

373 U. S.

May 27, 1963.

ALABAMA ET AL. v. UNITED STATES ET AL.

ON MOTION FOR LEAVE TO FILE BILL OF COMPLAINT.

No. 15, Original. Decided May 27, 1963.

Motion for leave to file proposed bill of complaint, as amended, denied.

J. Kirkman Jackson, John P. Kohn, George Stephen Leonard, Richard L. Hirshberg, John W. Vardaman, John A. Caddell and Thos. B. Hill, Jr. for plaintiffs.

Solicitor General Cox, Ralph S. Spritzer and Louis F. Claiborne for the United States et al.

PER CURIAM.

The motion for leave to file the proposed bill of complaint, as amended, is denied. In essence the papers show no more than that the President has made ready to exercise the authority conferred upon him by 10 U. S. C. § 333 by alerting and stationing military personnel in the Birmingham area. Such purely preparatory measures and their alleged adverse general effects upon the plaintiffs afford no basis for the granting of any relief.

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

CEPERO v. UNITED STATES CONGRESS ET AL.

APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK.

No. 1024, Misc. Decided May 27, 1963.

Appeal dismissed.

Reported below: — F. Supp. —.

PER CURIAM.

The appeal is dismissed.