

MANAGED FUNDS, INC., *v.* BROUK ET AL.

CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR
THE EIGHTH CIRCUIT.

No. 87. Decided April 16, 1962.

Judgment vacated and case remanded to District Court with directions to dismiss cause of action as to respondents.

Reported below: 286 F. 2d 901.

R. Walston Chubb for petitioner.

Forrest M. Hemker for Brouk et al. and *William Stix* for Baker et al., respondents.

Solicitor General Cox, Daniel M. Friedman, Allan F. Conwill and *Walter P. North* for the Securities and Exchange Commission, as *amicus curiae*, urging reversal.

PER CURIAM.

Upon the suggestion of mootness and the joint motion of counsel to vacate and remand, the judgment of the Court of Appeals is vacated and the case remanded to the District Court with directions to dismiss the cause of action as to the respondents.

MR. JUSTICE FRANKFURTER and MR. JUSTICE WHITE took no part in the consideration or decision of this case.