leave to file petitions for writs of habeas corpus are denied.

*Certiorari Granted.*

No. 512. *BELL, SUPERINTENDENT OF BANKS, v. SINGER*; and

No. 527. *SINGER v. YOKOHAMA SPECIE BANK, LTD. ET AL.* Court of Appeals of New York. Certiorari granted. *Edward Feldman* for Bell, petitioner in No. 512 and respondent in No. 527. *Albert R. Connelly* and *George S. Collins* for Singer. *Solicitor General Perlman* filed a memorandum in No. 512 for the United States, as *amicus curiae*, urging that the petition therein be granted. Reported below: 299 N. Y. 113, 85 N. E. 2d 894.

No. 513. *BELL, SUPERINTENDENT OF BANKS, v. BANQUE MELLIE IRAN*; and

No. 528. *BANQUE MELLIE IRAN v. BELL, SUPERINTENDENT OF BANKS*. Court of Appeals of New York. Certiorari granted. *Edward Feldman* for Bell. *Allen T. Klots* for Banque Mellie Iran. *Solicitor General Perlman* filed a memorandum in No. 513 for the United States, as *amicus curiae*, urging that the petition therein be granted. Reported below: 299 N. Y. 139, 85 N. E. 2d 906.

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*Certiorari Denied.*

No. 498. *WOMSLEY ET AL. v. PENNSYLVANIA RAILROAD CO. ET AL.* C. A. 3d Cir. Certiorari denied. *Earl F. Reed* for petitioners. *James G. Johnson, Jr., Charles J. Margiotti, Charles F. C. Arensberg* and *John G. Buchanan* for respondents. Reported below: 176 F. 2d 937.

No. 500. *STATE OF WASHINGTON v. COLUMBIA STEEL Co.* Supreme Court of Washington. Certiorari denied. *Smith Troy*, Attorney General of Washington, and *C. John Newlands*, Assistant Attorney General, for petitioner. *Robert H. Evans, William G. McLaren* and *Walter Shelton* for respondent. Reported below: 34 Wash. 2d 700, 209 P. 2d 482.

No. 501. *TAX COMMISSION OF THE STATE OF WASHINGTON ET AL. v. WEYERHAEUSER SALES Co.* Supreme Court of Washington. Certiorari denied. *Smith Troy*, Attorney General of Washington, and *C. John Newlands*, Assistant Attorney General, for petitioners. *Chas. W. Briggs, J. Neil Morton* and *Thomas J. Hanify* for respondent. Reported below: 34 Wash. 2d 927, 209 P. 2d 490.

No. 509. *BUTEAU v. CONNECTICUT.* Supreme Court of Errors of Connecticut. Certiorari denied. *Philip R. Pastore* for petitioner. *Abraham S. Ullman* and *Arthur T. Gorman* for respondent. Reported below: 136 Conn. 113, 68 A. 2d 681.

No. 516. *WOOTON ET AL. v. UNITED STATES.* Court of Claims. Certiorari denied. *Seymour Krieger* for petitioners. *Solicitor General Perlman, Assistant Attorney General Caudle* and *Ellis N. Slack* for the United States. Reported below: 114 Ct. Cl. 608, 86 F. Supp. 143.

No. 526. *ELEAZER v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. *James F. Dreher* and *David W. Robin-*

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son for petitioner. *Solicitor General Perlman, Assistant Attorney General Morison, Paul A. Sweeney and Morton Hollander* for the United States. Reported below: 177 F. 2d 914.

No. 529. *PHILLIPS PETROLEUM Co. v. JONES, COLLECTOR OF INTERNAL REVENUE*. C. A. 10th Cir. Certiorari denied. *Don Emery, Rayburn L. Foster, Harry D. Turner and Hilary D. Mahin* for petitioner. *Solicitor General Perlman, Assistant Attorney General Caudle, Ellis N. Slack, Lee A. Jackson and Joseph W. Bishop, Jr.* for respondent. Reported below: 176 F. 2d 737.

No. 532. *UNITED STATES GRAPHITE Co. v. SAWYER, SECRETARY OF COMMERCE*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *J. Marvin Haynes, N. Barr Miller and F. Eberhart Haynes* for petitioner. *Solicitor General Perlman, Assistant Attorney General Morison and Samuel D. Slade* for respondent. Reported below: 84 U. S. App. D. C. 336, 176 F. 2d 868.

No. 534. *GLOVER v. COFFING, TRUSTEE, ET AL.* C. A. 7th Cir. Certiorari denied. *Jay E. Darlington* for petitioner. *Alfred P. Draper* for respondents. Reported below: 177 F. 2d 234.

No. 219, Misc. *WILLIAMS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 177 F. 2d 144.

No. 243, Misc. *MCCORMACK v. HIATT, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 177 F. 2d 374.

No. 307, Misc. *BRYAN v. GEORGIA*. Supreme Court of Georgia. Certiorari denied. Reported below: 206 Ga. 73, 55 S. E. 2d 574.



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No. 309, Misc. JOHNSON *v.* RAGEN, WARDEN. Circuit Court of Will County, Illinois. Certiorari denied.

No. 310, Misc. SMITH *v.* RAGEN, WARDEN. Circuit Court of Will County, Illinois. Certiorari denied.

No. 311, Misc. ZUBR *v.* RAGEN, WARDEN. Circuit Court of Will County, Circuit Court of Sangamon County, and Supreme Court of Illinois. Certiorari denied.

No. 312, Misc. WILSON *v.* RAGEN, WARDEN. Circuit Court of Kane County, Illinois. Certiorari denied.

No. 325, Misc. JOHNSON *v.* RAGEN, WARDEN. Criminal Court of Cook County, Illinois. Certiorari denied.

No. 335, Misc. HAMBY *v.* RAGEN, WARDEN. C. A. 7th Cir. Certiorari denied. Reported below: 178 F. 2d 379.

No. 343, Misc. BAILEY *v.* HEINZE, WARDEN. Supreme Court of California. Certiorari denied.

No. 290, Misc. GELLATLY *v.* WETMORE. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. THE CHIEF JUSTICE took no part in the consideration or decision of this application. *Stanley Suydam* and *John O. Dahlgren* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Morison*, *Paul A. Sweeney* and *Melvin Richter* for respondent. Reported below: 85 U. S. App. D. C. 227, 177 F. 2d 73.

*Rehearing Denied.*

No. 71. FEDERAL POWER COMMISSION *v.* EAST OHIO GAS CO. ET AL., 338 U. S. 464. The petitions for rehearing

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are denied. MR. JUSTICE BURTON took no part in the consideration or decision of these applications.

No. 81, Misc. *EAGLE v. CHERNEY ET AL.*, 338 U. S. 837. Third petition for rehearing denied.

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*Per Curiam Decisions.*

No. 213. *UNITED STATES EX REL. LEE WO SHING v. SHAUGHNESSY, ACTING DISTRICT DIRECTOR OF THE IMMIGRATION AND NATURALIZATION SERVICE.* On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. *Per Curiam*: The petition for writ of certiorari is granted and the judgment is reversed. *Wong Yang Sung v. McGrath*, ante, p. 33. MR. JUSTICE CLARK took no part in the consideration or decision of this case. *Abraham Lebenkoff* and *Harry J. Stein* for petitioner. *Solicitor General Perlman* filed a memorandum for respondent. Reported below: 175 F. 2d 194.

No. 531. *CARPET, LINOLEUM & RESILIENT FLOOR DECORATORS' UNION, LOCAL No. 596, A. F. OF L., ET AL. v. DAYTON COMPANY.* Appeal from the Supreme Court of Minnesota. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for the reason that the judgment of the court below is based upon a non-federal ground adequate to support it. *William D. Gunn* and *David J. Erickson* for appellants. *Frank J. Morley* and *A. Lyman Beardsley* for appellee. Reported below: 229 Minn. 87, 39 N. W. 2d 183.

No. 544. *BOARD OF REGENTS OF THE UNIVERSITY OF WISCONSIN ET AL. v. ILLINOIS.* Appeal from the Supreme

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\*MR. JUSTICE DOUGLAS took no part in the consideration or decision of the cases in which judgments or orders were this day announced.

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Court of Illinois. *Per Curiam*: The appeal is dismissed. *United States v. Perkins*, 163 U. S. 625. *George I. Haight* for appellants. *Ivan A. Elliott*, Attorney General of Illinois, *William C. Wines*, *Raymond S. Sarnow* and *James C. Murray*, Assistant Attorneys General, for appellee. Reported below: 404 Ill. 193, 88 N. E. 2d 489.

No. 555. WASHINGTON EX REL. WASHINGTON WATER POWER CO. ET AL. *v.* SUPERIOR COURT OF WASHINGTON FOR CHELAN COUNTY ET AL. Appeal from the Supreme Court of Washington. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for want of a substantial federal question. *Alan G. Paine* and *H. E. T. Herman* for appellants. *David M. Wood* and *Sam R. Sumner* for appellees. Reported below: 34 Wash. 2d 196, 208 P. 2d 849.

No. 559. STANDARD DREDGING CORP. *v.* LOUISIANA EX REL. FONTENOT, DIRECTOR OF REVENUE. Appeal from the Supreme Court of Louisiana. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for want of a substantial federal question. *Eberhard P. Deutsch* for appellant. *John L. Madden* and *C. Ellis Ott* for appellee. Reported below: 216 La. 509, 43 So. 2d 909.

No. 563. MINNEAPOLIS STREET RAILWAY CO. *v.* MINNEAPOLIS ET AL. Appeal from the Supreme Court of Minnesota. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for want of a final judgment. *Fred A. Ossanna* for appellant. *John F. Bonner* for appellees. Reported below: 229 Minn. 502, 40 N. W. 2d 353.

No. 608. MILLER ET AL. *v.* SPOKANE ET AL. Appeal from the Supreme Court of Washington. *Per Curiam*: The motion to dismiss is granted and the appeal is dis-

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missed for want of jurisdiction. 28 U. S. C. § 1257 (2). Treating the papers whereon the appeal was allowed as a petition for writ of certiorari as required by 28 U. S. C. § 2103, certiorari is denied. *Claude L. Dawson* for appellants. *Charles S. Rhyne* for appellees. Reported below: 35 Wash. 2d 111, 211 P. 2d 165.

No. 644. *LUSE v. CALIFORNIA*. Appeal from the District Court of Appeal for the Second Appellate District of California. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for want of a substantial federal question. *Morris Lavine* and *Russell E. Parsons* for appellant. *Fred N. Howser*, Attorney General of California, *Howard S. Goldin* and *Frank W. Richards*, Deputy Attorneys General, for appellee. Reported below: 95 Cal. App. 2d 200, 212 P. 2d 582.

*Miscellaneous Orders.*

No. —. *LANCASTER ET AL. v. HAMMOND, ATTORNEY GENERAL OF MARYLAND, ET AL.* The motion for a stay of the mandate of the Court of Appeals of Maryland, referred to the Court by MR. JUSTICE BLACK, is denied. *I. Duke Avnet* for appellants. *Hall Hammond*, Attorney General of Maryland, and *J. Edgar Harvey*, Deputy Attorney General, for appellees.

No. 154. *WONG YANG SUNG v. McGRATH, ATTORNEY GENERAL, ET AL.*, ante, p. 33. The motion of the Solicitor General to modify the judgment is granted and the judgment is modified so as to provide for the release of the prisoner from custody under the order of deportation but without terminating petitioner's custody under the warrant of arrest issued by the Attorney General dated October 13, 1947. MR. JUSTICE CLARK took no part in the consideration or decision of this application.

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No. 512. BELL, SUPERINTENDENT OF BANKS, *v.* SINGER;

No. 513. BELL, SUPERINTENDENT OF BANKS, *v.* BANQUE MELLIE IRAN;

No. 527. SINGER *v.* YOKOHAMA SPECIE BANK, LTD. ET AL.; and

No. 528. BANQUE MELLIE IRAN *v.* BELL, SUPERINTENDENT OF BANKS. Lyon, present Superintendent of Banks, substituted for Bell.

Nos. 284 and 303, Misc. CAMERON *v.* SHAHEDY ET AL.; and

No. 285, Misc. CAMERON ET AL. *v.* SHAHEDY ET AL., 338 U. S. 951. The petition for rehearing and the motion for leave to file petition for writ of mandamus are denied.

No. 351, Misc. EX PARTE NEWSTEAD. The motion for leave to file petition for writ of mandamus is denied.

No. 371, Misc. RUTHVEN *v.* OVERHOLSER, SUPERINTENDENT. The motion for leave to file petition for writ of habeas corpus is denied.

No. 374, Misc. UNITED STATES EX REL. MONAGHAN *v.* BURKE, WARDEN. The motion for leave to file petition for writ of certiorari is denied.

No. 376, Misc. EPPERSON *v.* MOORE, WARDEN. The motion for leave to file petition for writ of habeas corpus is denied.

*Certiorari Granted.* (See also No. 213, *supra.*)

No. 551. FOGARTY, TRUSTEE IN BANKRUPTCY, *v.* UNITED STATES ET AL. C. A. 8th Cir. Certiorari granted. *Henry S. Blum* for petitioner. *Solicitor General Perl-*

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man filed a memorandum stating that the United States does not oppose the granting of the petition. Reported below: 176 F. 2d 599.

No. 558. *FERES, EXECUTRIX, v. UNITED STATES*. C. A. 2d Cir. Certiorari granted. *Morris Pouser and David H. Moses* for petitioner. *Solicitor General Perlman* filed a memorandum stating that the United States does not oppose the granting of the petition. Reported below: 177 F. 2d 535.

No. 556. *JOINT ANTI-FASCIST REFUGEE COMMITTEE v. McGRATH, ATTORNEY GENERAL, ET AL.* United States Court of Appeals for the District of Columbia Circuit. Certiorari granted. MR. JUSTICE CLARK took no part in the consideration or decision of this application. *O. John Rogge and Benedict Wolf* for petitioner. *Solicitor General Perlman, Assistant Attorney General Morison and Paul A. Sweeney* for respondents. Reported below: 85 U. S. App. D. C. 255, 177 F. 2d 79.

No. 381, Misc. *JEFFERSON v. UNITED STATES*. C. A. 4th Cir. Certiorari granted. *Morris Rosenberg* for petitioner. *Solicitor General Perlman* filed a memorandum stating that the United States does not oppose the granting of the petition. Reported below: 178 F. 2d 518.

*Certiorari Denied.* (See also No. 608 and Misc. No. 374, *supra*.)

No. 496. *MATTHEWS ET AL. v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. *W. A. Bootle* for petitioners. *Solicitor General Perlman, James M. McInerney and Robert S. Erdahl* for the United States. Reported below: 177 F. 2d 278.



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No. 506. *CRAIN ET AL., TRUSTEES, v. UNITED STATES*. Court of Claims. Certiorari denied. *Geo. E. H. Goodner* and *Scott P. Crampton* for petitioners. *Solicitor General Perlman*, *Assistant Attorney General Morison*, *Paul A. Sweeney* and *John R. Benney* for the United States. Reported below: 114 Ct. Cl. 94, 84 F. Supp. 876.

No. 514. *MACDONALD ET AL. v. UNITED STATES*. Court of Claims. Certiorari denied. *M. Walton Hendry*, *Bernard J. Gallagher* and *J. Roy Thompson, Jr.* for petitioners. *Solicitor General Perlman*, *Assistant Attorney General Morison* and *Paul A. Sweeney* for the United States. Reported below: 113 Ct. Cl. 300, 83 F. Supp. 702.

Nos. 520, 521, 522, 523 and 524. *PARAMOUNT PICTURES, INC. ET AL. v. BALL*. C. A. 3d Cir. Certiorari denied. *Charles E. Kenworthy*, *Wm. A. Schnader*, *Bernard G. Segal* and *Arlin M. Adams* for petitioners. *Joseph W. Henderson* for respondent. Reported below: 176 F. 2d 1023.

No. 525. *CLEMENT v. WOODS, HOUSING EXPEDITER*. C. A. 6th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Perlman*, *Ed Dupree* and *Nathan Siegel* for respondent. Reported below: 177 F. 2d 376.

No. 530. *SEABOARD AIR LINE RAILROAD CO. v. PROSSER ET AL.* Supreme Court of South Carolina. Certiorari denied. *James B. McDonough, Jr.* for petitioner. Reported below: 216 S. C. 33, 56 S. E. 2d 591.

No. 537. *POINTER, DOING BUSINESS AS POINTER-WIL-LAMETTE CO., v. SIX WHEEL CORP.* C. A. 9th Cir. Certiorari denied. *Harold L. Cook* and *Lee R. Schermerhorn* for petitioner. Reported below: 177 F. 2d 153.

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No. 538. NEW YORK EX REL. CHOOLOKIAN *v.* MISSION OF THE IMMACULATE VIRGIN ET AL. Court of Appeals of New York. Certiorari denied. *Louis B. Boudin* and *Samuel M. Blinken* for petitioner. *Charles G. Coster*, *Joseph V. McKee* and *Porter R. Chandler* for the Mission of the Immaculate Virgin et al.; and *John P. McGrath* for Hilliard, respondents. Reported below: 300 N. Y. 43, 88 N. E. 2d 362.

No. 540. BLANCHARD MACHINE CO. *v.* RECONSTRUCTION FINANCE CORPORATION PRICE ADJUSTMENT BOARD. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Frank B. Wallis* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Morison*, *Newell A. Clapp*, *Paul A. Sweeney* and *Melvin Richter* for respondent. Reported below: 85 U. S. App. D. C. 361, 177 F. 2d 727.

No. 541. DE SAIRIGNE *v.* GOULD. C. A. 2d Cir. Certiorari denied. *Martin J. Kelly, Jr.* for petitioner. *John T. Cahill* for respondent. Reported below: 177 F. 2d 515.

No. 543. JIFFY LUBRICATOR CO. *v.* ALEMITE COMPANY. C. A. 8th Cir. Certiorari denied. *Leonard L. Kalish* and *C. A. Taney, Jr.* for petitioner. *Casper W. Ooms*, *Herbert G. Nilles*, *John D. Black* and *Elwood Hansmann* for respondent. Reported below: 176 F. 2d 444.

No. 545. CARPENTER *v.* ERIE RAILROAD CO. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *J. Roger Carroll* for respondent. Reported below: 178 F. 2d 921.

No. 549. KALB *v.* FEUERSTEIN ET AL. C. A. 7th Cir. Certiorari denied. *Wm. Lemke* for petitioner. *J. Arthur Moran* for respondents. Reported below: 177 F. 2d 243.

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No. 550. *BLOCK ET AL. v. DETROIT HARBOR TERMINALS, INC.* C. A. 6th Cir. Certiorari denied. *Meyer Abrams* for petitioners. *Hugh Francis* for respondent. Reported below: 179 F. 2d 236.

No. 553. *SIC v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 8th Cir. Certiorari denied. *Don W. Stewart* for petitioner. *Solicitor General Perlman, Assistant Attorney General Caudle, Ellis N. Slack and Lee A. Jackson* for respondent. Reported below: 177 F. 2d 469.

No. 557. *OVERLAKES FREIGHT CORP. v. MURPHY, ADMINISTRATRIX.* C. A. 2d Cir. Certiorari denied. *Ulysses S. Thomas* for petitioner. *Frank Bloom* for respondent. Reported below: 177 F. 2d 342.

No. 560. *TRAPP v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. *C. E. Ram Morrison, John B. Dudley and Charles H. Garnett* for petitioner. *Solicitor General Perlman, Assistant Attorney General Caudle and Ellis N. Slack* for the United States. Reported below: 177 F. 2d 1.

No. 565. *YOUNG v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. *Hugh H. Obear and Orville H. Walburn* for petitioner. *Solicitor General Perlman, Assistant Attorney General McInerney, Robert S. Erdahl and Felicia H. Dubrovsky* for the United States. Reported below: 178 F. 2d 78.

No. 566. *MITCHELL ET AL. v. WHITE CONSOLIDATED, INC.* C. A. 7th Cir. Certiorari denied. *Jay E. Darlington* for petitioners. *Oscar C. Strom and Edmond J. Leeney* for respondent. Reported below: 177 F. 2d 500.

No. 567. *LYLE v. ATCHISON, TOPEKA & SANTA FE RAILWAY CO. ET AL.* C. A. 7th Cir. Certiorari denied.

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*George F. Barrett* for petitioner. *Floyd J. Stuppi, R. S. Outlaw* and *Thomas J. Barnett* for respondents. Reported below: 177 F. 2d 221.

No. 569. BEVERAGE, ADMINISTRATOR, ET AL. *v.* FARM BUREAU MUTUAL AUTOMOBILE INSURANCE Co. C. A. 4th Cir. Certiorari denied. *Joseph A. Fanelli, H. G. Muntzing* and *Glenn W. Ruebush* for petitioners. *Wayt B. Timberlake, Jr.* and *Robert Lewis Young* for respondent. Reported below: 177 F. 2d 793.

No. 576. L. N. JACKSON & Co., INC. *v.* ROYAL NORWEGIAN GOVERNMENT. C. A. 2d Cir. Certiorari denied. *Copal Mintz* for petitioner. *James McKown, Jr.* for respondent. Reported below: 177 F. 2d 694.

No. 494. SCHOEPS *v.* CARMICHAEL, DISTRICT DIRECTOR, IMMIGRATION AND NATURALIZATION SERVICE. C. A. 9th Cir. Landon, present District Director, substituted for Carmichael. Certiorari denied. *A. L. Wirin* and *Fred Okrand* for petitioner. *Solicitor General Perlman, Assistant Attorney General McInerney, Robert S. Erdahl* and *Israel Convisser* for respondent. Reported below: 177 F. 2d 391.

No. 517. COHEN ET AL. *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Petitioners *pro se*. *Solicitor General Perlman, James M. McInerney, Robert S. Erdahl* and *Felicia H. Dubrovsky* for the United States. Reported below: 177 F. 2d 523.

No. 578. WALSH *v.* WALSH. Supreme Court of Louisiana. Certiorari denied. *Alvin L. Newmyer, David G. Bress* and *Sheldon E. Bernstein* for petitioner. *Sidney L. Herold* for respondent. Reported below: 215 La. 1099, 42 So. 2d 860.

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No. 607. JACOBS, DOING BUSINESS AS HENRY E. JACOBS & Co., *v.* CHARLES PECKAT MANUFACTURING CO. ET AL. C. A. 7th Cir. Certiorari denied. MR. JUSTICE BLACK is of the opinion certiorari should be granted. *Harry Abrahams* for petitioner. *Bernard A. Schroeder* and *Jules L. Brady* for respondents. Reported below: 178 F. 2d 794.

No. 275, Misc. WILFONG *v.* SWOPE, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 177 F. 2d 144.

No. 315, Misc. QUINN *v.* NEW YORK. Court of Appeals of New York. Certiorari denied.

No. 333, Misc. CAMPBELL *v.* ASHE, WARDEN. Supreme Court of Pennsylvania. Certiorari denied.

No. 347, Misc. BAKER *v.* KENTUCKY. Court of Appeals of Kentucky. Certiorari denied. Petitioner *pro se*. *A. E. Funk*, Attorney General of Kentucky, and *Zeb A. Stewart*, Assistant Attorney General, for respondent. Reported below: 311 Ky. 410, 224 S. W. 2d 433.

No. 368, Misc. LINNABERRY *v.* IOWA. Supreme Court of Iowa. Certiorari denied.

No. 377, Misc. HARROD *v.* KENTUCKY. Court of Appeals of Kentucky. Certiorari denied. Reported below: 311 Ky. 810, 226 S. W. 2d 4.

No. 378, Misc. VERMILLION *v.* MEYER ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied.

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No. 380, Misc. SMITH *v.* ARKANSAS. Supreme Court of Arkansas. Certiorari denied. Reported below: 216 Ark. 1, 223 S. W. 2d 1011.

No. 393, Misc. PATTERSON *v.* GEORGIA. Supreme Court of Georgia. Certiorari denied. *Warren E. Hall, Jr.* for petitioner. Reported below: 206 Ga. 260, 56 S. E. 2d 501.

*Rehearing Denied.* (See also Misc. Nos. 284, 285 and 303, *supra.*)

No. 48. SAVORGNAN *v.* UNITED STATES ET AL., 338 U. S. 491;

No. 417. CAWTHORN *v.* UNITED STATES, 338 U. S. 909;

No. 505. TRANSPORT, TRADING & TERMINAL CORP. *v.* COMMISSIONER OF INTERNAL REVENUE, 338 U. S. 955;

No. 508. OWENS *v.* UNITED STATES, 338 U. S. 955;

No. 535. HORNER *v.* UNITED STATES, 338 U. S. 956;

No. 90, Misc. CROWE *v.* UNITED STATES, 338 U. S. 950;

No. 255, Misc. THOMPSON *v.* ROBINSON, WARDEN, 338 U. S. 950;

No. 287, Misc. AVELINO *v.* HEINZE, WARDEN, 338 U. S. 941; and

No. 345, Misc. PEREZ *v.* NEW YORK, 338 U. S. 952. The petitions for rehearing in these cases are severally denied.

No. 106, Misc. GRIFFIN *v.* UNITED STATES, 338 U. S. 952. Rehearing denied. MR. JUSTICE CLARK took no part in the consideration or decision of this application.

No. 377, Misc., October Term, 1948. FERGUSON, TEMPORARY ADMINISTRATOR, ET AL. *v.* FERGUSON, 337 U. S. 943. Second petition for rehearing denied.



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*Per Curiam Decision.*

No. 653. STONE, CHAIRMAN OF THE STATE TAX COMMISSION, *v.* REICHMAN-CROSBY Co. Appeal from the Supreme Court of Mississippi. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for want of jurisdiction. 28 U. S. C. § 1257 (2). Treating the papers whereon the appeal was allowed as a petition for writ of certiorari as required by 28 U. S. C. § 2103, certiorari is denied. *J. H. Sumrall* for appellant. *S. Rufus Creekmore* for appellee. Reported below: 43 So. 2d 184.

*Miscellaneous Orders.*

No. 360, Misc. WAGNER *v.* LOUISIANA;

No. 366, Misc. HAINES *v.* RAGEN, WARDEN;

No. 385, Misc. PIERCE *v.* CRANOR, SUPERINTENDENT;  
and

No. 408, Misc. TAYLOR *v.* SQUIER, WARDEN. The motions for leave to file petitions for writs of habeas corpus in these cases are severally denied.

No. 407, Misc. COUTURE *v.* CRANOR, SUPERINTENDENT. The motion for leave to file petition for writ of certiorari is denied.

No. 439, Misc. IN RE O'NEILL. The petition is denied. *Thomas J. O'Neill, pro se.*

*Certiorari Granted.*

No. 596. HARRIS *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 2d Cir. Certiorari granted limited to Questions "2" and "3" presented by the petition for the writ, *i. e.*:

"2. Were the transfers made by the petitioner to her husband under a property settlement agreement dated

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February 27, 1943, incidental to a Nevada divorce, made for an adequate and full consideration in money or money's worth and thus not subject to gift tax?

"3. Were the transfers made by the petitioner to her husband in 1943, in payment and discharge of a legal obligation imposed by the judgment of the Nevada Court entered March 6, 1943, and thus not subject to gift tax?"

*Irwin N. Wilpon* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Caudle*, *Ellis N. Slack*, *Lee A. Jackson* and *I. Henry Kutz* for respondent. Reported below: 178 F. 2d 861.

No. 597. MISSOURI EX REL. SOUTHERN RAILWAY CO. v. MAYFIELD, CIRCUIT COURT JUDGE; and

No. 598. MISSOURI EX REL. ATCHISON, TOPEKA & SANTA FE RAILWAY CO. v. MURPHY, CIRCUIT COURT JUDGE. Supreme Court of Missouri. Certiorari granted. *Sidney S. Alderman*, *Bruce A. Campbell* and *H. G. Hedrick* for petitioner in No. 597. *Floyd E. Thompson*, *J. C. Gibson* and *R. S. Outlaw* for petitioner in No. 598. Reported below: 359 Mo. 827, 224 S. W. 2d 105.

*Certiorari Denied.* (See also No. 653 and Misc. No. 407, *supra*.)

No. 499. CHURCH v. MICHIGAN. Supreme Court of Michigan. Certiorari denied. *Warren E. Miller* for petitioner. *Stephen J. Roth*, Attorney General of Michigan, *Edmund E. Shepherd*, Solicitor General, and *Daniel J. O'Hara*, Assistant Attorney General, for respondent.

No. 561. STANDARD COMMERCIAL TOBACCO CO. ET AL. v. SNYDER, SECRETARY OF THE TREASURY, ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Harold G. Aron*, *Raymond L. Wise* and *Richard L. Merrick* for petitioners. *Solicitor*

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*General Perlman, Assistant Attorney General Morison, Paul A. Sweeney and Morton Hollander* for respondent. Reported below: 85 U. S. App. D. C. 425, 176 F. 2d 951.

No. 572. *WINKLER ET AL. v. MARYLAND.* Court of Appeals of Maryland. Certiorari denied. *I. Duke Avnet* for petitioners. *Hall Hammond*, Attorney General of Maryland, *Kenneth C. Proctor*, Assistant Attorney General, and *Anselm Sodaro* for respondent. Reported below: 69 A. 2d 674.

No. 573. *ATLANTIC COAST LINE RAILROAD CO. v. SCARBOROUGH.* C. A. 4th Cir. Certiorari denied. *J. M. Townsend* and *Collins Denny, Jr.* for petitioner. Reported below: 178 F. 2d 253.

No. 574. *PIEDMONT COTTON MILLS v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 5th Cir. Certiorari denied. *William A. Sutherland* and *Joseph B. Brennan* for petitioner. *Solicitor General Perlman, Assistant Attorney General Caudle, Ellis N. Slack, Lee A. Jackson* and *Melva M. Graney* for respondent. Reported below: 177 F. 2d 148.

No. 575. *CONNER ET AL. v. PENNSYLVANIA RAILROAD Co. ET AL.;*

No. 645. *PENNSYLVANIA RAILROAD CO. v. CONNER ET AL.;* and

No. 646. *BROTHERHOOD OF RAILROAD TRAINMEN ET AL. v. CONNER ET AL.* United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *John W. Cragun, Thomas Searing Jackson* and *Riley A. Gwynn* for petitioners in No. 575. *Guy W. Knight, R. N. Clattenburg, Hugh B. Cox* and *James G. Johnson, Jr.* for the Pennsylvania Railroad Co., petitioner in No. 645 and respondent in No. 575. *Carl McFarland* and *Ken-*

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*neth L. Kimble* for the Brotherhood of Railroad Trainmen et al., petitioners in No. 646 and respondents in No. 575. Reported below: 85 U. S. App. D. C. 233, 177 F. 2d 854.

No. 577. HARTFORD FIRE INSURANCE CO. *v.* ROBERTO ET AL. C. A. 7th Cir. Certiorari denied. *Clarence G. Myers* for petitioner. *Hector A. Brouillet* for respondents. Reported below: 177 F. 2d 811.

No. 588. WAIALUA AGRICULTURAL CO., LTD. *v.* MANEJA ET AL. C. A. 9th Cir. Certiorari denied. *Rufus G. Poole, John A. Danaher, Milton C. Denbo* and *Philip Levy* for petitioner. Reported below: 178 F. 2d 603.

No. 589. AMERICAN BANTAM CAR CO. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 3d Cir. Certiorari denied. *David Berger* for petitioner. *Solicitor General Perlman, Assistant Attorney General Caudle* and *Ellis N. Slack* for respondent. Reported below: 177 F. 2d 513.

No. 602. LEE ET AL. *v.* PAN AMERICAN AIRWAYS, INC. Supreme Court of New York, County of Westchester. Certiorari denied. *Harold J. Sherman* for petitioners. *Donald Havens* for respondent.

No. 605. COHEN ET AL. *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. *Sidney G. Kusworm* for petitioners. *Solicitor General Perlman, Assistant Attorney General McInerney* and *Robert S. Erdahl* for the United States. Reported below: 178 F. 2d 588.

No. 612. DAVIS *v.* PROSE ET AL. C. A. 7th Cir. Certiorari denied. *Howard T. Batman* and *David I. Day, Jr.* for petitioner. *Solicitor General Perlman* filed a memorandum for the United States, respondent, stating that the Government occupies the role of a stakeholder and takes no position as to whether the writ of certiorari

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should issue. *Robert J. McPeak* and *Ernest M. Causey* for Prose, respondent. Reported below: 177 F. 2d 478.

No. 552. *MESTICE v. MASI*. Supreme Court of New Jersey. The motion for leave to file a substituted petition is granted. Certiorari denied. Reported below: 3 N. J. 380, 70 A. 2d 539.

No. 564. *LITTON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Perlman*, *Assistant Attorney General McInerney*, *Robert S. Erdahl* and *Felicia H. Dubrovsky* for the United States. Reported below: 177 F. 2d 416.

No. 166, Misc. *MCGOUGH ET AL. v. HIATT, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 174 F. 2d 353.

No. 170, Misc. *ALRED v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 177 F. 2d 193.

No. 202, Misc. *CROMBIE v. RAGEN, WARDEN*. Supreme Court of Illinois. Certiorari denied. Petitioner *pro se*. *Ivan A. Elliott*, Attorney General of Illinois, *William C. Wines*, *James C. Murray* and *Raymond S. Sarnow*, Assistant Attorneys General, for respondent.

No. 207, Misc. *CROMBIE v. RAGEN, WARDEN*. Circuit Court of Will County, Illinois. Certiorari denied. Petitioner *pro se*. *Ivan A. Elliott*, Attorney General of Illinois, *William C. Wines*, *James C. Murray* and *Raymond S. Sarnow*, Assistant Attorneys General, for respondent.

No. 221, Misc. *ILLINOIS EX REL. MARINO v. RAGEN, WARDEN*; and

No. 222, Misc. *MARINO v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied. *Wm. Scott Stewart* for

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petitioner. *Ivan A. Elliott*, Attorney General of Illinois, for respondents. *Robert R. Canfield* filed a brief for Winnebago County, as *amicus curiae*, supporting respondents. Reported below: 404 Ill. 35, 37, 88 N. E. 2d 7, 8.

No. 246, Misc. *KELLY v. DISTRICT COMMANDANT, U. S. NAVY, ET AL.* C. A. 2d Cir. Certiorari denied. *D. George Paston* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General McInerney*, *Robert S. Erdahl* and *Felicia H. Dubrovsky* for respondents. Reported below: 177 F. 2d 369.

No. 261, Misc. *JAMES v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 177 F. 2d 373.

No. 264, Misc. *JONES v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 177 F. 2d 373.

No. 265, Misc. *KINNEY v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 177 F. 2d 895.

No. 276, Misc. *MOSS v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 177 F. 2d 438.

No. 278, Misc. *HOLT v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 177 F. 2d 711.

No. 302, Misc. *CLARK v. ORDER OF UNITED COMMERCIAL TRAVELERS OF AMERICA.* C. A. 5th Cir. Certiorari denied. *Robert Wilson Smith, Jr.* and *Hosea Alexander Stephens* for petitioner. *Harry L. Greene* for respondent. Reported below: 177 F. 2d 467.



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No. 305, Misc. ROBINSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. *J. Edward Thornton* for petitioner. *Solicitor General Perlman, Assistant Attorney General Morison and Paul A. Sweeney* for the United States. Reported below: 177 F. 2d 582.

No. 313, Misc. ROYAL *v.* ROYAL. Probate Court of the County of Norfolk, Massachusetts. Certiorari denied. *Alfred A. Albert* for petitioner. *Nathan H. David* for respondent.

No. 317, Misc. MARRON, ADMINISTRATRIX, *v.* ATLANTIC REFINING Co. C. A. 3d Cir. Certiorari denied. *Abraham E. Freedman* for petitioner. *Otto Wolff, Jr.* for respondent. Reported below: 176 F. 2d 313.

No. 331, Misc. BAUMET *v.* UNITED STATES ET AL. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Perlman* for the United States; and *George G. Gallantz and Thomas Thacher* for Peters, Executrix, respondents. Reported below: 177 F. 2d 806.

No. 344, Misc. HAWK *v.* NEBRASKA. Supreme Court of Nebraska. Certiorari denied. *Francis P. Matthews* for petitioner. Reported below: 151 Neb. 717, 39 N. W. 2d 561.

No. 346, Misc. WILSON *v.* RAGEN, WARDEN. C. A. 7th Cir. Certiorari denied. Reported below: 178 F. 2d 269.

No. 348, Misc. DALTON ET AL. *v.* FLORIDA. Supreme Court of Florida. Certiorari denied. *Wm. W. Flournoy* for petitioners. Reported below: 42 So. 2d 174.

No. 352, Misc. FREDRICK *v.* EIDSON, WARDEN. Supreme Court of Missouri. Certiorari denied.

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No. 355, Misc. *BROOKS v. RAGEN, WARDEN*. Criminal Court of Cook County, Illinois. Certiorari denied.

No. 358, Misc. *NULL v. MICHIGAN*. Supreme Court of Michigan. Certiorari denied.

No. 361, Misc. *MEYERS v. RAGEN, WARDEN*. Circuit Court of Will County, and the Supreme Court of Illinois. Certiorari denied.

No. 362, Misc. *SCHECTMAN v. FOSTER, WARDEN*. C. A. 2d Cir. Certiorari denied.

No. 363, Misc. *TREADWAY v. MORHOUS, WARDEN*. Supreme Court of New York. Certiorari denied.

No. 367, Misc. *BORDAY v. BURKE, WARDEN*. Supreme Court of Pennsylvania. Certiorari denied.

No. 369, Misc. *MOORE v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied. Reported below: 405 Ill. 220, 89 N. E. 2d 731.

No. 373, Misc. *ALMEIDA v. PENNSYLVANIA*. Supreme Court of Pennsylvania. Certiorari denied. *Thomas J. Minnick, Jr.* for petitioner. *Colbert C. McClain* and *John H. Maurer* for respondent. Reported below: 362 Pa. 596, 68 A. 2d 595.

No. 383, Misc. *McCULLOUGH v. NEW YORK*. Supreme Court of New York. Certiorari denied.

No. 386, Misc. *NOVAK v. PENNSYLVANIA*. Supreme Court of Pennsylvania. Certiorari denied.

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No. 389, Misc. *WICKS v. SUPREME COURT OF INDIANA*. Supreme Court of Indiana. Certiorari denied.

No. 394, Misc. *NONN v. MICHIGAN ET AL.* Supreme Court of Michigan. Certiorari denied.

No. 395, Misc. *BUTE v. RAGEN, WARDEN*. Circuit Court of Will County, Illinois. Certiorari denied.

No. 397, Misc. *RHEIM v. LYONS, COMMISSIONER*. Court of Appeals of New York. Certiorari denied. Petitioner *pro se*. *Nathaniel L. Goldstein*, Attorney General of New York, *Wendell P. Brown*, Solicitor General, *Herman N. Harcourt* and *George A. Radz*, Assistant Attorneys General, for respondent.

No. 398, Misc. *TANTHOREY v. RAGEN, WARDEN*. Supreme Court of Illinois. Certiorari denied.

No. 401, Misc. *SKINNER v. ROBINSON, WARDEN*. Circuit Court of Randolph County, Illinois. Certiorari denied.

No. 402, Misc. *TAYLOR v. RAGEN, WARDEN*. Circuit Court of Will County, Illinois. Certiorari denied.

No. 403, Misc. *VALECEK v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied. Reported below: 404 Ill. 461, 89 N. E. 2d 368.

No. 405, Misc. *PLAINE v. BURFORD, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 180 F. 2d 724.

No. 409, Misc. *STEVENS v. RAGEN, WARDEN*. Criminal Court of Cook County, Illinois. Certiorari denied.

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No. 356, Misc. *MARKS v. RAGEN, WARDEN*. On petition for writ of certiorari to the Circuit Court of Randolph County, Illinois; and

No. 404, Misc. *JAMES v. RAGEN, WARDEN*. On petition for writ of certiorari to the Criminal Court of Cook County, Illinois. The petition for writ of certiorari in each of these cases is denied without consideration of the questions raised therein and without prejudice to the institution by petitioner of proceedings in any Illinois state court of competent jurisdiction under the Act of August 4, 1949, entitled: "An Act to provide a remedy for persons convicted and imprisoned in the penitentiary, who assert that rights guaranteed them by the Constitution of the United States or the State of Illinois, or both, have been denied or violated, in proceedings in which they were convicted." *Laws of Illinois, 1949, p. 722.*

*Rehearing Denied.*

No. 77. *SOLESBEE v. BALKCOM, WARDEN, ante, p. 9;*

No. 119. *WISSNER ET AL. v. WISSNER, 338 U. S. 655;*

No. 488. *NATIONAL MARITIME UNION OF AMERICA ET AL. v. NATIONAL LABOR RELATIONS BOARD, 338 U. S. 954;*

No. 301, Misc. *TATE v. HEINZE, WARDEN, 338 U. S. 956; and*

No. 316, Misc. *STORY v. BURFORD, WARDEN, 338 U. S. 951.* The petitions for rehearing in these cases are severally denied. MR. JUSTICE DOUGLAS took no part in the consideration or decision of these applications.

No. 76, Misc., October Term, 1945. *STIZZA v. ESSEX COUNTY JUVENILE AND DOMESTIC RELATIONS COURT, 326 U. S. 696.* Second petition for rehearing denied. MR. JUSTICE DOUGLAS took no part in the consideration or decision of this application.

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*Per Curiam Decision.*

No. 657. HOLMES ET AL. *v.* UNITED STATES ET AL. Appeal from the United States District Court for the Southern District of New York. *Per Curiam*: The motion to affirm is granted and the judgment is affirmed. *David M. Palley* for appellants. *Solicitor General Perlman* and *Daniel W. Knowlton* for the United States and the Interstate Commerce Commission; and *Harold J. Gallagher* and *Mark F. Hughes* for the Macon, Dublin & Savannah Railroad Co., appellees. Reported below: 89 F. Supp. 894.

*Miscellaneous Order.*

No. 590. PANNELL *v.* UNITED STATES. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit dismissed on motion of counsel for the petitioner. *David Berger* and *Thomas D. McBride* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Caudle* and *Ellis N. Slack* for the United States. Reported below: 178 F. 2d 98.

*Certiorari Granted.*

No. 609. GARA *v.* UNITED STATES. C. A. 6th Cir. Certiorari granted. *John W. MacDonald* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General McInerney*, *Robert S. Erdahl* and *Felicia H. Dubrovsky* for the United States. Briefs of *amici curiae* supporting petitioner were filed by *Claude C. Smith* and *Harold Evans* for the American Friends Service Committee, Inc., and *Cable M. Gibson* for the Ohio Pastors Convention. Reported below: 178 F. 2d 38.

*Certiorari Denied.*

No. 591. CROESSANT *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. *David Berger*, *Thomas D. McBride*

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and *William J. Duiker* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Caudle* and *Ellis N. Slack* for the United States. Reported below: 178 F. 2d 96.

No. 603. *ECKERT-FAIR CONSTRUCTION CO. v. CAPITOL STEEL & IRON CO.* C. A. 5th Cir. Certiorari denied. *J. N. Townsend, Jr.* for petitioner. Reported below: 178 F. 2d 338.

No. 606. *LONDON GUARANTEE & ACCIDENT CO., LTD. ET AL. v. BEHRLE.* Supreme Court of Rhode Island and Providence Plantations. Certiorari denied. *George A. Chadwick, Jr.* for petitioners. *Santi J. Paul* for respondent. Reported below: 75 R. I. —, 68 A. 2d 63.

No. 611. *SCHURINK v. UNITED STATES ET AL.* C. A. 5th Cir. Certiorari denied. *J. Edward Thornton* and *Vincent F. Kilborn* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Morison* and *Paul A. Sweeney* for the United States; and *S. P. Gaillard, Jr.* for *Alley et al.*, respondents. Reported below: 177 F. 2d 809.

No. 617. *PENNSYLVANIA v. CURTIS PUBLISHING CO.* Supreme Court of Pennsylvania. Certiorari denied. *T. McKeen Chidsey*, Attorney General of Pennsylvania, *David Fuss*, Deputy Attorney General, and *Harry F. Stambaugh* for petitioner. *William H. Wood*, *Charles W. Hull* and *Geo. Ross Hull* for respondent. Reported below: 363 Pa. 299, 69 A. 2d 410.

No. 642. *KEYES v. MADSEN ET AL.* United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *W. Gwynn Gardiner* and *James M. Earnest* for petitioner. *Vernon E. West*, *Chester H. Gray* and *Milton D. Korman* for respondent. Reported below: 86 U. S. App. D. C. 24, 179 F. 2d 40.



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No. 655. BURLINGTON TRANSPORTATION Co. *v.* STOLTZ. C. A. 10th Cir. Certiorari denied. *A. X. Erickson* for petitioner. *Clay R. Apple* for respondent. Reported below: 178 F. 2d 514.

No. 601. ATLANTIC COAST LINE RAILROAD Co. ET AL. *v.* ST. JOE PAPER Co. ET AL. C. A. 5th Cir. Certiorari denied. *John W. Davis, Edgar G. Crossman, Edward W. Bourne, Charles Cook Howell and Richard B. Gwathmey* for petitioners. *James F. Byrnes, Giles J. Patterson and Donald Russell* for the St. Joe Paper Co.; *Robert R. Milam, Fred N. Oliver and Willard P. Scott* for Lynch et al.; *Clifton S. Thomson, Chester Bedell, Robert M. McCulloch and Gerhard R. Gerhard* for the Manhattan Company et al.; and *John M. Allison* for Conn, respondents. Reported below: 179 F. 2d 538.

No. 217, Misc. CRADLE *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Perlman, Assistant Attorney General McInerney, Robert S. Erdahl and Felicia H. Dubrovsky* for the United States. Reported below: 85 U. S. App. D. C. 315, 178 F. 2d 962.

No. 365, Misc. BALL *v.* ALABAMA. Supreme Court of Alabama. Certiorari denied. *G. Ernest Jones and G. Ernest Jones, Jr.* for petitioner. *A. A. Carmichael*, Attorney General of Alabama, and *James T. Hardin*, Assistant Attorney General, for respondent. Reported below: 252 Ala. 686, 42 So. 2d 626.

No. 424, Misc. SIMPSON *v.* LOUISIANA. Supreme Court of Louisiana. Certiorari denied. *G. Wray Gill* for petitioner. Reported below: 216 La. 212, 43 So. 2d 585.

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*Miscellaneous Orders.*

No. 432, Misc. JERONIS *v.* MICHIGAN. Application denied.

No. 438, Misc. RUOFF *v.* McLAUGHLIN, U. S. DISTRICT JUDGE. The motion for leave to file petition for writ of mandamus is denied. MR. JUSTICE CLARK took no part in the consideration or decision of this application. *Raoul Berger* and *Jack Wasserman* for petitioner.

*Certiorari Granted.* (See No. 236, *ante*, p. 258.)

*Certiorari Denied.*

No. 547. SNYDER *v.* WOODS, HOUSING EXPEDITER. United States Emergency Court of Appeals. *Certiorari* denied. Petitioner *pro se*. *Solicitor General Perlman*, *John R. Benney*, *Ed Dupree*, *Charles P. Liff* and *Philip Travis* for respondent.

No. 580. UNITED STATES *v.* UNION PACIFIC RAILROAD Co. Court of Claims. *Certiorari* denied. *Solicitor General Perlman* for the United States. *T. W. Bockes*, *Elmer B. Collins* and *Lawrence Cake* for respondent. Reported below: 114 Ct. Cl. 714, 86 F. Supp. 907.

No. 604. TEX-O-KAN FLOUR MILLS CO., DOING BUSINESS AS PERRY BURRUS ELEVATORS, *v.* TEXAS & PACIFIC RAILWAY Co. C. A. 5th Cir. *Certiorari* denied. *Frank A. Leffingwell* for petitioner. *Bryan F. Williams* filed a brief for the Board of Trustees of the Galveston Wharves et al., as *amici curiae*, supporting petitioner. Reported below: 178 F. 2d 89.

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No. 610. *STRONG, TRADING AS STRONG MANUFACTURING Co., v. SMITH, COLLECTOR OF INTERNAL REVENUE.* C. A. 3d Cir. Certiorari denied. *Filindo B. Masino* for petitioner. *Solicitor General Perlman, Assistant Attorney General Caudle, Ellis N. Slack* and *Robert N. Anderson* for respondent. Reported below: 178 F. 2d 664.

No. 615. *MANSAVAGE v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. *Hayden C. Covington* for petitioner. *Solicitor General Perlman, Assistant Attorney General McInerney, Robert S. Erdahl* and *Felicia H. Dubrovsky* for the United States. Reported below: 178 F. 2d 812.

No. 618. *CONTINENTAL OIL Co. v. JONES, COLLECTOR OF INTERNAL REVENUE.* C. A. 10th Cir. Certiorari denied. *David A. Richardson* for petitioner. *Solicitor General Perlman, Assistant Attorney General Caudle, Ellis N. Slack* and *Melva M. Graney* for respondent. Reported below: 177 F. 2d 508.

No. 619. *WILMINGTON TRUST Co. v. MUTUAL LIFE INSURANCE Co.* C. A. 3d Cir. Certiorari denied. *E. Ennalls Berl, Wm. S. Potter* and *Theodore S. Hope, Jr.* for petitioner. *Charles I. Thompson* and *James R. Morford* for respondent. Reported below: 177 F. 2d 404.

No. 633. *KEOKUK STEEL CASTING Co. v. LAWRENCE.* C. A. 10th Cir. Certiorari denied. *G. C. Spillers* for petitioner. Reported below: 178 F. 2d 788.

No. 650. *NEW YORK LIFE INSURANCE Co. v. SCHIEL ET AL.* C. A. 9th Cir. Certiorari denied. *Denison Kitchel* for petitioner. *J. Andrew West* for respondents. Reported below: 178 F. 2d 729.

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No. 622. PHILLIPS *v.* COMMISSIONER OF INTERNAL REVENUE;

No. 623. PHILLIPS *v.* COMMISSIONER OF INTERNAL REVENUE;

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No. 625. PHILLIPS *v.* COMMISSIONER OF INTERNAL REVENUE;

No. 626. PHILLIPS *v.* COMMISSIONER OF INTERNAL REVENUE;

No. 627. SUCCOP *v.* COMMISSIONER OF INTERNAL REVENUE;

No. 628. ESTATE OF PHILLIPS ET AL. *v.* COMMISSIONER OF INTERNAL REVENUE;

No. 629. ESTATE OF PHILLIPS *v.* COMMISSIONER OF INTERNAL REVENUE; and

No. 630. BISIKER *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 3d Cir. Certiorari denied. *W. A. Seifert* and *Sidney B. Gambill* for petitioners. *Solicitor General Perlman*, *Assistant Attorney General Caudle*, *Ellis N. Slack* and *Hilbert P. Zarky* for respondent. Reported below: 178 F. 2d 270.

No. 666. MONOLITH PORTLAND MIDWEST Co. *v.* RECONSTRUCTION FINANCE CORPORATION. C. A. 9th Cir. Certiorari denied. *Welburn Mayock* and *Joseph T. Enright* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Morison* and *Samuel D. Slade* for respondent. Reported below: 178 F. 2d 854.

No. 676. CARPENTER *v.* NORTH CAROLINA. Supreme Court of North Carolina. Certiorari denied. *W. H. Strickland* for petitioner. *Harry McMullan*, *Attorney General of North Carolina*, and *T. W. Bruton*, *Assistant Attorney General*, for respondent.

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No. 677. *DOVER v. NORTH CAROLINA*. Supreme Court of North Carolina. Certiorari denied. *W. H. Strickland* for petitioner. *Harry McMullan*, Attorney General of North Carolina, and *T. W. Bruton*, Assistant Attorney General, for respondent.

No. 678. *STINNETT v. NORTH CAROLINA*. Supreme Court of North Carolina. Certiorari denied. *W. H. Strickland* for petitioner. *Harry McMullan*, Attorney General of North Carolina, and *T. W. Bruton*, Assistant Attorney General, for respondent.

No. 197. *MARSHALL v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. MR. JUSTICE BLACK is of the opinion certiorari should be granted. MR. JUSTICE CLARK took no part in the consideration or decision of this application. *Osmond K. Fraenkel* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Campbell* and *Robert S. Erdahl* for the United States. Briefs of *amici curiae* supporting petitioner were filed by *Robert J. Silberstein* and *Benedict Wolf* for the National Lawyers Guild; *Nathan Witt* for the Civil Rights Congress; *Thomas R. Jones* for the Council on African Affairs, Inc.; *William L. Standard* for the Congress of American Women; *Victor Rabinowitz*, *Nathan Witt* and *Leonard B. Boudin* for the American Communications Association (CIO) et al.; *Leo J. Linder* for the Methodist Federation for Social Action; *Lester M. Levin* for the National Council of the Arts, Sciences and Professions; and *John J. Abt* for the Progressive Party of America et al. Reported below: 85 U. S. App. D. C. 184, 176 F. 2d 473.

No. 620. *LOUCOPANTIS ET AL. v. THE OLYMPOS ET AL.* C. A. 4th Cir. Certiorari denied. *J. L. Morewitz* for petitioners. *Barron F. Black* and *Hugh S. Meredith* for respondents. Reported below: 177 F. 2d 785.

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No. 248. LAWSON *v.* UNITED STATES; and

No. 249. TRUMBO *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. MR. JUSTICE BLACK and MR. JUSTICE DOUGLAS are of the opinion certiorari should be granted. MR. JUSTICE CLARK took no part in the consideration or decision of these applications. *Robert W. Kenny, Charles H. Houston, Bartley C. Crum and Martin Popper* for petitioners. *Solicitor General Perlman, Assistant Attorney General Campbell, Robert S. Erdahl and Harold D. Cohen* for the United States. Briefs of *amici curiae* supporting petitioner in No. 248 were filed by *Arthur Garfield Hays and Osmond K. Fraenkel* for the American Civil Liberties Union et al.; and *Allan Rosenberg* for the Samuel Adams School for Social Studies. Briefs of *amici curiae* supporting petitioners were filed by *Max Radin* for Meiklejohn et al.; *Harold M. Sawyer* for the National Union of Marine Cooks and Stewards; *William L. Standard* for the Congress of American Women and for the Conference of Studio Unions et al.; *Victor Rabinowitz, Nathan Witt and Leonard B. Boudin* for the American Communications Association (CIO) et al.; *Leo J. Linder* for the Methodist Federation for Social Action; *Samuel Neuburger* for the American Slav Congress; *Will Maslow, Thurgood Marshall, Shad Polier and Joseph B. Robison* for the American Jewish Congress et al.; *Lester M. Levin* for the National Council of the Arts, Sciences and Professions; and *John J. Abt* for the Progressive Party of America et al. *Louis Waldman* filed a brief, as *amicus curiae*, for the American Writers Association, Inc., supporting the United States. Reported below: 85 U. S. App. D. C. 167, 176 F. 2d 49.

No. 495. ANHEUSER-BUSCH, INC. *v.* DU BOIS BREWING Co. C. A. 3d Cir. Certiorari denied. MR. JUSTICE CLARK took no part in the consideration or decision of this



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application. *Wallace H. Martin, Minturn de S. Verdi* and *Walter J. Halliday* for petitioner. *Elder W. Marshall* and *John C. Bane, Jr.* for respondent. Reported below: 175 F. 2d 370.

No. 548. *GORDON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. MR. JUSTICE CLARK took no part in the consideration or decision of this application. *William C. Wines* for petitioner. *Solicitor General Perlman, Assistant Attorney General McInerney, Robert S. Erdahl* and *Philip R. Monahan* for the United States. Reported below: 178 F. 2d 896.

No. 364, Misc. *JOHNSON ET AL. v. GARDNER, TRUSTEE*. C. A. 9th Cir. Certiorari denied. *Morris Lavine* for petitioners. *Thomas S. Tobin* for respondent. Reported below: 179 F. 2d 114.

No. 382, Misc. *ADKINS, ADMINISTRATRIX, v. E. I. DU PONT DE NEMOURS & Co., INC. ET AL.* C. A. 10th Cir. Certiorari denied. *John W. Porter, Jr.* for petitioner. *Solicitor General Perlman* for the United States, respondent, waived the right to file reply to the petition. *G. C. Spillers* for the Du Pont Co., respondent.

No. 390, Misc. *WATSON v. SUDDOTH ET AL.* C. A. 8th Cir. Certiorari denied. Petitioner *pro se*. *J. G. Burke* for respondent. Reported below: 177 F. 2d 371.

No. 391, Misc. *ROWE v. GREEN*. C. A. 4th Cir. Certiorari denied.

No. 425, Misc. *EVERHART v. TEXAS*. Court of Criminal Appeals of Texas. Certiorari denied. Reported below: 154 Tex. Cr. R. —, 226 S. W. 2d 637.

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No. 427, Misc. *FALKENSTEIN v. NEW YORK*. Appellate Division of the Supreme Court of New York. Certiorari denied.

No. 428, Misc. *HOLLAND v. EIDSON, WARDEN*. Supreme Court of Missouri. Certiorari denied.

No. 437, Misc. *HOLMES v. SWENSON, WARDEN*. Court of Appeals of Maryland. Certiorari denied.

No. 457, Misc. *VARELA ET AL v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied. *Richard J. Gleason* for petitioners. Reported below: 405 Ill. 236, 90 N. E. 2d 631.

No. 459, Misc. *SEGER ET AL. v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied. Reported below: 405 Ill. 222, 90 N. E. 2d 637.

*Rehearing Denied.*

No. 403. *REIDER v. THOMPSON, TRUSTEE, MISSOURI PACIFIC RAILROAD Co., ante*, p. 113. Rehearing denied. MR. JUSTICE JACKSON and MR. JUSTICE DOUGLAS took no part in the consideration or decision of this application.

No. 517. *COHEN ET AL. v. UNITED STATES, ante*, p. 914. Rehearing denied. MR. JUSTICE DOUGLAS took no part in the consideration or decision of this application.

No. 255, Misc. *THOMPSON v. ROBINSON, WARDEN*, 338 U. S. 950. Second petition for rehearing denied. MR. JUSTICE DOUGLAS took no part in the consideration or decision of this application.

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*Miscellaneous Order.*

No. 449, Misc. POTTER *v.* EIDSON, WARDEN. Motion for leave to file petition for writ of habeas corpus denied.

*Certiorari Denied.*

No. 353. CALIFORNIA-MICHIGAN LAND & WATER CO. *v.* CITY OF PASADENA ET AL. Supreme Court of California. Certiorari denied. *Joseph L. Lewinson* and *Richard C. Goodspeed* for petitioner. *A. E. Chandler* for respondents. Reported below: 33 Cal. 2d 908, 207 P. 2d 17, 46.

No. 595. ROBERTS, SUPERINTENDENT OF THE FIVE TRIBES AGENCY, FOR QUAPAW INDIANS, *v.* UNITED STATES. Court of Claims. Certiorari denied. *Huston Thompson* and *Oscar P. Mast* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Caudle*, *Ellis N. Slack* and *Helen Goodner* for the United States. Reported below: 115 Ct. Cl. 428, 87 F. Supp. 935.

No. 614. BROCK *v.* SOLOMON, TRUSTEE; and

No. 675. BECKER *v.* SOLOMON, TRUSTEE. C. A. 7th Cir. Certiorari denied. *Leo L. Donahoe* for petitioner in No. 614. *James A. Cosgrove* for petitioner in No. 675. *Leslie G. Pefferle* for respondent. Reported below: 178 F. 2d 819.

No. 631. MORAIRTY *v.* MUTUAL LIFE INSURANCE CO. C. A. 9th Cir. Certiorari denied. *Elias S. Clark* for petitioner. *Denison Kitchel* for respondent. Reported below: 178 F. 2d 470.

No. 641. JACKSON ET AL., PRACTICING AS JACKSON & HORAN, *v.* VANCE, TRUSTEE, ET AL. C. A. 10th Cir. Cer-

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tiorari denied. *Arthur T. Hannett* for petitioners. *James R. Modrall* for respondents. Reported below: 179 F. 2d 154.

No. 643. *ALLIED OIL CORP. v. SOCONY-VACUUM OIL Co., INC.* C. A. 7th Cir. Certiorari denied. *Thomas J. Downs* for petitioner. *J. F. Dammann* for respondent. Reported below: 178 F. 2d 239.

No. 669. *REPUBLIC STEEL CORP. v. FARVAL CORPORATION.* C. A. 6th Cir. Certiorari denied. *Walter J. Blenko* and *John H. F. Leonard* for petitioner. *John F. Oberlin* for respondent. Reported below: 179 F. 2d 719.

No. 291, Misc. *LANGFORD v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. *Henry G. Bodkin* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General McInerney*, *Robert S. Erdahl* and *Felicia H. Dubrovsky* for the United States. Reported below: 178 F. 2d 48.

No. 336, Misc. *THOMASSON v. MISSOURI.* Supreme Court of Missouri. Certiorari denied. Petitioner *pro se*. *J. E. Taylor*, Attorney General of Missouri, and *Gordon P. Weir*, Assistant Attorney General, for respondent.

No. 400, Misc. *KENT v. MICHIGAN.* Supreme Court of Michigan. Certiorari denied.

No. 406, Misc. *WINEGARD v. SWENSON, WARDEN.* Court of Appeals of Maryland. Certiorari denied. *Joseph Kadans* for petitioner. Reported below: 69 A. 2d 685.

No. 413, Misc. *SMITH ET AL. v. HOLT ET UX.* Court of Appeals of Kentucky. Certiorari denied.

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No. 417, Misc. CUBBLER *v.* NEW JERSEY. Supreme Court of New Jersey. Certiorari denied.

No. 419, Misc. BINDRIN *v.* ILLINOIS. Supreme Court of Illinois. Certiorari denied. Reported below: 404 Ill. 520, 89 N. E. 2d 530.

No. 426, Misc. BLUE *v.* RAGEN, WARDEN. Criminal Court of Cook County, Illinois. Certiorari denied.

No. 435, Misc. DUNLEVY *v.* ROBINSON, WARDEN. Circuit Court of Sangamon County, Illinois. Certiorari denied.

No. 450, Misc. WILD *v.* BURFORD, WARDEN. District Court of the County of McCurtain, Oklahoma. Certiorari denied.

No. 396, Misc. BRIDGES *v.* NORTH CAROLINA. Supreme Court of North Carolina. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *J. C. B. Ehringhaus, Jr.* for petitioner. *Harry McMullan*, Attorney General of North Carolina, and *T. W. Bruton*, Assistant Attorney General, for respondent. Reported below: 231 N. C. 163, 56 S. E. 2d 397.

*Rehearing Denied.*

No. 359. HIATT, WARDEN, *v.* BROWN, *ante*, p. 103;

No. 525. CLEMENT *v.* WOODS, HOUSING EXPEDITER, *ante*, p. 911;

No. 543. JIFFY LUBRICATOR CO. *v.* ALEMITE COMPANY, *ante*, p. 912;

No. 545. CARPENTER *v.* ERIE RAILROAD Co., *ante*, p. 912; and

No. 351, Misc. EX PARTE NEWSTEAD, *ante*, p. 909. The petitions for rehearing in these cases are severally denied. MR. JUSTICE DOUGLAS took no part in the consideration or decision of these applications.

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*Per Curiam Decisions.*

No. 490. UNITED STATES *v.* COTTON VALLEY OPERATORS COMMITTEE ET AL. Appeal from the United States District Court for the Western District of Louisiana. Argued April 18, 1950. Decided April 24, 1950. *Per Curiam*: The judgment is affirmed by an equally divided Court. MR. JUSTICE CLARK took no part in the consideration or decision of this case. *Assistant Attorney General Bergson* argued the cause for the United States. With him on the brief were *Solicitor General Perlman*, *Charles H. Weston*, *Stanley M. Silverberg* and *Richard E. Guggenheim*. *Arthur O'Quin* argued the cause for the Ohio Oil Co. et al., appellees. With him on the brief were *Charles D. Egan*, *David E. Smitherman*, *John M. Madison*, *W. Scott Wilkinson*, *H. F. Aby*, *Leslie Moses*, *A. M. Gee*, *C. F. Currier* and *Leon O'Quin*. *Charles L. Black* argued the cause for the Stanolind Oil & Gas Co. et al., appellees. With him on the brief were *Donald Campbell*, *W. W. Heard* and *Dan Moody*. *Chas. B. Wallace*, *Walace Hawkins* and *Earl A. Brown* submitted on brief for the Magnolia Petroleum Co., appellee.

No. 725. TEDESCO *v.* BOARD OF SUPERVISORS OF ELECTIONS FOR THE PARISH OF ORLEANS ET AL. Appeal from the Court of Appeal for the Parish of Orleans, Louisiana. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for want of a substantial federal question. *George A. Dreyfous* for appellant. *Bolivar E. Kemp, Jr.*, Attorney General of Louisiana, *Wm. A. Porteous, Jr.*, Second Assistant Attorney General, and *Chas. J. Rivet* for appellees. Reported below: 43 So. 2d 514.

No. 727. HOPKINS *v.* MARYLAND. Appeal from the Court of Appeals of Maryland. *Per Curiam*: The appeal



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is dismissed for want of a substantial federal question. *Louis S. Ashman* for appellant. Reported below: 69 A. 2d 456.

*Miscellaneous Orders.*

No. 430, Misc. *E. I. DU PONT DE NEMOURS & CO. ET AL. v. UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS ET AL.* The motion for leave to file petition for writ of mandamus and/or certiorari is denied. *Gerhard A. Gesell, Paul H. Arthur, John M. Harlan* and *Aaron Finger* for petitioners. *Solicitor General Perlman, Assistant Attorney General Bergson* and *Charles H. Weston* for the United States, respondent.

No. 455, Misc. *SPILLMANN v. JACKSON, WARDEN.* The motion for leave to file petition for writ of certiorari is denied.

No. 464, Misc. *SLADE v. JACQUES, WARDEN.* The motion for leave to file petition for writ of habeas corpus is denied.

*Certiorari Granted.*

Nos. 648 and 649. *UNITED STATES v. MUNSINGWEAR, INC.* C. A. 8th Cir. Certiorari granted. *Solicitor General Perlman* for the United States. *John M. Palmer* for respondent. Reported below: 178 F. 2d 204.

*Certiorari Denied.* (See also Misc. Nos. 430 and 455, *supra.*)

No. 546. *EDDY ET AL. v. PRUDENCE BONDS CORP. ET AL.* C. A. 2d Cir. Certiorari denied. Petitioners *pro se.* *Charles M. McCarty* for respondent.

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No. 571. *HELM v. NEVADA*. Supreme Court of Nevada. Certiorari denied. *E. P. Carville* for petitioner. *Alan Bible*, Attorney General of Nevada, *Geo. P. Annand* and *Robert L. McDonald*, Deputy Attorneys General, for respondent. Reported below: 66 Nev. —, 209 P. 2d 187.

No. 592. *UNITED STATES v. PEVELY DAIRY CO.*; and

No. 593. *UNITED STATES v. ST. LOUIS DAIRY CO.* C. A. 8th Cir. Certiorari denied. *Arnold Raum* for the United States. *William H. Allen*, *James A. Finch* and *E. C. Hartman* for respondent in No. 592. *Jacob M. Lashly* for respondent in No. 593. Reported below: 178 F. 2d 363.

No. 616. *PLAINFIELD HOTEL CORP. v. CITY OF BUFFALO*. C. A. 2d Cir. Certiorari denied. *James P. Kohler* for petitioner. *Herbert A. Hickman* for respondent. Reported below: 177 F. 2d 425.

No. 632. *TAMEZ, EXECUTRIX, v. WOODS, HOUSING EXPEDITER*. C. A. 5th Cir. Certiorari denied. *William Robert Smith, Jr.* for petitioner. *Solicitor General Perlman*, *Ed Dupree*, *Nathan Siegel* and *Benjamin Freidson* for respondent. Reported below: 177 F. 2d 639.

No. 634. *UNION PACIFIC RAILROAD CO. v. UNITED STATES*. Court of Claims. Certiorari denied. *Elmer B. Collins* and *Lawrence Cake* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Morison* and *Paul A. Sweeney* for the United States. Reported below: 115 Ct. Cl. 321, 87 F. Supp. 957.

No. 652. *KJAR v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Perlman*, *Assistant Attorney General Caudle*, *Ellis N.*

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*Slack, Helen Goodner and Homer R. Miller* for the United States. Reported below: 177 F. 2d 630.

No. 656. RING CONSTRUCTION CORP. *v.* SECRETARY OF WAR. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Josiah E. Brill* and *Robert A. Littleton* for petitioner. *Solicitor General Perlman, Assistant Attorney General Morison, Paul A. Sweeney and Melvin Richter* for respondent. Reported below: 85 U. S. App. D. C. 386, 178 F. 2d 714.

No. 660. LOUISVILLE AND JEFFERSON COUNTY METROPOLITAN SEWER DISTRICT *v.* BOND BROTHERS. Court of Appeals of Kentucky. Certiorari denied. *Blakey Helm* and *Gilbert Burnett* for petitioner. *Ernest Woodward* and *Squire R. Ogden* for respondent. Reported below: 312 Ky. 601, 228 S. W. 2d 655.

No. 661. COMMISSION OF THE DEPARTMENT OF PUBLIC UTILITIES OF MASSACHUSETTS *v.* NEW YORK, NEW HAVEN & HARTFORD RAILROAD CO. C. A. 2d Cir. Certiorari denied. *Francis E. Kelly*, Attorney General of Massachusetts, *Francis J. Roche* and *David H. Stuart*, Assistant Attorneys General, for petitioner. *Hermon J. Wells* for respondent. Reported below: 178 F. 2d 559.

No. 662. MATHEY *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 1st Cir. Certiorari denied. *Lawrence E. Green* for petitioner. *Solicitor General Perlman, Assistant Attorney General Caudle, Ellis N. Slack, Lee A. Jackson* and *Irving I. Axelrad* for respondent. Reported below: 177 F. 2d 259.

No. 665. BALTIMORE & OHIO RAILROAD CO. *v.* HOPPER PAPER CO. C. A. 7th Cir. Certiorari denied. *Edwin H. Burgess, Frederick E. Baukhages, William A. Eggers* and

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*James J. Graham* for petitioner. *Henry R. Barber* and *Virginia W. Barber* for respondent. Reported below: 178 F. 2d 179.

No. 683. *THROCKMORTON v. ST. LOUIS-SAN FRANCISCO RAILWAY Co.* C. A. 8th Cir. Certiorari denied. *Edward F. Prichard, Jr.* for petitioner. *Roscoe Anderson* and *C. H. Skinker, Jr.* for respondent. Reported below: 179 F. 2d 165.

No. 337, Misc. *BYERS v. HUNTER, WARDEN.* C. A. 10th Cir. Certiorari denied.

No. 392, Misc. *CROMELIN v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Perlman*, *Assistant Attorney General Morison*, *Paul A. Sweeney* and *Morton Hollander* for the United States. Reported below: 177 F. 2d 275.

No. 440, Misc. *MITCHELL v. CALIFORNIA ET AL.* Supreme Court of California. Certiorari denied.

No. 442, Misc. *STERBA v. BORELLI, JUDGE, ET AL.* Criminal Court of Cook County, Illinois. Certiorari denied.

No. 443, Misc. *RIVERS v. INDIANA.* Circuit Court of St. Joseph County, Indiana. Certiorari denied.

No. 444, Misc. *SWOVELAND v. SMYTH, SUPERINTENDENT.* Supreme Court of Appeals of Virginia. Certiorari denied.

No. 447, Misc. *ROHDE v. RAGEN, WARDEN.* Supreme Court of Illinois. Certiorari denied.

No. 448, Misc. *BARNES v. ILLINOIS.* Supreme Court of Illinois. Certiorari denied. Reported below: 405 Ill. 30, 89 N. E. 2d 791.

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No. 451, Misc. *WAGNER v. RAGEN, WARDEN*. Supreme Court of Illinois. Certiorari denied.

No. 452, Misc. *NELSON v. RAGEN, WARDEN*. Supreme Court of Illinois. Certiorari denied.

No. 461, Misc. *ADAMS v. RAGEN, WARDEN*. Supreme Court of Illinois. Certiorari denied.

No. 465, Misc. *PERROZZI v. RAGEN, WARDEN*. Circuit Court of Will County, Criminal Court of Cook County, and Supreme Court of Illinois. Certiorari denied.

No. 473, Misc. *WULSCH v. ROBINSON, WARDEN*. Circuit Court of Saint Clair County, Illinois. Certiorari denied.

No. 387, Misc. *QUILLIAN v. SWEENEY, SHERIFF, ET AL.* Court of Appeals of Cuyahoga County, Ohio. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion the petition should be granted. *Frank C. Lyons* for petitioner. *Frank T. Cullitan* and *Gertrude M. Bauer* for Sweeney, respondent.

No. 388, Misc. *WOODALL v. SWEENEY, SHERIFF, ET AL.* Court of Appeals of Cuyahoga County, Ohio. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion the petition should be granted. *Frank C. Lyons* for petitioner. *Frank T. Cullitan* and *Gertrude M. Bauer* for Sweeney, respondent.

*Rehearing Denied.*

No. 280. *WILLAPOINT OYSTERS, INC. v. EWING, ADMINISTRATOR, ET AL.*, 338 U. S. 860. The motion for leave to file petition for rehearing is denied. MR. JUSTICE DOUGLAS took no part in the consideration or decision of this application.

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No. 552. *MESTICE v. MASI*, *ante*, p. 921;

No. 596. *HARRIS v. COMMISSIONER OF INTERNAL REVENUE*, *ante*, p. 917; and

No. 397, Misc. *RHEIM v. LYONS, COMMISSIONER*, *ante*, p. 925. The petitions for rehearing in these cases are severally denied.

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*Per Curiam Decisions.*

No. 427. *FLOWERS v. MISSISSIPPI*. Appeal from the Supreme Court of Mississippi. *Per Curiam*: The appeal is dismissed for want of jurisdiction. 28 U. S. C. § 1257 (2). Treating the papers whereon the appeal was allowed as a petition for writ of certiorari as required by 28 U. S. C. § 2103, certiorari is denied. MR. JUSTICE BLACK and MR. JUSTICE DOUGLAS are of the opinion that certiorari should be granted. *W. M. Mize* for appellant. *Greek L. Rice*, Attorney General of Mississippi, and *George H. Ethridge*, Assistant Attorney General, for appellee. Reported below: — Miss. —, 41 So. 2d 352.

No. 687. *FRANKLIN v. HARPER ET AL.* Appeal from the Supreme Court of Georgia. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for want of a substantial federal question. *Franklin H. Pierce* for appellant. Appellees *pro se*. Reported below: 205 Ga. 779, 55 S. E. 2d 221.

*Miscellaneous Orders.*

No. 468, Misc. *KEITH v. MILLER, WARDEN*. The motion for leave to file petition for writ of certiorari is denied.

No. 470, Misc. *EPPLÉ v. DUFFY, WARDEN*; and

No. 471, Misc. *HOBBS v. SWENSON, WARDEN*. The motions for leave to file petitions for writs of habeas corpus are denied.



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*Certiorari Granted.*

Nos. 584, 585, 586 and 587. UNITED STATES *v.* SECURITY TRUST & SAVINGS BANK OF SAN DIEGO, EXECUTOR, ET AL. District Court of Appeal for the Fourth Appellate District of California. Certiorari granted. *Solicitor General Perlman* for the United States. Reported below: 93 Cal. App. 2d 608, 209 P. 2d 657.

No. 686. GREAT ATLANTIC & PACIFIC TEA CO. *v.* SUPERMARKET EQUIPMENT CORP. C. A. 6th Cir. Certiorari granted. *John H. Glaccum* for petitioner. *Townsend F. Beaman* and *Lloyd W. Patch* for respondent. Reported below: 179 F. 2d 636.

*Certiorari Denied.* (See also No. 427 and Misc. No. 468, *supra.*)

No. 542. DUNCAN COFFEE CO. *v.* RECONSTRUCTION FINANCE CORPORATION. United States Emergency Court of Appeals. Certiorari denied. *Samuel H. Peak* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Morison*, *Samuel D. Slade* and *John R. Benney* for respondent. Reported below: 178 F. 2d 926.

No. 562. LOCAL 36, INTERNATIONAL FISHERMEN & ALLIED WORKERS OF AMERICA ET AL. *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. *Robert W. Kenny* for petitioners. *Solicitor General Perlman*, *Assistant Attorney General Bergson* and *J. Roger Wollenberg* for the United States. Reported below: 177 F. 2d 320.

No. 651. BURNS ET AL. *v.* MUTUAL BENEFIT LIFE INSURANCE Co. C. A. 6th Cir. Certiorari denied. *Solomon W. Patek* for petitioners. Reported below: 179 F. 2d 236.

No. 658. STEINWAY *v.* MAJESTIC AMUSEMENT Co. ET AL. C. A. 10th Cir. Certiorari denied. *Neal E. McNeill*

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for petitioner. *John A. Johnson* for respondents. Reported below: 179 F. 2d 681.

No. 668. INSURANCE COMPANY OF NORTH AMERICA *v.* HOWE. C. A. 6th Cir. Certiorari denied. *James A. Butler* for petitioner. *Raymond T. Jackson* for respondent. Reported below: 179 F. 2d 239.

No. 672. HYGIENIC PRODUCTS CO. *v.* JUDSON DUNAWAY CORP.; and

No. 681. JUDSON DUNAWAY CORP. *v.* HYGIENIC PRODUCTS Co. C. A. 1st Cir. Certiorari denied. *Harry Frease, Joseph Frease and Randolph C. Richardson* for petitioner in No. 672. *Manvel Whittemore, Charles F. Miller, Jr. and Lucius E. Varney* for the Judson Dunaway Corporation. Reported below: 178 F. 2d 461.

No. 673. GRAY ET AL. *v.* OLDLAND ET AL. C. A. 10th Cir. Certiorari denied. *George L. Sneed, Frederic L. Kirgis and Jean S. Breitenstein* for petitioners. *Frank Delaney and L. H. Larwill* for Oldland et al.; and *Charles J. Moynihan* for Rector et al., respondents. Reported below: 179 F. 2d 408.

No. 679. JONES ET AL. *v.* GUTOWSKY. C. A. 10th Cir. Certiorari denied. *Herbert J. Patrick, Logan Stephenson and Cleon R. Nixon* for petitioners. Reported below: 178 F. 2d 60.

No. 688. POWELL *v.* YOUNG. C. A. 5th Cir. Certiorari denied. *John O. Harris* for petitioner. *Richard T. Rives* for respondent. Reported below: 179 F. 2d 147.

No. 692. M. & M. TRANSPORTATION CO. *v.* CITY OF NEW YORK ET AL. Court of Appeals of New York. Certiorari denied. *Joseph Rotwein* for petitioner. *John P. McGrath and Stanley Buchsbaum* for respondents.

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No. 694. ALBRECHT ET AL. *v.* INDIANA HARBOR BELT RAILROAD CO. C. A. 7th Cir. Certiorari denied. *John H. Gately* for petitioners. *Sidney C. Murray, Marvin A. Jersild, Victor L. Lewis and Owen W. Crumpacker* for respondent. Reported below: 178 F. 2d 577.

Nos. 695 and 696. HANDWORK ET AL., TRUSTEES, *v.* YOUNG, TRUSTEE IN BANKRUPTCY. C. A. 7th Cir. Certiorari denied. *Homer D. Dines* for petitioners. *Horace A. Young, pro se.* Reported below: 179 F. 2d 70.

No. 733. CHARTER OAK FIRE INSURANCE CO. ET AL. *v.* GERRITY ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Edwin A. Swingle and William E. Miller* for petitioners. *William E. Leahy and Raymond F. Garrity* for respondents. Reported below: 86 U. S. App. D. C. 199, 181 F. 2d 614.

No. 674. GREGOIRE *v.* BIDDLE ET AL. C. A. 2d Cir. Certiorari denied. MR. JUSTICE CLARK took no part in the consideration or decision of this application. *Gunter Jacobson and Emily Marx* for petitioner. *Solicitor General Perlman, Assistant Attorney General Morison, Samuel D. Slade and Morton Hollander* for respondents. Reported below: 177 F. 2d 579.

No. 697. BERLINSKY *v.* WOODS, HOUSING EXPEDITER, ET AL. C. A. 4th Cir. Certiorari denied. Petitioner *pro se.* *Solicitor General Perlman, John R. Benney, Ed Dupree, Leon J. Libeu and Nathan Siegel* for respondents. Reported below: 178 F. 2d 265.

No. 324, Misc. LOWE *v.* KILLINGER ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied.

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No. 422, Misc. *ARRINGTON v. ALABAMA*. Supreme Court of Alabama. Certiorari denied. *Franklin H. Williams, Robert L. Carter and Thurgood Marshall* for petitioner. *A. A. Carmichael*, Attorney General of Alabama, and *M. R. Nachman*, Assistant Attorney General, for respondent. Reported below: 253 Ala. 178, 43 So. 2d 644.

No. 441, Misc. *HOLT v. CALIFORNIA ET AL.* Supreme Court of California. Certiorari denied.

No. 454, Misc. *YOUNG v. CALIFORNIA ET AL.* Supreme Court of California. Certiorari denied.

*Rehearing Denied.*

No. 14. *DENNIS v. UNITED STATES*, *ante*, p. 162. Rehearing denied. MR. JUSTICE DOUGLAS and MR. JUSTICE CLARK took no part in the consideration or decision of this application.

No. 163. *COMMODITIES TRADING CORP. ET AL. v. UNITED STATES*; and

No. 156. *UNITED STATES v. COMMODITIES TRADING CORP. ET AL.*, *ante*, p. 121; and

No. 337. *RAILWAY LABOR EXECUTIVES' ASSOCIATION v. UNITED STATES ET AL.*, *ante*, p. 142. The petitions for rehearing in these cases are severally denied. THE CHIEF JUSTICE and MR. JUSTICE DOUGLAS took no part in the consideration or decision of these applications.

No. 301, Misc. *TATE v. HEINZE, WARDEN*, 338 U. S. 956. Second petition for rehearing denied. MR. JUSTICE DOUGLAS took no part in the consideration or decision of this application.

No. 373, Misc. *ALMEIDA v. PENNSYLVANIA*, *ante*, p. 924. Rehearing denied.

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*Miscellaneous Order.*

No. 498, Misc. COLLINS ET AL. *v.* LETTS, U. S. DISTRICT JUDGE, ET AL. Motion for leave to file petition for writs of prohibition and mandamus denied.

*Certiorari Granted.*

No. 685. UNITED STATES *v.* GRIGGS, EXECUTRIX. C. A. 10th Cir. Certiorari granted. *Solicitor General Perlman* for the United States. Reported below: 178 F. 2d 1.

No. 732. NATIONAL LABOR RELATIONS BOARD *v.* PITTSBURGH STEAMSHIP Co. C. A. 6th Cir. Certiorari granted. *Solicitor General Perlman* and *Robert N. Denham* for petitioner. *Nathan L. Miller, Lee C. Hinslea* and *Lucian Y. Ray* for respondent. Reported below: 180 F. 2d 731.

No. 294, Misc. SNYDER *v.* BUCK, PAYMASTER GENERAL OF THE NAVY. United States Court of Appeals for the District of Columbia Circuit. Certiorari granted. *John Geyer Tausig* and *Gibbs L. Baker* for petitioner. *Solicitor General Perlman, Assistant Attorney General Morison, Samuel D. Slade* and *Morton Hollander* for respondent. Reported below: 85 U. S. App. D. C. 198, 177 F. 2d 44.

*Certiorari Denied.*

No. 581. AMERICAN PRESIDENT LINES, LTD. *v.* AGNEW ET AL.;

No. 582. AMERICAN PRESIDENT LINES, LTD. *v.* GRIFFIN ET AL.; and

No. 583. AMERICAN PRESIDENT LINES, LTD. *v.* FEDERER ET AL. C. A. 9th Cir. Certiorari denied. *Ira S. Lillick* for petitioner. *Albert Michelson* for respondents

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in Nos. 581 and 582; and *Herbert Resner* for respondents in No. 583. Reported below: 177 F. 2d 107, 111.

No. 680. UNITED ARTISTS CORP. ET AL. *v.* BOARD OF CENSORS OF MEMPHIS ET AL. Supreme Court of Tennessee. Certiorari denied. *Hamilton E. Little, Edward C. Raftery* and *Lowell W. Taylor* for petitioners. *J. S. Allen* for respondents. Reported below: 189 Tenn. 397, 225 S. W. 2d 550.

No. 684. FIREMAN'S FUND INSURANCE CO. *v.* McCONNELL. C. A. 5th Cir. Certiorari denied. *Alex W. Smith* and *R. Wilson Smith, Jr.* for petitioner. *A. C. Wheeler* for respondent. Reported below: 178 F. 2d 76.

No. 691. BROWN *v.* ROYALL, SECRETARY OF THE ARMY, ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Morton Singer, P. Bateman Ennis, Edward Holloway* and *Philip F. La Follette* for petitioner. *Solicitor General Perlman, Assistant Attorney General Morison* and *Samuel D. Slade* for respondents.

No. 693. SAFEWAY STORES, INC. *v.* WEST ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Cornelius H. Doherty* for petitioner. *Austin F. Canfield* for respondents. Reported below: 86 U. S. App. D. C. 100, 180 F. 2d 25.

No. 698. RANDOLPH LABORATORIES, INC. *v.* SPECIALTIES DEVELOPMENT CORP. C. A. 3d Cir. Certiorari denied. *Ralph M. Snyder* for petitioner. *Floyd H. Crews* for respondent. Reported below: 178 F. 2d 477.

No. 699. ROWLAND *v.* ARKANSAS. C. A. 8th Cir. Certiorari denied. *C. Floyd Huff, Jr.* for petitioner. *Ike Murry*, Attorney General of Arkansas, *John Williams*,



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Chief Assistant Attorney General, and *Jeff Duty*, Assistant Attorney General, for respondent. Reported below: 179 F. 2d 709.

No. 706. *CITIZENS ICE & COLD STORAGE CO. ET AL. v. ATLANTIC COMPANY*. C. A. 5th Cir. Certiorari denied. *Julian Webb* for petitioners. *William K. Meadow* and *Robert B. Troutman* for respondent. Reported below: 178 F. 2d 453.

No. 707. *PARKERSON, TRUSTEE, ET AL. v. CHAPMAN ET AL., EXECUTORS*. C. A. 4th Cir. Certiorari denied. *Russell T. Bradford* for petitioners. *Albert W. Fox* and *Thomas H. Patterson* for respondents. Reported below: 179 F. 2d 208.

No. 729. *TEXAS & PACIFIC RAILWAY CO. v. RED RIVER COTTON OIL CO. ET AL.* Supreme Court of Louisiana. Certiorari denied. *Frank H. Peterman* for petitioner. *LeDoux R. Provosty* for respondents. Reported below: 216 La. 519, 44 So. 2d 101.

No. 731. *HOFFPAUIR v. HOSSEY*. C. A. 5th Cir. Certiorari denied. *Curley C. Hoffpauir, pro se*. Reported below: 180 F. 2d 84.

No. 594. *McGRATH, ATTORNEY GENERAL OF THE UNITED STATES, v. PARAMOUNT PICTURES, INC. ET AL.* District Court of Appeal, First Appellate District, of California; and

No. 613. *SPARLING, SUPERINTENDENT OF BANKS, v. PARAMOUNT PICTURES, INC. ET AL.* Supreme Court of California. Certiorari denied. MR. JUSTICE CLARK took no part in the consideration or decision of these applications. *Solicitor General Perlman* for petitioner in No. 594. *Dudley T. Shearer* for petitioner in No. 613. *Homér*

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*I. Mitchell* for Paramount Pictures, Inc.; and *Walter S. Hilborn* for the Bank of America National Trust & Savings Assn. et al., respondents. Reported below: No. 594, 93 Cal. App. 2d 768, 209 P. 2d 968.

No. 621. *WADE ET AL. v. MICHIGAN*. Supreme Court of Michigan. Certiorari denied. *Larry S. Davidow* for petitioners. *Stephen J. Roth*, Attorney General of Michigan, *Edmund E. Shepherd*, Solicitor General, and *Daniel J. O'Hara*, Assistant Attorney General, for respondent.

No. 412, Misc. *DANIELS ET AL. v. NORTH CAROLINA*. Supreme Court of North Carolina. Certiorari denied. *O. John Rogge*, *Herman L. Taylor* and *C. J. Gates* for petitioners. *Harry McMullan*, Attorney General of North Carolina, and *Ralph Moody*, Assistant Attorney General, for respondent. Reported below: 231 N. C. 17, 341, 509, 56 S. E. 2d 2, 646, 57 S. E. 2d 653.

No. 458, Misc. *BAKER v. CALIFORNIA ET AL.* Supreme Court of California. Certiorari denied.

*Rehearing Denied.*

No. 561. *STANDARD COMMERCIAL TOBACCO CO. ET AL. v. SNYDER, SECRETARY OF THE TREASURY, ET AL.*, ante, p. 918;

No. 657. *HOLMES ET AL. v. UNITED STATES ET AL.*, ante, p. 927; and

No. 666. *MONOLITH PORTLAND MIDWEST CO. v. RECONSTRUCTION FINANCE CORP.*, ante, p. 932. The petitions for rehearing in these cases are severally denied.

No. 255, Misc. *THOMPSON v. ROBINSON, WARDEN*, 338 U. S. 950. Third petition for rehearing denied. Mr. JUSTICE DOUGLAS took no part in the consideration or decision of this application.

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*Per Curiam Decisions.*

No. 754. EMERY TRANSPORTATION CO. *v.* UNITED STATES ET AL. Appeal from the United States District Court for the Southern District of Ohio; and

No. 755. HOFFMAN ET AL. *v.* O'BRIEN, POLICE COMMISSIONER, ET AL. Appeal from the United States District Court for the Southern District of New York. *Per Curiam*: The motions to affirm are granted and the judgments are affirmed. *Clarence D. Todd, Dale C. Dillon* and *Harry Kasfir* for appellant in No. 754. *Julius Hallheimer* for appellants in No. 755. *Solicitor General Perlman, Daniel W. Knowlton, Albert B. Rosenbaum* and *David Axelrod* for appellees in No. 754. *Nathaniel L. Goldstein*, Attorney General of New York, *Wendell P. Brown*, Solicitor General, and *Samuel A. Hirshowitz*, Assistant Attorney General, for Goldstein; and *John P. McGrath, Frank S. Hogan, Seymour B. Quel* and *Whitman Knapp* for O'Brien et al., appellees in No. 755. Reported below: No. 755, 88 F. Supp. 490.

*Miscellaneous Order.*

No. 478, Misc. BYERS *v.* KEECH, U. S. DISTRICT JUDGE. The motion for leave to file petition for writ of mandamus is denied.

*Certiorari Granted.*

No. 536. COMPAGNA ET AL. *v.* HIATT, WARDEN. C. A. 5th Cir. Certiorari granted. MR. JUSTICE CLARK took no part in the consideration or decision of this application. *A. Walton Nall* and *Wm. Scott Stewart* for petitioners. *Solicitor General Perlman, Assistant Attorney General McInerney, Robert S. Erdahl* and *Philip R. Monahan* for respondent. Reported below: 178 F. 2d 42.

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No. 554. NATIONAL COUNCIL OF AMERICAN-SOVIET FRIENDSHIP, INC. ET AL. *v.* McGRATH, ATTORNEY GENERAL, ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari granted. MR. JUSTICE CLARK took no part in the consideration or decision of this application. *Abraham J. Isserman, David Rein and Joseph Forer* for petitioners. *Solicitor General Perlman, Assistant Attorney General Morison and Paul A. Sweeney* for respondents.

No. 635. ROGERS *v.* UNITED STATES;

No. 636. BLAU *v.* UNITED STATES; and

No. 640. BLAU *v.* UNITED STATES. C. A. 10th Cir. Certiorari granted. MR. JUSTICE CLARK took no part in the consideration or decision of this application. *Samuel D. Menin* for petitioners. *Solicitor General Perlman* for the United States. Reported below: Nos. 635 and 636, 179 F. 2d 559; No. 650, 180 F. 2d 103.

No. 700. McGRATH, ATTORNEY GENERAL, ET AL. *v.* KRISTENSEN. United States Court of Appeals for the District of Columbia Circuit. Certiorari granted. *Solicitor General Perlman* for petitioners. *David W. Louisell* for respondent. Reported below: 86 U. S. App. D. C. 48, 179 F. 2d 796.

*Certiorari Denied.*

No. 570. LORD MANUFACTURING CO. *v.* UNITED STATES. Court of Claims. Certiorari denied. *Charles A. Horsky, Ralph Hammar and Edward G. Howard* for petitioner. *Solicitor General Perlman, Assistant Attorney General Morison, Paul A. Sweeney and Melvin Richter* for the United States. Reported below: 114 Ct. Cl. 199, 84 F. Supp. 748.

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No. 709. *SAFE HARBOR WATER POWER CORP. v. FEDERAL POWER COMMISSION*. C. A. 3d Cir. Certiorari denied. *Randall J. LeBoeuf, Jr., George Ross Hull and John C. Kelley* for petitioner. *Solicitor General Perlman, Assistant Attorney General Morison, Paul A. Sweeney, Melvin Richter, Bradford Ross, Howard E. Wahrenbrock, Reuben Goldberg and Bernard A. Foster, Jr.* for respondent. Reported below: 179 F. 2d 179.

No. 712. *UNITED STATES v. MARTIN ET AL.*; and

No. 715. *MARTIN ET AL. v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Solicitor General Perlman* for the United States in No. 712. *Daniel Partridge, III and Milton D. Campbell* for Martin et al. *Mr. Perlman, Assistant Attorney General Vanech, Roger P. Marquis and Wilma C. Martin* for the United States in No. 715. Reported below: 85 U. S. App. D. C. 382, 177 F. 2d 733.

No. 721. *NELSON ET AL. v. JOHNSON, SECRETARY OF DEFENSE, ET AL.* United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Claude L. Dawson* for petitioners. *Solicitor General Perlman, Assistant Attorney General Morison, Samuel D. Slade and Morton Hollander* for respondents. Reported below: 86 U. S. App. D. C. 99, 180 F. 2d 386.

No. 722. *WILLIS v. CONSOLIDATED TEXTILE CO., INC. ET AL.* C. A. 2d Cir. Certiorari denied. *Emanuel Redfield* for petitioner. *Samuel S. Jennings, Jr.* for the Consolidated Textile Co., respondent. Reported below: 178 F. 2d 924.

No. 448. *KAMP v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *MR. JUSTICE CLARK* took no part in

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the consideration or decision of this application. *John J. Wilson* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Campbell*, *Robert S. Erdahl* and *Felicia H. Dubrovsky* for the United States. Reported below: 84 U. S. App. D. C. 187, 176 F. 2d 618.

No. 637. *BARY v. UNITED STATES*;

No. 638. *KLEINBORD v. UNITED STATES*; and

No. 639. *ROGERS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. MR. JUSTICE CLARK took no part in the consideration or decision of this application. *Samuel D. Menin* for petitioners. *Solicitor General Perlman* for the United States. Reported below: Nos. 637 and 638, 179 F. 2d 559; No. 639, 180 F. 2d 103.

No. 730. *E. B. KAISER Co. v. RIC-WIL COMPANY*. C. A. 7th Cir. Certiorari denied. MR. JUSTICE BLACK is of the opinion certiorari should be granted. *George I. Haight* and *Robert R. Lockwood* for petitioner. *Harvey R. Hawgood*, *Arthur H. Van Horn* and *Will Freeman* for respondent. Reported below: 179 F. 2d 401.

No. 410, Misc. *BALL v. MOORE, WARDEN*. Court of Criminal Appeals of Texas. Certiorari denied. Reported below: 154 Tex. Cr. R. —, 225 S. W. 2d 844.

No. 414, Misc. *SEWELL v. CALIFORNIA*. District Court of Appeal for the Fourth Appellate District of California. Certiorari denied. Petitioner *pro se*. *Fred N. Howser*, Attorney General of California, *Frank Richards* and *Gilbert Harelson*, Deputy Attorneys General, for respondent. Reported below: 95 Cal. App. 2d 850, 214 P. 2d 113.

*Rehearing Denied.*

No. 238. *McGEE v. MISSISSIPPI*, 338 U. S. 805. Rehearing denied. MR. JUSTICE DOUGLAS took no part in the consideration or decision of this application.



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No. 197. MARSHALL *v.* UNITED STATES, *ante*, p. 933; and

No. 495. ANHEUSER-BUSCH, INC. *v.* DU BOIS BREWING Co., *ante*, p. 934. The petitions for rehearing are denied. MR. JUSTICE CLARK took no part in the consideration or decision of these applications.

No. 724. SOUTH ET AL. *v.* PETERS, CHAIRMAN OF THE GEORGIA STATE DEMOCRATIC EXECUTIVE COMMITTEE, ET AL., *ante*, p. 276;

No. 390, Misc. WATSON *v.* SUDDOTH ET AL., *ante*, p. 935; and

No. 417, Misc. CUBBLER *v.* NEW JERSEY, *ante*, p. 939. The petitions for rehearing in these cases are severally denied.

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*Per Curiam Decisions.*

No. 671. UNITED STATES GYPSUM CO. ET AL. *v.* UNITED STATES. Appeal from the United States District Court for the District of Columbia. *Per Curiam*: The appeal is dismissed. MR. JUSTICE JACKSON and MR. JUSTICE CLARK took no part in the consideration or decision of this case. *Albert R. Connelly, Cranston Spray and Hugh Lynch, Jr.* for appellants.

No. 774. E. I. DU PONT DE NEMOURS & CO. ET AL. *v.* UNITED STATES. Appeal from the United States District Court for the Northern District of Illinois. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed. MR. JUSTICE REED is of the opinion probable jurisdiction should be noted. MR. JUSTICE CLARK took no part in the consideration or decision of this case. *Gerhard A. Gesell, Paul H. Arthur, John M. Harlan and*

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*Aaron Finger* for appellants. *Solicitor General Perlman* for the United States. Reported below: 87 F. Supp. 962.

No. 792. *GLISSMANN v. CITY OF OMAHA ET AL.* Appeal from the Supreme Court of Nebraska. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for want of a substantial federal question. *S. L. Winters* for appellant. *Alfred G. Ellick* for appellees. Reported below: 151 Neb. 895, 39 N. W. 2d 828.

*Miscellaneous Orders.*

No. 670. *UNITED STATES v. UNITED STATES GYPSUM CO. ET AL.* Appeal from the United States District Court for the District of Columbia. In this case probable jurisdiction is noted. The motions to supplement the record are granted. Article III of the decree of the District Court of November 7, 1949, reading as follows: "The defendant companies have acted in concert in restraint of trade and commerce among the several states in the eastern territory of the United States to fix, maintain and control the prices of gypsum board and have monopolized trade and commerce in the gypsum board industry in violation of sections 1 and 2 of the Sherman Antitrust Act," is affirmed. The corporate defendants and Samuel M. Gloyd, doing business as Texas Cement Plaster Company, are enjoined, pending further order of this Court, from (1) enforcing in any manner whatsoever the provisions of their current license agreements fixing, maintaining, or stabilizing prices of gypsum board or the terms and conditions of sale thereof, and (2) from entering into or performing any agreement or understanding in restraint of trade and commerce in gypsum board among the several states in the eastern territory of the United States by license agreements to fix, maintain, or stabilize prices of gypsum board or by license or other concerted action arranging the terms and conditions of sale thereof. MR. JUSTICE JACKSON and

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MR. JUSTICE CLARK took no part in the consideration or decision of these questions.

No. 682. COMMISSIONER OF INTERNAL REVENUE *v.* MCKAY PRODUCTS CORP. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit dismissed on motion of counsel for the petitioner. *Solicitor General Perlman* for petitioner. *Karl F. Steinmann* and *John W. Cable, III* for respondent. Reported below: 178 F. 2d 639.

No. 420, Misc. ODDO *v.* NEW YORK. Court of Appeals of New York. Motion of Dominic Mundo to join in the petition denied. Certiorari denied. Petitioner *pro se.* *Frank S. Hogan* and *Whitman Knapp* for respondent. Reported below: 300 N. Y. 649, 90 N. E. 2d 896.

No. 469, Misc. PORTER *v.* HEINZE, WARDEN. Supreme Court of California. Certiorari denied. Motion for leave to file petition for writ of mandamus also denied.

No. 479, Misc. PARDEE *v.* MICHIGAN. Supreme Court of Michigan. Certiorari denied. Motion for leave to file petition for writ of habeas corpus also denied. Reported below: 327 Mich. 13, 41 N. W. 2d 466.

No. 511, Misc. GIBBS *v.* ASHE, WARDEN. Supreme Court of Pennsylvania. Certiorari denied. Petition for appeal also denied.

No. 467, Misc. 4278 HAZEL BUILDING CORP. ET AL. *v.* BEREST ET AL.;

No. 477, Misc. FARNSWORTH *v.* FOSTER, WARDEN; and

No. 499, Misc. GRANT *v.* OVERHOLSER. Motion for leave to file petitions for writs of certiorari denied. *Meyer*

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*Abrams* and *William Henning Rubin* for petitioners in No. 467, Misc. Petitioners *pro se* in Misc. Nos. 477 and 499. *Robert Marks* and *M. J. Myer* for respondents in No. 467. *Nathaniel L. Goldstein*, Attorney General of New York, *Wendell P. Brown*, Solicitor General, and *Herman N. Harcourt* and *George A. Radz*, Assistant Attorneys General, for respondent in No. 477, Misc.

No. 486, Misc. *HACKWORTH v. HIATT, WARDEN*;  
No. 489, Misc. *LOWE v. HUMPHREY, WARDEN*; and  
No. 506, Misc. *LEDER v. CALIFORNIA*. Motions for leave to file petitions for writs of habeas corpus denied.

No. 490, Misc. *RASH v. MEMBERS OF BOARD OF TRUSTEES OF INDIANA STATE PRISON*; and

No. 503, Misc. *DAVISON v. UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS*. Motions for leave to file petitions for writs of mandamus denied.

*Certiorari Granted.*

No. 703. *ACKERMANN v. UNITED STATES*; and

No. 704. *ACKERMANN v. UNITED STATES*. C. A. 5th Cir. Certiorari granted. *E. M. Grimes* for petitioners. *Solicitor General Perlman*, *Assistant Attorney General McInerney*, *Robert S. Erdahl* and *Felicia H. Dubrovsky* for the United States. Reported below: No. 703, 178 F. 2d 983; No. 704, 179 F. 2d 236.

No. 723. *UNIVERSAL CAMERA CORP. v. NATIONAL LABOR RELATIONS BOARD*. C. A. 2d Cir. Certiorari granted. *James S. Hays* for petitioner. *Solicitor General Perlman*, *Robert N. Denham*, *David P. Findling* and *Mozart G. Ratner* for respondent. Reported below: 179 F. 2d 749.

No. 421, Misc. *FEINER v. NEW YORK*. Court of Appeals of New York. Certiorari granted. Reported below: 300 N. Y. 391, 91 N. E. 2d 316.

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*Certiorari Denied.* (See also Misc. Nos. 420, 467, 469, 477, 479, 499 and 511, *supra*.)

No. 701. *LA SALLE STEEL CO. v. NATIONAL LABOR RELATIONS BOARD.* C. A. 7th Cir. *Certiorari denied.* *Henry E. Seyfarth* for petitioner. *Solicitor General Perlman, Stanley M. Silverberg, Robert N. Denham, David P. Findling and Mozart G. Ratner* for respondent. Reported below: 178 F. 2d 829.

No. 702. *SEABOARD & WESTERN AIRLINES, INC. v. CIVIL AERONAUTICS BOARD ET AL.* United States Court of Appeals for the District of Columbia Circuit. *Certiorari denied.* *Hardy K. Maclay* for petitioner. *Solicitor General Perlman, Assistant Attorney General Bergson, Stanley M. Silverberg, J. Roger Wollenberg, Emory T. Nunneley, Jr. and Warren L. Sharfman* for the Civil Aeronautics Board, respondent. Reported below: 86 U. S. App. D. C. 64, 181 F. 2d 515.

No. 708. *FIVE CASES OF FIGLIA MIA BRAND OF OIL ET AL. v. UNITED STATES.* C. A. 2d Cir. *Certiorari denied.* *Chester A. Lessler* for the Antonio Corrao Corporation, petitioner. *Solicitor General Perlman, Assistant Attorney General McInerney, Stanley M. Silverberg, Robert S. Erdahl, Vincent A. Kleinfeld and John T. Grigsby* for the United States. Reported below: 179 F. 2d 519.

No. 711. *BEETS v. HUNTER, WARDEN.* C. A. 10th Cir. *Certiorari denied.* *Howard F. McCue and Walton Stanley Allen* for petitioner. *Solicitor General Perlman* for respondent. Reported below: 180 F. 2d 101.

No. 716. *HENDERSON v. UNITED STATES;*

No. 717. *WILDMAN v. UNITED STATES;*

No. 718. *SHUFFLEBARGER v. UNITED STATES;* and

No. 719. *FRANTZ v. UNITED STATES.* C. A. 7th Cir. *Certiorari denied.* *John W. MacDonald* for petitioners.



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*Solicitor General Perlman, Assistant Attorney General McInerney, Philip R. Monahan and Felicia H. Dubrovsky* for the United States. Reported below: 180 F. 2d 711.

No. 720. *KING v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. *Ben F. Foster* for petitioner. *Solicitor General Perlman, Assistant Attorney General Morison and Samuel D. Slade* for the United States. Reported below: 178 F. 2d 320.

No. 728. *UNION BLEACHERY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. *Leonard Marshall* for petitioner. *Solicitor General Perlman, Assistant Attorney General Caudle, Ellis N. Slack, Helen Goodner and Frank J. Ready* for the United States. Reported below: 176 F. 2d 517.

No. 735. *MARX ET AL. v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 1st Cir. Certiorari denied. *Emily Marx* for petitioners. *Solicitor General Perlman, Assistant Attorney General Caudle and Ellis N. Slack* for respondent. Reported below: 179 F. 2d 938.

No. 736. *GIVENS v. MOLL ET AL.* C. A. 5th Cir. Certiorari denied. *Henry C. Vosbein* for petitioner. Reported below: 177 F. 2d 765.

No. 737. *YATES v. BALL*. Supreme Court of Florida. Certiorari denied. *Robert H. Anderson and Harry T. Gray* for petitioner. *Henry P. Adair and Wm. H. Rogers* for respondent. Reported below: 44 So. 2d 302.

No. 739. *ELLIS, RECEIVER, v. CATES*. C. A. 4th Cir. Certiorari denied. *John Locke Green* for petitioner. *Solicitor General Perlman, Assistant Attorney General Vanech, Roger P. Marquis and Fred W. Smith* for respondent. Reported below: 178 F. 2d 791.



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No. 741. *ANDERSON ET AL., TRUSTEES, v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. *John H. Crooker, Jr.* for petitioners. *Solicitor General Perlman, Assistant Attorney General Vanech, Roger P. Marquis* and *S. Billingsley Hill* for the United States. Reported below: 179 F. 2d 281.

No. 742. *THE ARLINGTON, INC. ET AL. v. MAYER*. C. A. 7th Cir. Certiorari denied. *Meyer Abrams* for petitioners. *Cassius M. Doty* for respondent.

No. 744. *CURTIS, TRUSTEE IN BANKRUPTCY, v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. *Samuel T. Gaines* for petitioner. *Solicitor General Perlman, Assistant Attorney General Caudle, Ellis N. Slack* and *A. F. Prescott* for the United States. Reported below: 178 F. 2d 268.

No. 747. *MAGIDSON v. DUGGAN, TRUSTEE, ET AL.* C. A. 8th Cir. Certiorari denied. *James C. Jones, Jr.* for petitioner. *Geo. O. Durham* for respondents. Reported below: 180 F. 2d 473.

No. 752. *DUNAWAY ET AL. v. STANDARD OIL CO. (NEW JERSEY) ET AL.* C. A. 5th Cir. Certiorari denied. *Arthur H. Bartelt* for petitioners. *Robert H. Kelley* for the Standard Oil Co.; *Wm. A. Dougherty, James Lawrence White* and *Wm. Q. Boyce* for the Colorado Interstate Gas Co.; and *Wales H. Madden* for the Southwestern Development Co., respondents. Reported below: 178 F. 2d 884.

No. 753. *GEORGE v. LEONARD ET AL.* C. A. 4th Cir. Certiorari denied. *Warren E. Miller* and *R. K. Wise* for petitioner. *David W. Robinson* for respondents. Reported below: 178 F. 2d 312.

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No. 757. *SIMON ET AL., EXECUTORS, v. HOEY, EXECUTRIX*. C. A. 2d Cir. Certiorari denied. *Clifton P. Williamson* for petitioners. *Solicitor General Perlman, Assistant Attorney General Caudle, Ellis N. Slack, Helen Goodner* and *Harry Baum* for respondent. Reported below: 180 F. 2d 354.

No. 758. *CARTER ET AL., EXECUTORS, v. HOEY, EXECUTRIX, ET AL.* C. A. 2d Cir. Certiorari denied. *Clifton P. Williamson* for petitioners. *Solicitor General Perlman, Assistant Attorney General Caudle, Ellis N. Slack, Helen Goodner* and *Harry Baum* for respondents. Reported below: 180 F. 2d 353.

No. 767. *HYMAN v. VELSICOL CORPORATION*. Supreme Court of Illinois. Certiorari denied. *Thurman Arnold* for petitioner. *Floyd E. Thompson* and *Clyde E. Shorey* for respondent. Reported below: 405 Ill. 352, 90 N. E. 2d 717.

No. 770. *MCGARTY v. O'BRIEN, WARDEN*. C. A. 1st Cir. Certiorari denied. *William C. Crossley* for petitioner. *Francis E. Kelly*, Attorney General of Massachusetts, and *Henry P. Fielding* and *Lawrence E. Ryan*, Assistant Attorneys General, for respondent. Reported below: 180 F. 2d 987.

No. 777. *BROOKS, ADMINISTRATRIX, v. ST. LOUIS-SAN FRANCISCO RAILWAY Co.* C. A. 8th Cir. Certiorari denied. *Phil W. Davis, Jr.* and *Chelsea O. Inman* for petitioner. *James L. Homire, C. H. Skinker, Jr.* and *W. W. Dalton* for respondent. Reported below: 180 F. 2d 185.

No. 803. *COMMISSIONER OF INTERNAL REVENUE v. BASALT ROCK Co., INC.* C. A. 9th Cir. Certiorari denied.

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*Solicitor General Perlman* for petitioner. *Francis R. Kirkham, Sigvald Nielson and Harry R. Horrow* for respondent. Reported below: 180 F. 2d 281.

No. 804. COMMISSIONER OF INTERNAL REVENUE *v.* BUSCH'S KREDIT JEWELRY CO., INC. C. A. 2d Cir. Certiorari denied. *Solicitor General Perlman* for petitioner. *Robert G. MacAlister* for respondent. Reported below: 179 F. 2d 298.

No. 805. COMMISSIONER OF INTERNAL REVENUE *v.* JOHN BREUNER Co. C. A. 9th Cir. Certiorari denied. *Solicitor General Perlman* for petitioner. *Roy A. Bronson* for respondent. Reported below: 179 F. 2d 685.

No. 734. ALLTMONT ET AL. *v.* UNITED STATES ET AL. C. A. 3d Cir. Certiorari denied. MR. JUSTICE CLARK took no part in the consideration or decision of these applications. *Abraham E. Freedman* for petitioners. *Solicitor General Perlman, Assistant Attorney General Morison and Samuel D. Slade* for respondents. Reported below: 177 F. 2d 971.

No. 289, Misc. SHAW ET AL. *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied.

No. 320, Misc. ST. CLAIR *v.* HIATT, WARDEN. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Perlman* for respondent.

No. 323, Misc. WALEY *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 178 F. 2d 311.

No. 330, Misc. MCINTOSH *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 176 F. 2d 514.

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No. 332, Misc. *SIMMONS v. HUNTER, WARDEN*; and  
No. 350, Misc. *McMAHAN v. HUNTER, WARDEN*.  
C. A. 10th Cir. Certiorari denied. *Howard F. McCue*  
for petitioner in No. 332, Misc. *Charles E. Dierker* for  
petitioner in No. 350, Misc. *Solicitor General Perlman*,  
*Assistant Attorney General McInerney* and *Robert S.*  
*Erdahl* for respondent. Reported below: No. 332, Misc.,  
179 F. 2d 664; No. 350, Misc., 179 F. 2d 661.

No. 339, Misc. *SPENCER v. RIDGE*, U. S. DISTRICT  
JUDGE. C. A. 8th Cir. Certiorari denied.

No. 340, Misc. *THOMPSON v. RAGEN, WARDEN*;  
No. 341, Misc. *SHERMAN v. RAGEN, WARDEN*; and  
No. 342, Misc. *LEWIS v. RAGEN, WARDEN*. Criminal  
Court of Cook County, Illinois. Certiorari denied.

No. 349, Misc. *DAVISON v. UNITED STATES*. C. A. 8th  
Cir. Certiorari denied.

No. 353, Misc. *DARMAN v. NEW YORK*. Court of Ap-  
peals of New York. Certiorari denied. Petitioner *pro*  
*se*. *Nathaniel L. Goldstein*, Attorney General of New  
York, *Wendell P. Brown*, Solicitor General, and *Herman*  
*N. Harcourt* and *George A. Radz*, Assistant Attorneys  
General, for respondent.

No. 357, Misc. *BARKER v. UNITED STATES*. C. A. 5th  
Cir. Certiorari denied. Reported below: 178 F. 2d 803.

No. 379, Misc. *JACKSON v. HIATT, WARDEN*. C. A. 5th  
Cir. Certiorari denied. Reported below: 179 F. 2d 680.

No. 384, Misc. *SMITH v. RAGEN, WARDEN*. Circuit  
Court of Will County, Illinois. Certiorari denied.

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No. 399, Misc. *PINE v. BOYLE*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Joseph A. McMenamin* for petitioner.

No. 411, Misc. *LOWREY v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. *Albert Bernhard De Salardi* for petitioner. Reported below: 179 F. 2d 964.

No. 416, Misc. *BURSON v. ALVIS, WARDEN*. Supreme Court of Ohio. Certiorari denied. *James N. Linton* and *Henry J. Linton* for petitioner. Reported below: 152 Ohio St. 375, 89 N. E. 2d 651.

No. 418, Misc. *BALDWIN v. HIATT, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 177 F. 2d 147.

No. 423, Misc. *AHEARN v. NEW YORK*. Court of Appeals of New York. Certiorari denied. Petitioner *pro se*. *Frank S. Hogan* and *Whitman Knapp* for respondent.

No. 431, Misc. *KRONBERG v. HALE ET AL.* C. A. 9th Cir. Certiorari denied. *William Farnum White* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Morison* and *Samuel D. Slade* for respondents. Reported below: 180 F. 2d 128.

No. 436, Misc. *BANKS v. RAGEN, WARDEN*. Circuit Court of Will County, Illinois. Certiorari denied.

No. 453, Misc. *MORTON v. STEELE, WARDEN*. C. A. 8th Cir. Certiorari denied. Reported below: 179 F. 2d 956.

No. 456, Misc. *EKBERG v. CALIFORNIA*. Supreme Court of California. Certiorari denied.

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No. 462, Misc. *WHITE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 472, Misc. *MARSHALL v. INDIANA*. Circuit Court of Randolph County, Indiana. Certiorari denied.

No. 474, Misc. *LOOMIS v. EDWARDS, JUDGE*. Court of Appeals of Georgia. Certiorari denied. *Homer L. Loomis* for petitioner. Reported below: 80 Ga. App. 396, 56 S. E. 2d 183.

No. 475, Misc. *PETREK v. OHIO*. Supreme Court of Ohio. Certiorari denied.

No. 480, Misc. *DUTY v. ROBINSON, WARDEN*. Circuit Court of Randolph County, Illinois. Certiorari denied.

No. 482, Misc. *HENRY v. BALDI, SUPERINTENDENT*. Supreme Court of Pennsylvania. Certiorari denied.

No. 483, Misc. *HOVIS v. ASHE, WARDEN*. Supreme Court of Pennsylvania. Certiorari denied.

No. 485, Misc. *CREBS v. HUDSPETH, WARDEN*. Supreme Court of Kansas. Certiorari denied.

No. 487, Misc. *JOHNSON v. INDIANA*. Criminal Court of Lake County, Indiana. Certiorari denied.

No. 488, Misc. *CAMPBELL v. ASHE, WARDEN*. Supreme Court of Pennsylvania. Certiorari denied.

No. 492, Misc. *KEITH v. WYOMING*. Supreme Court of Wyoming. Certiorari denied.



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No. 493, Misc. *BLAKSLEY v. MICHIGAN*. Supreme Court of Michigan. Certiorari denied.

No. 494, Misc. *WALSHFER v. MICHIGAN*. Supreme Court of Michigan. Certiorari denied.

No. 495, Misc. *HARRIS v. ROBINSON, WARDEN*. Circuit Court of Randolph County, Illinois. Certiorari denied.

No. 496, Misc. *MORANDA v. CALIFORNIA*. Supreme Court of California. Certiorari denied.

No. 500, Misc. *McMORRIS v. ASHE, WARDEN*. Supreme Court of Pennsylvania. Certiorari denied.

No. 505, Misc. *VACCARO v. NEW YORK*. County Court of Manhattan County, New York. Certiorari denied.

No. 507, Misc. *CARROLL v. SWENSON, WARDEN*. C. A. 4th Cir. Certiorari denied.

No. 508, Misc. *HOLIDAY v. MARYLAND*. Court of Appeals of Maryland. Certiorari denied.

No. 510, Misc. *STEPHENSON v. PAGE, WARDEN*. C. A. 3d Cir. Certiorari denied.

No. 513, Misc. *DUFFY v. ASHE, WARDEN*. Supreme Court of Pennsylvania. Certiorari denied.

No. 516, Misc. *WILLIAMS v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied.

*Rehearing Denied.*

No. 766, October Term, 1947. *BARSKY ET AL. v. UNITED STATES*, 334 U. S. 843. The petitions for rehear-

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ing are denied. MR. JUSTICE BLACK and MR. JUSTICE DOUGLAS are of the opinion the petitions should be granted. MR. JUSTICE BURTON and MR. JUSTICE CLARK took no part in the consideration or decision of these applications.

No. 173. UNITED STATES ET AL. *v.* UNITED STATES SMELTING REFINING & MINING CO. ET AL., *ante*, p. 186. The petitions for rehearing are denied. THE CHIEF JUSTICE and MR. JUSTICE DOUGLAS took no part in the consideration or decision of these applications.

No. 248. LAWSON *v.* UNITED STATES; and

No. 249. TRUMBO *v.* UNITED STATES, *ante*, p. 934. Rehearing denied. MR. JUSTICE BLACK and MR. JUSTICE DOUGLAS are of the opinion the petition should be granted. MR. JUSTICE CLARK took no part in the consideration or decision of this application.

No. 490. UNITED STATES *v.* COTTON VALLEY OPERATORS COMMITTEE ET AL., *ante*, p. 940. Rehearing denied. MR. JUSTICE CLARK took no part in the consideration or decision of this application.

No. 661. COMMISSION OF THE DEPARTMENT OF PUBLIC UTILITIES OF MASSACHUSETTS *v.* NEW YORK, NEW HAVEN & HARTFORD RAILROAD CO., *ante*, p. 943. Rehearing denied.

No. 205, Misc. DAYTON *v.* HUNTER, WARDEN, 338 U. S. 888. Second petition for rehearing denied. MR. JUSTICE DOUGLAS took no part in the consideration or decision of this application.

No. 324, Misc. LOWE *v.* KILLINGER ET AL., *ante*, p. 949. Rehearing denied.

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No. 331, Misc. BAUMET *v.* UNITED STATES ET AL., *ante*, p. 923;

No. 378, Misc. VERMILLION *v.* MEYER ET AL., *ante*, p. 915; and

No. 391, Misc. ROWE *v.* GREEN, *ante*, p. 935. The motions for leave to file petitions for rehearing are denied.

No. 455, Misc. SPILLMANN *v.* JACKSON, WARDEN, *ante*, p. 941. Rehearing denied.

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*Per Curiam Decisions.*

No. 814. FELMAN *v.* UNITED STATES ET AL. Appeal from the United States District Court for the Northern District of Illinois. *Per Curiam*: The motion to affirm is granted and the judgment is affirmed. *Samuel E. Hirsch* for appellant. *Solicitor General Perlman* and *Benedict P. Cottone* for appellees.

No. 824. CONSOLIDATED EDISON CO. *v.* MALTBY ET AL. Appeal from the Supreme Court of Albany County, New York. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for want of a substantial federal question. *Jacob H. Goetz* and *Richard Joyce Smith* for appellant. *George H. Kenny* for appellees. Reported below: See 300 N. Y. 196, 645, 90 N. E. 2d 35, 498.

No. 838. SERNA *v.* WALTERS, WARDEN. Appeal from the Supreme Court of Arizona. *Per Curiam*: The appeal is dismissed for want of jurisdiction. 28 U. S. C. § 1257 (2). Treating the papers whereon the appeal was allowed as a petition for writ of certiorari as required by 28 U. S. C. § 2103, certiorari is denied. *Marshall W. Haislip* for petitioner.

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No. 844. LOEW'S, INC. v. UNITED STATES;

No. 845. WARNER BROS. PICTURES, INC. ET AL. v. UNITED STATES;

No. 846. TWENTIETH CENTURY-FOX FILM CORP. ET AL. v. UNITED STATES; and

No. 847. UNITED STATES v. LOEW'S, INC. ET AL. Appeals from the United States District Court for the Southern District of New York. *Per Curiam*: The judgment is affirmed. MR. JUSTICE REED and MR. JUSTICE BURTON are of the opinion that probable jurisdiction should be noted and the cases set down for argument. MR. JUSTICE JACKSON and MR. JUSTICE CLARK took no part in the consideration or decision of these cases. *John W. Davis, J. Robert Rubin and S. Hazard Gillespie, Jr.* for appellant in No. 844. *Joseph M. Proskauer and Robert W. Perkins* for Warner Bros. Pictures, Inc. et al., appellants in No. 845. *James F. Byrnes, Otto E. Koegel, John F. Caskey and Frederick W. R. Pride* for Twentieth Century-Fox Film Corp. et al., appellants in No. 846. *Solicitor General Perlman* for the United States, appellant in No. 847. Reported below: See 70 F. Supp. 53.

No. 453. SHOONG ET AL. v. COMMISSIONER OF INTERNAL REVENUE. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. *Per Curiam*: The petition for writ of certiorari is granted and the judgment is reversed. *Commissioner v. Korell*, decided this day, *ante*, p. 619. MR. JUSTICE BLACK dissents. MR. JUSTICE DOUGLAS took no part in the consideration or decision of this case. *Nat Schmulowitz and Peter S. Sommer* for petitioners. *Solicitor General Perlman* for respondent. Reported below: 177 F. 2d 131.

No. 795. PRICHARD v. UNITED STATES. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. *Per Curiam*: THE CHIEF JUSTICE, MR. JUSTICE REED, MR. JUSTICE FRANKFURTER, and MR.

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JUSTICE CLARK have disqualified themselves in this case. Because of this absence of a quorum, 28 U. S. C. § 1, and since a majority of the qualified justices are of the opinion that the case cannot be heard and determined at the next term of Court, the judgment of the Court of Appeals is affirmed under 28 U. S. C. § 2109, which provides that under these circumstances "the court shall enter its order affirming the judgment of the court from which the case was brought for review with the same effect as upon affirmance by an equally divided court." *Hugh B. Cox, Leslie W. Morris and Henry T. Duncan* for petitioner. *Solicitor General Perlman, Assistant Attorney General McInerney, Robert S. Erdahl and Philip R. Monahan* for the United States. Reported below: 181 F. 2d 326.

*Miscellaneous Orders.*

No. 10, Original. *GEORGIA v. PENNSYLVANIA RAILROAD Co. ET AL.* Upon submission of the report of the Special Master herein it is ordered that it be received and filed. Exceptions and objections of the parties, if any, shall be filed within ninety days thereafter.

No. 11, Original. *UNITED STATES v. CALIFORNIA.* The motion of Harold L. Ickes for leave to file suggestions is denied. MR. JUSTICE JACKSON and MR. JUSTICE CLARK took no part in the consideration or decision of this motion. *Harold L. Ickes, pro se.*

No. 107. *STANDARD OIL Co. v. FEDERAL TRADE COMMISSION.* This case is ordered restored to the docket for reargument.

No. 491, Misc. *MADSEN v. JOHNSON ET AL.* Motion for leave to file petition for writ of habeas corpus denied. *Dayton M. Harrington and Joseph S. Robinson* for petitioner.

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No. 523, Misc. SWAIN *v.* DUFFY, WARDEN;  
No. 526, Misc. MOSS *v.* STEELE, WARDEN;  
No. 532, Misc. FLEET *v.* SWENSON, WARDEN;  
No. 533, Misc. BRIDGES *v.* RAGEN, WARDEN;  
No. 539, Misc. CASTLEMAN *v.* OVERHOLSER;  
No. 540, Misc. WILLIAMS *v.* OVERHOLSER; and  
No. 547, Misc. PAQUETTE *v.* ILLINOIS. The motions for leave to file petitions for writs of habeas corpus in these cases are severally denied.

No. 433, Misc. IN RE HANS;  
No. 434, Misc. IN RE SCHMIDT; and  
No. 484, Misc. LAMMERS *v.* UNITED STATES. The motions for leave to file petitions for writs of habeas corpus are denied. MR. JUSTICE BLACK and MR. JUSTICE DOUGLAS vote to deny without prejudice to making applications in a District Court. MR. JUSTICE JACKSON took no part in the consideration or decision of these applications.

No. 497, Misc. BYERS *v.* UNITED STATES ET AL. Motions for leave to file petitions for writs of certiorari and mandamus denied.

No. 524, Misc. CHANDLER *v.* UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA;

No. 546, Misc. CHAPMAN *v.* UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA; and

No. 548, Misc. WALSHFER *v.* MICHIGAN. The motions for leave to file petitions for writs of mandamus are severally denied.

No. 527, Misc. KADANS *v.* COLEMAN. Motion for leave to file petition for writ of injunction denied.

No. 568, Misc. TILLMAN *v.* FLORIDA. The motion for a stay of execution is denied. *P. Guy Crews* for petitioner.



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*Certiorari Granted.* (See also No. 453, *supra*.)

Nos. 663 and 664. STANDARD OIL COMPANY OF NEW JERSEY *v.* UNITED STATES. C. A. 2d Cir. *Certiorari* granted. *Edwin S. Murphy* and *Ira A. Campbell* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Morison*, *Samuel D. Slade* and *Leavenworth Colby* for the United States. Reported below: 178 F. 2d 488.

No. 710. LIBBY, McNEILL & LIBBY *v.* UNITED STATES. Court of Claims. *Certiorari* granted. *Edward G. Dobrin* and *Stanley B. Long* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Morison*, *Samuel D. Slade* and *Leavenworth Colby* for the United States. Reported below: 115 Ct. Cl. 290, 87 F. Supp. 866.

No. 766. BAILEY *v.* RICHARDSON ET AL. United States Court of Appeals for the District of Columbia Circuit. *Certiorari* granted. *Thurman Arnold*, *Abe Fortas*, *Paul A. Porter* and *Milton V. Freeman* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General Morison* and *Samuel D. Slade* for respondents. Reported below: 86 U. S. App. D. C. 251, 182 F. 2d 46.

No. 429, Misc. WHELCHER *v.* McDONALD, WARDEN. C. A. 5th Cir. *Certiorari* granted. *Hugh Carney* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General McInerney*, *Philip R. Monahan* and *Robert G. Maysack* for respondent. Reported below: 178 F. 2d 760.

No. 545, Misc. GUSIK *v.* SCHILDER, WARDEN. C. A. 6th Cir. *Certiorari* granted. *Morris Morgenstern*, *Bernard B. Drenfeld*, *Leo Chimo*, *Francis Picklow* and *Marvin L. Shaw* for petitioner. *Solicitor General Perlman* for respondent. Reported below: 180 F. 2d 662.

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*Certiorari Denied.* (See also No. 838 and Misc. No. 497, *supra.*)

No. 647. UNITED STATES *v.* EAST SIDE CANAL & IRRIGATION CO. ET AL. Court of Claims. *Certiorari denied.* *Solicitor General Perlman* for the United States. *Edward F. Treadwell* for respondents. Reported below: 115 Ct. Cl. 47.

No. 705. HENJES ET AL., EXECUTORS, ET AL. *v.* UNITED STATES. Court of Claims. *Certiorari denied.* *Edmund F. Lamb* for petitioners. *Solicitor General Perlman*, *Assistant Attorney General Morison*, *John R. Benney* and *Samuel D. Slade* for the United States. Reported below: 115 Ct. Cl. 264, 87 F. Supp. 780.

No. 740. SIMONSEN *v.* EMMERLING, TRUSTEE;

No. 761. EMMERLING, TRUSTEE, *v.* SCHROEDER; and

No. 762. EMMERLING, TRUSTEE, *v.* SCHROEDER ET AL. C. A. 7th Cir. *Certiorari denied.* *Max E. Geline* for petitioner in No. 740. *Jackson M. Bruce* for petitioner in Nos. 761 and 762 and respondent in No. 740. *Ralph M. Hoyt* for respondents in Nos. 761 and 762. *Solicitor General Perlman*, *Roger S. Foster*, *David Ferber* and *W. Victor Rodin* filed a memorandum for the Securities & Exchange Commission supporting the petitioner in Nos. 761 and 762 and respondent in No. 740. Reported below: 178 F. 2d 805.

No. 743. UNITED STATES *v.* KNIGHT. C. A. 3d Cir. *Certiorari denied.* *Solicitor General Perlman* for the United States. *Robert T. McCracken*, *George G. Chandler* and *J. Julius Levy* for respondent. Reported below: 180 F. 2d 55.

No. 745. MAHANA *v.* UNITED STATES. Court of Claims. *Certiorari denied.* *Henry Woog* for petitioner.

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*Solicitor General Perlman, Assistant Attorney General Caudle, Ellis N. Slack, Helen Goodner and Elizabeth B. Davis* for the United States. Reported below: 115 Ct. Cl. 716, 88 F. Supp. 285.

No. 756. *SEAVEY v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. *Thomas D. McBride* for petitioner. *Solicitor General Perlman, Assistant Attorney General McInerney and Robert S. Erdahl* for the United States. Reported below: 180 F. 2d 837.

No. 760. *IOWA ET AL. v. FEDERAL POWER COMMISSION ET AL.* C. A. 8th Cir. Certiorari denied. *Robert L. Larson and Neill Garrett* for petitioners. *Solicitor General Perlman, Assistant Attorney General Morison, Paul A. Sweeney, Melvin Richter, Bradford Ross and Willard W. Gatchell* for the Federal Power Commission; and *Andrew G. Haley, James A. McKenna, Jr., Vernon L. Wilkinson and David W. Robinson, Jr.* for the First Iowa Hydro-Electric Cooperative, respondents. Reported below: 178 F. 2d 421.

No. 763. *DE BOTHEZAT IMPELLER CO., INC. v. AMERICAN MACHINE & METALS, INC.* C. A. 2d Cir. Certiorari denied. *Samuel Williston, Chester B. McLaughlin and Watson Washburn* for petitioner. *Leonard P. Moore and Charles Pickett* for respondent. Reported below: 180 F. 2d 342.

No. 764. *SHAFER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. *Arthur E. T. Chapman* for petitioner. *Solicitor General Perlman, Assistant Attorney General McInerney, Robert S. Erdahl and Felicia H. Dubrovsky* for the United States. Reported below: 179 F. 2d 929.

No. 765. *MONTMARQUET, DOING BUSINESS AS O. C. MANUFACTURING CO., v. JOHNSON & JOHNSON*. C. A. 3d

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Cir. Certiorari denied. *Morris Kirschstein* for petitioner. *William J. Barnes, Kenneth Perry* and *Benton A. Bull* for respondent. Reported below: 179 F. 2d 240.

No. 769. *MURRAY v. WEDEMEYER, COMMANDING GENERAL*. C. A. 9th Cir. Certiorari denied. *Gilbert S. Woolworth* for petitioner. *Solicitor General Perlman* for respondent. Reported below: 179 F. 2d 963.

No. 776. *VICTOR ET AL. v. HILLEBRECHT ET AL.* Supreme Court of Illinois. Certiorari denied. *Meyer Abrams* for petitioners. *Frank H. Towner* and *Henry I. Green* for respondents. Reported below: 405 Ill. 264, 90 N. E. 2d 751.

No. 779. *HUNTINGTON PALISADES PROPERTY OWNERS CORP., LTD. v. METROPOLITAN FINANCE CORP.* C. A. 9th Cir. Certiorari denied. *Paul R. Smith* for petitioner. *Henry Schaefer, Jr.* and *Raymond V. Haun* for respondent. Reported below: 180 F. 2d 132.

No. 783. *JACKSON v. RUTHAZER, WARDEN*. C. A. 2d Cir. Certiorari denied. *Curtis F. McClane* for petitioner. *Frank S. Hogan* and *Whitman Knapp* for respondent. Reported below: 181 F. 2d 588.

No. 784. *MAHON v. BENNETT, DOING BUSINESS AS GEORGE BENNETT CONSTRUCTION CO., ET AL.* C. A. 8th Cir. Certiorari denied. *Homer S. Cummings, Dick H. Woods* and *Paul R. Stinson* for petitioner. *Charles M. Miller* and *Herman M. Langworthy* for respondents. Reported below: 180 F. 2d 224.

No. 791. *FIREMEN'S INSURANCE CO. v. SMITH ET AL.* C. A. 8th Cir. Certiorari denied. *Donald N. Clausen* and *Herbert W. Hirsh* for petitioner. *Ferd J. Frankenhoff* for respondents. Reported below: 180 F. 2d 371.

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No. 793. *MOODY v. EDMONDSTON, ADMINISTRATOR*. C. A. 6th Cir. Certiorari denied. *L. E. Gwinn* for petitioner. *Sam Costen* for respondent.

No. 794. *RICHARDSON, TRUSTEE, v. NATIONAL ACCEPTANCE Co*. C. A. 7th Cir. Certiorari denied. *Eli F. Seebirt* for petitioner. *Harold J. Finder* for respondent. Reported below: 179 F. 2d 1.

No. 796. *HUDSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. *C. T. Graydon* for petitioner. Reported below: 180 F. 2d 630.

No. 800. *LYNCH v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. *C. Ballard Harrison* for petitioner. Reported below: 180 F. 2d 696.

No. 823. *PILSON v. SALVONI*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Edward Stafford* for petitioner. *Lawrence Cake* for respondent. Reported below: 86 U. S. App. D. C. 229, 181 F. 2d 615.

No. 828. *WIXOM v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. *Francis Heisler* and *Irwin J. Askow* for petitioner. *Solicitor General Perlman* for the United States.

No. 841. *JACKSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. *Oldham Clarke* and *A. Shelby Winstead* for petitioner. *Solicitor General Perlman* for the United States. Reported below: 179 F. 2d 842.

No. 402. *DORSEY ET AL. v. STUYVESANT TOWN CORPORATION ET AL.* Court of Appeals of New York. Certiorari denied. MR. JUSTICE BLACK and MR. JUSTICE DOUGLAS are of the opinion certiorari should be granted. *Will*



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*Maslow, Charles Abrams, Thurgood Marshall, Shad Polier and Joseph B. Robison* for petitioners. *Churchill Rodgers, Samuel Seabury, C. Frank Reavis, Jeremiah M. Evarts and George Trosk* for respondents. Reported below: 299 N. Y. 512, 87 N. E. 2d 541.

No. 579. UNITED STATES *v.* IOWA-WISCONSIN BRIDGE Co. ET AL. Court of Claims. Certiorari denied. MR. JUSTICE BLACK and MR. JUSTICE REED are of the opinion certiorari should be granted. *Solicitor General Perlman* for the United States. *Fred A. Ontjes* for respondents. Reported below: 114 Ct. Cl. 464, 84 F. Supp. 852.

No. 759. LEVINE *v.* BERMAN ET AL., DOING BUSINESS AS DAVID H. BERMAN Co. C. A. 7th Cir. Certiorari denied. MR. JUSTICE MINTON took no part in the consideration or decision of this application. *Jack Wasserman and William Henning Rubin* for petitioner. *Benjamin F. Morrison* for respondents. Reported below: 178 F. 2d 440.

Nos. 771, 772 and 773. PRATT ET AL. *v.* DE KORWIN, EXECUTRIX;

No. 789. DE KORWIN, EXECUTRIX, ET AL. *v.* FIRST NATIONAL BANK OF CHICAGO ET AL.; and

No. 790. KOCH *v.* DE KORWIN, EXECUTRIX, ET AL. C. A. 7th Cir. Certiorari denied. MR. JUSTICE MINTON took no part in the consideration or decision of these applications. *David A. Watts* for Pratt et al., petitioners in Nos. 771, 772 and 773, and respondents in No. 789. *Charles Rivers Aiken, Vernon R. Loucks, Thomas Dodd Healy, Harold Stickler and Joseph E. Casey* for petitioners in No. 789, and *Mr. Aiken, Mr. Loucks and Mr. Casey* for respondents in Nos. 771, 772, 773 and 790. *Cranston Spray* for petitioner in No. 790. *Edward R. Johnston, J. F. Dammann, Harold V. Amberg and John W. Kearns*



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for the First National Bank of Chicago, respondent in No. 789. Reported below: 179 F. 2d 147, 347.

No. 775. GENERAL STEEL CASTINGS CORP. ET AL. *v.* KROESE. C. A. 3d Cir. Certiorari denied. MR. JUSTICE MINTON took no part in the consideration or decision of this application. *Robert P. Patterson* and *William Clarke Mason* for petitioners. *Morris L. Forer* for respondent. Reported below: 179 F. 2d 760.

No. 778. MADSEN *v.* JOHNSON, SECRETARY OF DEFENSE, ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Dayton M. Harrington* and *Joseph S. Robinson* for petitioner. *Solicitor General Perlman* for respondents.

No. 780. DRURY *v.* HURLEY ET AL., CIVIL SERVICE COMMISSIONERS OF CHICAGO; and

No. 781. CONNELLY *v.* HURLEY ET AL., CIVIL SERVICE COMMISSIONERS OF CHICAGO. Appellate Court for the First District of Illinois. Certiorari denied. *Ode L. Rankin* for petitioners. *L. Louis Karton* and *Sydney R. Drebin* for respondents. Reported below: No. 780, 339 Ill. App. 33, 88 N. E. 2d 728, and No. 781, 339 Ill. App. 54, 88 N. E. 2d 736.

No. 788. EICHENLAUB *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. MR. JUSTICE CLARK took no part in the consideration or decision of this application. *George G. Shiya* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General McInerney*, *Robert S. Erdahl* and *Israel Convisser* for the United States. Reported below: 180 F. 2d 314.

No. 802. MEYERS *v.* UNITED STATES ET AL. United States Court of Appeals for the District of Columbia

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Circuit. Certiorari denied. MR. JUSTICE CLARK took no part in the consideration or decision of this application. *Stanley Suydam* and *John O. Dahlgren* for petitioner. *Solicitor General Perlman*, *Assistant Attorney General McInerney*, *Robert S. Erdahl* and *Philip R. Monahan* for respondents. Reported below: 86 U. S. App. D. C. 323, 181 F. 2d 802.

No. 48, Misc. *McCLANNAHAN v. MICHIGAN*. Supreme Court of Michigan. Certiorari denied. MR. JUSTICE BLACK and MR. JUSTICE DOUGLAS are of the opinion the petition should be granted. Petitioner *pro se. Stephen J. Roth*, Attorney General of Michigan, and *Edmund E. Shepherd*, Solicitor General, for respondent.

No. 190, Misc. *MELANSON v. MASSACHUSETTS*;

No. 192, Misc. *BLONDIN v. MASSACHUSETTS*; and

No. 194, Misc. *MORIN v. MASSACHUSETTS*. Superior Court of Berkshire County, Massachusetts. Certiorari denied. MR. JUSTICE BLACK and MR. JUSTICE DOUGLAS are of the opinion the petitions should be granted. *William S. Kenney* for petitioners. *Francis E. Kelly*, Attorney General of Massachusetts, and *Henry P. Fielding*, Assistant Attorney General, for respondent. Reported below: See 324 Mass. 564, 87 N. E. 2d 455.

No. 191, Misc. *MELANSON v. MASSACHUSETTS*;

No. 193, Misc. *BLONDIN v. MASSACHUSETTS*; and

No. 195, Misc. *MORIN v. MASSACHUSETTS*. Supreme Judicial Court of Suffolk County, Massachusetts. Certiorari denied. MR. JUSTICE BLACK and MR. JUSTICE DOUGLAS are of the opinion the petitions should be granted. *William S. Kenney* for petitioners. *Francis E. Kelly*, Attorney General of Massachusetts, and *Henry P. Fielding*, Assistant Attorney General, for respondent. Reported below: 324 Mass. 564, 87 N. E. 2d 455.

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No. 233, Misc. *EVANS v. ROBINSON, WARDEN*. Circuit Court of St. Clair County, Illinois. Certiorari denied. Petitioner *pro se*. *Ivan A. Elliott*, Attorney General of Illinois, and *William C. Wines* and *James C. Murray*, Assistant Attorneys General, for respondent.

No. 236, Misc. *SANDERS v. SWOPE, WARDEN*. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Perlman*, *Assistant Attorney General McInerney*, *Robert S. Erdahl* and *Felicia H. Dubrovsky* for respondent. Reported below: 176 F. 2d 311.

No. 244, Misc. *ALRED v. BENNETT ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 177 F. 2d 148.

No. 334, Misc. *HART v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Perlman*, *Assistant Attorney General McInerney*, *Robert S. Erdahl* and *Robert G. Maysack* for the United States. Reported below: 178 F. 2d 357.

No. 359, Misc. *DAWSON v. UNITED STATES*; and

No. 370, Misc. *NEMEC v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. *Morris Lavine* for petitioner in No. 359, Misc. Petitioner *pro se* in No. 370, Misc. *Solicitor General Perlman*, *Assistant Attorney General McInerney*, *Philip R. Monahan* and *Robert G. Maysack* for the United States. Reported below: 178 F. 2d 656.

No. 372, Misc. *PRICE v. SWOPE, WARDEN*. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Perlman*, *Assistant Attorney General McInerney*, *Robert S. Erdahl* and *Felicia H. Dubrovsky* for respondent. Reported below: 178 F. 2d 273.

No. 375, Misc. *SYMONS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. *Morris Lavine* for petitioner.

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*Solicitor General Perlman, Assistant Attorney General McInerney, Robert S. Erdahl and Robert G. Maysack for the United States.* Reported below: 178 F. 2d 615.

No. 415, Misc. *POWERS v. HUNTER, WARDEN.* C. A. 10th Cir. Certiorari denied. Petitioner *pro se.* *Solicitor General Perlman* for respondent. Reported below: 178 F. 2d 141.

No. 445, Misc. *SCHMIDT, ADMINISTRATRIX, ET AL. v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. *J. Sidney Nye* for petitioners. *Solicitor General Perlman, Assistant Attorney General Morison, Paul A. Sweeney and Morton Hollander* for the United States. Reported below: 179 F. 2d 724.

No. 446, Misc. *FITZHUGH v. ALABAMA.* Court of Appeals of Alabama. Certiorari denied. *Ben F. Ray* for petitioner. *Albert A. Carmichael*, Attorney General of Alabama, and *Lee Edward Barton*, Assistant Attorney General, for respondent. Reported below: 35 Ala. App. —, 43 So. 2d 831.

No. 460, Misc. *STURM v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 180 F. 2d 413.

No. 466, Misc. *YOUNG v. NEW YORK CENTRAL RAILROAD Co.* Court of Appeals of Cuyahoga County, Ohio. Certiorari denied. *Harry F. Payer* for petitioner. *J. Paul Lamb* for respondent. Reported below: 88 N. E. 2d 220.

No. 476, Misc. *MILLS v. BALDI, SUPERINTENDENT.* Superior Court of Pennsylvania and Supreme Court of Pennsylvania. Certiorari denied. *Samuel A. Neuburger* for petitioner. *James W. Tracey, Jr. and John H. Maurer* for respondent.

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No. 501, Misc. *GOODALL v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Alfred Goldstein* for petitioner. *Solicitor General Perlman, Assistant Attorney General McInerney, Robert S. Erdahl and Israel Convisser* for the United States. Reported below: 86 U. S. App. D. C. 149, 180 F. 2d 397.

No. 502, Misc. *LAMORA v. OHIO*. Supreme Court of Ohio. Certiorari denied. *Jerome Goldman* for petitioner. *Carson Hoy* for respondent. Reported below: 153 Ohio St. 290, 91 N. E. 2d 23.

No. 504, Misc. *LICZNEFSKI v. UNITED STATES ET AL.* C. A. 3d Cir. Certiorari denied. *Milford J. Meyer* for petitioner. *Solicitor General Perlman* filed a memorandum for the United States, respondent, stating that the Government in effect occupies the role of a stakeholder and takes no position as to whether the writ of certiorari should issue. *John Patrick Walsh* for Rickards, respondent. Reported below: 180 F. 2d 862.

No. 509, Misc. *ODEN v. HILL, WARDEN*. Supreme Court of Utah. Certiorari denied.

No. 512, Misc. *MOORE v. SHUTTLEWORTH, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 180 F. 2d 889.

No. 514, Misc. *BURCHFIELD v. HIATT, WARDEN*. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Perlman* for respondent. Reported below: 179 F. 2d 679.

No. 515, Misc. *BYERS v. TEMPLE*. United States Court of Appeals for the District of Columbia Circuit.

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Certiorari denied. *I. H. Halpern* for petitioner. *Frank D. Reeves* for respondent.

No. 517, Misc. *KRAUSE v. HIATT, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 181 F. 2d 93.

No. 518, Misc. *TAYLOR v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 180 F. 2d 1020.

No. 519, Misc. *VANCE v. TENNESSEE*. Supreme Court of Tennessee. Certiorari denied. *William A. McTighe* for petitioner. *Roy H. Beeler*, Attorney General of Tennessee, and *Nat Tipton* for respondent. Reported below: 190 Tenn. —, 230 S. W. 2d 987.

No. 520, Misc. *LOWE v. HUMPHREY, WARDEN*. C. A. 3d Cir. Certiorari denied.

No. 521, Misc. *SKINNER v. NEW YORK CENTRAL RAILROAD CO. ET AL.* C. A. 7th Cir. Certiorari denied.

No. 522, Misc. *MASTERSON v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied.

No. 525, Misc. *BLAND v. ELLIS, MANAGER OF THE TEXAS PRISON SYSTEM*. Court of Criminal Appeals of Texas. Certiorari denied. *Bowen C. Tatum* for petitioner. *Joe R. Greenhill*, First Assistant Attorney General of Texas, for respondent. Reported below: 154 Tex. Cr. R. —, 228 S. W. 2d 170.

No. 528, Misc. *REED v. MICHIGAN*. Supreme Court of Michigan. Certiorari denied.

No. 529, Misc. *GAGNON v. MINNESOTA*. Supreme Court of Minnesota. Certiorari denied. Reported below: 230 Minn. 582, 41 N. W. 2d 579.



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No. 530, Misc. DAVIS *v.* SMYTH, SUPERINTENDENT. Supreme Court of Appeals of Virginia. Certiorari denied.

No. 531, Misc. STEPHENSON *v.* PAGE, WARDEN. C. A. 3d Cir. Certiorari denied.

No. 534, Misc. SPRUILL *v.* BROOKS. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied.

No. 535, Misc. LOGAN *v.* HARTY. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *I. H. Halpern* for petitioner. *Emory B. Smith* for respondent.

No. 536, Misc. HARRIS *v.* ILLINOIS. Circuit Court of Sangamon County, Illinois. Certiorari denied.

No. 537, Misc. WILKINS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 181 F. 2d 495.

No. 538, Misc. HAMPTON ET AL. *v.* VIRGINIA. Supreme Court of Appeals of Virginia. Certiorari denied. *Martin A. Martin* for petitioners. *J. Lindsay Almond, Jr.*, Attorney General of Virginia, for respondent. Reported below: 190 Va. 531, 58 S. E. 2d 288.

No. 541, Misc. KEMMERER *v.* MICHIGAN. Supreme Court of Michigan. Certiorari denied.

No. 542, Misc. KEITH *v.* MILLER, WARDEN. Supreme Court of Wyoming. Certiorari denied.

No. 543, Misc. DI SILVESTRO *v.* UNITED STATES VETERANS' ADMINISTRATION. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Perlman* for respondent. Reported below: 181 F. 2d 502.

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No. 544, Misc. ROHDE *v.* O'DONNELL, ACTING DIRECTOR. Supreme Court of Illinois. Certiorari denied.

No. 549, Misc. SPENCER *v.* ASHE, WARDEN. Supreme Court of Pennsylvania. Certiorari denied.

No. 550, Misc. SIEGEL ET AL. *v.* RAGEN, WARDEN. C. A. 7th Cir. Certiorari denied. *Julian C. Ryer* for petitioners. Reported below: 180 F. 2d 785.

No. 551, Misc. SMITH *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied.

No. 552, Misc. O'HARA *v.* BURFORD, WARDEN. C. A. 10th Cir. Certiorari denied. Reported below: 181 F. 2d 96.

No. 559, Misc. SAMPSELL *v.* CALIFORNIA. Supreme Court of California. Certiorari denied. Reported below: 34 Cal. 2d 757, 214 P. 2d 813.

*Rehearing Denied.*

No. 10. AMERICAN COMMUNICATIONS ASSN., C. I. O., ET AL. *v.* DOUDS, REGIONAL DIRECTOR OF THE NATIONAL LABOR RELATIONS BOARD, *ante*, p. 382. Rehearing denied. MR. JUSTICE DOUGLAS, MR. JUSTICE CLARK and MR. JUSTICE MINTON took no part in the consideration or decision of these applications.

No. 13. UNITED STEELWORKERS OF AMERICA ET AL. *v.* NATIONAL LABOR RELATIONS BOARD, *ante*, p. 382. Rehearing denied. MR. JUSTICE DOUGLAS, MR. JUSTICE CLARK and MR. JUSTICE MINTON took no part in the consideration or decision of this application.

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No. 98. UNITED STATES *v.* FLEISCHMAN, *ante*, p. 349; and

No. 99. UNITED STATES *v.* BRYAN, *ante*, p. 323. Rehearing denied. MR. JUSTICE DOUGLAS and MR. JUSTICE CLARK took no part in the consideration or decision of this application.

No. 309. INTERNATIONAL BROTHERHOOD OF TEAMSTERS, ETC. UNION, LOCAL 309, ET AL. *v.* HANKE ET AL., DOING BUSINESS AS ATLAS AUTO REBUILD; and

No. 364. AUTOMOBILE DRIVERS & DEMONSTRATORS LOCAL UNION No. 882 ET AL. *v.* CLINE, *ante*, p. 470. Rehearing denied. MR. JUSTICE DOUGLAS took no part in the consideration or decision of this application.

No. 449. BUILDING SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 262, ET AL. *v.* GAZZAM, *ante*, p. 532. Rehearing denied. MR. JUSTICE DOUGLAS took no part in the consideration or decision of this application.

No. 542. DUNCAN COFFEE CO. *v.* RECONSTRUCTION FINANCE CORPORATION, *ante*, p. 947. Rehearing denied.

No. 621. WADE ET AL. *v.* MICHIGAN, *ante*, p. 954; and

No. 691. BROWN *v.* ROYALL, SECRETARY OF THE ARMY, ET AL., *ante*, p. 952. Rehearing denied.

Nos. 695 and 696. HANDWORK ET AL., TRUSTEES, *v.* YOUNG, TRUSTEE IN BANKRUPTCY, *ante*, p. 949. Rehearing denied.

No. 697. BERLINSKY *v.* WOODS, HOUSING EXPEDITER, ET AL., *ante*, p. 949;

No. 699. ROWLAND *v.* ARKANSAS, *ante*, p. 952;

No. 721. NELSON ET AL. *v.* JOHNSON, SECRETARY OF DEFENSE, ET AL., *ante*, p. 957; and

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No. 754. EMERY TRANSPORTATION CO. *v.* UNITED STATES ET AL., *ante*, p. 955. The petitions for rehearing in these cases are severally denied.

No. 429. TIMMONS *v.* FAGAN, 338 U. S. 904. Motion for leave to file petition for rehearing denied. MR. JUSTICE DOUGLAS took no part in the consideration or decision of this application.

No. 119, Misc. MINTON *v.* BRITTON, DEPUTY COMMISSIONER, ET AL., 338 U. S. 880. Rehearing denied. MR. JUSTICE DOUGLAS took no part in the consideration or decision of this application.

No. 413, Misc. SMITH ET AL. *v.* HOLT ET UX., *ante*, p. 938. The motion to defer consideration is denied. Rehearing denied.

No. 427, Misc. FALKENSTEIN *v.* NEW YORK, *ante*, p. 936. Motion for leave to file petition for rehearing denied.