

373 U.S.

May 13, 1963.

BAKER *v.* UNITED STATES.

ON PETITION FOR WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT.

No. 494, Misc. Decided May 13, 1963.

Certiorari granted; judgment vacated; and case remanded.

Reported below: 306 F. 2d 491.

Petitioner *pro se*.*Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Sidney M. Glazer for the United States.*

## PER CURIAM.

The motion for leave to proceed *in forma pauperis* and the petition for writ of certiorari are granted. The judgment is vacated and the case is remanded to the United States District Court for the Western District of Washington for further consideration in light of *Sanders v. United States, ante*, p. 1.

MR. JUSTICE CLARK and MR. JUSTICE HARLAN would deny certiorari on the basis of their dissent in *Sanders v. United States, ante*, p. 23.

CLARK *v.* PENNSYLVANIA.

APPEAL FROM THE SUPREME COURT OF PENNSYLVANIA.

No. 689, Misc. Decided May 13, 1963.

Appeal dismissed and certiorari denied.

## PER CURIAM.

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