

366 U. S.

Per Curiam.

BOND *v.* GREEN, CORRECTIONAL
SUPERINTENDENT.MOTION FOR LEAVE TO FILE PETITION FOR WRIT OF
HABEAS CORPUS.

No. 1, Misc. Decided May 15, 1961.

Motion for leave to file petition for habeas corpus denied; certiorari granted; judgment vacated and case remanded.

Reported below: See 174 F. Supp. 368.

Petitioner *pro se*.

Mark McElroy, Attorney General of Ohio, and *William M. Vance*, Assistant Attorney General, for respondent.

PER CURIAM.

The motion for leave to file petition for writ of habeas corpus is denied. Treating the papers submitted as a petition for writ of certiorari to the Supreme Court of Ohio, certiorari is granted. The judgment is vacated and the case is remanded for further consideration in the light of *Smith v. Bennett*, and *Marshall v. Bennett*, 365 U. S. 708.

MR. JUSTICE STEWART took no part in the consideration or disposition of this case.