

ORDERS FROM JANUARY 23 THROUGH
APRIL 17, 1961.

JANUARY 23, 1961.

Miscellaneous Orders.

No. ——. BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES ET AL. *v.* UNITED STATES ET AL. An application was made to MR. JUSTICE STEWART for an order staying the decree of the three-judge district court in this case insofar as it terminated a temporary restraining order previously entered. The application was referred by MR. JUSTICE STEWART to the Court. In the light of the representations made by Erie-Lackawanna Railroad Company, the application is denied without prejudice to its renewal upon the prompt docketing of the appeal. THE CHIEF JUSTICE, MR. JUSTICE BLACK, and MR. JUSTICE DOUGLAS would grant the stay. *James L. Highsaw, Jr.* and *William G. Mahoney* for applicants. *Solicitor General Rankin* and *Robert W. Ginnane* for the United States and the Interstate Commerce Commission, and *Ralph L. McAfee, John H. Pickering* and *Richard D. Rohr* for Erie-Lackawanna Railroad Co., in opposition. Reported below: 189 F. Supp. 942.

No. 631, Misc. VISCONTI *v.* KENTON, WARDEN; and
No. 648, Misc. MONTGOMERY *v.* EYMAN, WARDEN.
Motions for leave to file petitions for writs of habeas corpus denied.

Probable Jurisdiction Noted.

No. 543. WESTERN UNION TELEGRAPH CO. *v.* PENNSYLVANIA. Appeal from the Supreme Court of Pennsylvania. Probable jurisdiction noted. *John G. Buchanan,*

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John G. Buchanan, Jr. and *John H. Waters* for appellant. *A. Jere Creskoff* for appellee. Reported below: 400 Pa. 337, 162 A. 2d 617.

Certiorari Granted.

No. 546. *ROPER v. UNITED STATES ET AL.* C. A. 4th Cir. Certiorari granted. *Sidney H. Kelsey* for petitioner. *Solicitor General Rankin, Acting Assistant Attorney General Leonard* and *Alan S. Rosenthal* for the United States. Reported below: 282 F. 2d 413.

No. 480, Misc. *LURK v. UNITED STATES.* Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. Case transferred to the appellate docket. *Eugene Gressman* for petitioner. *Solicitor General Rankin, Assistant Attorney General Wilkey* and *Beatrice Rosenberg* for the United States.

Certiorari Denied.

No. 577. *SMITH, DISTRICT DIRECTOR OF UNITED STEELWORKERS OF AMERICA, ET AL. v. SUPERIOR COURT OF CALIFORNIA FOR LOS ANGELES COUNTY ET AL.* Supreme Court of California. Certiorari denied. *Jerome Smith* and *Eugene S. Ives* for petitioners. *Theodore G. Lee* for Anthony J. Guzzo, respondent.

No. 579. *TRIBORO SCOW CORP. v. M. F. HICKEY Co., INC., ET AL.* C. A. 2d Cir. Certiorari denied. *Edmund F. Lamb* for petitioner. *Martin J. McHugh* for M. F. Hickey Co., Inc., respondent. Reported below: 280 F. 2d 308.

No. 530, Misc. *BETHEA v. UNITED STATES.* United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se.* *Solicitor General Rankin, Assistant Attorney General Wilkey* and *Beatrice Rosenberg* for the United States.

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No. 235, Misc. *MERRIMAN v. ARIZONA ET AL.* Supreme Court of Arizona. Certiorari denied. Petitioner *pro se. Wade Church*, Attorney General of Arizona, *Leslie C. Hardy*, Chief Assistant Attorney General, and *Stirley Newell*, Assistant Attorney General, for respondents.

No. 570. *EISTRAT v. SCHULTHEIS ET AL.* District Court of Appeal of California, Second Appellate District. Certiorari denied. Reported below: 181 Cal. App. 2d 57, 5 Cal. Rptr. 77.

No. 348, Misc. *VARNER, ALIAS WOODS, v. MISSOURI.* Supreme Court of Missouri. Certiorari denied. Reported below: 329 S. W. 2d 623.

No. 548, Misc. *HILDEBRANDT v. UNITED STATES.* C. A. 1st Cir. Certiorari denied. Petitioner *pro se. Solicitor General Rankin*, Assistant Attorney General *Wilkey* and *Beatrice Rosenberg* for the United States.

No. 485, Misc. *KNISELEY v. NEW YORK.* Appellate Division, Supreme Court of New York, Fourth Judicial Department. Certiorari denied. Reported below: 10 App. Div. 2d 903, 200 N. Y. S. 2d 236.

No. 564, Misc. *SADNESS v. NEW YORK.* Appellate Division, Supreme Court of New York, Third Judicial Department. Certiorari denied. Reported below: 11 App. Div. 2d 550, 200 N. Y. S. 2d 112.

No. 574, Misc. *IN RE POINDEXTER.* C. A. 9th Cir. Certiorari denied.

No. 579, Misc. *HARRISON v. MARYLAND.* Court of Appeals of Maryland. Certiorari denied. Reported below: 223 Md. 228, 163 A. 2d 622.

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No. 540, Misc. GREEN ET AL. *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. *Edgar Paul Boyko* for petitioners. *Solicitor General Rankin, Assistant Attorney General Wilkey* and *Beatrice Rosenberg* for the United States. Reported below: 282 F. 2d 388.

No. 565, Misc. MYERS *v.* ISTHMIAN LINES, INC. C. A. 1st Cir. Certiorari denied. *Francis H. Farrell* and *Nathan Greenberg* for petitioner. *Seymour P. Edgerton, Robert J. Hallisey* and *Hiller B. Zobel* for respondent. Reported below: 282 F. 2d 28.

No. 570, Misc. CAPAZZANO *v.* ADAMS, WARDEN. Supreme Court of Appeals of West Virginia. Certiorari denied.

No. 572, Misc. JANIEC *v.* NEW JERSEY. Supreme Court of New Jersey. Certiorari denied.

No. 584, Misc. WEBB *v.* NEW MEXICO. Supreme Court of New Mexico. Certiorari denied. Reported below: 67 N. M. 293, 354 P. 2d 1112.

No. 585, Misc. MITMAN *v.* CALIFORNIA. Supreme Court of California. Certiorari denied. Reported below: See 184 Cal. App. 2d 685, 7 Cal. Rptr. 712.

No. 607, Misc. WATSON *v.* COLORADO. Supreme Court of Colorado. Certiorari denied. Petitioner *pro se*. *Duke W. Dunbar*, Attorney General of Colorado, *Frank E. Hickey*, Deputy Attorney General, and *J. F. Brauer*, Assistant Attorney General, for respondent. Reported below: 144 Colo. 505, 357 P. 2d 70.

No. 644, Misc. BERMAN *v.* ILLINOIS. Supreme Court of Illinois. Certiorari denied. Reported below: 19 Ill. 2d 579, 169 N. E. 2d 108.

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No. 592, Misc. HARRIS *v.* McNEILL, STATE HOSPITAL SUPERINTENDENT. Appellate Division, Supreme Court of New York, Second Judicial Department. Certiorari denied.

No. 624, Misc. VAN PELT *v.* RAGEN, WARDEN. Criminal Court of Cook County, Illinois. Certiorari denied.

No. 634, Misc. LEWIS *v.* BUCHKOE, WARDEN, ET AL. C. A. 6th Cir. Certiorari denied.

Rehearing Denied.

No. 457. GRIFFITH *v.* CALIFORNIA ET AL., 364 U. S. 476; and

No. 225, Misc. SCHAFFER *v.* CALIFORNIA, 364 U. S. 922. Petitions for rehearing denied.

No. 473. KOTRICH ET AL. *v.* COUNTY OF DU PAGE, ILLINOIS, ET AL., 364 U. S. 475; and

No. 500, Misc. CLINTON *v.* UNITED STATES, 364 U. S. 923. Motions for leave to file petitions for rehearing denied.

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Dismissal Under Rule 60.

No. 542, Misc. BARBONE ET AL. *v.* UNITED STATES. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit. Petition dismissed pursuant to stipulation under Rule 60 of the Rules of this Court. Petitioners *pro se*. *Solicitor General Cox* was on the stipulation for the United States. *J. Lee Rankin*, then Solicitor General, *Acting Assistant Attorney General Foley*, *Beatrice Rosenberg* and *Julia P. Cooper* were on the brief for the United States in opposition to the petition. Reported below: 283 F. 2d 628.

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Miscellaneous Orders.

No. 4. INTERNATIONAL ASSOCIATION OF MACHINISTS ET AL. *v.* STREET ET AL. Appeal from the Supreme Court of Georgia. (Probable jurisdiction noted, 361 U. S. 807. Argued April 21, 1960. Set for reargument, 363 U. S. 825.) Motion of Kenneth L. Hostetler et al. for leave to file brief, as *amici curiae*, granted. *Herbert M. Brune* for movants. *Milton Kramer* and *Lester P. Schoene* for appellants, and *E. Smyth Gambrell* and *W. Glen Harlan* for appellees, in opposition.

No. 39. MONROE ET AL. *v.* PAPE ET AL. Certiorari, 362 U. S. 926, to the United States Court of Appeals for the Seventh Circuit. (Decided this date and opinion reported, *ante*, p. 167.) Motion of petitioners for leave to file supplemental brief after argument granted. *Morris L. Ernst*, *Donald Page Moore*, *Ernst Liebman*, *Charles Liebman* and *John W. Rogers* for movants.

No. 55. UNITED STATES *v.* E. I. DU PONT DE NEMOURS & Co. ET AL. Appeal from the United States District Court for the Northern District of Illinois. (Probable jurisdiction noted, 362 U. S. 986.) Motion of Clara M. Blum et al. for leave to file brief, as *amici curiae*, granted. MR. JUSTICE CLARK and MR. JUSTICE HARLAN took no part in the consideration or decision of this motion. *Joseph M. Proskauer* and *Harold H. Levin* for movants.

No. 203. ELI LILLY & Co. *v.* SAV-ON-DRUGS, INC. Appeal from the Supreme Court of New Jersey. (Probable jurisdiction noted, 364 U. S. 860.) Motion of the State of New Jersey to be named a party appellee granted. *David D. Furman*, Attorney General of New Jersey, and *David M. Satz*, First Assistant Attorney General, on the motion.

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No. 64. LOCAL 357, INTERNATIONAL BROTHERHOOD OF TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN AND HELPERS OF AMERICA *v.* NATIONAL LABOR RELATIONS BOARD. Certiorari, 363 U. S. 837, to the United States Court of Appeals for the District of Columbia Circuit;

No. 68. LOCAL 60, UNITED BROTHERHOOD OF CARPENTERS & JOINERS OF AMERICA, AFL-CIO, ET AL. *v.* NATIONAL LABOR RELATIONS BOARD. Certiorari, 363 U. S. 837, to the United States Court of Appeals for the Seventh Circuit; and

No. 85. NATIONAL LABOR RELATIONS BOARD *v.* LOCAL 357, INTERNATIONAL BROTHERHOOD OF TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN AND HELPERS OF AMERICA. Certiorari, 363 U. S. 837, to the United States Court of Appeals for the District of Columbia Circuit. Joint motion to redistribute time allotment and to divide subject matter for briefing and argument granted. *Solicitor General Cox* for the National Labor Relations Board. *Herbert S. Thatcher* for petitioner in No. 64 and for respondent in No. 85. *Bernard Dunau* for petitioners in No. 68.

No. 688, Misc. DANDY *v.* BANMILLER, WARDEN. Motion for leave to file petition for writ of certiorari denied.

No. 630, Misc. MOORE *v.* MILLER, U. S. DISTRICT JUDGE. Motion for leave to file petition for writ of mandamus and/or prohibition denied. *S. Eldridge Sampliner* and *Harry Alan Sherman* for petitioner. Reported below: — F. 2d —.

No. 661, Misc. TOMAIOLO *v.* ABRUZZO, U. S. DISTRICT JUDGE. Motion for leave to file petition for writ of prohibition and/or mandamus denied. *Solicitor General Cox*, *Acting Assistant Attorney General Foley*, *Beatrice Rosenberg* and *Jerome M. Feit* for respondent.

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No. 541, Misc. FAULKNER *v.* RAGEN, WARDEN;
No. 604, Misc. IN RE TOTTERDELL;
No. 642, Misc. POUNDS *v.* CALIFORNIA;
No. 643, Misc. MILLER *v.* TAYLOR, WARDEN;
No. 677, Misc. BLACK *v.* BYINGTON, WARDEN;
No. 704, Misc. LEE *v.* WARDEN, MARYLAND PENITENTIARY; and

No. 706, Misc. WRIGHT *v.* CALIFORNIA. Motions for leave to file petitions for writs of habeas corpus denied.

No. 640, Misc. EX PARTE McMULLEN. Motion for leave to file petition for writ of mandamus denied.

Probable Jurisdiction Noted or Question Postponed.

No. 563. INTERSTATE COMMERCE COMMISSION *v.* J-T TRANSPORT Co., INC., ET AL.; and

No. 564. U. S. A. C. TRANSPORT, INC., ET AL. *v.* J-T TRANSPORT Co., INC., ET AL. Appeals from the United States District Court for the Western District of Missouri. Probable jurisdiction noted. MR. JUSTICE WHITTAKER took no part in the consideration or decision of these cases. *Robert W. Ginnane* and *James Y. Piper* for appellant in No. 563. *Roland Rice* and *James E. Wilson* for appellants in No. 564. *Solicitor General Rankin* filed a memorandum for the United States, suggesting that the Court note probable jurisdiction. *James W. Wrape* and *Clarence D. Todd* for appellees. Reported below: 185 F. Supp. 838.

No. 567. HERTER, SECRETARY OF STATE, *v.* CORT. Appeal from the United States District Court for the District of Columbia. Further consideration of the question of jurisdiction postponed to the hearing of the case on the merits. *Solicitor General Rankin*, *Assistant Attorney General Wilkey*, *Beatrice Rosenberg* and *Jerome M. Feit* for appellant. Reported below: 187 F. Supp. 683.

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No. 566. ROGERS, ATTORNEY GENERAL, *v.* MENDOZA-MARTINEZ. Appeal from the United States District Court for the Southern District of California. Probable jurisdiction noted. *Solicitor General Rankin, Assistant Attorney General Wilkey, Beatrice Rosenberg and Jerome M. Feit* for appellant. Reported below: 192 F. Supp. 1.

No. 681. BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYEES ET AL. *v.* UNITED STATES ET AL. Appeal from the United States District Court for the Eastern District of Michigan. Probable jurisdiction noted and motions to advance granted. The application for a stay of the decree of the three-judge district court insofar as it terminated a temporary restraining order previously granted presented to MR. JUSTICE STEWART, and by him referred to the Court, is granted. *Clarence M. Mulholland, Edward J. Hickey, Jr., James L. Highsaw, Jr., William G. Mahoney, George E. Brand and George E. Brand, Jr.* for appellants. *Solicitor General Rankin, Solicitor General Cox and Robert W. Ginnane* for the United States et al. *Ralph L. McAfee, John H. Pickering and Richard D. Rohr* for the Erie-Lackawanna Railroad Co., appellee. Reported below: 189 F. Supp. 942.

Certiorari Granted. (See also No. 382, ante, p. 297.)

No. 574. DiBELLA *v.* UNITED STATES. C. A. 2d Cir. *Certiorari* granted. *Jerome Lewis* for petitioner. *Solicitor General Cox, Acting Assistant Attorney General Foley and Beatrice Rosenberg* for the United States. Reported below: 284 F. 2d 897.

No. 641. CHARLES DOWD BOX Co., INC., *v.* COURTNEY ET AL. Superior Court of Massachusetts, Worcester County. *Certiorari* granted. *George H. Mason* for petitioner. *David E. Feller* for respondents. Reported below: See 341 Mass. 337, 169 N. E. 2d 885.

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No. 141. *KILLIAN v. UNITED STATES*. C. A. 7th Cir. Certiorari granted, limited to Questions 3 and 6 presented by the petition, which read as follows:

"3. Whether instructions to the jury properly defined membership in and affiliation to the Communist Party.

"6. Whether the production of statements which report payments to those witnesses, as informers, is excused after a complete foundation for their production under 18 U. S. Code § 3500 is laid, when all that the government has offered to produce at trial is a list of the amounts and dates of payments and there is no evidence as to what other facts are reported in those statements."

M. Michael Essin and Basil R. Pollitt for petitioner. *Solicitor General Rankin, Assistant Attorney General Yeagley and George B. Searls* for the United States. Reported below: 275 F. 2d 561.

No. 389, Misc. *HODGES v. UNITED STATES*. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. Case transferred to the appellate docket. *Henry B. Weaver, Jr., Quinn O'Connell and Hershel Shanks* for petitioner. *Solicitor General Rankin, Assistant Attorney General Wilkey and Beatrice Rosenberg* for the United States. Reported below: 108 U. S. App. D. C. 375, 282 F. 2d 858.

No. 159, Misc. *OYLER v. ADAMS, WARDEN*; and

No. 280, Misc. *CRABTREE v. ADAMS, WARDEN*. Motions for leave to proceed *in forma pauperis* and petitions for writs of certiorari to the Supreme Court of Appeals of West Virginia granted. Cases transferred to the appellate docket. *Fred H. Caplan* for respondent.

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Certiorari Denied. (See also No. 528, Misc., ante, p. 297, and No. 610, Misc., ante, p. 300.)

No. 93. HAUG ET UX. *v.* UNITED STATES. C. A. 6th Cir. *Certiorari denied.* *David Scribner* and *Jack G. Day* for petitioners. *Solicitor General Rankin*, *Assistant Attorney General Yeagley* and *George D. Searls* for the United States. Reported below: 274 F. 2d 885.

No. 553. ARMOUR RESEARCH FOUNDATION OF ILLINOIS INSTITUTE OF TECHNOLOGY ET AL. *v.* C. K. WILLIAMS & Co., INC., ET AL.; and

No. 606. C. K. WILLIAMS & Co., INC., *v.* ARMOUR RESEARCH FOUNDATION OF ILLINOIS INSTITUTE OF TECHNOLOGY ET AL. C. A. 7th Cir. *Certiorari denied.* *Carlton Hill* and *Benjamin H. Sherman* for petitioners in No. 553 and, together with *Edward A. Haight* and *William H. Abbott*, for respondents in No. 606. *Albert C. Johnston*, *Marcus A. Hollabaugh* and *Henry Driemeyer* for C. K. Williams & Co., Inc., in Nos. 553 and 606. Reported below: 280 F. 2d 499.

No. 559. CORAL GABLES FIRST NATIONAL BANK ET AL. *v.* CONSTRUCTORS OF FLORIDA, INC., ET AL. District Court of Appeal of Florida, Third Appellate District. *Certiorari denied.* *W. G. Ward* and *Leo L. Foster* for petitioners. *William L. Gray, Jr.*, *Fuller Warren*, *Tom Maxey* and *Egbert Beall* for respondents. Reported below: 119 So. 2d 741.

No. 583. CAUGHORN *v.* UNITED STATES. C. A. 6th Cir. *Certiorari denied.* *William Earl Badget* for petitioner. *Solicitor General Rankin*, *Assistant Attorney General Tyler*, *Harold H. Greene* and *Isabel L. Blair* for the United States. Reported below: 283 F. 2d 868.

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No. 575. KENTUCKY RURAL ELECTRIC COOPERATIVE CORP. *v.* MOLONEY ELECTRIC Co. C. A. 6th Cir. Certiorari denied. *Philip P. Ardery* for petitioner. *Squire R. Ogden* for respondent. Reported below: 282 F. 2d 481.

No. 576. UNION CARBIDE CORP. *v.* GRAVER TANK & MFG. Co., INC., ET AL.; and

No. 604. GRAVER TANK & MFG. Co., INC., ET AL. *v.* UNION CARBIDE CORP. C. A. 7th Cir. Certiorari denied. *John T. Cahill, James A. Fowler, Jr., Richard Russell Wolfe* and *George N. Beamer* for petitioner in No. 576 and respondent in No. 604. *Thomas V. Koykka, James R. Stewart, Casper W. Ooms, Dugald S. McDougall* and *Edward A. Haight* for respondents in No. 576 and petitioners in No. 604. Reported below: 282 F. 2d 653.

No. 585. BLUMENFIELD ET AL. *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. *Thomas D. McBride, Michael von Moschzisker* and *Henry H. Bank* for petitioners. *Solicitor General Rankin, Assistant Attorney General Wilkey, Beatrice Rosenberg* and *Kirby W. Patterson* for the United States. Reported below: 284 F. 2d 46.

No. 590. FULKS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. *Daniel G. Marshall* for petitioner. *Solicitor General Rankin, Assistant Attorney General Wilkey* and *Beatrice Rosenberg* for the United States. Reported below: 283 F. 2d 259.

No. 592. HATTEM *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. *Russell E. Parsons* for petitioner. *Solicitor General Rankin, Assistant Attorney General Wilkey, Beatrice Rosenberg* and *Robert G. Maysack* for the United States. Reported below: 283 F. 2d 339.

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No. 573. *DURFEE ET AL. v. CALIFORNIA*. Appellate Department, Superior Court of California, County of Los Angeles. Certiorari denied.

No. 587. *UNION CARBIDE & CARBON CORP. v. ELLIS-FOSTER Co. ET AL.* C. A. 3d Cir. Certiorari denied. *James A. Fowler, Jr., John T. Kelton, William P. Reiss and William B. Henry, Jr.* for petitioner. *Albert C. Bickford* for respondents. Reported below: 284 F. 2d 917.

No. 588. *RANDALL, ADMINISTRATRIX, v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Hyman Smolnar and Eugene Gressman* for petitioner. *Solicitor General Rankin, Acting Assistant Attorney General Leonard, Morton Hollander and Anthony L. Mondello* for the United States. Reported below: 108 U. S. App. D. C. 317, 282 F. 2d 287.

No. 594. *IN RE BROOKS*. Supreme Court of Washington. Certiorari denied. *Kenneth A. Cox* for petitioner. *T. M. Royce* for respondent. Reported below: 57 Wash. 2d 66, 355 P. 2d 840.

No. 601. *McKAY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. *John Lucius Echeles* for petitioner. *Solicitor General Cox, Acting Assistant Attorney General Foley and Beatrice Rosenberg* for the United States. Reported below: 283 F. 2d 399.

No. 602. *ZUCKERMAN ET AL. v. HILL ET AL.* Supreme Court of Montana. Certiorari denied. *H. Cleveland Hall* for petitioners. Reported below: 137 Mont. —, 355 P. 2d 521.

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No. 591. *COURTIN v. SHARP*. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *David C. Treen* and *George R. Blue* for respondent. Reported below: 280 F. 2d 345; 283 F. 2d 255.

No. 593. *McDANIEL v. THE LISHOLT ET AL.* C. A. 2d Cir. Certiorari denied. *Edward J. Malament* for petitioner. *James M. Estabrook* and *Francis X. Byrn* for respondents. Reported below: 282 F. 2d 816.

No. 596. *CECERE v. NEW JERSEY*. Supreme Court of New Jersey. Certiorari denied. *Frank A. Palmieri* for petitioner. Reported below: 33 N. J. 454, 165 A. 2d 233.

No. 597. *PARK ET AL. v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. *Wesley R. Asinof* for petitioners. *Solicitor General Rankin*, *Assistant Attorney General Wilkey*, *Beatrice Rosenberg* and *Felicia Dubrovsky* for the United States. Reported below: 283 F. 2d 253.

No. 598. *BAKER v. TAYLOR, WARDEN*. C. A. 10th Cir. Certiorari denied. *Robert F. Moore* for petitioner. *Solicitor General Rankin*, *Assistant Attorney General Tyler*, *Harold H. Greene* and *David Rubin* for respondent. Reported below: 284 F. 2d 43.

No. 600. *HOSIE v. CHICAGO & NORTH WESTERN RAILWAY Co.* C. A. 7th Cir. Certiorari denied. *Charles Dana Snewind* for petitioner. *Carl McGowan* for respondent. Reported below: 282 F. 2d 639.

No. 603. *MOUNTAIN STATES SECURITIES CORP. ET AL. v. HOOPER, TRUSTEE IN BANKRUPTCY*. C. A. 5th Cir. Certiorari denied. *Jack Crenshaw* and *Jos. F. Johnston* for petitioners. *Truman M. Hobbs* for respondent. Reported below: 282 F. 2d 195.

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No. 605. *MORRIS v. CITY OF ST. PAUL*. Supreme Court of Minnesota. Certiorari denied. Reported below: 258 Minn. 467, 104 N. W. 2d 902.

No. 610. *ACCARDY v. CALIFORNIA*. District Court of Appeal of California, Fourth Appellate District. Certiorari denied. *Thomas Whelan* for petitioner. Reported below: 184 Cal. App. 2d 1, 7 Cal. Rptr. 167.

No. 615. *ROBINSON ET AL. v. FRANKE, SECRETARY OF THE NAVY*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Penrose Lucas Albright* for petitioners. *Solicitor General Cox, Acting Assistant Attorney General Leonard* and *Alan S. Rosenthal* for respondent. Reported below: 108 U. S. App. D. C. 368, 282 F. 2d 851; — U. S. App. D. C. —, — F. 2d —.

No. 616. *RADOM & NEIDORFF, INC., v. UNITED STATES*. Court of Claims. Certiorari denied. *Michael Kaminsky* for petitioner. *Solicitor General Cox, Acting Assistant Attorney General Sellers, I. Henry Kutz* and *John J. Pajak* for the United States. Reported below: — Ct. Cl. —, 281 F. 2d 461.

No. 620. *LUCAS v. VIRGINIA*. Supreme Court of Appeals of Virginia. Certiorari denied. *Alexander N. Apostolou* for petitioner.

No. 624. *KECO INDUSTRIES, INC., v. UNITED STATES*. Court of Claims. Certiorari denied. *Paul W. Steer* for petitioner. *Solicitor General Cox, Acting Assistant Attorney General Leonard* and *John G. Laughlin, Jr.* for the United States. Reported below: — Ct. Cl. —, — F. 2d —.

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No. 611. ALLEN B. DUMONT LABORATORIES, INC., *v.* PIERCE, EXECUTRIX. C. A. 3d Cir. Certiorari denied. *Floyd H. Crews* and *Donald J. Overocker* for petitioner. *Thomas Cooch* and *Robert H. Rines* for respondent. Reported below: 278 F. 2d 323.

No. 621. BERTRAND *v.* SOUTHERN PACIFIC Co. C. A. 9th Cir. Certiorari denied. *George Olshausen* for petitioner. *Robert A. Seligson* and *Leighton M. Bledsoe* for respondent. Reported below: 282 F. 2d 569.

No. 622. INTERNATIONAL BROTHERHOOD OF TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN & HELPERS OF AMERICA, LOCAL UNION No. 486, ET AL. *v.* HAENLEIN. Supreme Court of Michigan. Certiorari denied. *Leroy G. Vandever* for petitioners. *Walter Martin* for respondent. Reported below: 361 Mich. 263, 105 N. W. 2d 166.

No. 625. PRYOR *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Acting Assistant Attorney General Foley*, *Beatrice Rosenberg* and *Jerome M. Feit* for the United States. Reported below: 288 F. 2d 820.

No. 626. McCLANE *v.* TEXAS. Court of Criminal Appeals of Texas. Certiorari denied. *L. N. D. Wells, Jr.*, *Oscar H. Mauzy* and *Bernard Dunau* for petitioner. Reported below: — Tex. Cr. R. —, — S. W. 2d —.

No. 595. PRESSER *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. MR. JUSTICE BLACK and MR. JUSTICE DOUGLAS are of the opinion certiorari should be granted. *H. Clifford Alder* for petitioner. *Solicitor General Rankin*, *Assistant Attorney General Wilkey* and *Beatrice Rosenberg* for the United States. Reported below: 109 U. S. App. D. C. 99, 284 F. 2d 233.

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No. 627. PENNSYLVANIA TURNPIKE COMMISSION *v.* GERR ET AL. C. A. 3d Cir. Certiorari denied. *George H. Hafer* for petitioner. *Solomon Hurwitz* and *Macey E. Klein* for respondents. Reported below: 283 F. 2d 293.

No. 628. SCHULTZ ET AL. *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. *William A. Blank* and *Robert C. Zampano* for petitioners. *Solicitor General Cox*, *Acting Assistant Attorney General Leonard* and *Morton Hollander* for the United States. Reported below: 282 F. 2d 628.

No. 630. PRICE *v.* FLEMMING, SECRETARY OF HEALTH, EDUCATION AND WELFARE, ET AL. C. A. 3d Cir. Certiorari denied. *Towson Price*, petitioner, *pro se.* *Solicitor General Cox*, *Acting Assistant Attorney General Leonard* and *John G. Laughlin, Jr.* for Fleming, respondent. Reported below: 280 F. 2d 956.

No. 632. BOSTON & MAINE RAILROAD *v.* HALL, EXECUTRIX. C. A. 1st Cir. Certiorari denied. *James R. DeGiacomo* for petitioner. *William B. Sleigh, Jr.* for respondent. Reported below: 284 F. 2d 474.

No. 636. VON CSEH *v.* NEW YORK. Court of Appeals of New York. Certiorari denied. *Frances Kahn* for petitioner. *Frank S. Hogan*, *Richard G. Denzer* and *H. Richard Uviller* for respondent. Reported below: 8 N. Y. 2d 1058, 170 N. E. 2d 408.

No. 637. LOS ANGELES HOTEL-RESTAURANT EMPLOYER-UNION WELFARE FUND *v.* BOWIE, TRUSTEE IN BANKRUPTCY. C. A. 9th Cir. Certiorari denied. *Walter N. Anderson* for petitioner. *Francis F. Quittner* for respondent. Reported below: 283 F. 2d 516.

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No. 633. STAUFFER CHEMICAL CO. *v.* BOSTON & MAINE RAILROAD ET AL. C. A. 1st Cir. Certiorari denied. *Samuel P. Sears* for petitioner. Reported below: 284 F. 2d 474.

No. 642. FREDIN *v.* OHIO. Supreme Court of Ohio. Certiorari denied. *N. A. Brinsky* for petitioner. *John T. Corrigan* for respondent. Reported below: 171 Ohio St. 273, 169 N. E. 2d 549.

No. 645. THE MACCABEES ET AL. *v.* SHELLEY. C. A. 2d Cir. Certiorari denied. *John P. Walsh* for petitioners. *Bruce A. Hecker* for respondent.

No. 650. MISSOURI PACIFIC RAILROAD CO. *v.* MENDOZA. Court of Civil Appeals of Texas, Tenth Supreme Judicial District. Certiorari denied. *Howard S. Hoover* for petitioner. *Walter James Kronzer, Jr.* for respondent. Reported below: 337 S. W. 2d 622.

No. 661. ZANNARAS ET AL. *v.* BAGDAD COPPER CORP. C. A. 9th Cir. Certiorari denied. *John Phillip Zannaras*, petitioner, *pro se.* *Joseph L. Alioto* for U. S. Tungsten Corporation and *J. P. Robinson, Jr.*, petitioners. *Mark Wilmer* for respondent. Reported below: 284 F. 2d 147.

No. 668. MACK *v.* LEHIGH VALLEY RAILROAD CO. C. A. 3d Cir. Certiorari denied. *Jacob Rassner* for petitioner. *James J. Langan* and *Raymond J. Lamb* for respondent. Reported below: 283 F. 2d 405.

No. 562. BROWN *v.* PENNSYLVANIA RAILROAD CO. C. A. 3d Cir. Certiorari denied. MR. JUSTICE BLACK is of the opinion certiorari should be granted. *Gene K. Lynch* and *James P. McArdle* for petitioner. *Hugh B. Cox* for respondent. Reported below: 282 F. 2d 522.

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No. 73, Misc. WEST ET AL. v. UNITED STATES. C. A. 6th Cir. Certiorari denied. *Victor Rabinowitz, Leonard B. Boudin and Ann Fagan Ginger* for petitioners. *Solicitor General Rankin, Assistant Attorney General Yeagley and George B. Searls* for the United States. Reported below: 274 F. 2d 885.

No. 74, Misc. REINTHALER v. UNITED STATES. C. A. 6th Cir. Certiorari denied. *Frank J. Donner, Arthur Kinoy and Marshall Perlin* for petitioner. *Solicitor General Rankin, Assistant Attorney General Yeagley and George B. Searls* for the United States. Reported below: 274 F. 2d 885.

No. 179, Misc. KIRACOFÉ v. SMYTH, PENITENTIARY SUPERINTENDENT. Supreme Court of Appeals of Virginia. Certiorari denied. *William Alfred Hall* for petitioner. *D. Gardiner Tyler*, Assistant Attorney General of Virginia, for respondent.

No. 446, Misc. EARNSHAW v. UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin, Assistant Attorney General Wilkey and Beatrice Rosenberg* for the United States.

No. 457, Misc. RAGAN v. MADIGAN, WARDEN. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin, Assistant Attorney General Tyler and Harold H. Greene* for the United States.

No. 465, Misc. MORSE v. WARDEN, UNITED STATES PENITENTIARY. C. A. 10th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin, Assistant Attorney General Tyler, Harold H. Greene and David Rubin* for respondent.

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No. 138, Misc. *RAINEY v. NEW JERSEY*. Supreme Court of New Jersey. Certiorari denied.

No. 472, Misc. *ELLIS v. REID, JAIL SUPERINTENDENT*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin, Assistant Attorney General Tyler and Harold H. Greene* for respondent.

No. 487, Misc. *LIPSCOMB v. MADIGAN, WARDEN*. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin, Assistant Attorney General Tyler and Harold H. Greene* for respondent.

No. 507, Misc. *BELL v. ROGERS, ATTORNEY GENERAL*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin, Assistant Attorney General Tyler, Harold H. Greene and Isabel L. Blair* for respondent.

No. 543, Misc. *TYNE v. NATIONAL SUPPLY CO. ET AL.* C. A. 7th Cir. Certiorari denied. *Benjamin Wham and John E. Owens* for petitioner. *Frank D. Mayer, Robert L. Stern and Milton L. Fisher* for National Supply Co., respondent. Reported below: 280 F. 2d 878.

No. 558, Misc. *EYCHAS v. CALIFORNIA*. Supreme Court of California. Certiorari denied.

No. 566, Misc. *ECHOLS v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin, Acting Assistant Attorney General Foley, Beatrice Rosenberg and Robert G. Maysack* for the United States.

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No. 496, Misc. FISHER *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin, Assistant Attorney General Wilkey, Beatrice Rosenberg and Felicia Dubrovsky* for the United States. Reported below: — U. S. App. D. C. —, — F. 2d —.

No. 503, Misc. BROWN *v.* NEW YORK. Court of Appeals of New York. Certiorari denied. Reported below: 7 N. Y. 2d 359, 165 N. E. 2d 557.

No. 517, Misc. SEISEK *v.* BLAW-KNOX CO. ET AL. Supreme Court of Pennsylvania. Certiorari denied. Petitioner *pro se*. *H. Reginald Belden* for respondents.

No. 557, Misc. SILAS *v.* ARKANSAS. Supreme Court of Arkansas. Certiorari denied. Reported below: — Ark. —, 337 S. W. 2d 644.

No. 577, Misc. LYONS *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin, Assistant Attorney General Wilkey and Beatrice Rosenberg* for the United States. Reported below: 109 U. S. App. D. C. 103, 284 F. 2d 237.

No. 578, Misc. LEVINE *v.* COLGATE-PALMOLIVE CO. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *James B. Henry, Jr.* for respondent. Reported below: 283 F. 2d 532.

No. 583, Misc. MILLS *v.* WILKINS, WARDEN. Appellate Division, Supreme Court of New York, Fourth Judicial Department. Certiorari denied.

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No. 580, Misc. GATEWOOD *v.* CALIFORNIA. Supreme Court of California. Certiorari denied.

No. 581, Misc. BULLARD *v.* REEVES, JUDGE, ET AL. Supreme Court of Indiana. Certiorari denied.

No. 582, Misc. BROWN *v.* VERMONT. Supreme Court of Vermont. Certiorari denied. *John S. Burgess* for petitioner. *Thomas M. Debevoise*, Attorney General of Vermont, for respondent. Reported below: 122 Vt. 59, 163 A. 2d 845.

No. 586, Misc. GREEN *v.* NEW YORK. Court of Appeals of New York. Certiorari denied.

No. 609, Misc. MORONES *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Acting Assistant Attorney General Foley*, *Beatrice Rosenberg* and *Felicia Dubrovsky* for the United States. Reported below: — F. 2d —.

No. 639, Misc. DE MOSS *v.* PENNSYLVANIA. Supreme Court of Pennsylvania. Certiorari denied. Reported below: 401 Pa. 395, 165 A. 2d 14.

No. 668, Misc. WOLAK *v.* NEW JERSEY. Supreme Court of New Jersey. Certiorari denied. Reported below: 33 N. J. 399, 165 A. 2d 174.

No. 684, Misc. AMATO *v.* MURPHY, WARDEN, ET AL. C. A. 2d Cir. Certiorari denied. *Abraham Ziegler* for petitioner. *Louis J. Lefkowitz*, Attorney General of New York, *Paxton Blair*, Solicitor General, and *Norman Friedman*, Assistant Attorney General, for respondents. Reported below: — F. 2d —.

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No. 594, Misc. GRIMES *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin, Assistant Attorney General Wilkey, Beatrice Rosenberg* and *Theodore George Gilinsky* for the United States.

No. 598, Misc. RAMSOUR *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin, Assistant Attorney General Wilkey* and *Beatrice Rosenberg* for the United States.

No. 611, Misc. CAMPBELL *v.* MURPHY, WARDEN. Appellate Division, Supreme Court of New York, Fourth Judicial Department. Certiorari denied.

No. 615, Misc. HARRIS *v.* WARDEN, MARYLAND PENITENTIARY. Court of Appeals of Maryland. Certiorari denied.

No. 627, Misc. JACKSON *v.* HEINZE, WARDEN. Supreme Court of California. Certiorari denied.

No. 629, Misc. NEAL *v.* CALIFORNIA ET AL. Supreme Court of California. Certiorari denied.

No. 636, Misc. SHERWOOD *v.* MARION COUNTY CIRCUIT COURT. Supreme Court of Oregon. Certiorari denied.

No. 638, Misc. MAZZELLA *v.* NEW YORK. Court of Appeals of New York. Certiorari denied. *Frances Kahn* for petitioner.

No. 645, Misc. BROWN *v.* MARYLAND. Court of Appeals of Maryland. Certiorari denied. Reported below: 222 Md. 514, 161 A. 2d 462.

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No. 653, Misc. SMITH *v.* ILLINOIS. Supreme Court of Illinois. Certiorari denied.

No. 656, Misc. DAVIS *v.* CALIFORNIA. Appellate Department, Superior Court of California, County of Los Angeles. Certiorari denied. Petitioner *pro se.* Roger Arnebergh and Philip E. Grey for respondent.

No. 662, Misc. IVEY *v.* MISSOURI. Supreme Court of Missouri. Certiorari denied.

No. 667, Misc. BRYANT *v.* ADAMS, WARDEN. Supreme Court of Appeals of West Virginia. Certiorari denied.

No. 673, Misc. NEAL *v.* OKLAHOMA. Criminal Court of Appeals of Oklahoma. Certiorari denied. Reported below: 355 P. 2d 1071.

No. 726, Misc. LUPINO *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Petitioner *pro se.* Solicitor General Cox, Acting Assistant Attorney General Foley and Beatrice Rosenberg for the United States.

No. 506, Misc. BRUBAKER *v.* DICKSON, WARDEN. Supreme Court of California. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. Quentin Ogren for petitioner. Stanley Mosk, Attorney General of California, and Arlo E. Smith and John S. McInerny, Deputy Attorneys General, for respondent.

No. 549, Misc. McIVOR *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. John W. Barnum for petitioner. Solicitor General Rankin, Assistant Attorney General Wilkey and Beatrice Rosenberg for the United States. Reported below: 282 F. 2d 587.

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Rehearing Denied.

- No. 47. CALLANAN *v.* UNITED STATES, 364 U. S. 587;
No. 128. KIMBROUGH *v.* UNITED STATES, 364 U. S. 661;
No. 514. STONE *v.* UNITED STATES, 364 U. S. 928;
No. 530. MENDE *v.* UNITED STATES, 364 U. S. 933;
No. 544. AHEARN ET AL. *v.* UNITED STATES, 364 U. S.
932;
No. 157, Misc. ALLEN *v.* MICHIGAN, 364 U. S. 934;
No. 502, Misc. CAMPBELL *v.* TEXAS, 364 U. S. 927; and
No. 508, Misc. CUMMINS *v.* STROUL, DOING BUSINESS
AS STROUL NEWS AGENCY, 364 U. S. 937. Petitions for
rehearing denied.

No. 404, Misc. GEORGE *v.* UNITED STATES, 364 U. S.
923; and

No. 441, Misc. FARMER *v.* WILLINGHAM, WARDEN, 364
U. S. 876. Motions for leave to file petitions for rehearing
denied.

FEBRUARY 27, 1961.

Miscellaneous Orders.

An order of THE CHIEF JUSTICE designating and assign-
ing MR. JUSTICE REED (retired) to perform judicial duties
in the United States Court of Claims beginning February
27, 1961, and ending June 30, 1961, and for such further
time as may be required to complete unfinished business,
pursuant to 28 U. S. C. § 294 (a), is ordered entered on
the minutes of this Court, pursuant to 28 U. S. C. § 295.

No. 65. BROWN SHOE Co., INC., *v.* UNITED STATES.
Appeal from the United States District Court for the
Eastern District of Missouri. (Probable jurisdiction
noted, 363 U. S. 825.) The joint motion to postpone
oral argument is granted. *Arthur H. Dean* for appellant.
Solicitor General Cox for the United States.

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No. 551. GINSBURG *v.* GINSBURG ET AL., 364 U. S. 934. The motion to remand is denied. *Paul Ginsburg*, petitioner, *pro se*.

No. 746. OYLER *v.* ADAMS, WARDEN; and

No. 747. CRABTREE *v.* ADAMS, WARDEN. Certiorari, *ante*, p. 810, to the Supreme Court of Appeals of West Virginia. It is ordered that *David Ginsburg, Esquire*, of Washington, District of Columbia, a member of the Bar of this Court, be, and he is hereby, appointed to serve as counsel for petitioners in these cases.

No. 547, Misc. JORDAN *v.* UNITED STATES; and

No. 563, Misc. SPRINGFIELD *v.* UNITED STATES. Motions for leave to file petitions for writs of certiorari denied.

No. 569, Misc. HICKS *v.* WARDEN, MARYLAND PENITENTIARY. Motion for leave to file petition for writ of habeas corpus denied. Treating the papers submitted as a petition for writ of certiorari, certiorari denied.

Certiorari Denied. (See also No. 569, Misc., *supra*.)

No. 389. GRIFFITH LABORATORIES, INC., *v.* MINER, U. S. DISTRICT JUDGE. C. A. 7th Cir. Certiorari denied. *Charles J. Merriam* and *Norman M. Shapiro* for petitioner. *M. Hudson Rathburn* and *Richard D. Mason* for respondent.

No. 638. DALLAS GENERAL DRIVERS, WAREHOUSEMEN & HELPERS LOCAL UNION No. 745 *v.* NATIONAL LABOR RELATIONS BOARD. C. A. 5th Cir. Certiorari denied. *L. N. D. Wells, Jr.*, *David Previant* and *Herbert S. Thatcher* for petitioner. *Solicitor General Cox*, *Stuart Rothman*, *Dominick L. Manoli* and *Norton J. Come* for respondent. Reported below: 281 F. 2d 593.

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No. 586. MISSISSIPPI RIVER FUEL CORP. *v.* FEDERAL POWER COMMISSION ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Richmond C. Coburn, Alan C. Kohn and Melvin Richter* for petitioner. *Solicitor General Cox, Assistant Attorney General Orrick, John G. Laughlin, Jr., Howard E. Shapiro and John C. Mason* for the Federal Power Commission, and *James M. Douglas, Richard D. Shewmaker, Harry A. Poth, Jr. and Richard M. Merriman* for other respondents. Reported below: 108 U. S. App. D. C. 284, 281 F. 2d 919.

No. 647. FISHER *v.* NORTH BRANCH PRODUCTS, INC. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Robert G. Mentag and Albert W. Rinehart* for petitioner. Reported below: 109 U. S. App. D. C. 182, 284 F. 2d 611.

No. 666. DAILEY ET AL. *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. *Harry E. McDermott, Jr.* for petitioners. *Solicitor General Cox, Acting Assistant Attorney General Foley and Beatrice Rosenberg* for the United States. Reported below: 286 F. 2d 62.

No. 233, Misc. GREER *v.* TEXAS. Court of Criminal Appeals of Texas. Certiorari denied. Petitioner *pro se.* *Will Wilson, Attorney General of Texas, and B. H. Timmins, Jr. and Houghton Brownlee, Jr., Assistant Attorneys General, for respondent.* Reported below: See 165 Tex. Cr. R. 300, 306 S. W. 2d 371.

No. 622, Misc. DAWSON *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se.* *Solicitor General Cox* for the United States. Reported below: 109 U. S. App D. C. 22, 283 F. 2d 508.

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No. 612. LEE ET UX. *v.* TERMINAL TRANSPORT CO., INC. C. A. 7th Cir. Certiorari denied. *James A. Dooley* for petitioners. *Harlan L. Hackbert* for respondent. Reported below: 282 F. 2d 805.

No. 644. PADGETT *v.* BUXTON-SMITH MERCANTILE CO. ET AL. C. A. 10th Cir. Certiorari denied. *Rolando J. Matteucci* for petitioner. *William A. Sloan* for respondents. Reported below: 283 F. 2d 597.

No. 651. BAILEY ET AL. *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. *Howard R. Lonergan* for petitioners. *Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg* and *Kirby W. Patterson* for the United States. Reported below: 282 F. 2d 421.

No. 652. ALBERT *v.* UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MICHIGAN ET AL. C. A. 6th Cir. Certiorari denied. *Peter E. Bradt* and *Theodore G. Albert* for petitioner. *Robert J. Danhof* for respondents. Reported below: 283 F. 2d 61.

No. 361, Misc. JUSTUS *v.* NEW MEXICO. Supreme Court of New Mexico. Certiorari denied. Petitioner *pro se*. *Earl E. Hartley*, Attorney General of New Mexico, and *Thomas O. Olson* and *Norman S. Thayer*, Assistant Attorneys General, for respondent. Reported below: See 65 N. M. 195, 334 P. 2d 1104.

No. 428, Misc. GIVENS *v.* ADAMS, WARDEN. Supreme Court of Appeals of West Virginia. Certiorari denied. Petitioner *pro se*. *C. Donald Robertson*, Attorney General of West Virginia, and *George H. Mitchell* and *Fred H. Caplan*, Assistant Attorneys General, for respondent.

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No. 510, Misc. *CRESWELL ET UX. v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 5th Cir. Certiorari denied. Petitioners *pro se*. *Solicitor General Rankin*, *Assistant Attorney General Rice* and *Meyer Rothwacks* for respondent. Reported below: 278 F. 2d 722.

No. 515, Misc. *RINALDI v. NEW JERSEY*. Supreme Court of New Jersey. Certiorari denied.

No. 522, Misc. *MCNAIR v. NEW JERSEY*. Supreme Court of New Jersey. Certiorari denied.

No. 523, Misc. *IN RE BARNUM*. C. A. 9th Cir. Certiorari denied.

No. 536, Misc. *MCCABE v. ELLIS, CORRECTIONS DEPARTMENT GENERAL MANAGER, ET AL.* Court of Criminal Appeals of Texas. Certiorari denied. Petitioner *pro se*. *Will Wilson*, Attorney General of Texas, and *Riley Eugene Fletcher* and *Houghton Brownlee, Jr.*, Assistant Attorneys General, for respondents.

No. 626, Misc. *WILLIAMS v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Acting Assistant Attorney General Foley* and *Beatrice Rosenberg* for the United States.

No. 669, Misc. *STAPLES v. WILKINS, WARDEN*. Appellate Division, Supreme Court of New York, Fourth Judicial Department. Certiorari denied.

No. 672, Misc. *BOLDEN ET AL. v. PEGELOW ET AL.* C. A. 4th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Acting Assistant Attorney General Doar* and *Harold H. Greene* for respondents.

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No. 632, Misc. *DUKES, ALIAS WELCH, v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied. *Charles A. Bellows* for petitioner. Reported below: 19 Ill. 2d 532, 169 N. E. 2d 84.

No. 670, Misc. *CASE v. NORTH CAROLINA*. Supreme Court of North Carolina. Certiorari denied. Petitioner *pro se. T. W. Bruton*, Attorney General of North Carolina, and *H. Horton Rountree*, Assistant Attorney General, for respondent. Reported below: 253 N. C. 130, 116 S. E. 2d 429.

No. 679, Misc. *MATSON v. NEW YORK*. Appellate Division, Supreme Court of New York, Fourth Judicial Department. Certiorari denied.

No. 745, Misc. *BERNARD v. TINSLEY, WARDEN, ET AL.* Supreme Court of Colorado. Certiorari denied. Petitioner *pro se. Duke W. Dunbar*, Attorney General of Colorado, *Frank E. Hickey*, Deputy Attorney General, and *J. F. Brauer*, Assistant Attorney General, for respondents. Reported below: 144 Colo. 244, 355 P. 2d 1098.

No. 756, Misc. *WILLIAMS v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se. Solicitor General Cox* for the United States. Reported below: 109 U. S. App. D. C. 22, 283 F. 2d 508.

No. 654, Misc. *EARLY v. TINSLEY, WARDEN*. C. A. 10th Cir. Certiorari denied. *THE CHIEF JUSTICE* is of the opinion that certiorari should be granted. Petitioner *pro se. Duke W. Dunbar*, Attorney General of Colorado, *Frank E. Hickey*, Deputy Attorney General, and *J. F. Brauer*, Assistant Attorney General, for respondent. Reported below: 286 F. 2d 1.

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No. 680, Misc. AHLET *v.* WILKINS, WARDEN. C. A. 2d Cir. Certiorari denied.

No. 685, Misc. WHITUS *v.* GEORGIA. Supreme Court of Georgia. Certiorari denied. *J. Neely Peacock* for petitioner. *Eugene Cook*, Attorney General of Georgia, *Maston O'Neal*, Solicitor General, and *G. Hughel Harrison* and *Paul Rodgers*, Assistant Attorneys General, for respondent. Reported below: 216 Ga. 284, 116 S. E. 2d 205.

Rehearing Denied.

No. 551. GINSBURG *v.* GINSBURG ET AL., 364 U. S. 934; and

No. 605, Misc. BROWN *v.* UNITED STATES, 364 U. S. 943. Petitions for rehearing denied.

MARCH 6, 1961.

Miscellaneous Orders.

No. 198. MONTANA *v.* ROGERS, ATTORNEY GENERAL. Certiorari, 364 U. S. 861, to the United States Court of Appeals for the Seventh Circuit. The motion to substitute Robert F. Kennedy in place of William P. Rogers as the party respondent is granted. *Solicitor General Cox* on the motion. Reported below: 278 F. 2d 68.

No. 274. MITCHELL, SECRETARY OF LABOR, *v.* WHITAKER HOUSE COOPERATIVE, INC., ET AL. Certiorari, 364 U. S. 861, to the United States Court of Appeals for the First Circuit. The motion to substitute Arthur J. Goldberg in place of James P. Mitchell as the party petitioner is granted. *Solicitor General Cox* on the motion. Reported below: 275 F. 2d 362.

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No. 478. *HORTON v. LIBERTY MUTUAL INSURANCE CO.* Certiorari, 364 U. S. 814, to the United States Court of Appeals for the Fifth Circuit. Motion of petitioner to advance denied. *Joe H. Tonahill* for petitioner. Reported below: 275 F. 2d 148.

No. 669. *LURK v. UNITED STATES.* Certiorari, *ante*, p. 802, to the United States Court of Appeals for the District of Columbia Circuit. Motion of petitioner to advance granted. *Eugene Gressman* for petitioner. Reported below: — U. S. App. D. C. —, — F. 2d —.

No. 761, Misc. *HARDING v. WARDEN, MARYLAND PENITENTIARY.* Motion for leave to file petition for writ of habeas corpus denied.

No. 525, Misc. *IN RE POPE.* Motion for leave to file petition for writ of certiorari denied. Petitioner *pro se*. *Stanley Mosk*, Attorney General of California, and *Doris H. Maier* and *Raymond M. Momboisse*, Deputy Attorneys General, for respondent.

Certiorari Granted. (See also No. 121, *ante*, p. 514.)

No. 276, Misc. *CHEWNING v. SMYTH, PENITENTIARY SUPERINTENDENT.* Motion to substitute W. K. Cunningham, Jr. in place of W. Frank Smyth, Jr. as the party respondent granted. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of Appeals of Virginia granted. Case transferred to the appellate docket. Petitioner *pro se*. *Reno S. Harp III*, Assistant Attorney General of Virginia, for respondent.

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No. 654. NATIONAL LABOR RELATIONS BOARD *v.* OCHOA FERTILIZER CORP. ET AL. C. A. 1st Cir. Certiorari granted. *Solicitor General Rankin, Stuart Rothman, Dominick L. Manoli and Norton J. Come* for petitioner. Reported below: 283 F. 2d 26.

No. 8, Misc. SEYMOUR *v.* SCHNECKLOTH, PENITENTIARY SUPERINTENDENT. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of Washington granted. Case transferred to the appellate docket. Petitioner *pro se.* *John J. O'Connell*, Attorney General of Washington, and *Rembert Ryals*, Assistant Attorney General, for respondent. Reported below: 55 Wash. 2d 109, 346 P. 2d 669.

Certiorari Denied. (See also No. 373, Misc., ante, p. 516.)

No. 571. COLLIER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. *O. John Rogge* for petitioner. *Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg and Jerome M. Feit* for the United States. Reported below: 283 F. 2d 780.

No. 658. UNION LEADER CORP. *v.* NEWSPAPERS OF NEW ENGLAND, INC., ET AL. C. A. 1st Cir. Certiorari denied. *James M. Malloy and Ralph Warren Sullivan* for petitioner. *Frank Goldman* for respondents. Reported below: 284 F. 2d 582.

No. 664. COHEN ET AL. *v.* HIGHWAY TRUCK DRIVERS & HELPERS, LOCAL 107, INTERNATIONAL BROTHERHOOD OF TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN & HELPERS OF AMERICA. C. A. 3d Cir. Certiorari denied. *Samuel Dash* for petitioners. *Edward B. Bergman* for respondent. Reported below: 284 F. 2d 162.

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No. 16. D'ARIA ET AL. *v.* UNITED STATES;
No. 648. LO PICCOLO *v.* UNITED STATES;
No. 5, Misc. SANTORE *v.* UNITED STATES;
No. 6, Misc. ORLANDO *v.* UNITED STATES; and
No. 635, Misc. SANTORE *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. *Menahem Stim* and *Allen S. Stim* for petitioners in No. 16. *Maurice Edelbaum* for petitioner in No. 648. Petitioners *pro se* in Nos. 5, Misc., and 6, Misc. *Edward Q. Carr, Jr.* for petitioner in No. 635, Misc. *Solicitor General Rankin, Assistant Attorney General Wilkey, Beatrice Rosenberg* and *Kirby W. Patterson* for the United States in Nos. 16, 5, Misc., and 6, Misc. *Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg* and *Kirby W. Patterson* for the United States in Nos. 648 and 635, Misc. Reported below: 290 F. 2d 51.

No. 659. ROSE *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *James J. Laughlin* and *Albert J. Ahern, Jr.* for petitioner. *Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg* and *Theodore George Gilinsky* for the United States. Reported below: 109 U. S. App. D. C. 12, 283 F. 2d 376.

No. 671. STEELE ET AL. *v.* CITY OF TALLAHASSEE. Circuit Court for Leon County, Florida. Certiorari denied. *Alfred I. Hopkins* for petitioners. *James Messer, Jr.* for respondent.

No. 682. WESTERN AUTO SUPPLY CO. *v.* McELHENNEY CO., INC., ET AL. C. A. 4th Cir. Certiorari denied. *James C. Wilson* and *Alfred W. Burgess* for petitioner. *Chester D. Ward, Jr.* for respondents. Reported below: 287 F. 2d 524.

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No. 662. *GROSSO v. PENNSYLVANIA*; and

No. 663. *BRUNO v. PENNSYLVANIA*. Supreme Court of Pennsylvania. Certiorari denied. *Samuel Dash* for petitioners. Reported below: 401 Pa. 549, 165 A. 2d 73.

No. 670. *BACON v. JEFFERSON CONSTRUCTION CO. ET AL.* C. A. 1st Cir. Certiorari denied. *William H. K. Donaldson* for petitioner. *Alexander M. Heron* and *John T. Bowes* for respondents. Reported below: 283 F. 2d 265.

No. 719. *MEREDITH v. VAN OOSTERHOUT*, U. S. CIRCUIT JUDGE. C. A. 8th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Orrick*, *Morton Hollander* and *Anthony L. Mondello* for respondent. Reported below: 286 F. 2d 216.

No. 15. *CASELLA v. UNITED STATES*; and

No. 17. *LO PICCOLO v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Stanford Shmukler* for petitioner in No. 15. *Maurice Edelbaum* for petitioner in No. 17. *Solicitor General Rankin*, *Assistant Attorney General Wilkey*, *Beatrice Rosenberg* and *Kirby W. Patterson* for the United States. Reported below: 290 F. 2d 51.

No. 691, Misc. *ASHE v. TENNESSEE*. Supreme Court of Tennessee. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *John Jay Hooker, Jr.* for petitioner. *George F. McCannless*, Attorney General of Tennessee, and *Thomas E. Fox*, Assistant Attorney General, for respondent. Reported below: — Tenn. —, — S. W. 2d —.

No. 746, Misc. *EX PARTE GOSIER*. Supreme Court of Ohio. Certiorari denied.

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No. 673. CHAVIS *v.* E. I. DU PONT DE NEMOURS & Co. C. A. 4th Cir. Certiorari denied. MR. JUSTICE HARLAN took no part in the consideration or decision of this application. *Henry H. Edens* and *Henry Hammer* for petitioner. *J. Means McFadden* and *David W. Robinson* for respondent. Reported below: 283 F. 2d 929.

No. 335, Misc. ROBLES *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin*, *Assistant Attorney General Wilkey* and *Beatrice Rosenberg* for the United States. Reported below: 279 F. 2d 401.

No. 401, Misc. KINARD *v.* NEW YORK. Appellate Division, Supreme Court of New York, Second Judicial Department. Certiorari denied. Petitioner *pro se*. *William I. Siegel* for respondent.

No. 409, Misc. JORDAN *v.* COCHRAN, CORRECTIONS DIRECTOR. Supreme Court of Florida. Certiorari denied. Petitioner *pro se*. *Richard W. Ervin*, Attorney General of Florida, and *B. Clarke Nichols*, Assistant Attorney General, for respondent. Reported below: 122 So. 2d 410.

No. 436, Misc. VALENTIN *v.* NEW YORK. Appellate Division, Supreme Court of New York, First Judicial Department. Certiorari denied. *Edward Q. Carr, Jr.* for petitioner.

No. 445, Misc. WILLIAMS *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin*, *Assistant Attorney General Wilkey*, *Beatrice Rosenberg* and *Robert G. Maysack* for the United States. Reported below: 108 U. S. App. D. C. 384, 282 F. 2d 867.

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No. 470, Misc. *WARD v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Bernard Koteen* and *Robert S. Green* for petitioner. *Solicitor General Rankin*, *Assistant Attorney General Wilkey* and *Beatrice Rosenberg* for the United States. Reported below: 108 U. S. App. D. C. 282, 281 F. 2d 917.

No. 576, Misc. *FISHER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin*, *Acting Assistant Attorney General Foley* and *Beatrice Rosenberg* for the United States.

No. 709, Misc. *PLAYER v. WARDEN, MARYLAND HOUSE OF CORRECTION*. Criminal Court of Baltimore, Maryland. Certiorari denied.

No. 711, Misc. *STALCUP v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Acting Assistant Attorney General Foley*, *Beatrice Rosenberg* and *Felicia Dubrovsky* for the United States. Reported below: 284 F. 2d 517.

No. 738, Misc. *BURGESS v. WARDEN, MARYLAND HOUSE OF CORRECTION*. C. A. 4th Cir. Certiorari denied. Reported below: 284 F. 2d 486.

No. 231, Misc. *STURDEVANT v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. Petitioner *pro se*. *Solicitor General Rankin*, *Assistant Attorney General Tyler* and *Harold H. Greene* for the United States.

No. 538, Misc. *PETROLIA v. NEW JERSEY*. Supreme Court of New Jersey. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted.

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No. 747, Misc. PULLITE *v.* RANDOLPH, WARDEN. Supreme Court of Illinois. Certiorari denied.

No. 347, Misc. HOLT *v.* UNITED STATES. C. A. 8th Cir. Motion to remand and petition for writ of certiorari denied. Petitioner *pro se.* *Solicitor General Rankin, Assistant Attorney General Wilkey, Beatrice Rosenberg and Patricia R. Harris* for the United States. Reported below: 280 F. 2d 273.

No. 397, Misc. GRIFFIN *v.* PENNSYLVANIA. Supreme Court of Pennsylvania. Certiorari denied. THE CHIEF JUSTICE, MR. JUSTICE DOUGLAS, and MR. JUSTICE BRENNAN are of the opinion that certiorari should be granted.

No. 505, Misc. HANNA *v.* HOME INSURANCE CO. C. A. 5th Cir. Motion for leave to file supplement to petition for writ of certiorari granted. Certiorari denied. *Curtis E. Hill* for petitioner. Reported below: 281 F. 2d 298.

Rehearing Denied.

No. 565. AMERICAN DREDGING CO. *v.* GULF OIL CORP. ET AL., 364 U. S. 942; and

No. 548, Misc. HILDEBRANDT *v.* UNITED STATES, *ante*, p. 803. Petitions for rehearing denied.

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Miscellaneous Orders.

No. 103. BAKER ET AL. *v.* CARR ET AL. Appeal from the United States District Court for the Middle District of Tennessee. (Probable jurisdiction noted, 364 U. S. 898.) Motion of Marvin Fortner et al. for leave to file brief, as *amici curiae*, granted. *Upton Sisson, Clare S. Hornsby, Walter L. Nixon, Jr. and John Sekul* for movants.

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No. 392. UNITED STATES *v.* SHIMER. Certiorari, 364 U. S. 889, to the United States Court of Appeals for the Third Circuit. Motion of National Association of Mutual Savings Banks et al. for leave to file brief, as *amici curiae*, granted. *William F. McKenna* and *Samuel E. Neel* for movants.

No. 810, Misc. SILVA *v.* UNITED STATES;
No. 817, Misc. ECKMAN *v.* ALASKA; and
No. 818, Misc. CHAPMAN *v.* ALASKA. Motions for leave to file petitions for writs of certiorari denied.

No. 427, Misc. IN RE HICKS;
No. 710, Misc. DEITLE *v.* UNITED STATES;
No. 736, Misc. HARTFORD *v.* WICK, STATE HOSPITAL DIRECTOR, ET AL.;
No. 834, Misc. PARKER *v.* SACKS, WARDEN; and
No. 843, Misc. RICHESON *v.* RANDOLPH, WARDEN. Motions for leave to file petitions for writs of habeas corpus denied.

Probable Jurisdiction Noted.

No. 608. UNITED STATES ET AL. *v.* DRUM ET AL.; and
No. 609. REGULAR COMMON CARRIER CONFERENCE OF AMERICAN TRUCKING ASSOCIATIONS, INC., *v.* DRUM ET AL. Appeals from the United States District Court for the Western District of Oklahoma. Probable jurisdiction noted. *Solicitor General Rankin*, *Solicitor General Cox*, *Assistant Attorney General Bicks*, *Richard A. Solomon*, *Robert W. Ginnane* and *B. Franklin Taylor, Jr.* for the United States and the Interstate Commerce Commission in No. 608. *Roland Rice* for appellant in No. 609. *Walter D. Hanson* and *Wm. L. Peterson, Jr.* for Drum et al., appellees. *Charles R. Iden* for Weather-Seal, Inc., appellee in No. 608. Reported below: 193 F. Supp. 275.

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Certiorari Granted.

No. 690. *POLLER v. COLUMBIA BROADCASTING SYSTEM, INC., ET AL.* United States Court of Appeals for the District of Columbia Circuit. Certiorari granted. *Abraham L. Freedman* for petitioner. *Samuel I. Rosenman, Ambrose Doskow* and *Leon R. Brooks* for respondents. Reported below: 109 U. S. App. D. C. 170, 284 F. 2d 599.

No. 77. *ARISTEGUIETA v. FIRST NATIONAL CITY BANK OF NEW YORK ET AL.* C. A. 5th Cir.; and

No. 688. *ARISTEGUIETA v. FIRST NATIONAL CITY BANK OF NEW YORK ET AL.* C. A. 2d Cir. Certiorari granted. *Dean Acheson, Howard C. Westwood, David C. Acheson, William G. Ward, Sidney S. Sachs, William H. Allen* and *John Logan O'Donnel* for petitioner. *Solicitor General Rankin, Assistant Attorney General Wilkey, Beatrice Rosenberg* and *Jerome M. Feit* filed a memorandum for the United States, as *amicus curiae*, in support of the petition in No. 77. *John A. Wilson, Alexis C. Coudert* and *Melber Chambers* for First National City Bank of New York, French American Banking Corp. and Royal Bank of Canada; *Wilson B. Copes, Wellman P. Thayer* and *William L. Kimler* for Napoleon Dupouy; *D. W. Dyer, Otto C. Sommerich, Benjamin Busch* and *Albert M. Herrmann* for Silvio Gutierrez, respondents. Reported below: 274 F. 2d 206; 287 F. 2d 219.

No. 617. *GARNER ET AL. v. LOUISIANA*;

No. 618. *BRISCOE ET AL. v. LOUISIANA*; and

No. 619. *HOSTON ET AL. v. LOUISIANA.* Supreme Court of Louisiana. Certiorari granted. *A. P. Tureaud, Thurgood Marshall, Jack Greenberg, Louis H. Pollak* and *James M. Nabrit III* for petitioners. *Jack P. F. Gremillion*, Attorney General of Louisiana, *N. Cleburn Dalton*, Assistant Attorney General, and *John F. Ward, Jr.* for respondent. Reported below: — La. —, — So. 2d —.

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No. 614. FEDERAL LAND BANK OF WICHITA *v.* BOARD OF COUNTY COMMISSIONERS OF KIOWA COUNTY, KANSAS, ET AL. Supreme Court of Kansas. Certiorari granted. *Wm. G. Plested, Jr.* and *Edw. H. Jamison* for petitioner. *William M. Ferguson*, Attorney General of Kansas, and *A. K. Stavely* and *Robert C. Londerholm*, Assistant Attorneys General, for respondents. *Solicitor General Rankin*, *Assistant Attorney General Rice* and *I. Henry Kutz* for the United States, as *amicus curiae*. Reported below: 187 Kan. 148, 354 P. 2d 679.

No. 649. PUBLIC AFFAIRS ASSOCIATES, INC., TRADING AS PUBLIC AFFAIRS PRESS, *v.* RICKOVER; and

No. 739. RICKOVER *v.* PUBLIC AFFAIRS ASSOCIATES, INC., TRADING AS PUBLIC AFFAIRS PRESS. United States Court of Appeals for the District of Columbia Circuit. Certiorari granted. *Stanley B. Frosh* and *Harry N. Rosenfield* for petitioner in No. 649 and respondent in No. 739. *Joseph A. McDonald*, *Edwin S. Nail* and *Harry Buchman* for respondent in No. 649 and petitioner in No. 739. Reported below: 109 U. S. App. D. C. 128, 284 F. 2d 262; — U. S. App. D. C. —, — F. 2d —.

No. 178, Misc. HILL *v.* UNITED STATES. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted limited to the question of whether petitioner may raise his claim under Federal Criminal Rule 32 (a) in the proceeding which he has now brought. Case transferred to the appellate docket. It is ordered that *Curtis R. Reitz, Esquire*, of Philadelphia, Pennsylvania, be, and he is hereby, appointed to serve as counsel for the petitioner in this case. Petitioner *pro se*. *Solicitor General Rankin*, *Assistant Attorney General Wilkey* and *Beatrice Rosenberg* for the United States. Reported below: 282 F. 2d 352.

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No. 689. NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE *v.* HARRISON, ATTORNEY GENERAL OF VIRGINIA, ET AL. Supreme Court of Appeals of Virginia. Certiorari granted. *Robert L. Carter, Oliver W. Hall* and *Herbert O. Reid* for petitioner. *David J. Mays* and *Henry T. Wickham* for respondents. Reported below: 202 Va. 142, 116 S. E. 2d 55.

No. 250, Misc. MACHIBRODA *v.* UNITED STATES. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted. Case transferred to the appellate docket. It is ordered that *Curtis R. Reitz, Esquire*, of Philadelphia, Pennsylvania, be, and he is hereby, appointed to serve as counsel for the petitioner in this case. Petitioner *pro se*. *Solicitor General Rankin, Assistant Attorney General Wilkey, Beatrice Rosenberg* and *Julia P. Cooper* for the United States. Reported below: 280 F. 2d 379.

Certiorari Denied. (See also No. 719, Misc., ante, p. 568.)

No. 558. JONES *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. *Ellsworth T. Simpson* for petitioner. *Solicitor General Cox, Assistant Attorney General Oberdorfer, Meyer Rothwacks* and *Lawrence K. Bailey* for the United States. Reported below: 282 F. 2d 745.

No. 660. BROWN *v.* LEFKOWITZ, ATTORNEY GENERAL OF NEW YORK. Court of Appeals of New York. Certiorari denied. *Theodore Garris* for petitioner. *Louis J. Lefkowitz*, Attorney General of New York, *pro se*, along with *Paxton Blair*, Solicitor General, and *Daniel M. Cohen*, Assistant Attorney General. Reported below: See 283 App. Div. 463, 128 N. Y. S. 2d 738.

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No. 653. GENERAL SHOE CORP. *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. *William Waller* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Oberdorfer* and *I. Henry Kutz* for the United States. Reported below: 282 F. 2d 9.

No. 676. KAMENY *v.* BRUCKER, SECRETARY OF THE ARMY, ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Orrick*, *John G. Laughlin, Jr.* and *Herbert E. Morris* for respondents. Reported below: 108 U. S. App. D. C. 340, 282 F. 2d 823.

No. 677. SMITH ET AL. *v.* MYERS ET AL. Supreme Court of Ohio. Certiorari denied. *Warren W. Gibson* for petitioners. Reported below: 171 Ohio St. 292, 170 N. E. 2d 71.

No. 684. THEODORE KAGEN CORP. ET AL. *v.* FEDERAL TRADE COMMISSION. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *B. Paul Noble* for petitioners. *Solicitor General Cox*, *Acting Assistant Attorney General Kirkpatrick*, *Richard A. Solomon*, *PGad B. Morehouse* and *Alan B. Hobbes* for respondent. Reported below: 109 U. S. App. D. C. 7, 283 F. 2d 371.

No. 672. MURPHY *v.* COLORADO. Supreme Court of Colorado. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Mathias F. Correa* and *Eugene F. Sikorovsky* for petitioner. *Duke W. Dunbar*, Attorney General of Colorado, *Frank E. Hickey*, Deputy Attorney General, and *Richard A. Zarlengo*, Assistant Attorney General, for respondent.

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No. 678. STATE-ADAMS CORP. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 2d Cir. Certiorari denied. *H. Gilmer Wells* for petitioner. *Solicitor General Cox, Assistant Attorney General Oberdorfer, Harry Baum and Kenneth E. Levin* for respondent. Reported below: 283 F. 2d 395.

No. 685. CONNER *v.* SIMLER. C. A. 10th Cir. Certiorari denied. *Leslie L. Conner, pro se*, along with *Peyton Ford*. Reported below: 282 F. 2d 382.

No. 686. WASHBURN *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 8th Cir. Certiorari denied. *W. S. Miller, Jr.* for petitioner. *Solicitor General Cox, Assistant Attorney General Oberdorfer, Myron C. Baum and Kenneth E. Levin* for respondent. Reported below: 283 F. 2d 839.

No. 692. PEERLESS PRODUCTS, INC., ET AL. *v.* FEDERAL TRADE COMMISSION. C. A. 7th Cir. Certiorari denied. *Simon Herr* for petitioners. *Solicitor General Cox, Acting Assistant Attorney General Kirkpatrick, Richard A. Solomon, PGad B. Morehouse and Alan B. Hobbes* for respondent. Reported below: 284 F. 2d 825.

No. 693. ROBERSON *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. *William Earl Badgett* for petitioner. *Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg and J. F. Bishop* for the United States. Reported below: 282 F. 2d 772.

No. 694. BORDA *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. *William H. Collins* for petitioner. *Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg and Robert G. Maysack* for the United States. Reported below: 285 F. 2d 405.

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No. 698. SOUTHWEST PRODUCTS Co. v. AETNA STEEL PRODUCTS CORP. C. A. 9th Cir. Certiorari denied. *Leonard S. Lyon* for petitioner. *C. A. Miketta* for respondent. Reported below: 282 F. 2d 323.

No. 699. LANDY v. UNITED STATES. C. A. 5th Cir. Certiorari denied. *Arthur B. Cunningham* and *Philip T. Weinstein* for petitioner. *Solicitor General Cox, Assistant Attorney General Oberdorfer* and *Meyer Rothwacks* for the United States. Reported below: 283 F. 2d 303.

No. 700. LOCAL 3, INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, AFL-CIO, ET AL. v. NATIONAL LABOR RELATIONS BOARD ET AL. C. A. 3d Cir. Certiorari denied. *Harold Stern* for petitioners. *Solicitor General Cox, Stuart Rothman, Dominick L. Manoli* and *Norton J. Come* for National Labor Relations Board, respondent. Reported below: 283 F. 2d 54.

No. 768. ADAMS v. WEST. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Claude L. Dawson* and *F. Joseph Donohue* for petitioner.

No. 679. HIGHTOWER v. ILLINOIS. Supreme Court of Illinois. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Howard T. Savage* and *William C. Starke* for petitioner. Reported below: 20 Ill. 2d 361, 169 N. E. 2d 787.

No. 325, Misc. HORNBECK v. WILKINS, WARDEN. Appellate Division, Supreme Court of New York, Fourth Judicial Department. Certiorari denied. Petitioner *pro se*. *Louis J. Lefkowitz*, Attorney General of New York, and *Paxton Blair*, Solicitor General, for respondent.

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No. 703. SMITH ET AL. *v.* FORDHAM UNIVERSITY. Court of Appeals of New York. Certiorari denied.

No. 398, Misc. KIGER *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Petitioner *pro se.* *Solicitor General Rankin, Assistant Attorney General Wilkey and Beatrice Rosenberg* for the United States. Reported below: 281 F. 2d 551.

No. 415, Misc. KRAVITZ *v.* PENNSYLVANIA. Supreme Court of Pennsylvania. Certiorari denied. *Michael F. X. Dolan* for petitioner. Reported below: 400 Pa. 198, 161 A. 2d 861.

No. 416, Misc. COLUCCI *v.* NEW YORK CENTRAL RAILROAD Co. C. A. 6th Cir. Certiorari denied. *Jack G. Day* for petitioner. *John F. Dolan and Joseph T. Ryan* for respondent. Reported below: 279 F. 2d 891.

No. 425, Misc. CASEY *v.* TAYLOR, WARDEN. C. A. 10th Cir. Certiorari denied. Petitioner *pro se.* *Solicitor General Rankin, Assistant Attorney General Tyler, Harold H. Greene and Isabel L. Blair* for respondent. Reported below: 281 F. 2d 549.

No. 435, Misc. SANDERS *v.* MICHIGAN. Supreme Court of Michigan. Certiorari denied. Petitioner *pro se.* *Paul L. Adams, Attorney General of Michigan, and Samuel J. Torina, Solicitor General,* for respondent.

No. 443, Misc. HARRISON *v.* ADAMS, WARDEN. Supreme Court of Appeals of West Virginia. Certiorari denied. Petitioner *pro se.* *Philip J. Graziani and Fred H. Caplan, Assistant Attorneys General of West Virginia,* for respondent.

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No. 448, Misc. SMITH *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. *Robert James Smith pro se. Solicitor General Rankin, Assistant Attorney General Wilkey and Beatrice Rosenberg* for the United States. Reported below: 283 F. 2d 16.

No. 449, Misc. WILLIAMS *v.* JONES, WARDEN. Court of Appeals of Kentucky. Certiorari denied. Petitioner *pro se. John B. Breckinridge, Attorney General of Kentucky, and Ray Corns, Assistant Attorney General,* for respondent.

No. 460, Misc. HAMLIN *v.* CALIFORNIA. Supreme Court of California. Certiorari denied.

No. 499, Misc. KELLEY *v.* RIVERS ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se. Solicitor General Rankin, Assistant Attorney General Tyler and Harold H. Greene* for respondents.

No. 511, Misc. SICKLER *v.* MYERS, CORRECTIONAL SUPERINTENDENT. Supreme Court of Pennsylvania. Certiorari denied.

No. 513, Misc. MARKS *v.* NEW YORK. C. A. 2d Cir. Certiorari denied. Petitioner *pro se. Louis J. Lefkowitz, Attorney General of New York, Paxton Blair, Solicitor General, and George K. Bernstein and Frederick E. Weeks, Jr., Assistant Attorneys General,* for respondent.

No. 520, Misc. GREEN *v.* PEGELOW, REFORMATORY SUPERINTENDENT, ET AL. C. A. 4th Cir. Certiorari denied. Petitioner *pro se. Solicitor General Rankin, Assistant Attorney General Tyler, Harold H. Greene and Isabel L. Blair* for respondents.

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No. 509, Misc. *PROPHET v. INDIANA*. Supreme Court of Indiana. Certiorari denied. Reported below: — Ind. —, 168 N. E. 2d 189.

No. 532, Misc. *PRICE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin, Assistant Attorney General Wilkey* and *Beatrice Rosenberg* for the United States. Reported below: 282 F. 2d 769.

No. 537, Misc. *BURGETT v. WILKINS, WARDEN, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 283 F. 2d 306.

No. 596, Misc. *MORICONI v. BANNAN, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: — F. 2d —.

No. 694, Misc. *TRINKLE v. AMERICAN EMPLOYERS' INSURANCE Co.* C. A. 6th Cir. Certiorari denied. Reported below: 286 F. 2d 427.

No. 701, Misc. *GAULKE v. MINNESOTA*. Supreme Court of Minnesota. Certiorari denied. Reported below: 259 Minn. 183, 106 N. W. 2d 560.

No. 714, Misc. *BOYE v. NEW YORK*. Appellate Division, Supreme Court of New York, Fourth Judicial Department. Certiorari denied. Reported below: 11 App. Div. 2d 1084, 208 N. Y. S. 2d 442.

No. 552, Misc. *WINN v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *David Carliner* for petitioner. *Solicitor General Rankin, Assistant Attorney General Wilkey* and *Beatrice Rosenberg* for the United States.

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No. 553, Misc. PRAVATO *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Petitioner *pro se.* Solicitor General Rankin, Assistant Attorney General Wilkey, Beatrice Rosenberg and Robert G. Maysack for the United States. Reported below: 282 F. 2d 587.

No. 562, Misc. MORRIS *v.* JOHNSON, COUNTY JUDGE. Supreme Court of Texas. Certiorari denied. Petitioner *pro se.* Robert J. Hearon, Jr. and Ireland Graves for respondent. Reported below: See 336 S. W. 2d 817.

No. 575, Misc. HUIZAR *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Petitioner *pro se.* Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg and Robert G. Maysack for the United States.

No. 597, Misc. HUNTER *v.* NEW YORK. Court of Appeals of New York. Certiorari denied.

No. 608, Misc. MCCANTS *v.* WILKINS, WARDEN, ET AL. C. A. 2d Cir. Certiorari denied. Petitioner *pro se.* Louis J. Lefkowitz, Attorney General of New York, Paxton Blair, Solicitor General, and George K. Bernstein and Frederick E. Weeks, Jr., Assistant Attorneys General, for respondents.

No. 620, Misc. RINEHART *v.* FLORIDA. District Court of Appeal of Florida, Second Appellate District. Certiorari denied. Hal S. Ives for petitioner. Reported below: 121 So. 2d 654.

No. 628, Misc. IN RE WARNER. C. A. 9th Cir. Certiorari denied. Petitioner *pro se.* Solicitor General Cox, Acting Assistant Attorney General Doar and Harold H. Greene for the United States in opposition.

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No. 613, Misc. *FRAZIER v. BENNETT, WARDEN*. C. A. 8th Cir. Certiorari denied.

No. 633, Misc. *MURDAUGH v. LAVALLEE, WARDEN*. C. A. 2d Cir. Certiorari denied.

No. 646, Misc. *O'NEAL v. WILSON*. Supreme Court of Florida. Certiorari denied. *Thomas A. Ziebarth, Alex Akerman, Jr. and J. B. Hodges* for petitioner.

No. 647, Misc. *BARNES v. ADAMS, WARDEN*. Supreme Court of Appeals of West Virginia. Certiorari denied.

No. 651, Misc. *HANSON v. CHICAGO, BURLINGTON & QUINCY RAILROAD CO. ET AL.* C. A. 7th Cir. Certiorari denied. Petitioner *pro se*. *Andrew C. Scott* for Chicago, Burlington & Quincy R. Co., and *Ralph M. Hoyt* for Grand Lodge of the Brotherhood of Locomotive Firemen and Enginemen, respondents. Reported below: 282 F. 2d 758.

No. 652, Misc. *SADOWY v. FAY, WARDEN*. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Louis J. Lefkowitz*, Attorney General of New York, *Paxton Blair*, Solicitor General, and *George K. Bernstein*, Assistant Attorney General, for respondent. Reported below: 284 F. 2d 426.

No. 657, Misc. *GODWIN v. TAYLOR, WARDEN*. C. A. 10th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Acting Assistant Attorney General Doar, Harold H. Greene* and *David Rubin* for respondent. Reported below: 284 F. 2d 116.

No. 659, Misc. *BIGGS ET AL. v. CUMMINS ET AL.* Supreme Court of Illinois. Certiorari denied.

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No. 678, Misc. LIPSCOMB *v.* UNITED STATES ATTORNEY FOR THE EASTERN DISTRICT OF MISSOURI. C. A. 8th Cir. Certiorari denied. Petitioner *pro se.* Solicitor General Cox, Acting Assistant Attorney General Foley and Beatrice Rosenberg for respondent.

No. 681, Misc. FOWLER *v.* ILLINOIS. Supreme Court of Illinois. Certiorari denied.

No. 686, Misc. ZENGER *v.* EAGER, NEW YORK STATE JUDGE, ET AL. C. A. 2d Cir. Certiorari denied.

No. 689, Misc. GOYNES *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Petitioner *pro se.* Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg and Felicia Dubrovsky for the United States.

No. 696, Misc. SMITH *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Petitioner *pro se.* Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg and Robert G. Maysack for the United States. Reported below: 283 F. 2d 760.

No. 697, Misc. ADAMS *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. John H. Pickering for petitioner. Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg and Julia P. Cooper for the United States.

No. 703, Misc. JONES *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se.* Solicitor General Cox, Acting Assistant Attorney General Foley and Beatrice Rosenberg for the United States.

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No. 695, Misc. CABALLERO *v.* WILKINS, WARDEN.
C. A. 2d Cir. Certiorari denied.

No. 705, Misc. GIRONDA *v.* UNITED STATES. C. A. 2d
Cir. Certiorari denied. Petitioner *pro se*. *Solicitor
General Cox, Acting Assistant Attorney General Foley
and Beatrice Rosenberg* for the United States. Reported
below: 283 F. 2d 911.

No. 713, Misc. COSTELLO *v.* NEW YORK. Court of
Appeals of New York. Certiorari denied. *Robert P.
Whelan* for petitioner. *Edward S. Silver, William I.
Siegel* and *David Diamond* for respondent. Reported
below: 8 N. Y. 2d 954, 168 N. E. 2d 850.

No. 720, Misc. SANCHEZ *v.* WILKINSON, WARDEN.
C. A. 5th Cir. Certiorari denied. Petitioner *pro se*.
*Solicitor General Cox, Acting Assistant Attorney Gen-
eral Doar, Harold H. Greene* and *Isabel L. Blair* for
respondent. Reported below: 283 F. 2d 515.

No. 721, Misc. ARCHIE *v.* UNITED STATES. C. A. 9th
Cir. Certiorari denied. Petitioner *pro se*. *Solicitor
General Cox, Acting Assistant Attorney General Foley
and Beatrice Rosenberg* for the United States.

No. 724, Misc. LITTERIO *v.* UNITED STATES. C. A. 5th
Cir. Certiorari denied. Petitioner *pro se*. *Solicitor
General Cox, Acting Assistant Attorney General Foley
and Beatrice Rosenberg* for the United States.

No. 727, Misc. JORDAN *v.* WARDEN, MARYLAND PENI-
TENTIARY. C. A. 4th Cir. Certiorari denied. Reported
below: 283 F. 2d 515.

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No. 708, Misc. *NEGRI v. NEW JERSEY*. Supreme Court of New Jersey. Certiorari denied.

No. 723, Misc. *MARTIN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg and Julia P. Cooper* for the United States.

No. 729, Misc. *GARDNER v. MARYLAND*. Court of Appeals of Maryland. Certiorari denied. Reported below: 223 Md. 405, 164 A. 2d 896.

No. 731, Misc. *MIDGETT v. MARYLAND*. Court of Appeals of Maryland. Certiorari denied. Reported below: 223 Md. 282, 164 A. 2d 526.

No. 733, Misc. *WASHINGTON v. DISTRICT OF COLUMBIA GOVERNMENT ET AL.* C. A. 4th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Acting Assistant Attorney General Doar and Harold H. Greene* for respondents.

No. 737, Misc. *DE LUCIA v. NEW JERSEY*. Supreme Court of New Jersey. Certiorari denied.

No. 743, Misc. *IN RE LIPSCOMB*. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Acting Assistant Attorney General Foley and Beatrice Rosenberg* for the United States.

No. 749, Misc. *GERMAN v. ADAMS, WARDEN*. Supreme Court of Appeals of West Virginia. Certiorari denied.

No. 754, Misc. *PATRICK v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

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No. 755, Misc. *RAYNE v. WARDEN, MARYLAND PENITENTIARY*. Court of Appeals of Maryland. Certiorari denied. Reported below: 223 Md. 688, 165 A. 2d 474.

No. 759, Misc. *VAUGHN v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied.

No. 763, Misc. *LACLAIR v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg and Kirby W. Patterson* for the United States. Reported below: 285 F. 2d 696.

No. 767, Misc. *KING v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Acting Assistant Attorney General Foley and Beatrice Rosenberg* for the United States.

No. 768, Misc. *RICHARDSON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Acting Assistant Attorney General Foley and Beatrice Rosenberg* for the United States. Reported below: 285 F. 2d 751.

No. 770, Misc. *MOORE v. NEW YORK*. Court of Appeals of New York. Certiorari denied.

No. 20, Misc. *GRAZIANO v. NEW YORK*. C. A. 2d Cir. Certiorari denied. *THE CHIEF JUSTICE, MR. JUSTICE DOUGLAS and MR. JUSTICE BRENNAN* are of the opinion that certiorari should be granted. *Nathan Kestnbaum* for petitioner. *Louis J. Lefkowitz, Attorney General of New York, Paxton Blair, Solicitor General, and George K. Bernstein and Jean R. McCoy, Assistant Attorneys General, for respondent*. Reported below: 275 F. 2d 284.

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No. 769, Misc. *SINKO v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied. Reported below: 21 Ill. 2d 23, 171 N. E. 2d 9.

No. 774, Misc. *EX PARTE HOWARD*. Court of Criminal Appeals of Texas. Certiorari denied.

No. 700, Misc. *DAVIS v. NORTH CAROLINA*. Supreme Court of North Carolina. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. Petitioner *pro se*. *T. W. Bruton*, Attorney General of North Carolina, and *Harry W. McGalliard*, Assistant Attorney General, for respondent. Reported below: 253 N. C. 86, 116 S. E. 2d 365.

Rehearing Denied.

No. 26. *UNITED STATES v. MISSISSIPPI VALLEY GENERATING Co.*, 364 U. S. 520;

No. 575. *KENTUCKY RURAL ELECTRIC COOPERATIVE CORP. v. MOLONEY ELECTRIC Co.*, *ante*, p. 812;

No. 595. *PRESSER v. UNITED STATES*, *ante*, p. 816;

No. 457, Misc. *RAGAN v. MADIGAN, WARDEN*, *ante*, p. 819;

No. 487, Misc. *LIPSCOMB v. MADIGAN, WARDEN*, *ante*, p. 820;

No. 578, Misc. *LEVINE v. COLGATE-PALMOLIVE Co.*, *ante*, p. 821; and

No. 640, Misc. *EX PARTE McMULLEN*, *ante*, p. 808. Petitions for rehearing denied.

No. 551. *GINSBURG v. GINSBURG ET AL.*, *ante*, p. 826. Petition for rehearing from order denying motion to remand denied.

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No. 34. *TIMES FILM CORP. v. CITY OF CHICAGO ET AL.*, ante, p. 43. Motion of Motion Picture Association of America, Inc., for leave to file brief, as *amicus curiae*, in support of petition for rehearing granted. Motion of American Book Publishers Council, Inc., for leave to file brief, as *amicus curiae*, in support of petition for rehearing granted. Motion of Authors League of America, Inc., for leave to file brief, as *amicus curiae*, in support of petition for rehearing granted. Motion of American Society of Magazine Photographers et al. for leave to file brief, as *amici curiae*, in support of petition for rehearing granted. Motion of HMM Publishing Company, Inc., Publishers of Playboy Magazine, for leave to file brief, as *amicus curiae*, in support of petition for rehearing granted. Motion of National Association of Broadcasters for leave to file brief, as *amicus curiae*, in support of petition for rehearing granted. Petition for rehearing denied.

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Miscellaneous Orders.

No. 495. *COMMUNIST PARTY, U. S. A., ET AL. v. CATHERWOOD, INDUSTRIAL COMMISSIONER*. Certiorari, 364 U. S. 918, to the Court of Appeals of New York. Pursuant to 28 U. S. C. § 2403, the Court hereby certifies to the Attorney General that there is drawn in question in this case the constitutionality of Section 3 of the Communist Control Act (50 U. S. C. § 842).

No. 789, Misc. *FLORES v. ELLIS, CORRECTIONS DIRECTOR*;

No. 855, Misc. *SCHACHEL v. UNITED STATES*; and

No. 857, Misc. *COWAN v. PEGELOW ET AL.* Motions for leave to file petitions for writs of habeas corpus denied.

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No. 739, Misc. BEAMAN *v.* UNITED STATES DISTRICT COURT, WESTERN DISTRICT OF ARKANSAS, ET AL. Motion for leave to file petition for writ of mandamus denied.

Probable Jurisdiction Noted.

No. 635. MARTIN *v.* DAVIS, PROBATE JUDGE OF JOHNSON COUNTY, KANSAS. Appeal from the Supreme Court of Kansas. Probable jurisdiction noted. *F. L. Haganman* for appellant. Reported below: 187 Kan. 473, 357 P. 2d 782.

Certiorari Granted. (See also No. 705, ante, p. 609.)

No. 246. SHELTON *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari granted. *Joseph L. Rauh, Jr.* and *John Silard* for petitioner. *Solicitor General Rankin, Assistant Attorney General Yeagley* and *Kevin T. Maroney* for the United States. Reported below: 108 U. S. App. D. C. 153, 280 F. 2d 701.

No. 704. ST. REGIS PAPER CO. *v.* UNITED STATES. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted limited to Questions 2, 3, 5, and 6 presented by the petition which read as follows:

"2. Does an order and judgment of the District Court under Section 6 (c) of the Administrative Procedure Act, modifying agency investigative process, carry with it liability for forfeitures for noncompliance with the original unmodified agency process?

"3. Did the orders of the Commission, purportedly issued pursuant to Section 6 (b) of the FTC Act, constitute a requirement that petitioner furnish 'answers in writing to specific questions,' and not a requirement of a

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'special report,' so that the provisions of the third unnumbered paragraph of Section 10 of the FTC Act, providing for forfeitures in the sum of \$100 per day for each day of failure to file a 'report,' have no application?

"5. Are petitioner's retained file copies of confidential reports to the Bureau of Census for the Census of Manufactures subject to the investigative processes of the Commission?

"6. Does the investigative power asserted by the Commission under Section 6 (b) of the FTC Act, if not reviewable except at the risk of paying forfeitures accumulated at the rate of \$100 per day throughout the period of noncompliance, including the period of judicial review, deprive petitioner of its property without due process of law?"

Since time will not permit a hearing and determination of these issues until our next Term, petitioner's motion pursuant to § 10 (d) of the Administrative Procedure Act, 60 Stat. 243, 5 U. S. C. (1958 ed.) § 1009 (d), is granted to the extent of tolling, as of the filing of its petition on February 7, 1961, and pending this Court's disposition of the writ of certiorari, the further running and accumulation of forfeitures under § 10 of the Federal Trade Commission Act, 38 Stat. 723, 15 U. S. C. (1958 ed.) § 50. Petitioner's liability for forfeitures accruing prior to February 7, 1961, is to abide the event of this litigation.

Horace R. Lamb for petitioner. *Solicitor General Cox, Acting Assistant Attorney General Kirkpatrick* and *Richard A. Solomon* for the United States. Reported below: 285 F. 2d 607.

No. 722. UNITED STATES *v.* UNION CENTRAL LIFE INSURANCE Co. Supreme Court of Michigan. Certiorari granted. *Solicitor General Cox, Assistant Attorney General Oberdorfer, I. Henry Kutz* and *Fred E. Young-*

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man for the United States. *H. William Butler* for respondent. Reported below: 361 Mich. 283, 105 N. W. 2d 196.

Certiorari Denied. (See also No. 696, *ante*, p. 608, and No. 718, *Misc.*, *ante*, p. 609.)

No. 702. *SCHNEIDER ET AL. v. NEW JERSEY.* Supreme Court of New Jersey. *Certiorari denied.* *David I. Stepanoff* and *Morris Spritzer* for petitioners. *David M. Satz, Jr.* for respondent. Reported below: 33 N. J. 451, 165 A. 2d 299.

No. 717. *WOMACK v. UNITED STATES.* United States Court of Appeals for the District of Columbia Circuit. *Certiorari denied.* *Edward J. Lynch* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Jerome M. Feit* for the United States. Reported below: — U. S. App. D. C. —, — F. 2d —.

No. 728. *ZAJICEK ET AL. v. KOOLVENT METAL AWNING CORP. OF AMERICA.* C. A. 9th Cir. *Certiorari denied.* *Albert M. Herzig* for petitioners. *Joseph W. Aidlin* for respondent. Reported below: 283 F. 2d 127.

No. 730. *STANDARD OIL CO. OF CALIFORNIA v. WASHINGTON.* Supreme Court of Washington. *Certiorari denied.* *Thomas Todd* and *DeWitt Williams* for petitioner. *John J. O'Connell*, Attorney General of Washington, and *John W. Riley*, Deputy Attorney General, for respondent. Reported below: 57 Wash. 2d 56, 355 P. 2d 349.

No. 753, *Misc.* *BROWN v. DIRECTOR, PATUXENT INSTITUTION.* Court of Appeals of Maryland. *Certiorari denied.* Reported below: 224 Md. 635, 165 A. 2d 895.

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No. 709. FLORES ET AL. *v.* PRANN ET AL. C. A. 1st Cir. Certiorari denied. *Max Goldman* for petitioners. *Sydney Krause* for San Juan Dredging Corp., respondent. Reported below: 282 F. 2d 153.

No. 718. JAEGER MOTOR CAR CO. ET AL. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 7th Cir. Certiorari denied. *Edward H. Meldman* for petitioners. *Solicitor General Cox, Assistant Attorney General Oberdorfer* and *Melva M. Graney* for respondent. Reported below: 284 F. 2d 127.

No. 720. FANDERLIK-LOCKE CO. ET AL. *v.* MORGAN ET AL. C. A. 10th Cir. Certiorari denied. *W. Peter McAtee* for petitioners. *W. A. Sloan* for respondents. Reported below: 285 F. 2d 939.

No. 757. STONE ET AL. *v.* SALT LAKE CITY ET AL. Supreme Court of Utah. Certiorari denied. *Burton W. Musser* and *Elias Hansen* for petitioners. *Franklin Riter* and *Arthur H. Nielsen* for respondents. Reported below: 11 Utah 2d 196, 356 P. 2d 631.

No. 124, Misc. JOHNSON *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin* for the United States. Reported below: 107 U. S. App. D. C. 234, 275 F. 2d 898.

No. 386, Misc. KAM NG, ALIAS JIMMY ENG, *v.* PILLIOD, DISTRICT DIRECTOR, IMMIGRATION AND NATURALIZATION SERVICE. C. A. 7th Cir. Certiorari denied. *Barrett O'Hara II* for petitioner. *Solicitor General Rankin, Assistant Attorney General Wilkey* and *Beatrice Rosenberg* for respondent. Reported below: 279 F. 2d 207.

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No. 839. *CARBO ET AL. v. UNITED STATES*. Motion to dispense with printing the petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. MR. JUSTICE BLACK and MR. JUSTICE DOUGLAS are of the opinion that certiorari should be granted. *A. L. Wirin, William B. Beirne, William Strong, Russell E. Parsons, Max Solomon, John J. Bradley and Fred Okrand* for petitioners. *Solicitor General Cox* for the United States. Reported below: 288 F. 2d 282.

No. 671, Misc. *GOLDSBY v. MISSISSIPPI*. Supreme Court of Mississippi. Certiorari denied. *George N. Leighton* for petitioner. Reported below: — Miss. —, 124 So. 2d 297.

No. 722, Misc. *ANDREWS v. O'NEAL, SHERIFF, ET AL.* Supreme Court of Indiana. Certiorari denied. *William C. Erbecker* for petitioner. Reported below: — Ind. —, 169 N. E. 2d 193.

No. 741, Misc. *LAVERGNE v. FOGLIANI, WARDEN*. Supreme Court of Nevada. Certiorari denied. Petitioner *pro se*. *Roger D. Foley*, Attorney General of Nevada, and *Early Monsey and Norman H. Samuelson*, Deputy Attorneys General, for respondent. Reported below: 76 Nev. 431, 357 P. 2d 116.

No. 788, Misc. *KETCHUM ET AL. v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Petitioners *pro se*. *Solicitor General Cox, Acting Assistant Attorney General Foley and Beatrice Rosenberg* for the United States.

No. 795, Misc. *ROBINSON v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied. Reported below: 21 Ill. 2d 30, 171 N. E. 2d 11.

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No. 591, Misc. *MOORMAN v. WISCONSIN ET AL.* Supreme Court of Wisconsin. Certiorari denied. Petitioner *pro se*. *John W. Reynolds*, Attorney General of Wisconsin, and *William A. Platz*, Assistant Attorney General, for respondents.

No. 650, Misc. *COACH v. HAND, WARDEN.* Supreme Court of Kansas. Certiorari denied.

No. 658, Misc. *LOOMIS v. PRIEST, TREASURER OF THE UNITED STATES.* C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin* and *Dallas S. Townsend* for respondent. Reported below: 274 F. 2d 513.

No. 687, Misc. *LEHMAN v. IOWA ET AL.* Supreme Court of Iowa. Certiorari denied. Petitioner *pro se*. *Evan Hulton*, Attorney General of Iowa, for respondents.

No. 728, Misc. *VANDERSEE v. CALIFORNIA.* C. A. 9th Cir. Certiorari denied.

No. 742, Misc. *McGEE v. RAGEN, WARDEN.* Criminal Court of Cook County, Illinois. Certiorari denied.

No. 748, Misc. *STEWART v. UNITED STATES BOARD OF PAROLE ET AL.* C. A. 10th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, Acting Assistant Attorney General *Doar* and *Harold H. Greene* for the United States.

No. 762, Misc. *FLANAGAN v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, Acting Assistant Attorney General *Foley*, *Beatrice Rosenberg* and *Julia P. Cooper* for the United States. Reported below: 277 F. 2d 109.

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No. 771, Misc. ADAMS *v.* NEW YORK. Court of Appeals of New York. Certiorari denied.

No. 772, Misc. COX *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Petitioner *pro se.* *Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg and Jerome M. Feit* for the United States. Reported below: 284 F. 2d 704.

No. 776, Misc. KING *v.* O'ROURKE. C. A. 6th Cir. Certiorari denied.

No. 780, Misc. GAMBLE *v.* SMYTH, PENITENTIARY SUPERINTENDENT. Supreme Court of Appeals of Virginia. Certiorari denied.

No. 782, Misc. PINELLI *v.* WARDEN, MARYLAND PENITENTIARY. Court of Appeals of Maryland. Certiorari denied. Reported below: 223 Md. 683, 164 A. 2d 916.

No. 784, Misc. KINDLE *v.* ELLIS, CORRECTIONS DIRECTOR. Court of Criminal Appeals of Texas. Certiorari denied.

No. 787, Misc. MORRIS *v.* ROUSOS. C. A. 10th Cir. Certiorari denied.

No. 790, Misc. EPHRAIM *v.* RAGEN, WARDEN. C. A. 7th Cir. Certiorari denied.

No. 793, Misc. SHIN LEE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Petitioner *pro se.* *Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg and Robert G. Maysack* for the United States.

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No. 491, Misc. ROSANIA *v.* NEW JERSEY. Supreme Court of New Jersey. Certiorari denied. MR. JUSTICE BRENNAN took no part in the consideration or decision of this application. Petitioner *pro se.* *Brendan T. Byrne* for respondent. Reported below: 33 N. J. 267, 163 A. 2d 139.

No. 824, Misc. STROUD *v.* UNITED STATES. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit and for other relief denied. Petitioner *pro se.* *Solicitor General Cox, Acting Assistant Attorney General Foley and Beatrice Rosenberg* for the United States. Reported below: 283 F. 2d 137.

Rehearing Denied.

No. 590. FULKS *v.* UNITED STATES, *ante*, p. 812. Petition for rehearing denied.

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Miscellaneous Orders.

No. 103. BAKER ET AL. *v.* CARR ET AL. Appeal from the United States District Court for the Middle District of Tennessee. (Probable jurisdiction noted, 364 U. S. 898.) The motion of John F. English et al. for leave to file brief, as *amici curiae*, is granted. The motion of the Solicitor General for leave to participate in oral argument, as *amicus curiae*, is granted. *Eugene H. Nickerson* and *David M. Levitan* for John F. English et al. *Solicitor General Cox* for the United States. Reported below: 179 F. Supp. 824.

No. 820, Misc. SPEARS *v.* ESTES, U. S. DISTRICT JUDGE, ET AL. Motion for leave to file petition for writ of mandamus and/or prohibition denied.

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No. 566. ROGERS, ATTORNEY GENERAL, *v.* MENDOZA-MARTINEZ. Appeal from the United States District Court for the Southern District of California. (Probable jurisdiction noted, *ante*, p. 809.) The motion to substitute Robert F. Kennedy in place of William P. Rogers as the party appellant is granted. *Solicitor General Cox* on the motion.

No. 567. HERTER, SECRETARY OF STATE, *v.* COURT. Appeal from the United States District Court for the District of Columbia. (Question of jurisdiction postponed to hearing on the merits, *ante*, p. 808.) The motion to substitute Dean Rusk in place of Christian A. Herter as the party appellant is granted. *Solicitor General Cox* on the motion.

No. 901, Misc. BUCKHANAN *v.* OHIO ET AL. Motion for leave to file petition for writ of habeas corpus denied. Treating the papers submitted as a petition for writ of certiorari, certiorari is denied.

Probable Jurisdiction Noted or Question Postponed.

No. 667. A. L. MECHLING BARGE LINES, INC., ET AL. *v.* UNITED STATES ET AL. Appeal from the United States District Court for the Eastern District of Missouri. Further consideration of the question of jurisdiction postponed to the hearing of the case on the merits. *Edward B. Hayes* for appellants. *Solicitor General Cox, Acting Assistant Attorney General Kirkpatrick, Richard A. Solomon, Robert W. Ginnane* and *H. Neil Garson* for the United States and the Interstate Commerce Commission, appellees. *Robert H. Bierma, James M. Souby, Jr.* and *James E. Steffarud* for the Pennsylvania Railroad Co. et al., intervening appellees. Reported below: 188 F. Supp. 386.

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No. 687. *CAMPBELL, COMMISSIONER OF AGRICULTURE OF GEORGIA, ET AL. v. HUSSEY ET AL.* Appeal from the United States District Court for the Southern District of Georgia. Probable jurisdiction noted. The Solicitor General is invited to file a brief setting forth the views of the United States. *Eugene Cook*, Attorney General of Georgia, *G. Hughel Harrison*, Assistant Attorney General, and *Gordon Knox, Frank S. Twitty* and *Chris B. Conyers*, Deputy Assistant Attorneys General, for Commissioner of Agriculture, and *Denmark Groover, Jr.* for Georgia Farm Bureau Federation, appellants. Reported below: 189 F. Supp. 54.

Certiorari Granted.

No. 701. *HUTCHESON v. UNITED STATES.* United States Court of Appeals for the District of Columbia Circuit. Certiorari granted. *Charles H. Tuttle, Joseph P. Tumulty, Jr.* and *M. Joseph Matan* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg* and *Jerome M. Feit* for the United States.

No. 219, Misc. *TOWNSEND v. SAIN, SHERIFF, ET AL.* Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted. Case transferred to appellate docket. *George N. Leighton* for petitioner. *Benjamin S. Adamowski* for respondents. Reported below: 276 F. 2d 324.

No. 665. *BECK v. WASHINGTON.* Petition for writ of certiorari to the Supreme Court of Washington granted limited to questions 1, 2, and 3 presented by the petition, which read as follows:

"1. Where accusation is by a grand jury indictment, does a person (in this case a member and officer of a labor

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union who at the time of the grand jury proceedings was the subject of continuous, extensive, and intensely prejudicial publicity) have a right under the due process and equal protection clauses of the Fourteenth Amendment to have the charges and evidence considered by a grand jury which was fair and impartial or, at least, which was instructed and directed to act fairly and impartially?

“(a) Where petitioner was a member and officer of a labor union, and where prejudicial and inflammatory charges against him were being widely and intensively disseminated by all news media, did he have a right under the due process and equal protection clauses of the Fourteenth Amendment to have the grand jury impaneled in a manner which would prevent or at least tend to prevent the selection of biased and prejudiced grand jurors?

“(b) Was it a denial of due process and equal protection as guaranteed by the Fourteenth Amendment for the Court, in the course of instructing the grand jury, to make statements of an inflammatory nature, prejudicial to petitioner, including a statement that testimony before a United States Senate Committee had disclosed that officers of the Teamsters Union (including petitioner) ‘. . . had, through trick and device, embezzled or stolen hundreds of thousands of dollars of the funds of that union—money which had come to the union from the dues of its members . . . ?’

“(c) Were petitioner’s rights under the due process and equal protection clauses of the Fourteenth Amendment violated by inflammatory statements of the prosecutors made in secret session of the grand jury, including statements of disbelief of testimony favorable to petitioner, threats of perjury charges against a witness who gave testimony favorable to petitioner, and other statements of an inflammatory nature prejudicial to petitioner?

“2. Was the petitioner’s right to a fair trial, as guaranteed by the due process and equal protection clauses of

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the Fourteenth Amendment, violated where a timely motion for a continuance was denied, although inflammatory and prejudicial statements concerning petitioner had been widely and intensively disseminated in the press and in national magazines, and through the media of radio and television, commencing prior to the indictment of petitioner and continuing until the date of trial?

"3. Was the petitioner's right to a fair trial, as guaranteed by the due process clause of the Fourteenth Amendment, violated where a seasonable application for a change of venue was denied, although inflammatory and prejudicial statements concerning petitioner had been widely and intensively disseminated in the press and in national magazines, and through the media of radio and television, commencing prior to the indictment of petitioner and continuing until the date of trial?"

Charles S. Burdell and *Donald McL. Davidson* for petitioner. *William L. Paul, Jr.* for respondent. Reported below: 56 Wash. 2d 474, 349 P. 2d 387, 353 P. 2d 429.

No. 716. LOCAL 174, TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN & HELPERS OF AMERICA *v.* LUCAS FLOUR CO. Supreme Court of Washington. Certiorari granted. *Francis Hoague* for petitioner. *Stuart G. Oles* and *Seth W. Morrison* for respondent. Reported below: 57 Wash. 2d 95, 356 P. 2d 1.

Certiorari Denied. (See also No. 344, Misc., ante, p. 650, and No. 901, Misc., supra.)

No. 735. MOSHEIM *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. *Percy D. Williams* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Julia P. Cooper* for the United States. Reported below: 285 F. 2d 949.

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No. 707. KOHLER Co. v. LOCAL 833, UAW-AFL-CIO INTERNATIONAL UNION, UNITED AUTOMOBILE, AIRCRAFT AND AGRICULTURAL IMPLEMENT WORKERS OF AMERICA, ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Jerome Powell, William F. Howe, E. Riley Casey* and *Lyman C. Conger* for petitioner. *Solicitor General Cox, Stuart Rothman, Dominick L. Manoli* and *Norton J. Come* for the National Labor Relations Board, and *Joseph L. Rauh, Jr., John Silard, Harold A. Cranefield* and *Louis H. Pollak* for Local 833, respondents.

No. 727. SEVEN-UP Co. v. O-SO GRAPE Co. ET AL. C. A. 7th Cir. Certiorari denied. *Beverly W. Pattishall* for petitioner. *Charles F. Meroni* for respondents. Reported below: 283 F. 2d 103.

No. 733. SOUTHERN CROSS STEAMSHIP Co., INC., v. FIRIPIS. C. A. 4th Cir. Certiorari denied. *Hugh S. Meredith* for petitioner. *Sidney H. Kelsey* for respondent. Reported below: 285 F. 2d 651.

No. 736. SARKES TARZIAN, INC., v. AUDIO DEVICES, INC., ET AL. C. A. 9th Cir. Certiorari denied. *C. B. Dutton* for petitioner. *Thomas F. Reddy, Jr.* for respondents. Reported below: 283 F. 2d 695.

No. 737. WESTCHESTER FIRE INSURANCE Co. v. HANLEY ET AL. C. A. 6th Cir. Certiorari denied. *Samuel Levin* for petitioner. *Harold S. Sawyer* for respondents. Reported below: 284 F. 2d 409.

No. 749. ROMERO v. GARCIA & DIAZ, INC. C. A. 2d Cir. Certiorari denied. *Philip F. Di Costanzo* and *Narciso Puente, Jr.* for petitioner. *John L. Quinlan* for respondent. Reported below: 286 F. 2d 347.

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No. 738. *DECKER ET AL. v. KENTUCKY*. Court of Appeals of Kentucky. Certiorari denied. *Walter B. Smith* for petitioners. *John B. Breckinridge*, Attorney General of Kentucky, and *Troy D. Savage*, Assistant Attorney General, for respondent. Reported below: See 331 S. W. 2d 886.

No. 740. *MATHESON v. ARMBRUST*. C. A. 9th Cir. Certiorari denied. *Justin N. Reinhardt* for petitioner. *William F. White* for respondent. *Solicitor General Cox*, *Walter P. North* and *David Ferber* filed a brief for the Securities and Exchange Commission, as *amicus curiae*, in opposition to the petition. Reported below: 284 F. 2d 670.

No. 742. *DEERE & Co. v. ENGLAND*. C. A. 7th Cir. Certiorari denied. *Arthur H. Boettcher*, *Cameron A. Whitsett* and *Edward C. Grelle* for petitioner. *John M. Mason* and *Penrose Lucas Albright* for respondent. Reported below: 284 F. 2d 460.

No. 743. *RENDON v. GOLDNER*. C. A. 2d Cir. Certiorari denied. *Benjamin H. Siff* for petitioner. *Harry Seidell* for respondent. Reported below: 283 F. 2d 881.

No. 745. *JENSEN v. NEBRASKA STATE BAR ASSOCIATION*. Supreme Court of Nebraska. Certiorari denied. *Joseph T. Votava* for petitioner. *Clarence A. H. Meyer*, Attorney General of Nebraska, and *Gerald S. Vitamvas*, Deputy Attorney General, for respondent. Reported below: 171 Neb. 1, 105 N. W. 2d 459.

No. 755. *BENSON v. BRATTLEBORO RETREAT*. Supreme Court of New Hampshire. Certiorari denied. *Dort S. Bigg* for petitioner. *Stanley M. Brown* for respondent. Reported below: 103 N. H. 28, 164 A. 2d 560.

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No. 744. *STIRONE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. *Vincent M. Casey* and *V. J. Rich* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Theodore George Gilinsky* for the United States. Reported below: — F. 2d —.

No. 711. *GASTELUM-QUINONES v. ROGERS, ATTORNEY GENERAL*. Motion to substitute *Robert F. Kennedy* in the place of *William P. Rogers* as the party respondent granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *David Rein* and *Joseph Forer* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Julia P. Cooper* for respondent. Reported below: 109 U. S. App. D. C. 267, 286 F. 2d 824.

No. 758. *MILE BRANCH COAL CO. v. UNITED MINE WORKERS OF AMERICA*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. MR. JUSTICE STEWART took no part in the consideration or decision of this application. *Samuel L. Goldstein* and *Thurman Hill* for petitioner. *John J. Wilson*, *Welly K. Hopkins*, *Harrison Combs* and *Willard P. Owens* for respondent. Reported below: 109 U. S. App. D. C. 265, 286 F. 2d 822.

No. 63, Misc. *ALVAREZ v. MURPHY, WARDEN*. C. A. 2d Cir. Certiorari denied. *Nathan Kestnbaum* for petitioner. *Louis J. Lefkowitz*, Attorney General of New York, *Joseph Rose*, Assistant Attorney General, *Isidore Dollinger* and *Irving Anolik* for respondent. Reported below: 277 F. 2d 304.

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No. 752. *RIBEIRO v. UNITED FRUIT CO. ET AL.* C. A. 2d Cir. Certiorari denied. *Jacob Rassner* and *Louis J. Opal* for petitioner. *Walter X. Connor* and *James P. O'Neill* for Esso Standard Oil Co., respondent. Reported below: 284 F. 2d 317.

No. 809. *MEROLLA v. NEW YORK.* Court of Appeals of New York. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Frank Serri* for petitioner. *Edward S. Silver* for respondent. Reported below: 9 N. Y. 2d 62, 172 N. E. 2d 541.

No. 170, Misc. *WHITE v. SACKS, WARDEN.* Supreme Court of Ohio. Certiorari denied. Petitioner *pro se.* *Mark McElroy*, Attorney General of Ohio, and *Aubrey A. Wendt*, Assistant Attorney General, for respondent.

No. 715, Misc. *CARABELLESE v. NAVIERA AZNAR, S. A., ET AL.* C. A. 2d Cir. Certiorari denied. *Philip F. Di Costanzo* for petitioner. *Walter X. Connor* and *John P. Smith* for respondents. Reported below: 285 F. 2d 355.

No. 808, Misc. *PARKER v. WARDEN, MARYLAND PENITENTIARY.* Court of Appeals of Maryland. Certiorari denied. Reported below: 224 Md. 641, 166 A. 2d 916.

No. 815, Misc. *RAMSEY v. HAND, WARDEN.* Supreme Court of Kansas. Certiorari denied. Reported below: 187 Kan. 502, 357 P. 2d 810.

No. 838, Misc. *MACHIN v. FEDERAL BUREAU OF INVESTIGATION.* C. A. 9th Cir. Certiorari denied. Petitioner *pro se.* *Solicitor General Cox* for respondent. Reported below: — F. 2d —.

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No. 521, Misc. MUHLENBROICH *v.* HEINZE, WARDEN. C. A. 9th Cir. Certiorari denied. *James F. Thacher* for petitioner. *Stanley Mosk*, Attorney General of California, and *Doris H. Maier*, Deputy Attorney General, for respondent. Reported below: 281 F. 2d 881.

No. 599, Misc. DUNCAN *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, Acting Assistant Attorney General *Foley* and *Beatrice Rosenberg* for the United States.

No. 664, Misc. NEAR *v.* VIRGINIA. Supreme Court of Appeals of Virginia. Certiorari denied. *Robert Randolph Jones* and *W. Griffith Purcell* for petitioner. *Reno S. Harp III*, Assistant Attorney General of Virginia, for respondent. Reported below: 202 Va. 20, 116 S. E. 2d 85.

No. 777, Misc. NUNEMAKER *v.* WILKINS, WARDEN. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Louis J. Lefkowitz*, Attorney General of New York, *Paxton Blair*, Solicitor General, and *Irving Galt* and *Norman Friedman*, Assistant Attorneys General, for respondent.

No. 778, Misc. SCOTT *v.* ILLINOIS. Supreme Court of Illinois. Certiorari denied. Reported below: 20 Ill. 2d 324, 169 N. E. 2d 763.

No. 792, Misc. HILL *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, Assistant Attorney General *Miller*, *Beatrice Rosenberg* and *Kirby W. Patterson* for the United States. Reported below: 284 F. 2d 754.

No. 796, Misc. LANGSTON *v.* HERITAGE, WARDEN. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, Acting Assistant Attorney General *Doar* and *Harold H. Greene* for respondent.

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No. 812, Misc. SIMMONS *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Petitioner *pro se.* *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Kirby W. Patterson* for the United States.

No. 813, Misc. ELLEDGE *v.* CALIFORNIA. Supreme Court of California. Certiorari denied.

No. 822, Misc. MILLER *v.* MARYLAND. Court of Appeals of Maryland. Certiorari denied. Reported below: 223 Md. 354, 164 A. 2d 715.

No. 826, Misc. HILL *v.* MYERS, CORRECTIONAL SUPERINTENDENT. Supreme Court of Pennsylvania. Certiorari denied.

No. 831, Misc. OWENS *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Petitioner *pro se.* *Solicitor General Cox, Assistant Attorney General Miller and Beatrice Rosenberg* for the United States. Reported below: See 271 F. 2d 425.

No. 848, Misc. DUNCAN *v.* WILKINS, WARDEN. Court of Appeals of New York. Certiorari denied.

No. 873, Misc. CATALANO *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Petitioner *pro se.* *Solicitor General Cox, Assistant Attorney General Miller and Beatrice Rosenberg* for the United States.

Rehearing Denied.

No. 155. MICHIGAN NATIONAL BANK ET AL. *v.* MICHIGAN ET AL., *ante*, p. 467. Petition for rehearing denied. MR. JUSTICE STEWART took no part in the consideration or decision of this application.

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No. 50. EASTERN RAILROAD PRESIDENTS CONFERENCE ET AL. *v.* NOERR MOTOR FREIGHT, INC., ET AL., *ante*, p. 127;

No. 91. UNITED STATES *v.* FRUEHAUF ET AL., *ante*, p. 146;

No. 93. HAUG ET UX. *v.* UNITED STATES, *ante*, p. 811;

No. 73, Misc. WEST ET AL. *v.* UNITED STATES, *ante*, p. 819; and

No. 74, Misc. REINTHALER *v.* UNITED STATES, *ante*, p. 819. Petitions for rehearing denied.

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Miscellaneous Orders.

No. 103. BAKER ET AL. *v.* CARR ET AL. Appeal from the United States District Court for the Middle District of Tennessee. (Probable jurisdiction noted, 364 U. S. 898.) Motion of *Upton Sisson* for leave to participate in oral argument, as *amicus curiae*, denied.

No. 181. RECK *v.* RAGEN, WARDEN. Certiorari, 363 U. S. 838, to the United States Court of Appeals for the Seventh Circuit. Motion to substitute Frank J. Pate in the place of Joseph E. Ragen as the party respondent granted. *Donald Page Moore* on the motion.

No. 783. CHEWNING *v.* CUNNINGHAM, PENITENTIARY SUPERINTENDENT. Certiorari, *ante*, p. 832, to the Supreme Court of Appeals of Virginia. The motion for appointment of counsel is granted, and it is ordered that *Daniel J. Meador, Esquire*, of Charlottesville, Virginia, a member of the Bar of this Court, be, and he is hereby, appointed to serve as counsel for the petitioner in this case.

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No. 80. PAN AMERICAN PETROLEUM CORP. *v.* SUPERIOR COURT OF DELAWARE FOR NEW CASTLE COUNTY ET AL.; and

No. 81. TEXACO, INC., *v.* SUPERIOR COURT OF DELAWARE FOR NEW CASTLE COUNTY ET AL. Certiorari, 363 U. S. 818, to the Supreme Court of Delaware. The motion of Colorado Interstate Gas Company for leave to file brief, as *amicus curiae*, is granted. *James Lawrence White, John Fleming Kelly and Lewis M. Poe* for movant. *John J. Wilson, Frank H. Strickler, Paul F. Schlicher, W. W. Heard, Byron M. Gray and William J. Grove* for petitioners in opposition to the motion.

No. 566. KENNEDY, ATTORNEY GENERAL, *v.* MENDOZA-MARTINEZ. Appeal from the United States District Court for the Southern District of California. (Probable jurisdiction noted, *ante*, p. 809.) Motion for leave to use record in No. 29, October Term, 1959, granted. *Solicitor General Cox* on the motion.

No. 717, Misc. DYSON *v.* UNITED STATES;

No. 892, Misc. IN RE SMITH;

No. 914, Misc. JENKINS *v.* WILLINGHAM, WARDEN;
and

No. 917, Misc. SMITH *v.* OHIO PARDON AND PAROLE COMMISSION ET AL. Motions for leave to file petitions for writs of habeas corpus denied.

No. 44, Misc. LOLLIS *v.* WILSON, PRISON SUPERINTENDENT; and

No. 907, Misc. HOBBS *v.* PEPERSACK, WARDEN. Motions for leave to file petitions for writs of habeas corpus denied. Treating the papers submitted as petitions for writs of certiorari, certiorari is denied.

No. 863, Misc. SIMS *v.* UNITED STATES. Motion for leave to file petition for writ of certiorari denied.

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Probable Jurisdiction Noted.

No. 714. ATCHISON, TOPEKA & SANTA FE RAILWAY CO. ET AL. *v.* REDDISH ET AL.;

No. 723. INTERSTATE COMMERCE COMMISSION *v.* REDDISH ET AL.; and

No. 725. ARKANSAS-BEST FREIGHT SYSTEM, INC., ET AL. *v.* REDDISH ET AL. Appeals from the United States District Court for the Western District of Arkansas. Probable jurisdiction noted. *Amos M. Mathews* for appellants in No. 714. *Robert W. Ginnane* and *Arthur J. Cerra* for appellant in No. 723. *Roland Rice* and *Rollo E. Kidwell* for appellants in No. 725. *Solicitor General Cox* filed a memorandum for the United States suggesting that the Court note probable jurisdiction. *Clarence D. Todd* for Contract Carrier Conference of American Trucking Assns., Inc., appellee in No. 714. Reported below: 188 F. Supp. 160.

Certiorari Granted. (See also No. 164, ante, p. 715.)

No. 713. STILL *v.* NORFOLK & WESTERN RAILWAY CO. Supreme Court of Appeals of West Virginia. Certiorari granted. *Lewis Jacobs* and *Sidney S. Sachs* for petitioner. *Robert B. Claytor* and *Joseph M. Sanders* for respondent. Reported below: — W. Va. —, — S. E. 2d —.

Certiorari Denied. (See also Misc. Nos. 44, 863 and 907, supra; No. 675, ante, p. 769; No. 691, ante, p. 767; and No. 785, ante, p. 770.)

No. 741. HUNT FOODS & INDUSTRIES, INC., *v.* FEDERAL TRADE COMMISSION. C. A. 9th Cir. Certiorari denied. *Bert W. Levit* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Loevinger*, *Richard A. Solomon*, *PGad B. Morehouse* and *Alan B. Hobbes* for respondent. Reported below: 286 F. 2d 803.

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No. 756. *GONZALES v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. *Henry A. Kiker, Jr.* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg* and *J. F. Bishop* for the United States. Reported below: 286 F. 2d 118.

No. 759. *ALLIS-CHALMERS MANUFACTURING CO. v. LOCAL 248, UNITED AUTOMOBILE, AIRCRAFT & AGRICULTURAL IMPLEMENT WORKERS OF AMERICA, AFL-CIO*;

No. 760. *WISCONSIN EMPLOYMENT RELATIONS BOARD v. LOCAL 248, UNITED AUTOMOBILE, AIRCRAFT & AGRICULTURAL IMPLEMENT WORKERS OF AMERICA, AFL-CIO*; and

No. 761. *CAREY ET AL. v. LODGE 78, INTERNATIONAL ASSOCIATION OF MACHINISTS, AFL-CIO*. Supreme Court of Wisconsin. Certiorari denied. *John G. Kamps, James Urdan* and *John L. Waddleton* for petitioner in No. 759. *John W. Reynolds*, Attorney General of Wisconsin, and *Beatrice Lampert*, Assistant Attorney General, for petitioner in No. 760. *John H. Wessel* for petitioners in No. 761. *Max Raskin, Harold A. Cranefield* and *Philip L. Padden* for respondent in No. 760. *Robert E. Gratz* for respondent in No. 761. Reported below: 11 Wis. 2d 277, 105 N. W. 2d 271; 11 Wis. 2d 292, 105 N. W. 2d 278.

No. 763. *CHANDLER v. BROWN ET AL.* C. A. 5th Cir. Certiorari denied. *Alfred Petsch* for petitioner. *Davis Scarborough* for Brown, respondent. Reported below: 282 F. 2d 186.

No. 772. *PINKSTAFF v. PENNSYLVANIA RAILROAD CO.* Supreme Court of Illinois. Certiorari denied. *James A. Dooley* and *William C. Wines* for petitioner. *Howard Ellis* and *Robert H. Bierma* for respondent. Reported below: 20 Ill. 2d 193, 170 N. E. 2d 139.

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No. 764. MAKAH INDIAN TRIBE *v.* UNITED STATES. Court of Claims. Certiorari denied. *J. Duane Vance* for petitioner. *Solicitor General Cox* and *Roger P. Marquis* for the United States.

No. 766. ROGERS *v.* NORFOLK & WESTERN RAILWAY Co. Supreme Court of Appeals of Virginia. Certiorari denied. *Louis B. Fine* and *Howard I. Legum* for petitioner. *Thomas R. McNamara* for respondent.

No. 771. LOWREY ET AL. *v.* MALKOWSKI ET AL. Supreme Court of Illinois. Certiorari denied. *Irving Eisenberg* and *Paul I. Baikoff* for petitioners. Reported below: 20 Ill. 2d 280, 170 N. E. 2d 147.

No. 779. CIRCLE LINE SIGHTSEEING YACHTS, INC., *v.* CITY OF NEW YORK. C. A. 2d Cir. Certiorari denied. *Warner Pyne* and *William A. Wilson* for petitioner. *Seymour B. Quel* for respondent. Reported below: 283 F. 2d 811.

No. 780. SUPERIOR OIL Co. *v.* UNITED GAS IMPROVEMENT Co. ET AL. C. A. 9th Cir. Certiorari denied. *R. B. Voight* and *H. W. Varner* for petitioner. *J. David Mann, Jr.*, *William W. Ross* and *John E. Holtzinger, Jr.* for United Gas Improvement Company, and *Kent H. Brown* for Public Service Commission of New York, respondents. *David Berger* and *Robert M. Beckman* filed a brief for the City of Philadelphia, as *amicus curiae*, in opposition to the petition. Reported below: 283 F. 2d 817.

No. 784. GARFINKEL *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. *Maurice J. Walsh* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Robert G. Maysack* for the United States. Reported below: 285 F. 2d 548.

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No. 751. *HOHENSEE v. FERGUSON ET AL.* C. A. 3d Cir. Certiorari denied. *James C. Newton* for petitioner. *W. S. Moorhead, Jr.* for respondents. Reported below: 281 F. 2d 952.

No. 762. *CONN ET AL. v. UNITED STATES.* Court of Claims. Certiorari denied. Petitioners *pro se*. *Solicitor General Cox*, *Assistant Attorney General Orrick* and *Alan S. Rosenthal* for the United States. Reported below: — Ct. Cl. —, — F. 2d —.

No. 767. *ALEXANDER ET AL. v. UNITED STATES.* Court of Claims. Certiorari denied. *Carl L. Shipley* and *Samuel Resnicoff* for petitioners. *Solicitor General Cox*, *Assistant Attorney General Orrick*, *Alan S. Rosenthal* and *Kathryn H. Baldwin* for the United States. Reported below: — Ct. Cl. —, — F. 2d —.

No. 781. *PANICA v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. *Osmond K. Fraenkel* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Kirby W. Patterson* for the United States. Reported below: 290 F. 2d 97.

No. 787. *JONES v. UNITED STATES.* Court of Claims. Certiorari denied. *Fred W. Shields* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Orrick*, *John G. Laughlin, Jr.* and *Donald H. Green* for the United States. Reported below: — Ct. Cl. —, 282 F. 2d 906.

No. 793. *HOPE NATURAL GAS CO. ET AL. v. PUBLIC SERVICE COMMISSION OF NEW YORK.* United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *C. William Cooper*, *Christopher T. Boland*, *Thomas F. Brosnan* and *Martin L. Friedman* for petitioners. *Kent H. Brown* for respondent. Reported below: 109 U. S. App. D. C. 292, 287 F. 2d 146.

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No. 796. AMERICAN-LAFRANCE-FOAMITE CORP. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 2d Cir. Certiorari denied. *Lawrence A. Baker* and *William W. Karatz* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Oberdorfer*, *I. Henry Kutz* and *Morton K. Rothschild* for respondent. Reported below: 284 F. 2d 723.

No. 726. CODUTO *v.* UNITED STATES. Motion to strike portions of respondent's brief denied. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. *Charles A. Bellows* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *J. F. Bishop* for the United States. Reported below: 284 F. 2d 464.

No. 770. GOSS *v.* ILLINOIS. Supreme Court of Illinois. Certiorari denied. MR. JUSTICE BLACK and MR. JUSTICE DOUGLAS are of the opinion that certiorari should be granted. *Edwin R. Armstrong* for petitioner. Reported below: 20 Ill. 2d 224, 170 N. E. 2d 113.

No. 776. CALIFORNIA COMPANY *v.* UNITED GAS IMPROVEMENT Co. ET AL. The motion to substitute California Oil Co. in the place of California Company as the party petitioner is granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. *Justin R. Wolf*, *Charles A. Case, Jr.*, *Melvin Richter* and *Woollen H. Walshe* for petitioner. *J. David Mann, Jr.*, *William W. Ross* and *John E. Holtzinger, Jr.* for United Gas Improvement Co., and *Kent H. Brown* for Public Service Commission of New York, respondents. *David Berger* and *Robert M. Beckman* filed a brief for the City of Philadelphia, as *amicus curiae*, in opposition to the petition. Reported below: 283 F. 2d 817.

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No. 774. SHELL OIL CO. ET AL. *v.* PUBLIC SERVICE COMMISSION OF NEW YORK. The motion to substitute California Oil Co. in the place of California Company as a party petitioner is granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. *Oliver L. Stone, William F. Kenney, Thomas F. Ryan, Jr., Eugene F. Sikorovsky, Robert E. May, H. Y. Rowe, William J. Merrill, William H. Holloway, Jack T. Conn, Wm. Amory Underhill, William S. Richardson, Roy L. Merrill, William P. McClure, Rayburn L. Foster, Kenneth Heady, Charles E. McGee, George D. Horning, Jr., Robert O. Koch, Bruce R. Merrill, Robert C. Hawley, W. W. Heard, William J. Grove, Woollen H. Walshe and Justin R. Wolf* for petitioners. *Kent H. Brown* for respondent. Reported below: 109 U. S. App. D. C. 292, 287 F. 2d 146.

No. 590, Misc. SMALLWOOD *v.* WARDEN, MARYLAND PENITENTIARY. Court of Appeals of Maryland. Certiorari denied. Petitioner *pro se*. *Thomas B. Finan*, Attorney General of Maryland, and *Clayton A. Dietrich*, Assistant Attorney General, for respondent. Reported below: 223 Md. 671, 164 A. 2d 288.

No. 665, Misc. JOHNSON *v.* UNITED STATES. Court of Claims. Certiorari denied. *Thomas H. King, Paul R. Harmel and Clifford A. Sheldon* for petitioner. *Solicitor General Cox, Acting Assistant Attorney General Leonard and Alan S. Rosenthal* for the United States. Reported below: — Ct. Cl. —, 280 F. 2d 856.

No. 811, Misc. LIBBEY *v.* OREGON. Supreme Court of Oregon. Certiorari denied. *Howard R. Lonergan* for petitioner. *Charles E. Raymond* for respondent. Reported below: 224 Ore. 431, 356 P. 2d 161.

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No. 467, Misc. *HILL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Rankin, Assistant Attorney General Wilkey and Beatrice Rosenberg* for the United States. Reported below: 281 F. 2d 443.

No. 476, Misc. *ZIZZO v. FAY, WARDEN*. C. A. 2d Cir. Certiorari denied.

No. 490, Misc. *SHERWOOD v. GLADDEN, WARDEN*. Supreme Court of Oregon. Certiorari denied. Petitioner *pro se*. *Harold W. Adams, Attorney General of Oregon*, for respondent.

No. 600, Misc. *JOHN v. CALIFORNIA ET AL.* Supreme Court of California. Certiorari denied. Petitioner *pro se*. *Stanley Mosk, Attorney General of California, and Doris H. Maier and Edsel W. Haws, Deputy Attorneys General*, for respondents.

No. 616, Misc. *WILLIAMS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller and Beatrice Rosenberg* for the United States.

No. 618, Misc. *CAMPBELL v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Kirby W. Patterson* for the United States. Reported below: 282 F. 2d 871.

No. 619, Misc. *RIVERA-ESCUTE v. DELGADO, WARDEN*. C. A. 1st Cir. Certiorari denied. *Santos P. Amadeo* for petitioner. *J. B. Fernandez-Badillo, Solicitor General of Puerto Rico*, for respondent. Reported below: 282 F. 2d 335.

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No. 637, Misc. *EGITTO v. NEW YORK*. Appellate Division, Supreme Court of New York, Second Judicial Department. Certiorari denied. Petitioner *pro se*. *William I. Siegel* for respondent.

No. 663, Misc. *KERNS v. ADAMS, WARDEN*. Supreme Court of Appeals of West Virginia. Certiorari denied. Petitioner *pro se*. *C. Donald Robertson*, Attorney General of West Virginia, and *Andrew J. Goodwin* and *Fred H. Caplan*, Assistant Attorneys General, for respondent.

No. 702, Misc. *TEDFORD v. HEINZE, WARDEN, ET AL.* Supreme Court of California. Certiorari denied. Petitioner *pro se*. *Stanley Mosk*, Attorney General of California, and *Doris H. Maier* and *Edsel W. Haws*, Deputy Attorneys General, for respondents.

No. 712, Misc. *PHILLIPS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, Acting Assistant Attorney General *Foley* and *Beatrice Rosenberg* for the United States. Reported below: 286 F. 2d 428.

No. 725, Misc. *MEYER v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied.

No. 758, Misc. *JONES v. MARONEY, WARDEN*. C. A. 3d Cir. Certiorari denied.

No. 766, Misc. *RODGERS v. BENNETT, WARDEN*. Supreme Court of Iowa. Certiorari denied. Reported below: 252 Iowa 191, 105 N. W. 2d 507.

No. 775, Misc. *SIMS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox* for the United States.

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No. 781, Misc. WILLIAMS *v.* HEINZE, WARDEN, ET AL. Supreme Court of California. Certiorari denied.

No. 791, Misc. WHITE *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se.* *Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg and Kirby W. Patterson* for the United States.

No. 797, Misc. TASCOS *v.* MARYLAND. Court of Appeals of Maryland. Certiorari denied. Reported below: 223 Md. 503, 165 A. 2d 456.

No. 799, Misc. ADRIANO *v.* CALIFORNIA ET AL. Supreme Court of California. Certiorari denied.

No. 800, Misc. NEAL *v.* CALIFORNIA ADULT AUTHORITY ET AL. Supreme Court of California. Certiorari denied.

No. 802, Misc. HANDY *v.* CALIFORNIA. Supreme Court of California. Certiorari denied.

No. 805, Misc. RAGAN *v.* SECRETARY OF THE AIR FORCE ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se.* *Solicitor General Cox, Acting Assistant Attorney General Doar, Harold H. Greene and David Rubin* for respondents.

No. 819, Misc. ELLISON *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Petitioner *pro se.* *Solicitor General Cox, Assistant Attorney General Miller and Beatrice Rosenberg* for the United States. Reported below: 283 F. 2d 489.

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No. 750, Misc. IN RE STRAIGHT. Supreme Court of Alaska. Certiorari denied. Reported below: — Alaska —, — P. 2d —.

No. 785, Misc. IN RE TOMICH. Supreme Court of Montana. Certiorari denied. Reported below: 137 Mont. —, 358 P. 2d 78.

No. 835, Misc. PIORKOWSKI ET AL. v. COUNTY ET AL. Supreme Court of Ohio. Certiorari denied. Reported below: 171 Ohio St. 401, 171 N. E. 2d 336.

No. 844, Misc. WRIGHT v. WARDEN, MARYLAND PENITENTIARY. Court of Appeals of Maryland. Certiorari denied. Reported below: 223 Md. 684, 165 A. 2d 144.

No. 852, Misc. BRITT v. SOUTH CAROLINA. Supreme Court of South Carolina. Certiorari denied. *Aaron Kravitch* for petitioner. *Daniel R. McLeod*, Attorney General of South Carolina, *Everett N. Brandon*, Assistant Attorney General, and *Julian S. Wolfe* for respondent. Reported below: 237 S. C. 293, 117 S. E. 2d 379.

No. 884, Misc. WESTBURY v. SOUTH CAROLINA. Supreme Court of South Carolina. Certiorari denied. *Henry R. Sims II* for petitioner. *Daniel R. McLeod*, Attorney General of South Carolina, for respondent. Reported below: 237 S. C. 293, 117 S. E. 2d 379.

No. 908, Misc. ROBILLARD v. CALIFORNIA. Supreme Court of California. Certiorari denied. *Vincent Hallinan* for petitioner. *Stanley Mosk*, Attorney General of California, and *Arlo E. Smith* and *John S. McInerny*, Deputy Attorneys General, for respondent. Reported below: 55 Cal. 2d 88, 358 P. 2d 295.

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No. 827, Misc. TAYLOR *v.* CUNNINGHAM, PENITENTIARY SUPERINTENDENT. Supreme Court of Appeals of Virginia. Certiorari denied.

No. 828, Misc. PARLER *v.* NEW YORK. Appellate Division, Supreme Court of New York, Second Judicial Department. Certiorari denied.

No. 829, Misc. GILMER *v.* SMYTH, PENITENTIARY SUPERINTENDENT. Supreme Court of Appeals of Virginia. Certiorari denied.

No. 833, Misc. WILSON *v.* WARDEN, MARYLAND PENITENTIARY. Court of Appeals of Maryland. Certiorari denied. Reported below: 223 Md. 680, 164 A. 2d 911.

No. 837, Misc. THOMAS *v.* ILLINOIS. Supreme Court of Illinois. Certiorari denied. Reported below: 20 Ill. 2d 603, 170 N. E. 2d 543.

No. 839, Misc. WATSON *v.* LAVALLEE, WARDEN. C. A. 2d Cir. Certiorari denied.

No. 840, Misc. BARKAN *v.* FEDERAL DISTRICT COURT, SOUTHERN DIVISION OF ILLINOIS, ET AL. C. A. 7th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox* for respondents.

No. 845, Misc. BEAR *v.* GLADDEN, WARDEN. Supreme Court of Oregon. Certiorari denied.

No. 851, Misc. VASQUEZ *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Miller* and *Beatrice Rosenberg* for the United States.

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No. 849, Misc. SEYMOUR *v.* TEXAS. Court of Criminal Appeals of Texas. Certiorari denied.

No. 853, Misc. CAINS *v.* NEW JERSEY. Supreme Court of New Jersey. Certiorari denied.

No. 854, Misc. ZERBA *v.* ILLINOIS. Supreme Court of Illinois. Certiorari denied. *Ernst Liebman, Donald Page Moore* and *Charles Liebman* for petitioner. Reported below: 20 Ill. 2d 269, 170 N. E. 2d 97.

No. 858, Misc. WOLF *v.* BOYD, DISTRICT DIRECTOR, IMMIGRATION AND NATURALIZATION SERVICE, ET AL. C. A. 9th Cir. Certiorari denied. *John Caughlan* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller* and *Beatrice Rosenberg* for respondents.

No. 860, Misc. RHALL *v.* NEW YORK. Court of Appeals of New York. Certiorari denied.

No. 862, Misc. TRUMBLAY *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller* and *Beatrice Rosenberg* for the United States. Reported below: 286 F. 2d 918.

No. 864, Misc. STICKNEY *v.* ELLIS, CORRECTIONS DIRECTOR. C. A. 5th Cir. Certiorari denied. *O. John Rogge* for petitioner. *Frank Brisco* and *Carl E. F. Dally* for respondent. Reported below: 286 F. 2d 755.

No. 867, Misc. LEIGHTON *v.* SECURITIES AND EXCHANGE COMMISSION. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Walter P. North* and *David Ferber* for respondent.

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No. 872, Misc. DOTSON *v.* KANSAS. Supreme Court of Kansas. Certiorari denied.

No. 876, Misc. LEGG *v.* BRODY ET AL. Supreme Court of California. Certiorari denied.

No. 877, Misc. CARTER *v.* ILLINOIS. Supreme Court of Illinois. Certiorari denied.

No. 730, Misc. TRENT *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. THE CHIEF JUSTICE, MR. JUSTICE DOUGLAS and MR. JUSTICE BRENNAN are of the opinion that certiorari should be granted. *Arthur J. Lambert* and *Richard A. Fitzgerald* for petitioner. *Solicitor General Cox, Acting Assistant Attorney General Foley, Beatrice Rosenberg* and *J. F. Bishop* for the United States. Reported below: 109 U. S. App. D. C. 152, 284 F. 2d 286.

No. 798, Misc. OUGHTON *v.* UNITED STATES. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit and for other relief denied. Petitioner *pro se*. *Solicitor General Cox, Acting Assistant Attorney General Doar* and *Harold H. Greene* for the United States. Reported below: 287 F. 2d 882.

No. 865, Misc. RODELLA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg* and *Kirby W. Patterson* for the United States. Reported below: 286 F. 2d 306.

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No. 803, Misc. *CUTLIP v. ADAMS, WARDEN*. The motion to substitute Otto C. Boles in the place of D. E. Adams as the party respondent is granted. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

Rehearing Denied.

No. 37. *WILKINSON v. UNITED STATES*, *ante*, p. 399;

No. 54. *BRADEN v. UNITED STATES*, *ante*, p. 431;

No. 182. *WILSON v. SCHNETTLER ET AL.*, *ante*, p. 381;

No. 631. *JERROLD ELECTRONICS CORP. ET AL. v. UNITED STATES*, *ante*, p. 567;

No. 658. *UNION LEADER CORP. v. NEWSPAPERS OF NEW ENGLAND, INC., ET AL.*, *ante*, p. 833;

No. 335, Misc. *ROBLES v. UNITED STATES*, *ante*, p. 836;

No. 654, Misc. *EARLY v. TINSLEY, WARDEN*, *ante*, p. 830; and

No. 720, Misc. *SANCHEZ v. WILKINSON, WARDEN*, *ante*, p. 852. Petitions for rehearing denied.

No. 21. *ARO MANUFACTURING Co., INC., ET AL. v. CONVERTIBLE TOP REPLACEMENT Co., INC.*, *ante*, p. 336. Petition for rehearing or alternative motion for amendment or clarification of opinion denied.

No. 70. *GREEN v. UNITED STATES*, *ante*, p. 301. Petition for rehearing or to remand denied.

No. 551. *GINSBURG v. GINSBURG ET AL.*, 364 U. S. 934. Motion for leave to file a second petition for rehearing denied.