

361 U. S.

February 23, 1960.

HUGHES *v.* OKLAHOMA.APPEAL FROM THE COURT OF CRIMINAL APPEALS
OF OKLAHOMA.

No. 594. Decided February 23, 1960.

Appeal dismissed and certiorari denied.

Reported below: 346 P. 2d 355.

Sid White for appellant.

PER CURIAM.

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

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

No. 111, Misc. Decided February 23, 1960.

Certiorari granted; judgment vacated; and case remanded.

Reported below: 104 U. S. App. D. C. 278, 261 F. 2d 744.

Petitioner *pro se*.*Solicitor General Rankin* for the United States.

PER CURIAM.

The motion for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. Upon the suggestion of the Solicitor General the judgment of the Court of Appeals is vacated and the case is remanded to that court for consideration in light of *Johnson v. United States*, 352 U. S. 565, and *Ellis v. United States*, 356 U. S. 674.