

CASES ADJUDGED
IN THE
SUPREME COURT OF THE UNITED STATES
AT
OCTOBER TERM, 1963.

DAEGELE *v.* KANSAS.

ON PETITION FOR WRIT OF CERTIORARI TO THE SUPREME
COURT OF KANSAS.

No. 72, Misc. Decided October 14, 1963.

Certiorari granted; judgment vacated; and case remanded.

Reported below: 190 Kan. 613, 376 P. 2d 807.

Petitioner *pro se*.

William M. Ferguson, Attorney General of Kansas,
and *J. Richard Foth*, Assistant Attorney General, for
respondent.

PER CURIAM.

The motion for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted. The judgment is vacated and the case is remanded to the Supreme Court of Kansas for further consideration in light of *Douglas v. California*, 372 U. S. 353.

For reasons expressed in his dissenting opinion in No. 16, Misc., *Pickelsimer v. Wainwright*, *post*, p. 3, and related cases, MR. JUSTICE HARLAN would set this case for argument of the question whether *Douglas v. California*, 372 U. S. 353, should be applied retroactively.