

358 U. S.

Per Curiam.

SECOND FEDERAL SAVINGS AND LOAN ASSO-
CIATION OF CLEVELAND *v.* BOWERS, TAX
COMMISSIONER OF OHIO.

APPEAL FROM THE SUPREME COURT OF OHIO.

No. 537. Decided January 19, 1959.

Appeal dismissed and certiorari denied.

Reported below: 168 Ohio St. 65, 151 N. E. 2d 223.

Robert G. Day for appellant.

William Saxbe, Attorney General of Ohio, and *John M. Tobin*, Assistant Attorney General, for appellee.

PER CURIAM.

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

MR. JUSTICE HARLAN is of the opinion that probable jurisdiction should be noted.