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Per Curiam.

CITIES SERVICE GAS CO. *v.* STATE CORPORATION COMMISSION OF KANSAS ET AL.

APPEAL FROM THE SUPREME COURT OF KANSAS.

No. 85. Argued January 13-14, 1958.—Decided January 20, 1958.

180 Kan. 454, 304 P. 2d 528, reversed.

*Joe Rolston* argued the cause for appellant. With him on the brief were *Conrad C. Mount*, *O. R. Stites* and *Mark H. Adams*.

*Solicitor General Rankin* argued the cause for the Federal Power Commission, as *amicus curiae*, urging reversal. With him on the brief were *Assistant Attorney General Doub*, *Paul A. Sweeney*, *Robert S. Green*, *Willard W. Gatchell* and *Howard E. Wahrenbrock*.

*Dale M. Stucky* and *Frank G. Theis* argued the cause for appellees. With them on the brief was *Clyde Milligan*.

A joint brief of *amici curiae* urging affirmance was filed for the States of Arkansas, by *Bruce Bennett*, Attorney General; Colorado, by *Duke W. Dunbar*, Attorney General; Kansas, by *John Anderson*, Attorney General; Louisiana, by *Jack P. F. Gremillion*, Attorney General, and *Bailey Walsh*, Special Assistant Attorney General; Mississippi, by *Joe T. Patterson*, Attorney General; Nebraska, by *C. S. Beck*, Attorney General; New Mexico, by *Fred M. Standley*, Attorney General; North Dakota, by *Leslie R. Burgum*, Attorney General; Oklahoma, by *Mac Q. Williamson*, Attorney General; Texas, by *Will Wilson*, Attorney General, and *James N. Ludlum*, First Assistant Attorney General; Utah, by *E. R. Callister*, Attorney General; and Wyoming, by *Thomas O. Miller*, Attorney General. *Latham Castle*, Attorney General of

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Illinois, and *William C. Wines*, Assistant Attorney General, filed a statement adopting the brief filed by the various State Attorneys General as *amici curiae*.

## PER CURIAM.

The judgment is reversed. *Phillips Petroleum Co. v. Wisconsin*, 347 U. S. 672; *Natural Gas Pipeline Co. v. Panoma Corporation*, 349 U. S. 44.

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ZAVADA *v.* UNITED STATES.

ON PETITION FOR WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE SIXTH CIRCUIT.

No. 65, Misc. Decided January 20, 1958.

Certiorari granted; judgment reversed; and case remanded to the District Court for a hearing.

Reported below: 245 F. 2d 956.

Petitioner *pro se*.

*Solicitor General Rankin*, *Warren Olney, III*, then Assistant Attorney General, and *Beatrice Rosenberg* for the United States.

## PER CURIAM.

The motion for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment is reversed and the case is remanded to the United States District Court for the Northern District of Ohio for a hearing. *Walker v. Johnston*, 312 U. S. 275; *Holiday v. Johnston*, 313 U. S. 342.

MR. JUSTICE CLARK, MR. JUSTICE HARLAN, and MR. JUSTICE WHITTAKER dissent.