

356 U. S.

April 28, 1958.

NEW YORKER MAGAZINE, INC., *v.* GEROZA,  
COMPTROLLER OF THE CITY OF  
NEW YORK, ET AL.

APPEAL FROM THE COURT OF APPEALS OF NEW YORK.

No. 816. Decided April 28, 1958.

Appeal dismissed for want of a substantial federal question.

Reported below: 3 N. Y. 2d 362, 144 N. E. 2d 367.

*Wilbur H. Friedman, Joseph M. Proskauer and Marvin E. Frankel* for appellant.

*Peter Campbell Brown, Stanley Buchsbaum and Morris L. Heath* for appellees.

A brief of *amici curiae* supporting appellant was filed by *Alfred H. Wasserstrom* for the Hearst Corporation, and *George G. Tyler* for Time, Inc.

PER CURIAM.

The motion to dismiss is granted and the appeal is dismissed for want of a substantial federal question. *Western Live Stock v. Bureau of Revenue*, 303 U. S. 250.

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VAN NEWKIRK *v.* McNEILL, SUPERINTENDENT,  
MATTEAWAN STATE HOSPITAL.

APPEAL FROM THE UNITED STATES COURT OF APPEALS FOR  
THE SECOND CIRCUIT.

No. 497, Misc. Decided April 28, 1958.

Appeal dismissed and certiorari denied.

PER CURIAM.

The appeal is dismissed. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.