

358 U. S.

Per Curiam.

## SMITH v. UNITED STATES.

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

No. 192, Misc. Decided January 12, 1959.

Certiorari granted; judgment vacated; and case remanded to District Court with directions to allow the appeal *in forma pauperis*.

Petitioner *pro se*.

*Solicitor General Rankin, Assistant Attorney General Anderson, Beatrice Rosenberg and J. F. Bishop* 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 of the Court of Appeals is vacated and the case is remanded to the District Court with directions to allow the appeal *in forma pauperis*. *Ellis v. United States*, 356 U. S. 674.

MR. JUSTICE FRANKFURTER took no part in the consideration or decision of this case.