

McDANIEL *v.* THE LISHOLT ET AL.

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

No. 424. Decided March 2, 1959.

Certiorari granted; judgment vacated; and case remanded to the  
District Court for a new trial.

Reported below: 257 F. 2d 538.

*C. Dickerman Williams* for petitioner.

*James M. Estabrook* and *Francis X. Byrn* for respondent  
A/S Lise.

## PER CURIAM.

The petition for writ of certiorari is granted and the judgment of the United States Court of Appeals for the Second Circuit is vacated. The case is remanded to the District Court for a new trial in light of *Kermarec v. Compagnie Generale Transatlantique*, 358 U. S. 625.