

375 U. S.

Per Curiam.

BANKS *v.* WAINWRIGHT, CORRECTIONS  
DIRECTOR.ON PETITION FOR WRIT OF CERTIORARI TO THE SUPREME  
COURT OF FLORIDA.

No. 76, Misc. Decided October 21, 1963.

Certiorari granted; judgment vacated; and case remanded.

Petitioner *pro se.**Richard W. Ervin*, Attorney General of Florida, and  
*A. G. Spicola, Jr.*, 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 Florida for further consideration in light of *Gideon v. Wainwright*, 372 U. S. 335.

MR. JUSTICE DOUGLAS and MR. JUSTICE CLARK dissent for the reason that the judgment rests on an adequate state ground.