

McMORRAN, SUPERINTENDENT OF PUBLIC
WORKS OF NEW YORK, *v.* TUSCARORA NA-
TION OF INDIANS, ALSO KNOWN AS TUSCARORA
INDIAN NATION.

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

No. 4. Decided May 16, 1960.

Judgment vacated and case remanded to the District Court with
instructions to dismiss the complaint as moot.

Reported below: 257 F. 2d 885.

Louis J. Lefkowitz, Attorney General of New York,
Paxton Blair, Solicitor General, and *Julius L. Sackman*
for appellant.

Arthur Lazarus, Jr. and *Eugene Gressman* for appellee.

Thomas F. Moore, Jr. for the Power Authority of the
State of New York, as *amicus curiae*.

PER CURIAM.

Upon the suggestion of mootness, the judgment of the
Court of Appeals is vacated and the case is remanded
to the District Court with instructions to dismiss the
complaint as moot.