

ORDERS FROM FEBRUARY 12 THROUGH  
APRIL 6, 1964.

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FEBRUARY 12, 1964.

*Dismissal Under Rule 60.*

No. 794. CURTIS PUBLISHING CO. *v.* GROOMS, U. S. DISTRICT JUDGE, ET AL. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Dismissed pursuant to Rule 60 of the Rules of this Court. *Jesse Climenko, Philip H. Strubing and T. Eric Embry* for petitioner. *Winston B. McCall, William S. Pritchard and Francis H. Hare* for respondents.

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*Miscellaneous Orders.*

No. 463, October Term, 1962. FITZGERALD, PUBLIC ADMINISTRATOR, *v.* UNITED STATES LINES Co., 374 U. S. 16, rehearing denied, 375 U. S. 870. The motion of petitioner to clarify opinion and to amend or modify the judgment is denied. MR. JUSTICE BLACK is of the opinion that the motion should be granted. *Theodore H. Friedman* on the motion.

No. —. IN RE HARDIE. The motion to amend the attorneys' roll to show the change of name of Jessie Hendrick Hardie to Jessie Hendrick Bartlett is granted.

No. 141. CARBO *v.* UNITED STATES. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. The motion for leave to file a supplement to the petition for certiorari is granted. *William B. Beirne, A. L. Wirin and Fred Okrand* on the motion.

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No. 216. *IN RE ESTATE OF WILLIAMS*. (Certiorari to the Supreme Court of Pennsylvania denied, 375 U. S. 821, rehearing denied, 375 U. S. 936.) The motion for docketing and submission of petitioner's motion to remand for consideration on the merits is denied. *Paul Ginsburg* on the motion.

No. 381. *MEYERS, SECRETARY OF STATE OF WASHINGTON, v. THIGPEN ET AL.* On appeal from the United States District Court for the Western District of Washington. The application for stay presented to MR. JUSTICE DOUGLAS, and by him referred to the Court, is granted and the judgment of the United States District Court for the Western District of Washington of May 27, 1963, is stayed pending the issuance of the judgment of this Court. *John J. O'Connell*, Attorney General of Washington, *Philip H. Austin*, Assistant Attorney General, and *Lyle L. Iversen*, Special Assistant Attorney General, for appellant. *Vincent H. D. Abbey* for Thigpen, and *Stimson Bullitt* for the League of Women Voters of Washington, Inc., appellees.

No. 669. *HATTIESBURG BUILDING & TRADES COUNCIL ET AL. v. BROOME, DOING BUSINESS AS BROOME CONSTRUCTION & MAINTENANCE CO., ET AL.* On petition for writ of certiorari to the Supreme Court of Mississippi. The Solicitor General is invited to file a brief expressing the views of the United States.

No. 749. *KELLER v. WISCONSIN EX REL. STATE BAR OF WISCONSIN*. On petition for writ of certiorari to the Supreme Court of Wisconsin. The Solicitor General is invited to file a brief expressing the views of the United States on the extent of the authority granted by a license to practice issued by the Interstate Commerce Commission as applied to the activities involved in this case.

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No. 818, Misc. *FRANCO v. UNITED STATES*. Motion for leave to file petition for writ of certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Robert G. Maysack* for the United States.

No. 830, Misc. *KING v. RHAY, PENITENTIARY SUPERINTENDENT*;

No. 875, Misc. *TANSIMORE v. ANDERSON*;

No. 905, Misc. *WATKINS v. MADIGAN, WARDEN*;

No. 917, Misc. *WINBERRY v. FLORIDA*;

No. 922, Misc. *REICKAUER v. PEYTON, PENITENTIARY SUPERINTENDENT*;

No. 941, Misc. *KARL v. RICHARDSON, WARDEN*;

No. 949, Misc. *AREND v. RUSSELL, CORRECTIONAL SUPERINTENDENT*;

No. 950, Misc. *MACFADDEN v. ALAMEDA CITY POLICE COURT ET AL.*;

No. 960, Misc. *BULLINER v. EYMAN, WARDEN*;

No. 978, Misc. *PARTEE v. OHIO*;

No. 984, Misc. *COOK v. TAYLOR, WARDEN*; and

No. 987, Misc. *O'NEILL v. TAHASH, WARDEN*. Motions for leave to file petitions for writs of habeas corpus denied.

No. 891, Misc. *VASQUEZ v. ARIZONA ET AL.*;

No. 904, Misc. *DUMOND v. WAINWRIGHT, CORRECTIONS DIRECTOR*;

No. 935, Misc. *BURNS v. KANSAS*;

No. 956, Misc. *BRANNAN v. HOLMAN, WARDEN*;

No. 964, Misc. *TRIPLETT v. ARIZONA ET AL.*;

No. 986, Misc. *TOMKALSKI v. OHIO ET AL.*; and

No. 998, Misc. *FORSYTHE v. MYERS, CORRECTIONAL SUPERINTENDENT*. Motions for leave to file petitions for writs of habeas corpus denied. Treating the papers submitted as petitions for writs of certiorari, certiorari is denied.



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No. 924, Misc. *IN RE LIPSCOMB*. Motion for leave to file petition for writ of habeas corpus and for other relief denied.

No. 910, Misc. *SIMMONS v. FOLEY*, U. S. DISTRICT JUDGE. Motion for leave to file petition for writ of mandamus denied. Petitioner *pro se*. *Louis J. Lefkowitz*, Attorney General of New York, *Paxton Blair*, Solicitor General, and *Winifred C. Stanley*, Assistant Attorney General, for respondent.

*Certiorari Granted*. (See also No. 663, *ante*, p. 189; No. 412, Misc., *ante*, p. 188; and No. 453, Misc., *ante*, p. 191.)

No. 539. *HENRY v. MISSISSIPPI*. Supreme Court of Mississippi. *Certiorari* granted. *Robert L. Carter*, *Jawn A. Sandifer* and *Jack H. Young* for petitioner. *Joe T. Patterson*, Attorney General of Mississippi, and *G. Garland Lyell, Jr.*, Assistant Attorney General, for respondent. Reported below: — Miss. —, 154 So. 2d 289.

No. 590. *RYAN v. UNITED STATES*. C. A. 6th Cir. *Certiorari* granted. *William R. Bagby* for petitioner. *Solicitor General Cox*, Assistant Attorney General *Oberdorfer*, *Joseph M. Howard* and *John M. Brant* for the United States. Reported below: 320 F. 2d 500.

No. 452, Misc. *DEW v. HALABY, ADMINISTRATOR, FEDERAL AVIATION AGENCY, ET AL.* Motion for leave to proceed *in forma pauperis* and petition for writ of *certiorari* to the United States Court of Appeals for the District of Columbia Circuit granted. Case transferred to the appellate docket. *David Rein* and *Joseph Forer* for petitioner. *Solicitor General Cox*, Assistant Attorney General *Douglas* and *Sherman L. Cohn* for respondents. Reported below: 115 U. S. App. D. C. 171, 317 F. 2d 582.

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No. 696. *BECK v. OHIO*. Supreme Court of Ohio. Certiorari granted. *Jay B. White* for petitioner. *Richard F. Matia* for respondent. *Bernard A. Berkman* and *Jack G. Day* for Ohio Civil Liberties Union, as *amicus curiae*, in support of the petition. Reported below: 175 Ohio St. 73, 191 N. E. 2d 825.

No. 707. *BRULOTTE ET AL. v. THYS COMPANY*. The petition for writ of certiorari to the Supreme Court of Washington is granted limited to Questions 1 and 2 presented by the petition which read as follows:

"1. Whether it is a misuse to include in a license agreement a provision which perpetuates the monopoly of a licensed patent by a requirement that royalties be paid for the use of the invention after the patent has expired and the invention had been dedicated to the public.

"2. Whether it is a misuse or an antitrust violation to include in a license agreement a provision which extends the monopoly of a patent to unpatented subject matter by a provision which requires the payment of post-expiration royalties."

*Edward S. Irons* for petitioners. *George W. Wilkins* for respondent. Reported below: 62 Wash. 2d 284, 382 P. 2d 271.

*Certiorari Denied.* (See also No. 681, ante, p. 187; No. 745, Misc., ante, p. 187; No. 908, Misc., ante, p. 188; and Misc. Nos. 891, 904, 935, 956, 964, 986 and 998, supra.)

No. 612. *ADDISON ET AL. v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. *James L. Guilmartin*, *Fuller Warren* and *Stanley Jay Bartel* for petitioners. *Solicitor General Cox*, *Assistant Attorney General Miller* and *Beatrice Rosenberg* for the United States. Reported below: 317 F. 2d 808.

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No. 420. *BANCO DO BRASIL, S. A., v. A. C. ISRAEL COM-MODITY Co., INC.* Court of Appeals of New York. Cer-tiorari denied. *Frank E. Nattier, Jr., Ansel F. Luxford, Richard L. Newman* and *James H. Mann* for petitioner. *Jerome J. Londin, Ernest A. Gross, Hugo Kohlmann* and *John P. Campbell* for respondent. *Solicitor General Cox* for the United States in opposition. Reported below: 12 N. Y. 2d 371, 190 N. E. 2d 235.

No. 614. *ARMADA v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. *O. B. Cline, Jr.* and *Henry Carr* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller, Robert S. Erdahl* and *Robert G. Maysack* for the United States. Reported below: 319 F. 2d 793.

No. 624. *TEMESCAL WATER CO. ET AL. v. PUBLIC UTIL-ITIES COMMISSION OF CALIFORNIA.* Supreme Court of California. Certiorari denied. *Donald D. Stark* for peti-tioners. *J. Thomason Phelps* for respondent.

No. 630. *WILLIAMS ET AL. v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. *Vincent A. Ross* for peti-tioners. *Solicitor General Cox, Assistant Attorney Gen-eral Miller, Beatrice Rosenberg* and *Jerome Nelson* for the United States. Reported below: 323 F. 2d 91.

No. 631. *BUILDERS CORPORATION OF AMERICA ET AL. v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. *Benjamin H. Dorsey* and *Alvin Landis* for petitioners. *Solicitor General Cox, Assistant Attorney General Doug-las, Alan S. Rosenthal* and *Kathryn H. Baldwin* for the United States. Reported below: 320 F. 2d 425.

No. 649. *CASTIGLIA v. BONSAI, U. S. DISTRICT JUDGE.* C. A. 2d Cir. Certiorari denied. *Edward S. Friedland* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller* and *Beatrice Rosenberg* for respondent.



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No. 634. *AMERICAN STEVEDORES, INC., v. SHENKER ET AL.* C. A. 2d Cir. Certiorari denied. *George J. Conway* and *Michael J. Kenny* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Douglas*, *Sherman L. Cohn* and *David L. Rose* for the United States; and *Jacob D. Fuchsberg* for Shenker, respondents. Reported below: 322 F. 2d 622.

No. 642. *BURNS v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. *Hilton R. Carr, Jr.*, *Herbert A. Warren, Jr.* and *O. B. Cline, Jr.* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller* and *Beatrice Rosenberg* for the United States. Reported below: 323 F. 2d 269.

No. 653. *LARUE ET UX. v. UDALL, SECRETARY OF THE INTERIOR, ET AL.* United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *David Ginsburg*, *Leonard N. Bebachick* and *Alan L. Reinstein* for petitioners. *Solicitor General Cox*, *Roger P. Marquis* and *Edmund B. Clark* for the Secretary of the Interior; and *Charles Pickett* and *Warren E. Baker* for North American Aviation, Inc., respondents. Reported below: 116 U. S. App. D. C. 396, 324 F. 2d 428.

No. 664. *WESTERN FRUIT GROWERS SALES Co. v. FEDERAL TRADE COMMISSION.* C. A. 9th Cir. Certiorari denied. *James M. Dale* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Orrick*, *Lionel Kestenbaum*, *Elliott Moyer* and *James McI. Henderson* for respondent. Reported below: 322 F. 2d 67.

No. 671. *ELBERT MOORE, INC., v. GREEN, COMPTROLLER OF FLORIDA, ET AL.* District Court of Appeal of Florida, First Appellate District. Certiorari denied. *John R. Lawson, Jr.* for petitioner. Reported below: 156 So. 2d 397.

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No. 670. *GIBSON ET AL. v. HARRIS ET AL.* C. A. 5th Cir. Certiorari denied. *Geo. Stephen Leonard, Reid B. Barnes, Charles J. Bloch and Richard L. Hirshberg* for petitioners. *Jack Greenberg, Constance Baker Motley, James M. Nabrit III, Derrick A. Bell, Jr., Oscar W. Adams, Jr. and Donald L. Hollowell* for respondents. Reported below: 318 F. 2d 425; 322 F. 2d 780; 323 F. 2d 333.

No. 674. *AUTOMOBILE TRANSPORTERS WELFARE FUND ET AL. v. NEW YORK.* Court of Appeals of New York. Certiorari denied. *David Previant and Charles R. Katz* for petitioners. *Louis J. Lefkowitz, Attorney General of New York, Samuel A. Hirshowitz, First Assistant Attorney General, and Philip Kahaner, Assistant Attorney General,* for respondent.

No. 676. *ROBINSON v. BROWN*, U. S. DISTRICT JUDGE. C. A. 6th Cir. Certiorari denied. *W. M. Shaw* for petitioner. *Avon N. Williams, Jr. and Jack Greenberg* for respondent. Reported below: 320 F. 2d 503.

No. 678. *NAFI CORPORATION v. AMERICAN ARBITRATION ASSOCIATION ET AL.* Court of Appeals of Ohio, Hancock County. Certiorari denied. *Richard A. Betts* for petitioner. *Ralph Rudd* for respondent Textile Workers Union of America, Local Union No. 981.

No. 693. *HEWARD v. CROMWELL.* District Court of Appeal of California, First Appellate District. Certiorari denied. Reported below: 216 Cal. App. 2d 613, 31 Cal. Rptr. 249.

No. 695. *SPILOTRO v. ILLINOIS.* Supreme Court of Illinois. Certiorari denied. *Julius Lucius Echeles* for petitioner. Reported below: 28 Ill. 2d 322, 192 N. E. 2d 359.



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No. 679. *D'ANTONIO v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. *Alan Miles Ruben* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Kirby W. Patterson* for the United States. Reported below: 324 F. 2d 667.

No. 685. *SKYLINE HOMES, INC., v. NATIONAL LABOR RELATIONS BOARD*. C. A. 5th Cir. Certiorari denied. *Larry S. Davidow* for petitioner. *Solicitor General Cox, Arnold Ordman, Dominick L. Manoli and Norton J. Come* for respondent. Reported below: 323 F. 2d 642.

No. 686. *BROWN ET UX. v. SUPERIOR COURT OF WASHINGTON IN AND FOR KING COUNTY ET AL.* Supreme Court of Washington. Certiorari denied. Petitioners *pro se*. *F. A. LeSourd* for respondents. Reported below: 62 Wash. 2d 492, 383 P. 2d 295.

No. 687. *ROEHNER v. ASSOCIATION OF THE BAR OF THE CITY OF NEW YORK*. Appellate Division, Supreme Court of New York, First Judicial Department. Certiorari denied. Petitioner *pro se*. *Lyman M. Tondel, Jr.* for respondent.

No. 689. *SHEW ET VIR v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. *J. Allie Hayes* for petitioners. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Richard W. Schmude* for the United States. Reported below: 324 F. 2d 733.

No. 692. *SOMMERVILLE, DOING BUSINESS AS NEW WILMINGTON LIVESTOCK AUCTION, v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. *Loyal H. Gregg* for petitioner. *Solicitor General Cox, Assistant Attorney General Douglas and Alan S. Rosenthal* for the United States. Reported below: 324 F. 2d 712.

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No. 694. HUNT OIL CO. ET AL. *v.* MARATHON OIL CO., FORMERLY OHIO OIL CO., ET AL. C. A. 5th Cir. Certiorari denied. *Joseph C. LeSage, Jr.* and *James D. Heldt* for petitioners. *Arthur O'Quin, Robert Roberts, Jr., C. Ford Currier, Clayton L. Orn* and *Calvin A. Brown* for respondent Marathon Oil Co. Reported below: 321 F. 2d 702.

No. 697. REYNOLDS METALS CO. ET AL. *v.* LAMPERT ET UX. C. A. 9th Cir. Certiorari denied. *Gustav B. Margraf* for petitioners. Reported below: 316 F. 2d 272; 324 F. 2d 465.

No. 699. KASSAB *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 9th Cir. Certiorari denied. *Murray M. Chotiner* and *Patrick J. Hillings* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg* and *Kirby W. Patterson* for respondent. Reported below: 322 F. 2d 824.

No. 702. GALLOWAY *v.* ILLINOIS. Supreme Court of Illinois. Certiorari denied. *Julius L. Sherwin* and *Theodore R. Sherwin* for petitioner. Reported below: 28 Ill. 2d 355, 192 N. E. 2d 370.

No. 704. HANSEN *v.* ILLINOIS. Supreme Court of Illinois. Certiorari denied. *Morris Gordon Meyers* for petitioner. Reported below: 28 Ill. 2d 322, 192 N. E. 2d 359.

No. 708. CITY OF JACKSON ET AL. *v.* BAILEY ET AL. C. A. 5th Cir. Certiorari denied. *Thomas H. Watkins* and *John M. Kuykendall, Jr.* for petitioners. *Jack Greenberg, Constance Baker Motley, Derrick A. Bell, Jr.* and *R. Jess Brown* for respondents. Reported below: 323 F. 2d 201.

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No. 705. *WHALEY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Robert G. Maysack* for the United States. Reported below: 324 F. 2d 356.

No. 712. *SAMPSON v. CHURCH, DISTRICT DIRECTOR, INTERNAL REVENUE SERVICE, ET AL.* C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Oberdorfer, Joseph Kovner and Crombie J. D. Garrett* for respondents.

No. 713. *NABORS, DOING BUSINESS AS W. C. NABORS CO., v. NATIONAL LABOR RELATIONS BOARD*. C. A. 5th Cir. Certiorari denied. *Louis H. Beard* for petitioner. *Solicitor General Cox, Dominick L. Manoli and Norton J. Come* for respondent. Reported below: 323 F. 2d 686.

No. 714. *DONOHUE v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 7th Cir. Certiorari denied. *Sydney M. Eisenberg* for petitioner. *Solicitor General Cox, Assistant Attorney General Oberdorfer, Melva M. Graney and Burton Berkley* for respondent. Reported below: 323 F. 2d 651.

No. 715. *JACOBS v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. *Edward J. Davis* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller and Beatrice Rosenberg* for the United States. Reported below: 324 F. 2d 680.

No. 723. *INTER-CITY TRANSPORTATION CO., INC., v. BARNES, COMMISSIONER OF TRAFFIC OF THE CITY OF NEW YORK*. Appellate Division, Supreme Court of New York, First Judicial Department. Certiorari denied. *Herman Horowitz and Murray Sendler* for petitioner. *Leo A. Larkin and Seymour B. Quel* for respondent.



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No. 716. *LEWIS v. PENNSYLVANIA RAILROAD CO.* Court of Appeals of Ohio, Franklin County. Certiorari denied. *C. Richard Grieser* for petitioner. *Robert L. Barton* and *John Eckler* for respondent.

No. 729. *WILSON ET AL. v. WASHINGTON CONGREGATIONAL CHURCH.* Supreme Court of Ohio. Certiorari denied. *R. B. Swartzbaugh* for petitioners. *Fred A. Smith* for respondent.

No. 730. *WISCONSIN & MICHIGAN STEAMSHIP CO. v. CORPORATION AND SECURITIES COMMISSION.* Supreme Court of Michigan. Certiorari denied. *Sparkman D. Foster* for petitioner. *Frank J. Kelley*, Attorney General of Michigan, *Robert A. Derengoski*, Solicitor General, and *T. Carl Holbrook* and *William D. Dexter*, Assistant Attorneys General, for respondent. Reported below: 371 Mich. 61, 123 N. W. 2d 258.

No. 734. *MOORE v. LOUISIANA.* Supreme Court of Louisiana. Certiorari denied. *Carl Rachlin*, *Robert Collins*, *Nils Douglas* and *Floyd McKissick* for petitioner. *Jack P. F. Gremillion*, Attorney General of Louisiana, for respondent.

No. 738. *TRAVITZKY v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Petitioner *pro se.* *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Jerome M. Feit* for the United States. Reported below: 322 F. 2d 1023.

No. 762. *DRANOW v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. *Morris A. Shenker* and *Jacques M. Schiffer* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Ronald L. Gainer* for the United States. Reported below: 325 F. 2d 481.

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No. 750. LODGE NO. 42, INTERNATIONAL BROTHERHOOD OF BOILERMAKERS, IRON SHIPBUILDERS, BLACKSMITHS, FORGERS & HELPERS, ET AL. *v.* INTERNATIONAL BROTHERHOOD OF BOILERMAKERS, IRON SHIPBUILDERS, BLACKSMITHS, FORGERS & HELPERS ET AL. C. A. 6th Cir. Certiorari denied. *James C. Havron* for petitioners. *Cecil D. Branstetter* for respondents. Reported below: 324 F. 2d 201.

No. 682. AMERICAN PIPE & CONSTRUCTION CO. ET AL. *v.* UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF CALIFORNIA ET AL. C. A. 9th Cir. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Frank D. MacDowell, John J. Courtney* and *J. O. von Kalinowski* for petitioners. *Richards D. Barger* for Perovich et al., respondents.

No. 554. POPEIL BROTHERS, INC., *v.* ZYSSET ET AL. Motion of petitioner for leave to file new and additional conflicting authority granted. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *George B. Christensen* and *Dugald S. McDougall* for petitioner. *Albin C. Ahlberg* and *Warren C. Horton* for respondents. Reported below: 318 F. 2d 701.

No. 609. RUBY, PRESIDENT OF AIR LINE PILOTS ASSOCIATION, INTERNATIONAL, ET AL. *v.* AMERICAN AIRLINES, INC., ET AL. C. A. 2d Cir. Certiorari denied. MR. JUSTICE GOLDBERG took no part in the consideration or decision of this petition. *Samuel J. Cohen* for petitioners. *Arthur M. Wisheart* for American Airlines, Inc., and *Martin C. Seham* for O'Connell et al., respondents. *Solicitor General Cox* for the National Mediation Board, as *amicus curiae*, in opposition. Reported below: 323 F. 2d 248.

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No. 756. *BADGER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. *J. B. Tietz* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller and Beatrice Rosenberg* for the United States. Reported below: 322 F. 2d 902.

No. 657. *OSTERMAN, JUDGE, v. COURT ON THE JUDICIARY OF NEW YORK*. Court on the Judiciary of New York. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Harris B. Steinberg* for petitioner. *Bruce Bromley* for respondent.

No. 698. *WORZ, INC., v. FEDERAL COMMUNICATIONS COMMISSION ET AL.* Motion for leave to use the record in No. 349, October Term, 1958, granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. *Lucius J. Cushman and Lee G. Lovett* for petitioner. *Solicitor General Cox, Assistant Attorney General Orrick, Lionel Kestenbaum, Max D. Paglin, Daniel R. Ohlbaum and Ernest O. Eisenberg* for the Federal Communications Commission; and *Marcus Cohn* for Mid-Florida Television Corp., respondents. Reported below: 116 U. S. App. D. C. 316, 323 F. 2d 618.

No. 18, Misc. *SYKES v. TAYLOR, WARDEN*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Marshall, Harold H. Greene and David Rubin* for respondent.

No. 145, Misc. *GILLIAM v. MISSOURI*. Supreme Court of Missouri. Certiorari denied. Petitioner *pro se*. *Thomas F. Eagleton*, Attorney General of Missouri, and *Howard L. McFadden*, Assistant Attorney General, for respondent.



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No. 700. SANGAMON VALLEY TELEVISION CORP. ET AL. *v.* UNITED STATES ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. THE CHIEF JUSTICE and MR. JUSTICE DOUGLAS are of the opinion that certiorari should be granted. *D. M. Patrick* for Sangamon Valley Television Corp.; and *William G. Clark*, Attorney General of Illinois, and *M. Brooks Byus*, Assistant Attorney General, for the State of Illinois, petitioners. *Solicitor General Cox*, *Assistant Attorney General Orrick*, *Lionel Kestenbaum*, *Max D. Paglin*, *Daniel R. Ohlbaum* and *Ruth V. Reel* for the United States et al.; *Monroe Oppenheimer* and *Isadore G. Alk* for Signal Hill Telecasting Corp.; and *James A. McKenna, Jr.* and *Vernon L. Wilkinson* for American Broadcasting-Paramount Theatres, Inc., et al., respondents. Reported below: 116 U. S. App. D. C. 347, 324 F. 2d 379.

No. 721. FAY, WARDEN, *v.* WILLIAMS. Motion to dis-  
pense with printing the respondent's brief granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. *Edward S. Silver* and *William I. Siegel* for petitioner. *Pasco M. Bowman II* for respondent. Reported below: 323 F. 2d 65.

No. 336, Misc. SMITH *v.* BOMAR, WARDEN. Supreme Court of Tennessee. Certiorari denied. Petitioner *pro se*. *George F. McCanless*, Attorney General of Tennessee, and *Henry C. Foutch*, Assistant Attorney General, for respondent. Reported below: 212 Tenn. 149, 368 S. W. 2d 748.

No. 378, Misc. BEREND *v.* FLORIDA. Supreme Court of Florida. Certiorari denied. Petitioner *pro se*. *Richard W. Ervin*, former Attorney General of Florida, *James W. Kynes*, Attorney General of Florida, and *George R. Georgieff*, Assistant Attorney General, for respondent.

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No. 400, Misc. *ROGERS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller and Beatrice Rosenberg* for the United States. Reported below: 313 F. 2d 425.

No. 424, Misc. *COFFEY v. NEW YORK*. Court of Appeals of New York. Certiorari denied. Petitioner *pro se*. *Frank S. Hogan and H. Richard Uviller* for respondent. Reported below: 12 N. Y. 2d 443, 191 N. E. 2d 263.

No. 468, Misc. *ZUIDEVELD ET AL. v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Petitioners *pro se*. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Marshall Tamor Golding* for the United States. Reported below: 316 F. 2d 873.

No. 513, Misc. *TAYLOR v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. *Fred Okrand* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Richard W. Schmude* for the United States. Reported below: 320 F. 2d 843.

No. 533, Misc. *KELLY v. RHAY, PENITENTIARY SUPERINTENDENT*. Superior Court of Washington, Walla Walla County. Certiorari denied. Petitioner *pro se*. *John J. O'Connell, Attorney General of Washington, and Stephen C. Way, Assistant Attorney General*, for respondent.

No. 561, Misc. *ESTEP v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. *Morris Lavine* for petitioner. *Solicitor General Cox, Assistant Attorney General Marshall and Harold H. Greene* for the United States. Reported below: 316 F. 2d 767.

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No. 573, Misc. *POSTOM v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Jerome M. Feit* for the United States. Reported below: 116 U. S. App. D. C. 219, 322 F. 2d 432.

No. 585, Misc. *HOLT v. CITY OF RICHMOND*. Supreme Court of Appeals of Virginia. Certiorari denied. *Lawrence Speiser and Michael Gottesman* for petitioner. *J. E. Drinard* for respondent. Reported below: 204 Va. 364, 131 S. E. 2d 394.

No. 603, Misc. *MATYSEK v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. *Morris Lavine* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller and Philip R. Monahan* for the United States. Reported below: 321 F. 2d 246.

No. 618, Misc. *HOWARD v. NEW JERSEY*. Supreme Court of New Jersey. Certiorari denied. Petitioner *pro se*. *H. Douglas Stine and Ralph DeVita* for respondent.

No. 624, Misc. *STANDLEY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Jerome M. Feit* for the United States. Reported below: 318 F. 2d 700.

No. 625, Misc. *ARMSTRONG v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller and Beatrice Rosenberg* for the United States. Reported below: 320 F. 2d 330.

No. 768, Misc. *MASON v. NEW JERSEY*. C. A. 3d Cir. Certiorari denied.



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No. 652, Misc. JOHNSON *v.* RUNDLE, CORRECTIONAL SUPERINTENDENT. Supreme Court of Pennsylvania. Certiorari denied. *Joseph K. Fornance* for petitioner. Respondent *pro se*. Reported below: 411 Pa. 497, 192 A. 2d 381.

No. 676, Misc. WILSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Jerome M. Feit* for the United States. Reported below: 321 F. 2d 85.

No. 679, Misc. KUHLMAN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. *Graydon S. Staring* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Julia P. Cooper* for the United States. Reported below: 322 F. 2d 582.

No. 690, Misc. GORI *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Robert G. Maysack* for the United States.

No. 701, Misc. PIERCE ET AL. *v.* LAVALLEE, WARDEN. C. A. 2d Cir. Certiorari denied. *Edward W. Jacko, Jr.* for petitioners. *Louis J. Lefkowitz, Attorney General of New York, Paxton Blair, Solicitor General, and Ronald J. Offenkrantz and Lester Esterman, Assistant Attorneys General, for respondent.* Reported below: 319 F. 2d 844.

No. 738, Misc. KEARNEY *v.* UNITED STATES. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Theodore George Gilinsky* for the United States.

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No. 709, Misc. *MORA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Richard W. Schmude* for the United States. Reported below: 317 F. 2d 818.

No. 719, Misc. *OVERSTREET v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. *M. Gabriel Nahas, Jr.* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller* and *Beatrice Rosenberg* for the United States. Reported below: 321 F. 2d 459.

No. 747, Misc. *MORRIS v. HOERSTER ET AL.* Court of Civil Appeals of Texas, Third Supreme Judicial District. Certiorari denied. Reported below: 368 S. W. 2d 639, 640.

No. 755, Misc. *BUND v. NEW YORK*. Court of Appeals of New York. Certiorari denied. *Harry Rodwin* and *Richard Rodwin* for petitioner. *Frank S. Hogan* for respondent.

No. 761, Misc. *COMER v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Marshall* and *Harold H. Greene* for the United States.

No. 770, Misc. *WOODS v. KANSAS*. Supreme Court of Kansas. Certiorari denied. *James M. Nabrit III* for petitioner. *William M. Ferguson*, Attorney General of Kansas, and *J. Richard Foth* and *Richard H. Seaton*, Assistant Attorneys General, for respondent. Reported below: 191 Kan. 433, 381 P. 2d 533.

No. 777, Misc. *HOMCHAK v. NEW YORK ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 323 F. 2d 449.

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No. 779, Misc. *MAVITY v. ASSOCIATES DISCOUNT CORP.* C. A. 5th Cir. Certiorari denied. *Harold H. Gearing* and *Charles C. Moore* for petitioner. *Robert Edward Surles* for respondent. Reported below: 320 F. 2d 133.

No. 781, Misc. *GOLDSTEIN v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. *Frances Kahn* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Yeagley* and *Kevin T. Maroney* for the United States. Reported below: 323 F. 2d 753.

No. 782, Misc. *ASHE v. SHOVLIN ET AL.* C. A. 3d Cir. Certiorari denied.

No. 783, Misc. *DAVIS v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox* for the United States.

No. 784, Misc. *STILTNER v. WASHINGTON ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 322 F. 2d 314.

No. 786, Misc. *WARREN v. UNITED STATES.* United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Charles V. Shannon* and *Richard F. Generelly* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Theodore George Gilinsky* for the United States. Reported below: 116 U. S. App. D. C. 312, 323 F. 2d 614.

No. 795, Misc. *ARAGON v. COLORADO.* Supreme Court of Colorado. Certiorari denied. Petitioner *pro se*. *Duke W. Dunbar*, Attorney General of Colorado, *Frank E. Hickey*, Deputy Attorney General, and *John P. Moore*, Assistant Attorney General, for respondent. Reported below: 153 Colo. —, 384 P. 2d 454.



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No. 787, Misc. REYNOLDS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Sidney M. Glazer* for the United States. Reported below: 324 F. 2d 371.

No. 790, Misc. WALKER *v.* KONITZER ET AL. District Court of Appeal of California, Third Appellate District. Certiorari denied. Reported below: 217 Cal. App. 2d 654, 31 Cal. Rptr. 906.

No. 796, Misc. MARTIN, DOING BUSINESS AS JACK MARTIN NEWER CARS, *v.* MOSSLER ACCEPTANCE CO., DOING BUSINESS AS ALLEN-PARKER CO. C. A. 5th Cir. Certiorari denied. *J. Russell Hornsby* for petitioner. *Frank M. Marks* for respondent. Reported below: 322 F. 2d 183.

No. 798, Misc. DESTEFANO *v.* FAY, WARDEN. C. A. 2d Cir. Certiorari denied.

No. 801, Misc. SMITH *v.* KENTUCKY. Court of Appeals of Kentucky. Certiorari denied.

No. 802, Misc. SORRELLS *v.* BOLES, WARDEN. Supreme Court of Appeals of West Virginia. Certiorari denied.

No. 812, Misc. TWEEDY *v.* RHAY, PENITENTIARY SUPERINTENDENT. Supreme Court of Washington. Certiorari denied.

No. 808, Misc. WHITE *v.* MINNESOTA. C. A. 8th Cir. Certiorari denied.

No. 827, Misc. DUKE *v.* THOMAS, WARDEN. Court of Appeals of Kentucky. Certiorari denied. Reported below: 371 S. W. 2d 639.

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No. 809, Misc. *RAMSEY v. BOLES, WARDEN*. Supreme Court of Appeals of West Virginia. Certiorari denied.

No. 803, Misc. *HINGUANZO v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Josiah Lyman* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller* and *Beatrice Rosenberg* for the United States.

No. 805, Misc. *BEARDEN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. *William F. Walsh* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg* and *Ronald L. Gainer* for the United States. Reported below: 320 F. 2d 99.

No. 807, Misc. *CALITRI v. MURPHY, WARDEN*. C. A. 2d Cir. Certiorari denied.

No. 813, Misc. *PITMON v. WASHINGTON ET AL.* Supreme Court of Washington. Certiorari denied.

No. 816, Misc. *KILGORE ET AL. v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Petitioners *pro se*. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg* and *Robert G. Maysack* for the United States. Reported below: 323 F. 2d 369.

No. 819, Misc. *WASHA v. EYMAN, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 820, Misc. *JOHNSON v. COLORADO*. Supreme Court of Colorado. Certiorari denied. *Isaac Mellman* and *Gerald N. Mellman* for petitioner. *Duke W. Dunbar*, Attorney General of Colorado, *Frank E. Hickey*, Deputy Attorney General, and *John E. Bush*, Assistant Attorney General, for respondent. Reported below: 152 Colo. —, 384 P. 2d 454.

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No. 822, Misc. *DOYON v. ROBBINS, WARDEN*. C. A. 1st Cir. Certiorari denied. Petitioner *pro se*. *Frank E. Hancock*, Attorney General of Maine, and *John W. Benoit*, Assistant Attorney General, for respondent. Reported below: 322 F. 2d 486.

No. 824, Misc. *DOBBINS v. ALABAMA*. Supreme Court of Alabama. Certiorari denied. Petitioner *pro se*. *Richmond M. Flowers*, Attorney General of Alabama, and *David W. Clark*, Assistant Attorney General, for respondent. Reported below: 274 Ala. 524, 149 So. 2d 814.

No. 826, Misc. *LUGO v. HEINZE, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 828, Misc. *MAGEE v. PEYTON*. Supreme Court of Appeals of Virginia. Certiorari denied.

No. 829, Misc. *REED v. WASHINGTON ET AL.* Supreme Court of Washington. Certiorari denied.

No. 831, Misc. *ARAGON v. EYMAN, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 832, Misc. *NICHELSON v. CALIFORNIA*. Supreme Court of California. Certiorari denied.

No. 834, Misc. *SUTOR v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Julia P. Cooper* for the United States. Reported below: 324 F. 2d 620.

No. 838, Misc. *JONES v. NEW YORK*. Appellate Division, Supreme Court of New York, Second Judicial Department. Certiorari denied.



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No. 835, Misc. *BURD v. WILKINS, WARDEN*. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Louis J. Lefkowitz*, Attorney General of New York, *Paxton Blair*, Solicitor General, and *Winifred C. Stanley*, Assistant Attorney General, for respondent.

No. 837, Misc. *McNAIR v. NEW YORK*. Court of Appeals of New York. Certiorari denied.

No. 839, Misc. *HITCHCOCK v. EYMAN, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 847, Misc. *STELLO ET AL. v. STRAND ET AL.* Supreme Court of California. Certiorari denied.

No. 849, Misc. *MULLINS v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied. Reported below: 28 Ill. 2d 412, 192 N. E. 2d 840.

No. 850, Misc. *CUNNINGHAM v. UNITED STATES*. Court of Claims. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox* for the United States.

No. 851, Misc. *OPPENHEIMER v. CALIFORNIA*. Supreme Court of California. Certiorari denied.

No. 852, Misc. *CROOM v. NEW YORK*. Appellate Division, Supreme Court of New York, Second Judicial Department. Certiorari denied.

No. 853, Misc. *VAN PELT v. PATE, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 854, Misc. *DONNELL v. NASH, WARDEN*. C. A. 8th Cir. Certiorari denied. Reported below: 323 F. 2d 850.

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No. 855, Misc. *LEIBOWITZ v. LAVALLEE*, WARDEN. C. A. 2d Cir. Certiorari denied. *Joseph Aronstein* for petitioner. *Louis J. Lefkowitz*, Attorney General of New York, *Paxton Blair*, Solicitor General, and *Anthony J. Lokot*, Assistant Attorney General, for respondent.

No. 859, Misc. *BAXTER v. AUSTIN, JUDGE, ET AL.* C. A. 7th Cir. Certiorari denied.

No. 860, Misc. *WYATT v. SOUTH CAROLINA ET AL.* Supreme Court of South Carolina. Certiorari denied. Reported below: 243 S. C. 197, 133 S. E. 2d 120.

No. 861, Misc. *HAYES v. MACDOUGALL, CORRECTIONS DIRECTOR.* C. A. 4th Cir. Certiorari denied.

No. 864, Misc. *GASKEY v. IOWA.* Supreme Court of Iowa. Certiorari denied. Reported below: 255 Iowa 967, 124 N. W. 2d 723.

No. 866, Misc. *BITTLES v. BITTLES.* Supreme Judicial Court of Maine. Certiorari denied.

No. 867, Misc. *WHITE v. BETO, CORRECTIONS DIRECTOR.* C. A. 5th Cir. Certiorari denied. Reported below: 322 F. 2d 214.

No. 868, Misc. *MAGEE ET AL. v. CALIFORNIA*; and

No. 872, Misc. *CASTILLO v. CALIFORNIA.* District Court of Appeal of California, First Appellate District. Certiorari denied. *Edward T. Mancuso* for petitioners in No. 868, Misc. *Salvatore C. J. Fusco* for petitioner in No. 872, Misc. Reported below: 217 Cal. App. 2d 443, 31 Cal. Rptr. 658.

No. 870, Misc. *KNIGHT v. NEW YORK.* Court of Appeals of New York. Certiorari denied.

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No. 871, Misc. *CORTEZ v. CALIFORNIA*. Supreme Court of California. Certiorari denied.

No. 873, Misc. *BROOKS v. NEW YORK*. Appellate Division, Supreme Court of New York, Second Judicial Department. Certiorari denied.

No. 877, Misc. *BUSH v. TEXAS*. Court of Criminal Appeals of Texas. Certiorari denied. *Charles Alan Wright* and *Billy J. Moore* for petitioner. Reported below: 372 S. W. 2d 683.

No. 879, Misc. *REAM v. SUPERIOR COURT OF WALLA WALLA COUNTY, WASHINGTON, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 880, Misc. *IN RE SCOTT*. Supreme Court of California. Certiorari denied.

No. 881, Misc. *SEYMORE v. NEW YORK*. C. A. 2d Cir. Certiorari denied.

No. 884, Misc. *WHITE v. CALIFORNIA*. Supreme Court of California. Certiorari denied.

No. 885, Misc. *DENNIS v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied. Reported below: 28 Ill. 2d 525, 193 N. E. 2d 14.

No. 886, Misc. *MARTINEZ v. CALIFORNIA*. Supreme Court of California. Certiorari denied.

No. 897, Misc. *COKELEY v. BOLES, WARDEN*. Supreme Court of Appeals of West Virginia. Certiorari denied.

No. 902, Misc. *DANDY v. MYERS, CORRECTIONAL SUPERINTENDENT*. C. A. 3d Cir. Certiorari denied.



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No. 894, Misc. *BOWEN v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied. Reported below: 29 Ill. 2d 349, 194 N. E. 2d 316.

No. 888, Misc. *REAM v. WASHINGTON BOARD OF PRISON TERMS AND PAROLES*. Supreme Court of Washington. Certiorari denied.

No. 906, Misc. *CASPER v. NORTH CAROLINA*. Supreme Court of North Carolina. Certiorari denied.

No. 909, Misc. *WILKES v. FAY, WARDEN*. C. A. 2d Cir. Certiorari denied.

No. 916, Misc. *SLIVA v. RUNDLE, CORRECTIONAL SUPERINTENDENT*. C. A. 3d Cir. Certiorari denied.

No. 967, Misc. *ALSTON v. NEW YORK*. Appellate Division, Supreme Court of New York, Second Judicial Department. Certiorari denied.

No. 919, Misc. *DEVAUGHN v. MARYLAND*. Court of Appeals of Maryland. Certiorari denied. Reported below: 232 Md. 447, 194 A. 2d 109.

No. 920, Misc. *BRILL v. MULLER BROTHERS, INC.* Court of Appeals of New York. Certiorari denied. Reported below: 13 N. Y. 2d 776, 192 N. E. 2d 34.

No. 926, Misc. *ALVARADO v. CALIFORNIA*. District Court of Appeal of California, Fourth Appellate District. Certiorari denied. Reported below: 220 Cal. App. 2d 190, 33 Cal. Rptr. 577.

No. 925, Misc. *DARNOLD ET AL. v. CALIFORNIA*. Supreme Court of California. Certiorari denied. *DeWitt Foster Blase* for petitioners.

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No. 918, Misc. KING *v.* WASHINGTON ET AL. Supreme Court of Washington. Certiorari denied.

No. 923, Misc. GOMEZ *v.* CALIFORNIA ET AL. C. A. 9th Cir. Certiorari denied.

No. 290, Misc. SCULL *v.* PENNSYLVANIA. Supreme Court of Pennsylvania. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted.

No. 793, Misc. SMITH *v.* NEW JERSEY ET AL. C. A. 3d Cir. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Stephen F. Lichtenstein* for petitioner. *Guy W. Calissi* for respondents. Reported below: 322 F. 2d 810.

No. 731, Misc. BAREFIELD ET AL. *v.* BYRD, REGIONAL MANAGER, VETERANS ADMINISTRATION CENTER, ET AL. Motion for leave to file a supplement to the petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. *Oliver W. Cosey* for petitioners. *Solicitor General Cox*, *Assistant Attorney General Douglas* and *Sherman L. Cohn* for respondents. Reported below: 320 F. 2d 455.

*Rehearing Denied.*

No. 533, October Term, 1962. DYER *v.* MURRAY, TRUSTEE, ET AL., 371 U. S. 949, 373 U. S. 905, 375 U. S. 892. Motion for leave to file a third petition for rehearing denied.

No. 348. BOARD OF SCHOOL COMMISSIONERS OF MOBILE COUNTY ET AL. *v.* DAVIS ET AL., 375 U. S. 894; and

No. 265, Misc. SULLIVAN *v.* UNITED STATES, 375 U. S. 910. Motions for leave to file petitions for rehearing denied.

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No. 219. TYRELL ET AL. *v.* BERDECIA, 375 U. S. 881;No. 479. BECK *v.* UNITED STATES, 375 U. S. 972;No. 506. FRANK ADAMS & CO. ET AL. *v.* UNITED STATES ET AL., 375 U. S. 215;No. 531. COOPER *v.* UNITED STATES, 375 U. S. 964;No. 538. G. L. CHRISTIAN & ASSOCIATES *v.* UNITED STATES, 375 U. S. 954;No. 598. PEORIA & PEKIN UNION RAILWAY CO. ET AL. *v.* CHICAGO & NORTH WESTERN RAILWAY CO., 375 U. S. 969;No. 616. CHICAGO METALLIC MANUFACTURING CO. *v.* EKCO PRODUCTS CO., INC., 375 U. S. 970;No. 528, Misc. OPPENHEIMER *v.* CALIFORNIA, 375 U. S. 975;No. 653, Misc. SMITH *v.* UNITED STATES, 375 U. S. 988;No. 693, Misc. PEPPENTENZZA *v.* RHAY, PENITENTIARY SUPERINTENDENT, 375 U. S. 959; andNo. 704, Misc. MAHURIN *v.* MISSOURI, 375 U. S. 977. Petitions for rehearing denied.No. 342. ALKER ET AL. *v.* FEDERAL DEPOSIT INSURANCE CORP. ET AL., 375 U. S. 880, 949. Motion for leave to file a second petition for rehearing denied.

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*Miscellaneous Orders.*No. 936, Misc. HALL *v.* EL PASO COUNTY ATTORNEY;No. 937, Misc. GLESMANN ET AL. *v.* SIGLER, WARDEN;No. 938, Misc. HANSEN *v.* COFFEY, JUDGE;No. 939, Misc. CRUZ *v.* BETO, CORRECTIONS DIRECTOR; andNo. 959, Misc. ALLEN *v.* JOHNSON, PRESIDING JUDGE. Motions for leave to file petitions for writs of mandamus denied.



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No. 234. *GINSBURG v. STERN ET AL.* (Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied, 375 U. S. 823, rehearing denied, 375 U. S. 936.) The motion for docketing and submission of petitioner's motion to remand for consideration on the merits is denied. *Paul Ginsburg* on the motion.

No. 714, Misc. *TRINTA ET AL. v. SUPERIOR COURT OF PUERTO RICO ET AL.* On petition for writ of certiorari to the Supreme Court of Puerto Rico. The Solicitor General is invited to file a brief expressing the views of the United States.

No. 1009, Misc. *PENRICE v. CALIFORNIA*; and

No. 1010, Misc. *STRATTON v. MAXWELL, WARDEN.* Motions for leave to file petitions for writs of habeas corpus denied.

*Certiorari Granted.* (See No. 680, *ante*, p. 203, and No. 422, Misc., *ante*, p. 202.)

*Certiorari Denied.* (See also No. 691, *ante*, p. 202.)

No. 733. *COSTELLO v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. *George Olshausen* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg* and *Kirby W. Patterson* for the United States. Reported below: 324 F. 2d 260.

No. 740. *THORNBERRY v. BUCHANAN COUNTY COAL CORP.* C. A. 6th Cir. Certiorari denied. *Dan Jack Combs* for petitioner. *Joe Hobson* for respondent. Reported below: 323 F. 2d 517.

No. 748. *PINKSTON v. CARTER ET UX.* C. A. 4th Cir. Certiorari denied. *Jack Pinkston*, petitioner, *pro se.* Reported below: 322 F. 2d 476.

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No. 736. EVANSTON-NORTH SHORE BOARD OF REALTORS *v.* UNITED STATES. Court of Claims. Certiorari denied. *Theodore A. Groenke* for petitioner. *Solicitor General Cox, Assistant Attorney General Oberdorfer and Melva M. Graney* for the United States. Reported below: — Ct. Cl. —, 320 F. 2d 375.

No. 764. SORCE ET AL. *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. *Max L. Feinberg* for petitioners. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Julia P. Cooper* for the United States. Reported below: 325 F. 2d 84.

No. 774. TESTA *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Jacob Kossman* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Jerome M. Feit* for the United States. Reported below: 326 F. 2d 730.

No. 720. IN RE EASTERN AIR LINES, INC.; and

No. 766. IN RE NATIONAL AIRLINES, INC. C. A. 1st Cir. Certiorari denied. MR. JUSTICE BLACK took no part in the consideration or decision of these petitions. *E. Smythe Gambrell, Harold L. Russell, Robert Proctor and Richard Wait* for Eastern Air Lines, Inc. *John W. Cross* for National Airlines, Inc. *Acting Solicitor General Spritzer* for the Civil Aeronautics Board. *Henry E. Foley and John H. Pickering* for Northeast Airlines, Inc., in opposition.

No. 219, Misc. WILCOX *v.* COLORADO. Supreme Court of Colorado. Certiorari denied. Petitioner *pro se*. *Duke W. Dunbar*, Attorney General of Colorado, *Frank E. Hickey*, Deputy Attorney General, and *John E. Bush*, Assistant Attorney General, for respondent. Reported below: 152 Colo. 173, 380 P. 2d 912.

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No. 744. *MISHNE ET AL. v. OHIO*. Court of Appeals of Ohio, Geauga County. Certiorari denied. *Adrian B. Fink, Jr.* for petitioners. *William Saxbe*, Attorney General of Ohio, for respondent.

No. 747. *LUCCHESI ET AL. v. MARYLAND*. Court of Appeals of Maryland. Certiorari denied. *Nelson R. Kandel* for petitioners. Reported below: 232 Md. 465, 194 A. 2d 266.

No. 769. *RODGERS v. BALTIMORE & OHIO RAILROAD Co.* C. A. 2d Cir. Certiorari denied. *Jacob Rassner* for petitioner. *Donald M. Dunn* and *Clifton P. Williamson* for respondent. Reported below: 323 F. 2d 996.

No. 780. *SLATER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. *Ellis F. Morris* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Robert G. Maysack* for the United States. Reported below: 324 F. 2d 494.

No. 357, Misc. *SITTLER v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Miller* and *Philip R. Monahan* for the United States. Reported below: 316 F. 2d 312.

No. 570, Misc. *CHILDS ET AL. v. PEGELOW, REFORMATORY SUPERINTENDENT, ET AL.* C. A. 4th Cir. Certiorari denied. Petitioners *pro se*. *Solicitor General Cox*, *Assistant Attorney General Marshall* and *Harold H. Greene* for respondents. Reported below: 321 F. 2d 487.

No. 722, Misc. *WILLIAMS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox* for the United States.



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No. 668, Misc. ABREU *v.* HERITAGE, WARDEN. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Marshall, Harold H. Greene and Howard A. Glickstein* for respondent.

No. 669, Misc. ZUPICICH *v.* ESPERDY, DISTRICT DIRECTOR, IMMIGRATION AND NATURALIZATION SERVICE. C. A. 2d Cir. Certiorari denied. *Robert J. Carluccio* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller, L. Paul Winings and Charles Gordon* for respondent. Reported below: 319 F. 2d 773.

No. 901, Misc. WOLFE *v.* NASH, WARDEN. C. A. 8th Cir. Certiorari denied. Reported below: 324 F. 2d 959.

No. 751, Misc. HOLMES *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Robert G. Maysack* for the United States. Reported below: 323 F. 2d 430.

No. 899, Misc. DAWSON *v.* BOMAR, WARDEN. C. A. 6th Cir. Certiorari denied. *Fred P. Graham* for petitioner. Reported below: 322 F. 2d 445.

No. 921, Misc. CATER *v.* PENNSYLVANIA. Supreme Court of Pennsylvania. Certiorari denied. *W. Bradley Ward* for petitioner. Reported below: 412 Pa. 67, 194 A. 2d 185.

No. 840, Misc. LEWIS *v.* MASSACHUSETTS. Supreme Judicial Court of Massachusetts. Certiorari denied. *Allan R. Rosenberg* for petitioner. *Edward W. Brooke, Attorney General of Massachusetts, and James W. Bailey, Assistant Attorney General, for respondent*. Reported below: 346 Mass. 373, 191 N. E. 2d 753.

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No. 933, Misc. *EVANS v. THOMAS, WARDEN*. Court of Appeals of Kentucky. Certiorari denied. Reported below: 372 S. W. 2d 798.

No. 858, Misc. *HALFEN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Jerome M. Feit* for the United States. Reported below: 321 F. 2d 556.

No. 800, Misc. *COSTNER v. UNITED STATES BOARD OF PAROLE ET AL.* United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Marshall, Harold H. Greene and Gerald P. Choppin* for respondents.

No. 927, Misc. *SLOAN v. NORTH CAROLINA*. Supreme Court of North Carolina. Certiorari denied.

No. 931, Misc. *McCRAE v. CALIFORNIA*. District Court of Appeal of California, Second Appellate District. Certiorari denied. *I. A. Kanarek* for petitioner. Reported below: 218 Cal. App. 2d 725, 32 Cal. Rptr. 500.

No. 940, Misc. *EDWARDSSEN v. MARYLAND*. Circuit Court of Baltimore County, Maryland. Certiorari denied.

No. 948, Misc. *DORN v. CALIFORNIA*. C. A. 9th Cir. Certiorari denied.

No. 958, Misc. *BATES v. DICKSON, WARDEN, ET AL.* Supreme Court of California. Certiorari denied.

No. 961, Misc. *OPPENHEIMER v. CALIFORNIA*. District Court of Appeal of California, Second Appellate District. Certiorari denied.

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No. 962, Misc. *RHOADS v. WASHINGTON*. Supreme Court of Washington. Certiorari denied.

No. 965, Misc. *DAWKINS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, Assistant Attorney General *Miller*, Beatrice Rosenberg and Kirby W. Patterson for the United States. Reported below: 324 F. 2d 521.

*Rehearing Denied.*

No. 17. *HUMPHREY ET AL. v. MOORE ET AL.*; and

No. 18. *GENERAL DRIVERS, WAREHOUSEMEN & HELPERS, LOCAL UNION NO. 89, v. MOORE ET AL.*, 375 U. S. 335;

No. 560. *LANZA ET AL. v. NEW JERSEY*, 375 U. S. 451;

No. 601. *STICKLER v. OHIO*, 375 U. S. 438;

No. 632. *HARRIS v. NORFOLK SOUTHERN RAILWAY*, 375 U. S. 985;

No. 647. *CLARK v. WASHINGTON STATE BAR ASSOCIATION*, 375 U. S. 986; and

No. 623, Misc. *BYRD v. UNITED STATES*, 375 U. S. 988. Petitions for rehearing denied.

No. 377, Misc. *PAIGE v. UNITED STATES*, 375 U. S. 864. Motion for leave to file petition for rehearing denied.

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*Miscellaneous Orders.*

No. 36. *UNITED STATES v. FIRST NATIONAL BANK & TRUST CO. OF LEXINGTON ET AL.* Appeal from the United States District Court for the Eastern District of Kentucky. (Probable jurisdiction noted, 374 U. S. 824.) The motion of appellees to remand is denied. *Robert M. Odear*, *Gladney Harville*, *Rufus Lisle* and *Clinton M. Harbison* on the motion. *Solicitor General Cox* for the United States.

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No. 112. *HARDY v. UNITED STATES*, 375 U. S. 277. The motion for modification of the opinion is denied. *Mozart G. Ratner* for petitioner on the motion.

No. 321. *ARATANI ET AL. v. KENNEDY, ATTORNEY GENERAL*. Certiorari, 375 U. S. 877, to the United States Court of Appeals for the District of Columbia Circuit. The joint motion for reference to District Court to approve compromise settlement is granted. *Thomas H. Carolan* and *Philip W. Amram* for petitioners. *Solicitor General Cox* for respondent.

No. 384. *PUBLISHERS' ASSOCIATION OF NEW YORK CITY v. NEW YORK MAILERS' UNION NUMBER SIX*. Certiorari, 375 U. S. 901, to the United States Court of Appeals for the Second Circuit. Further consideration of the suggestion of mootness is postponed pending the hearing on the merits. *Gerhard P. Van Arkel* and *George Kaufmann* for respondent on the suggestion of mootness. *Andrew L. Hughes* for petitioner, in opposition.

No. 612. *ADDISON ET AL. v. UNITED STATES*. (Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied, *ante*, p. 905.) The application to stay issuance of the order denying the petition for certiorari is denied. *James L. Guilmartin*, *Stanley Jay Bartel* and *Fuller Warren* on the application.

*Certiorari Granted.* (See No. 85, *ante*, p. 221, and No. 677, *ante*, p. 224.)

*Certiorari Denied.* (See also No. 732, *ante*, p. 221.)

No. 728. *HURWITZ ET AL. v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. *Harry Dow* for petitioners. *Solicitor General Cox*, *Assistant Attorney General Oberdorfer*, *Meyer Rothwacks* and *L. W. Post* for the United States. Reported below: 320 F. 2d 911.



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No. 683. *WATERMAN STEAMSHIP CORP. v. ODOM*. C. A. 5th Cir. Certiorari denied. *T. K. Jackson, Jr.* for petitioner. *Michael J. Salmon* for respondent. Reported below: 322 F. 2d 1022.

No. 722. *BURRELL v. UNITED STATES*; and

No. 913, Misc. *MOORE v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. *Palmer K. Ward* for petitioner in No. 722. Petitioner *pro se* in No. 913, Misc. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Richard W. Schmude* for the United States. Reported below: 324 F. 2d 115.

No. 739. *MIGUEL ET AL. v. JUSTICES OF THE SUPREME COURT OF NEW YORK, COUNTY OF NEW YORK, ET AL.* Appellate Division, Supreme Court of New York, First Judicial Department. Certiorari denied. *Frederic A. Johnson* and *Rudolph Lion Zalowitz* for petitioners. *Frank S. Hogan* and *H. Richard Uviller* for respondents.

No. 752. *MARTIN v. STRAITZ, GUARDIAN, ET AL.* Supreme Court of Florida. Certiorari denied. *Earl R. Stanley* for petitioner. Reported below: 156 So. 2d 861.

No. 755. *ESTATE OF DAVENPORT v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 2d Cir. Certiorari denied. *Charles B. Markham* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Oberdorfer*, *Robert N. Anderson* and *Robert A. Bernstein* for respondent. Reported below: 321 F. 2d 908.

No. 759. *MUNTON v. CALIFORNIA*. District Court of Appeal of California, Second Appellate District. Certiorari denied. *Morris Lavine* for petitioner. *Stanley Mosk*, Attorney General of California, *William E. James*, Assistant Attorney General, and *Calvin W. Torrance*, Deputy Attorney General, for respondent. Reported below: 218 Cal. App. 2d 556, 32 Cal. Rptr. 508.

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No. 757. MARQUETTE CASUALTY CO. *v.* PHOENIX ASSURANCE CO. OF NEW YORK ET AL. C. A. 5th Cir. Certiorari denied. *James J. Morrison* for petitioner. Reported below: 320 F. 2d 486.

No. 760. SPORTSERVICE CORPORATION ET AL. *v.* NORTHERN ILLINOIS DEVELOPMENT CORP. C. A. 7th Cir. Certiorari denied. *Edward J. Kelly* and *John T. Coburn* for petitioners. *Wayland B. Cedarquist* for respondent. Reported below: 324 F. 2d 104.

No. 768. STONE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Ronald L. Gainer* for the United States. Reported below: 324 F. 2d 804.

No. 770. BETHLEHEM STEEL CO. *v.* SAMUELSON. C. A. 5th Cir. Certiorari denied. *W. Brown Morton, Jr.* and *Stanton T. Lawrence, Jr.* for petitioner. *James F. Weiler* for respondent. Reported below: 323 F. 2d 944.

No. 773. GENERAL RADIO CO. *v.* SUPERIOR ELECTRIC CO. C. A. 3d Cir. Certiorari denied. *Robert H. Rines* for petitioner. *Stephen H. Philbin* for respondent. Reported below: 321 F. 2d 857.

No. 776. MOSES H. CONE MEMORIAL HOSPITAL ET AL. *v.* SIMKINS ET AL. C. A. 4th Cir. Certiorari denied. *Charles E. Roth* and *Thornton H. Brooks* for petitioners. *Jack Greenberg*, *James M. Nabrit III* and *Conrad O. Pearson* for Simkins et al., respondents. *Solicitor General Cox*, *Assistant Attorney General Marshall*, *Harold H. Greene* and *Howard A. Glickstein* filed a memorandum for the United States. Reported below: 323 F. 2d 959.

No. 928, Misc. ASHWELL *v.* NORTH CAROLINA. Supreme Court of North Carolina. Certiorari denied.

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No. 781. *MOORE v. MATHIS ET AL.* Court of Civil Appeals of Texas, Eleventh Supreme Judicial District. Certiorari denied. *Fred S. Abney* for petitioner. *Edward C. Fritz* for respondents. Reported below: 369 S. W. 2d 450.

No. 783. *STORY ET AL. v. YORK.* C. A. 9th Cir. Certiorari denied. *Arthur L. Martin* and *Bonnie Lee Martin* for petitioners. Reported below: 324 F. 2d 450.

No. 789. *ALLIS-CHALMERS MANUFACTURING CO. ET AL. v. COMMONWEALTH EDISON CO. ET AL.* C. A. 7th Cir. Certiorari denied. *John Paul Stevens, Edward R. Johnston, Holmes Baldrige, Sydney G. Craig, Charles M. Price, Robert C. Keck, Owen Rall, Earl E. Pollock, John T. Chadwell, Richard M. Keck, Jean Engstrom, W. Donald McSweeney, Edward R. Adams, Harold T. Halfpenny, Hammond E. Chaffetz* and *William H. Van Oosterhout* for petitioners. *Charles A. Bane* for respondents. Reported below: 323 F. 2d 412.

No. 989, Misc. *WEAVER v. PATE, WARDEN.* C. A. 7th Cir. Certiorari denied. Reported below: 326 F. 2d 353.

*Rehearing Denied.*

No. 236. *WALKER ET AL. v. LOUISIANA EX REL. JOINT LEGISLATIVE COMMITTEE ON UN-AMERICAN ACTIVITIES,* 375 U. S. 393;

No. 589, Misc. *MILNE v. MARYLAND,* 375 U. S. 925; and

No. 804, Misc. *LOPEZ v. CALIFORNIA,* 375 U. S. 994. Petitions for rehearing denied.

No. 456. *ETCHEVERRY v. UNITED STATES,* 375 U. S. 930, 989. Motion for leave to file second petition for rehearing denied.

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*Miscellaneous Orders.*

No. 33. *ANDERSON v. KENTUCKY*. Certiorari, 371 U. S. 886, to the Court of Appeals of Kentucky. By joint agreement of the parties this case is continued indefinitely.

No. 210. *FALLEN v. UNITED STATES*. Certiorari, 374 U. S. 826, to the United States Court of Appeals for the Fifth Circuit. IT IS ORDERED that *Isaac N. Groner, Esquire*, of Washington, District of Columbia, a member of the Bar of this Court, be, and he is hereby, appointed to serve as counsel for the petitioner in this case and it is further ordered that *William B. Killian, Esquire*, is hereby relieved of further responsibility in this case.

No. 386. *FEDERAL POWER COMMISSION v. TEXACO INC. ET AL.* Certiorari, 375 U. S. 902, to the United States Court of Appeals for the Tenth Circuit. The motion of the People of the State of California and Public Utilities Commission of California for leave to file a brief, as *amici curiae*, is granted. *J. Calvin Simpson* and *John T. Murphy* on the motion. *Alfred C. DeCrane, Jr.*, *W. W. Heard*, *Wm. H. Emerson*, *William J. Grove*, *Thomas H. Wall* and *Carroll L. Gilliam* for respondents, in opposition.

No. 623. *CALHOUN ET AL. v. LATIMER ET AL.* Certiorari, 375 U. S. 983, to the United States Court of Appeals for the Fifth Circuit. The motion of the Solicitor General, on behalf of the United States, for leave to participate in the oral argument, as *amicus curiae*, is granted and thirty minutes are allotted for that purpose. Counsel for the respondents are allotted an additional thirty minutes for oral argument.

No. 1016, Misc. *MEDLEY v. OREGON ET AL.* Motion for leave to file petition for writ of certiorari denied.



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No. 508. LUCAS ET AL. *v.* FORTY-FOURTH GENERAL ASSEMBLY OF COLORADO ET AL. Appeal from the United States District Court for the District of Colorado. (Probable jurisdiction noted, 375 U. S. 938.) The motion of the Solicitor General, on behalf of the United States, for leave to participate in the oral argument, as *amicus curiae*, is granted and thirty minutes are allotted for that purpose. Counsel for the appellees are allotted an additional thirty minutes for oral argument.

No. 592. GRIFFIN ET AL. *v.* COUNTY SCHOOL BOARD OF PRINCE EDWARD COUNTY ET AL. Certiorari, 375 U. S. 391, to the United States Court of Appeals for the Fourth Circuit. The motion of the Solicitor General, on behalf of the United States, for leave to participate in the oral argument, as *amicus curiae*, is granted and thirty minutes are allotted for that purpose. Counsel for the respondents are allotted an additional thirty minutes for oral argument.

No. 1024, Misc. KANE *v.* McMANN, WARDEN;

No. 1039, Misc. CASPER *v.* TAHASH, WARDEN;

No. 1060, Misc. BASSETT *v.* BALKCOM, WARDEN; and

No. 1080, Misc. MITCHELL *v.* ATTORNEY GENERAL.

Motions for leave to file petitions for writs of habeas corpus denied.

No. 1063, Misc. McINTOSH *v.* HOOPER, U. S. DISTRICT JUDGE. Motion for leave to file petition for writ of mandamus denied.

*Probable Jurisdiction Noted.*

No. 710. CHICAGO & NORTH WESTERN RAILWAY CO. *v.* CHICAGO, MILWAUKEE, ST. PAUL & PACIFIC RAILROAD CO. ET AL. Appeal from the United States District Court for the Eastern District of Wisconsin. The motion to strike the memorandum of the Solicitor General is denied.

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Probable jurisdiction noted. *Jordan Jay Hillman* and *John C. Danielson* for appellant. *Philip H. Porter* and *R. K. Merrill* for appellees. *Solicitor General Cox*, *Assistant Attorney General Orrick*, *Lionel Kestenbaum*, *Robert W. Ginnane* and *Arthur Cerra* filed a memorandum for the United States and the Interstate Commerce Commission in support of appellant. Reported below: 214 F. Supp. 244.

*Certiorari Granted.* (See also No. 561, ante, p. 354, and No. 571, ante, p. 356.)

No. 775. *AMERICAN FEDERATION OF MUSICIANS OF THE UNITED STATES AND CANADA ET AL. v. WITTSTEIN ET AL.* C. A. 2d Cir. *Certiorari* granted. THE CHIEF JUSTICE and MR. JUSTICE GOLDBERG took no part in the consideration or decision of this petition. *Henry Kaiser*, *Eugene Gressman*, *George Kaufmann* and *David I. Ashe* for petitioners. *Godfrey P. Schmidt* for respondents. *David E. Feller*, *Elliot Bredhoff*, *Jerry D. Anker* and *Michael H. Gottesman* for Industrial Union Department, AFL-CIO, as *amicus curiae*, in support of the petition. Reported below: 326 F. 2d 26.

No. 804. *FARMER v. ARABIAN AMERICAN OIL Co.*; and No. 808. *ARABIAN AMERICAN OIL Co. v. FARMER.* C. A. 2d Cir. *Certiorari* granted. The cases are consolidated and a total of two hours is allotted for oral argument. *Kalman I. Nulman* and *William V. Homans* for petitioner in No. 804. *Chester Bordeau* for petitioner in No. 808. Reported below: 324 F. 2d 359.

*Certiorari Denied.*

No. 799. *CENTRAL LOUISIANA ELECTRIC Co., INC., ET AL. v. MOSES ET AL.* C. A. 5th Cir. *Certiorari* denied. *W. Ford Reese* for petitioners. *H. Alva Brumfield* for respondents. Reported below: 324 F. 2d 69.

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No. 655. *PEARLMAN ET AL. v. MARYLAND*. Court of Appeals of Maryland. Certiorari denied. *Joseph Forer* and *Harold Buchman* for petitioners. *Thomas B. Finan*, Attorney General of Maryland, *Robert C. Murphy*, Deputy Attorney General, and *Robert S. Bourbon*, Special Assistant Attorney General, for respondent. Reported below: 232 Md. 251, 192 A. 2d 767.

No. 703. *SKOKOMISH TRIBE OF INDIANS v. FRANCE ET AL.* C. A. 9th Cir. Certiorari denied. *Malcolm Stewart McLeod* and *Frederick Paul* for petitioner. *Marshall McCormick* and *Paul J. Nolan* for the City of Tacoma; *F. Joseph Donohue* for Simpson Logging Co.; and *William E. Evenson* for Carlson et al., respondents. Reported below: 320 F. 2d 205.

No. 765. *SCHAEFFER ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. *F. W. Durnan* for petitioners. *Solicitor General Cox*, *Roger P. Marquis* and *Elizabeth Dudley* for the United States. Reported below: 319 F. 2d 907.

No. 779. *REKEWEG, GUARDIAN, ET AL. v. FEDERAL MUTUAL INSURANCE CO. ET AL.* C. A. 7th Cir. Certiorari denied. *J. Gareth Hitchcock* and *Howard S. Grimm* for petitioners. *Leigh L. Hunt* for respondents. Reported below: 324 F. 2d 150.

No. 854. *CENTRAL SCHOOL DISTRICT NO. 1 OF THE TOWNS OF COLCHESTER, HAMDEN, HANCOCK, WALTON, ANDES AND TOMPKINS v. NEW YORK*. Court of Appeals of New York. Certiorari denied. *Francis R. Paternoster* for petitioner. *Louis J. Lefkowitz*, Attorney General of New York, *Paxton Blair*, Solicitor General, and *Julius L. Sackman* for respondent. Reported below: See 18 App. Div. 2d 943, 237 N. Y. S. 2d 682.

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No. 806. STEWART-WARNER CORP. *v.* CANADIAN WESTINGHOUSE Co., LTD. C. A. 2d Cir. Certiorari denied. *Augustus G. Douvas* and *Edwin T. Bean* for petitioner. *Ralph H. Swingle* and *Charles K. Rice* for respondent. Reported below: 325 F. 2d 822.

No. 711. UNITED STATES ET AL. *v.* WILSON & COMPANY, INC., ET AL. C. A. 7th Cir. Certiorari denied. MR. JUSTICE HARLAN took no part in the consideration or decision of this petition. *Solicitor General Cox*, *Assistant Attorney General Orrick*, *Lionel Kestenbaum* and *Ralph S. Spritzer* for the United States; and *Max D. Paglin* and *Daniel R. Ohlbaum* for the Federal Communications Commission. *Charles A. Bane* and *Sharon L. King* for Wilson & Company et al.; and *Kenneth F. Burgess*, *Howard P. Robinson* and *Howard J. Trienens* for American Telephone & Telegraph Co. et al., respondents.

No. 786. FITZGERALD ET AL. *v.* UNITED STATES. Motion to dispense with printing the petition for writ of certiorari granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. *John J. Sullivan* and *Aaron Kravitch* for petitioners. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Kirby W. Patterson* for the United States. Reported below: 324 F. 2d 153.

No. 675, Misc. MARXHAUSEN *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Marshall* and *Harold H. Greene* for the United States.

No. 689, Misc. KNICKER *v.* NASH, WARDEN. C. A. 8th Cir. Certiorari denied. Petitioner *pro se*. *Thomas F. Eagleton*, Attorney General of Missouri, and *Howard L. McFadden*, Assistant Attorney General, for respondent.



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No. 711, Misc. THOMAS *v.* ILLINOIS. Supreme Court of Illinois. Certiorari denied. Petitioner *pro se.* William G. Clark, Attorney General of Illinois, for respondent.

No. 765, Misc. WOOD *v.* MARONEY, CORRECTIONAL SUPERINTENDENT. C. A. 3d Cir. Certiorari denied. James G. Moore for petitioner.

No. 947, Misc. KUCHTA *v.* RICE ET AL. Supreme Court of New Jersey. Certiorari denied.

No. 969, Misc. OAKLEY *v.* CONNECTICUT. Supreme Court of Errors of Connecticut. Certiorari denied.

No. 975, Misc. ELLIS *v.* OKLAHOMA ET AL. Court of Criminal Appeals of Oklahoma. Certiorari denied. Reported below: 386 P. 2d 326.

No. 977, Misc. HOOPER *v.* NASH, WARDEN. C. A. 8th Cir. Certiorari denied. Reported below: 323 F. 2d 995.

No. 988, Misc. JOHNSON *v.* WARDEN, MARYLAND PENITENTIARY. Court of Appeals of Maryland. Certiorari denied.

No. 991, Misc. POLLOCK *v.* WEST VIRGINIA. Supreme Court of Appeals of West Virginia. Certiorari denied.

No. 1006, Misc. KIRBY *v.* KENTUCKY. Court of Appeals of Kentucky. Certiorari denied.

No. 1007, Misc. MOORE *v.* ILLINOIS. Supreme Court of Illinois. Certiorari denied. Reported below: 29 Ill. 2d 364, 194 N. E. 2d 356.

No. 1008, Misc. GILCREASE *v.* MAXWELL, REFORMATORY SUPERINTENDENT. Supreme Court of Washington. Certiorari denied.

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No. 1012, Misc. *MURGIA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox* for the United States.

No. 1018, Misc. *APONTE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller and Beatrice Rosenberg* for the United States. Reported below: 325 F. 2d 714.

No. 1020, Misc. *WISNER v. MARYLAND*. Baltimore City Court, Maryland. Certiorari denied.

No. 1028, Misc. *LAWRENCE v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied. Reported below: 29 Ill. 2d 426, 194 N. E. 2d 337.

No. 1064, Misc. *YOUNG v. KROPP, WARDEN, ET AL.* C. A. 6th Cir. Certiorari denied.

*Rehearing Denied.*

No. 400, Misc. *ROGERS v. UNITED STATES*, *ante*, p. 916;

No. 817, Misc. *WINHOVEN v. CALIFORNIA*, 375 U. S. 994;

No. 839, Misc. *HITCHCOCK v. EYMAN, WARDEN, ET AL.*, *ante*, p. 924;

No. 847, Misc. *STELLO ET AL. v. STRAND ET AL.*, *ante*, p. 924; and

No. 875, Misc. *TANSIMORE v. ANDERSON*, *ante*, p. 903. Petitions for rehearing denied.

No. 519. *SHERWIN v. UNITED STATES*, 375 U. S. 964. Motion for leave to file petition for rehearing denied. THE CHIEF JUSTICE took no part in the consideration or decision of this motion.

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*Order Appointing Deputy Clerk.*

It is ordered that Michael Rodak, Jr. be, and he hereby is, appointed a Deputy Clerk of this Court.

*Miscellaneous Orders.*

No. 400. GARRISON *v.* LOUISIANA. Appeal from the Supreme Court of Louisiana. (Probable jurisdiction noted, 375 U. S. 900.) The motion of appellant to remove the case from the summary calendar is denied. *Eberhard P. Deutsch* on the motion.

No. 468. GALANTE *v.* UNITED STATES. (Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied, 375 U. S. 940.) The Solicitor General is requested to file a response to the petition for rehearing in this case within fifteen days.

No. 775. AMERICAN FEDERATION OF MUSICIANS OF THE UNITED STATES AND CANADA ET AL. *v.* WITTSTEIN ET AL. Certiorari, *ante*, p. 942, to the United States Court of Appeals for the Second Circuit. The motion of petitioners to advance is denied. THE CHIEF JUSTICE and MR. JUSTICE GOLDBERG took no part in the consideration or decision of this motion. *Henry Kaiser, Eugene Gressman* and *George Kaufmann* on the motion.

No. 1045, Misc. MARTINEZ *v.* MADIGAN, WARDEN. Motion for leave to file petition for writ of habeas corpus denied. *Morris Lavine* for petitioner.

No. 1058, Misc. SIMS *v.* CAVELL, CORRECTIONAL SUPERINTENDENT; and

No. 1106, Misc. POWERS *v.* UNITED STATES. Motions for leave to file petitions for writs of habeas corpus denied.

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No. 966, Misc. NATIONAL COUNCIL ON THE FACTS OF OVERPOPULATION *v.* SIRICA, U. S. DISTRICT JUDGE. Motion for leave to file petition for writ of mandamus denied. *A. Lincoln Green* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Oberdorfer* and *Meyer Rothwacks* for respondent.

No. 968, Misc. DI SILVESTRO *v.* LUMBARD, U. S. CIRCUIT JUDGE, ET AL. Motion for leave to file petition for writ of mandamus denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Douglas* and *Morton Hollander* for respondents.

No. 1023, Misc. CUSHMAN MOTOR DELIVERY CO. ET AL. *v.* DUFFY, U. S. CIRCUIT JUDGE, ET AL. Motion for leave to file petition for writ of mandamus denied. *David Silbert*, *Lester Asher* and *Bernard Dunau* for petitioners. *Solicitor General Cox*, *Arnold Ordman*, *Dominick L. Manoli* and *Norton J. Come* for the National Labor Relations Board, as *amicus curiae*, in opposition.

*Certiorari Granted.*

No. 828. SECURITIES AND EXCHANGE COMMISSION *v.* AMERICAN TRAILER RENTALS Co. C. A. 10th Cir. *Certiorari* granted. *Solicitor General Cox*, *Philip A. Loomis, Jr.* and *David Ferber* for petitioner. *Arthur W. Burke, Jr.* for respondent. Reported below: 325 F. 2d 47.

No. 763. WHITNEY NATIONAL BANK IN JEFFERSON PARISH *v.* BANK OF NEW ORLEANS & TRUST Co. ET AL.; and

No. 798. SAXON, COMPTROLLER OF THE CURRENCY, *v.* BANK OF NEW ORLEANS & TRUST Co. ET AL. United States Court of Appeals for the District of Columbia Circuit. *Certiorari* granted. The cases are consolidated



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and a total of two hours is allotted for oral argument. *Dean Acheson, W. Graham Claytor, Jr. and Brice M. Claggett* for petitioner in No. 763. *Solicitor General Cox, Morton Hollander and David L. Rose* for petitioner in No. 798. *Edward L. Merrigan and James W. Bean* for Bank of New Orleans & Trust Co. et al., and *Bentley G. Byrnes*, Special Assistant Attorney General of Louisiana, for the State Bank Commissioner of Louisiana, respondents in both cases. Reported below: 116 U. S. App. D. C. 285, 323 F. 2d 290.

No. 763, Misc. *TURNER v. LOUISIANA*. Appeal from the Supreme Court of Louisiana. The motion for leave to proceed *in forma pauperis* is granted. The motion to dismiss is granted and the appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is granted. The case is transferred to the appellate docket. *Burrell J. Carter* for appellant. *Jack P. F. Gremillion*, Attorney General of Louisiana, and *Michael E. Culligan*, Assistant Attorney General, for appellee. Reported below: 244 La. 447, 152 So. 2d 555.

*Certiorari Denied.* (See also No. 57, ante, p. 513.)

No. 52. *NEW YORK TIMES CO. v. PARKS ET AL.* C. A. 5th Cir. Certiorari denied. *Herbert Brownell, Thomas F. Daly, Louis M. Loeb, Herbert Wechsler and Ronald S. Diana* for petitioner. *Sam Rice Baker, M. R. Nachman, Jr., Ralph Smith and Calvin M. Whitesell* for respondents. Reported below: 308 F. 2d 474.

No. 672. *IGNERI ET UX. v. CIE. DE TRANSPORTS OCEANQUES.* C. A. 2d Cir. Certiorari denied. *Philip F. DiCostanzo and Robert Klonsky* for petitioners. *Robert J. Giuffra* for respondent. Reported below: 323 F. 2d 257.

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No. 709. GORSUCH ET AL. *v.* DePINTO ET AL.;

No. 790. DUHAME *v.* PROVIDENT SECURITY LIFE INSURANCE CO. ET AL.; and

No. 802. DePINTO *v.* PROVIDENT SECURITY LIFE INSURANCE CO. ET AL. C. A. 9th Cir. Certiorari denied. *James Wm. Moore, William Lee McLane* and *Nola McLane* for petitioners in No. 709. *John P. Otto* for petitioner in No. 790 and respondent Duhamé in No. 709. *William A. Evans* and *Jos. S. Jenckes, Jr.* for petitioner in No. 802 and respondent DePinto in No. 709. *Wellington D. Rankin* for respondent Landoe in No. 709. Reported below: 323 F. 2d 826.

No. 717. GORSUCH *v.* PROVIDENT SECURITY LIFE INSURANCE CO. C. A. 9th Cir. Certiorari denied. *William Lee McLane* and *Nola McLane* for petitioner. *John R. Franks* for respondent. Reported below: 323 F. 2d 839.

No. 737. HARDAWAY ET AL. *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Petitioners *pro se*. *Solicitor General Cox, Assistant Attorney General Oberdorfer, Joseph M. Howard* and *John M. Brant* for the United States. Reported below: 321 F. 2d 89.

No. 742. KAISER ET AL. *v.* NEW JERSEY. Superior Court of New Jersey, Appellate Division. Certiorari denied. *John J. Corcoran, Jr.* for petitioners. *Guy W. Calissi* for respondent. Reported below: 80 N. J. Super. 176, 193 A. 2d 270.

No. 777. AFFILIATED GOVERNMENT EMPLOYEES' DISTRIBUTING CO. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 9th Cir. Certiorari denied. *Edward L. Butterworth* for petitioner. *Solicitor General Cox* and *Assistant Attorney General Oberdorfer* for respondent. Reported below: 322 F. 2d 872.

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No. 778. *FEDERAL EMPLOYEES' DISTRIBUTING Co. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. *Edward L. Butterworth* for petitioner. *Solicitor General Cox* and *Assistant Attorney General Oberdorfer* for the United States. Reported below: 322 F. 2d 891.

No. 788. *TUGWELL v. A. F. KLAIVENESS & Co.* C. A. 5th Cir. Certiorari denied. *W. A. Combs* for petitioner. *W. C. Harvin* for respondent. Reported below: 320 F. 2d 866.

No. 792. *HILTON HOTELS ET AL. v. WEAVER, ADMINISTRATOR, HOUSING AND HOME FINANCE AGENCY*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Milton V. Freeman* for petitioners. *Solicitor General Cox*, *Assistant Attorney General Douglas*, *Alan S. Rosenthal* and *Harvey L. Zuckman* for respondent. Reported below: 117 U. S. App. D. C. 83, 325 F. 2d 1010.

No. 795. *TAYLOR ET AL. v. JOHNSON, TRUSTEE, ET AL.* C. A. 6th Cir. Certiorari denied. *Stewart R. Jaffy* for petitioners. *Solicitor General Cox*, *Arnold Ordman*, *Dominick L. Manoli* and *Norton J. Come* for the National Labor Relations Board; and *Jack G. Evans* and *Robert W. Newlon* for Johnson, respondents. Reported below: 322 F. 2d 216.

No. 807. *UNITED AIRCRAFT CORP., PRATT & WHITNEY AIRCRAFT DIVISION, v. NATIONAL LABOR RELATIONS BOARD*. C. A. 2d Cir. Certiorari denied. *Gerard D. Reilly* and *Joseph C. Wells* for petitioner. *Solicitor General Cox*, *Arnold Ordman*, *Dominick L. Manoli* and *Norton J. Come* for respondent. Reported below: 324 F. 2d 128.

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No. 796. LOYAL PROTECTIVE LIFE INSURANCE CO. *v.* MONARCH LIFE INSURANCE CO. C. A. 2d Cir. Certiorari denied. *Donald M. Dunn* and *Eugene Z. DuBose* for petitioner. *Herbert Brownell* for respondent. Reported below: 326 F. 2d 841.

No. 805. AKSHUN MANUFACTURING CO. ET AL. *v.* NORTH STAR ICE EQUIPMENT CO. C. A. 7th Cir. Certiorari denied. *William VanDercreek* for petitioners. *John Rex Allen* for respondent. Reported below: See 301 F. 2d 882.

No. 809. PETRUSHANSKY, ALIAS GREEN, *v.* MARASCO, U. S. MARSHAL. C. A. 2d Cir. Certiorari denied. *Edwin Gold* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Kirby W. Patterson* for respondent. Reported below: 325 F. 2d 562.

No. 810. SELIGSOHN *v.* PHILADELPHIA PARKING AUTHORITY ET AL. Supreme Court of Pennsylvania. Certiorari denied. *David Berger* for petitioner. *Harry Shapiro*, *Samuel D. Goodis* and *John R. McConnell* for respondents. Reported below: 412 Pa. 372, 194 A. 2d 606.

No. 814. AMERICAN EXPORT LINES, INC., ET AL. *v.* PROVENZA. C. A. 4th Cir. Certiorari denied. *William A. Grimes* and *Richard W. Case* for petitioners. *John J. O'Connor, Jr.* for respondent. Reported below: 324 F. 2d 660.

No. 820. SICA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. *Russell E. Parsons* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Oberdorfer* and *Joseph M. Howard* for the United States. Reported below: 325 F. 2d 831.



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No. 816. *BERSTEIN, ALIAS BERNES, v. MISSOURI*. Supreme Court of Missouri. Certiorari denied. *Bernard J. Mellman* for petitioner. Reported below: 372 S. W. 2d 57.

No. 825. *TWILLEGEAR ET AL. v. QUINCY COLUMBIA BASIN IRRIGATION DISTRICT ET AL.* Supreme Court of Washington. Certiorari denied. *Florence Mayne Merrick* for petitioners. *James Leavy* for respondents. Reported below: 63 Wash. 2d 115, 385 P. 2d 715.

No. 837. *RICE ET AL. v. RINGSBY TRUCK LINES ET AL.* C. A. 7th Cir. Certiorari denied. *Sidney Z. Karasik* for petitioners. *Joseph H. Hinshaw* and *Oswell G. Treadway* for respondents. Reported below: 324 F. 2d 146.

No. 839. *GALLO v. NEW YORK*. Court of Appeals of New York. Certiorari denied. *Frank Serri* for petitioner. *Frank S. Hogan* and *H. Richard Uviller* for respondent.

No. 579, Misc. *ORTIZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. *Arthur Warner* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Robert G. Maysack* for the United States. Reported below: 318 F. 2d 450.

No. 736, Misc. *CASTER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Ronald L. Gainer* for the United States. Reported below: 319 F. 2d 850.

No. 791, Misc. *BOYD v. DIAMOND*. C. A. 8th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Marshall*, *Harold H. Greene* and *Gerald P. Choppin* for respondent.

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No. 743. SOUTHERN PILOTS ASSOCIATION ET AL. *v.* CIVIL AERONAUTICS BOARD ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. MR. JUSTICE GOLDBERG took no part in the consideration or decision of this petition. *Philip F. Herrick* and *Nicholas E. Allen* for petitioners. *Solicitor General Cox*, *Assistant Attorney General Orrick*, *Lionel Kestenbaum*, *Joseph B. Goldman*, *O. D. Ozment* and *Peter B. Schwarzkopf* for the Civil Aeronautics Board; and *Edward J. Hickey, Jr.* and *James L. Highsaw, Jr.* for Air Line Pilots Association, respondents. Reported below: 116 U. S. App. D. C. 283, 323 F. 2d 288.

No. 815. STRACHAN SHIPPING CO. *v.* KONINKLYKE NEDERLANDSCHE STOOMBOOT MAALSCHAPPY, N. V. C. A. 5th Cir. Certiorari denied. THE CHIEF JUSTICE, MR. JUSTICE BLACK and MR. JUSTICE DOUGLAS are of the opinion that certiorari should be granted. *Robert Eikel* for petitioner. Reported below: 324 F. 2d 746.

No. 792, Misc. TIDMORE *v.* TAYLOR, WARDEN. C. A. 10th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Marshall* and *Harold H. Greene* for respondent. Reported below: 323 F. 2d 88.

No. 806, Misc. PEEK *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. *Hugh R. Manes* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller* and *Beatrice Rosenberg* for the United States. Reported below: 321 F. 2d 934.

No. 815, Misc. HUERTA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Miller* and *Beatrice Rosenberg* for the United States. Reported below: 322 F. 2d 1.

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No. 846, Misc. *ENOS v. ZUCKERT*, SECRETARY OF THE AIR FORCE, ET AL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, Assistant Attorney General Douglas and *Sherman L. Cohn* for respondents. Reported below: 116 U. S. App. D. C. 134, 321 F. 2d 747.

No. 869, Misc. *BURDETTE v. KENNEDY*, ATTORNEY GENERAL. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, Assistant Attorney General Marshall, *Harold H. Greene* and *Gerald P. Choppin* for respondent.

No. 882, Misc. *CANTRELL v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, Assistant Attorney General Miller, *Beatrice Rosenberg* and *Theodore George Gilinsky* for the United States. Reported below: 116 U. S. App. D. C. 311, 323 F. 2d 613.

No. 890, Misc. *BERLING v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. *Richard P. Tinkham, Jr.* for petitioner. *Solicitor General Cox*, Assistant Attorney General Miller, *Béatrice Rosenberg* and *Sidney M. Glazer* for the United States. Reported below: 324 F. 2d 249.

No. 892, Misc. *FIGUEROA v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. *Leon B. Polsky* for petitioner. *Solicitor General Cox*, Assistant Attorney General Miller, *Beatrice Rosenberg* and *Richard W. Schmude* for the United States. Reported below: 323 F. 2d 729.

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No. 945, Misc. REAGAN *v.* SINCLAIR REFINING CO. C. A. 5th Cir. Certiorari denied. *W. A. Combs* for petitioner. *Leroy Denman Moody* for respondent. Reported below: 319 F. 2d 363.

No. 946, Misc. DE LUCIA *v.* UNITED STATES DEPARTMENT OF JUSTICE, IMMIGRATION AND NATURALIZATION SERVICE. C. A. 3d Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Miller* and *Beatrice Rosenberg* for respondent. Reported below: 325 F. 2d 718.

No. 951, Misc. PATTERSON *v.* VIRGINIA ELECTRIC & POWER Co. Supreme Court of Appeals of Virginia. Certiorari denied. Reported below: 204 Va. 574, 132 S. E. 2d 436.

No. 952, Misc. BURNS *v.* KANSAS. Supreme Court of Kansas. Certiorari denied.

No. 971, Misc. PATTON *v.* NORTH CAROLINA. Supreme Court of North Carolina. Certiorari denied. *Claude F. Seila* for petitioner. Reported below: 260 N. C. 359, 132 S. E. 2d 891.

No. 980, Misc. IN RE OPPENHEIMER. Supreme Court of California. Certiorari denied.

No. 981, Misc. MULLIGAN *v.* NEW YORK. Court of Appeals of New York. Certiorari denied. Petitioner *pro se*. *Louis J. Lefkowitz*, Attorney General of New York, *Paxton Blair*, Solicitor General, and *Winifred C. Stanley*, Assistant Attorney General, for respondent.

No. 1001, Misc. O'KELLY *v.* NEBRASKA. Supreme Court of Nebraska. Certiorari denied. *Lewis R. Ricketts* for petitioner. Reported below: 175 Neb. 798, 124 N. W. 2d 211.



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No. 972, Misc. *PATE v. PAGE, WARDEN*. C. A. 10th Cir. Certiorari denied. *Melvin L. Wulf* for petitioner. *Charles Nesbitt*, Attorney General of Oklahoma, and *Jack A. Swidensky*, Assistant Attorney General, for respondent. Reported below: 325 F. 2d 567.

No. 990, Misc. *CLEGGETT v. PATE, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 995, Misc. *STAPLES v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Josiah Lyman* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Kirby W. Patterson* for the United States. Reported below: 117 U. S. App. D. C. 162, 327 F. 2d 860.

No. 996, Misc. *PUETT v. CITY OF DETROIT ET AL.* C. A. 6th Cir. Certiorari denied. Petitioner *pro se*. *John H. Witherspoon* for the City of Detroit et al., and *Aloysius J. Suchy* for Mosgrove, respondents. Reported below: 323 F. 2d 591.

No. 1000, Misc. *SMITH v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Sidney M. Glazer* for the United States. Reported below: 116 U. S. App. D. C. 404, 324 F. 2d 436.

No. 1002, Misc. *ALLISON v. HOLMAN, WARDEN*. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Richmond M. Flowers*, Attorney General of Alabama, and *John C. Tyson III*, Assistant Attorney General, for respondent. Reported below: 326 F. 2d 294.

No. 997, Misc. *BELL v. WARDEN, MARYLAND PENITENTIARY*. C. A. 4th Cir. Certiorari denied.

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No. 970, Misc. *WRIGHT v. RHAY*, PENITENTIARY SUPERINTENDENT. C. A. 9th Cir. Certiorari denied. Reported below: 323 F. 2d 653.

No. 1003, Misc. *YOUNG v. BOLES*, WARDEN. Supreme Court of Appeals of West Virginia. Certiorari denied.

No. 1015, Misc. *HILL v. BOLES*, WARDEN. Supreme Court of Appeals of West Virginia. Certiorari denied.

No. 1021, Misc. *LUPO v. FAY*, WARDEN. Court of Appeals of New York. Certiorari denied. *Maurice Edelbaum* for petitioner.

No. 1026, Misc. *GORDON v. LAVALLEE*, WARDEN. C. A. 2d Cir. Certiorari denied.

No. 1027, Misc. *MOORE v. NEW YORK*. Appellate Division, Supreme Court of New York, First Judicial Department. Certiorari denied.

No. 1030, Misc. *KOENIG v. WILLINGHAM*, WARDEN. C. A. 6th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Jerome M. Feit* for respondent. Reported below: 324 F. 2d 62.

No. 1038, Misc. *DOMANSKI v. CELEBREZZE*, SECRETARY OF HEALTH, EDUCATION AND WELFARE. C. A. 6th Cir. Certiorari denied. *Geo. W. Crockett, Jr.* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Douglas*, *Sherman L. Cohn* and *John C. Eldridge* for respondent. Reported below: 323 F. 2d 882.

No. 1053, Misc. *MIZE v. CROUSE*, WARDEN. Supreme Court of Kansas. Certiorari denied. Petitioner *pro se*. *William M. Ferguson*, Attorney General of Kansas, for respondent.

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No. 1070, Misc. CAUSEY *v.* CALIFORNIA. Supreme Court of California. Certiorari denied. Reported below: See 220 Cal. App. 2d 641, 34 Cal. Rptr. 43.

No. 1086, Misc. WALTREUS *v.* CALIFORNIA. District Court of Appeal of California, Second Appellate District. Certiorari denied. *Morris Lavine* for petitioner. Reported below: 219 Cal. App. 2d 561, 33 Cal. Rptr. 369.

No. 776, Misc. BERRY *v.* UNITED STATES. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit and for other relief denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Jerome M. Feit* for the United States. Reported below: 116 U. S. App. D. C. 375, 324 F. 2d 407.

*Rehearing Denied.*

No. 96. WRIGHT ET AL. *v.* ROCKEFELLER, GOVERNOR OF NEW YORK, ET AL., *ante*, p. 52;

No. 554. POPEIL BROTHERS, INC., *v.* ZYSSET ET AL., *ante*, p. 913;

No. 687. ROEHNER *v.* ASSOCIATION OF THE BAR OF THE CITY OF NEW YORK, *ante*, p. 909;

No. 777, Misc. HOMCHAK *v.* NEW YORK ET AL., *ante*, p. 919;

No. 784, Misc. STILTNER *v.* WASHINGTON ET AL., *ante*, p. 920;

No. 790, Misc. WALKER *v.* KONITZER ET AL., *ante*, p. 921;

No. 854, Misc. DONNELL *v.* NASH, WARDEN, *ante*, p. 924;

No. 916, Misc. SLIVA *v.* RUNDLE, CORRECTIONAL SUPERINTENDENT, *ante*, p. 927; and

No. 950, Misc. MACFADDEN *v.* ALAMEDA CITY POLICE COURT ET AL., *ante*, p. 903. Petitions for rehearing denied.

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No. 574. WILLIAMSON ET AL., EXECUTORS, *v.* PEURIFOY, JUDGE, 375 U. S. 967. Motion for leave to file petition for rehearing denied.

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*Miscellaneous Orders.*

No. 13, Original. TEXAS *v.* NEW JERSEY ET AL. The motion of Life Insurance Association of America for leave to file a brief, as *amicus curiae*, is granted. This case is set for argument on the Report of the Special Master and the exceptions thereto. Two hours are allotted for oral argument. *William B. McElhenny* and *Warren Elliott* on the motion. [For earlier orders herein, see 369 U. S. 869; 370 U. S. 929; 371 U. S. 873; 372 U. S. 926, 973; 375 U. S. 928.]

No. 402. J. I. CASE CO. ET AL. *v.* BORAK. Certiorari, 375 U. S. 901, to the United States Court of Appeals for the Seventh Circuit. The motion of the Solicitor General, on behalf of the Securities and Exchange Commission, for leave to participate in oral argument, as *amicus curiae*, is granted, and fifteen minutes are allotted for that purpose.

No. 592. GRIFFIN ET AL. *v.* COUNTY SCHOOL BOARD OF PRINCE EDWARD COUNTY ET AL. Certiorari, 375 U. S. 391, to the United States Court of Appeals for the Fourth Circuit. The motion of the National Education Association for leave to file a brief, as *amicus curiae*, is granted. The motion of the City of Charlottesville for leave to participate in oral argument, as *amicus curiae*, is denied. *William B. Beebe* and *Hershel Shanks* for the National Education Association. *George Stephen Leonard*, *Paul D. Summers, Jr.*, *D. B. Marshall* and *Richard L. Hirshberg* for the City of Charlottesville.



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No. 718. GROVE PRESS, INC., *v.* GERSTEIN ET AL. On petition for writ of certiorari to the District Court of Appeal of Florida, Third District. The motion to advance is denied. *Edward de Grazia* and *Richard Yale Feder* for petitioner on the motion.

No. 1114, Misc. McHENRY *v.* MICHIGAN;

No. 1127, Misc. MOSNAR *v.* EYMAN, WARDEN, ET AL.;  
and

No. 1142, Misc. McCANN *v.* MAXWELL, WARDEN.  
Motions for leave to file petitions for writs of habeas corpus denied.

*Probable Jurisdiction Noted.*

No. 719. ALL STATES FREIGHT, INC., ET AL. *v.* NEW YORK, NEW HAVEN & HARTFORD RAILROAD CO. ET AL. Appeal from the United States District Court for the District of Connecticut. Probable jurisdiction noted. *John S. Fessenden* and *Homer S. Carpenter* for appellants. *Edward A. Kaier*, *Robert G. Bleakney, Jr.*, *John A. Daily* and *Thomas P. Hackett* for appellees. *Solicitor General Cox* and *Robert W. Ginnane* filed a memorandum for the United States and the Interstate Commerce Commission. Reported below: 221 F. Supp. 370.

*Certiorari Granted.* (See also No. 793, ante, p. 650.)

No. 813. UDALL, SECRETARY OF THE INTERIOR, *v.* TALLMAN ET AL. Motion of Richfield Oil Corp. et al. for leave to file a brief, as *amici curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. *Solicitor General Cox*, *Wayne G. Barnett*, *Stephen J. Pollak*, *Roger P. Marquis* and *Edmund B. Clark* for petitioner. *Charles F. Wheatley, Jr.* and *Robert L. McCarty* for respondents. *William J. DeMartini*, *Gordon A. Goodwin*, *Joseph A. Ball*, *Abe Fortas*, *Clark M. Clifford*, *Clayton L. Orn*, Mar-

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vin *J. Sonosky, Oscar L. Chapman, Martin L. Friedman and Marion B. Plant* for Richfield Oil Corp. et al., as *amici curiae*, in support of the petition. Reported below: 116 U. S. App. D. C. 379, 324 F. 2d 411.

*Certiorari Denied.* (See also No. 767, ante, p. 647; No. 800, ante, p. 648; and No. 812, ante, p. 649.)

No. 751. *COSMARK ET AL. v. STRUTHERS WELLS CORP. ET AL.* Supreme Court of Pennsylvania. *Certiorari denied.* *George J. Barco and Yolanda G. Barco* for petitioners. *John C. Bane, Jr. and John G. Wayman* for Struthers Wells Corp., and *Louis Sherman and Laurence J. Cohen* for International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers & Helpers of America, AFL-CIO, et al., respondents. Reported below: 412 Pa. 211, 194 A. 2d 325.

No. 821. *KLINE v. MINNESOTA.* Supreme Court of Minnesota. *Certiorari denied.* *Harry H. Peterson and Albert E. Jenner, Jr.* for petitioner. *Walter F. Mondale*, Attorney General of Minnesota, and *Sydney Berde*, Special Assistant Attorney General, for respondent. Reported below: 266 Minn. 372, 124 N. W. 2d 416.

No. 824. *CISIN v. UNITED STATES.* Court of Claims. *Certiorari denied.* *Penrose Lucas Albright* for petitioner. *Solicitor General Cox, Assistant Attorney General Douglas and Sherman L. Cohn* for the United States.

No. 833. *STEINSCHREIBER, DOING BUSINESS AS SIDCAPS LABORATORIES, ET AL. v. UNITED STATES.* C. A. 2d Cir. *Certiorari denied.* *Abraham S. Robinson, Alexander Dreiband and Herbert Alan Johnson* for petitioners. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg and Jerome M. Feit* for the United States. Reported below: 326 F. 2d 759.

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No. 829. *WALLER v. NEW AMSTERDAM CASUALTY CO.* C. A. 4th Cir. Certiorari denied. *Charles B. Nye* for petitioner. Reported below: 323 F. 2d 20.

No. 831. *ALGER v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. *William C. Erbecker* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg* and *Julia P. Cooper* for the United States. Reported below: 325 F. 2d 502.

No. 841. *HOISTING & PORTABLE ENGINEERS, LOCAL UNION No. 701, OF THE INTERNATIONAL UNION OF OPERATING ENGINEERS, ET AL. v. GILBERT ET AL.* Supreme Court of Oregon. Certiorari denied. *Clifford D. O'Brien* for petitioners. Reported below: 237 Ore. 130, 384 P. 2d 136.

No. 843. *NICK v. STATE HIGHWAY COMMISSION OF WISCONSIN.* Supreme Court of Wisconsin. Certiorari denied. *Elliot N. Walstead* for petitioner. *George Thompson*, Attorney General of Wisconsin, *Lyle E. Strahan*, Deputy Attorney General, *A. J. Feifarek*, Assistant Attorney General, and *George Brunner Schwahn* for respondent. Reported below: 21 Wis. 2d 489, 124 N. W. 2d 574.

No. 857. *TROST v. AMERICAN HAWAIIAN STEAMSHIP CO.* C. A. 2d Cir. Certiorari denied. *Harvey Goldstein* for petitioner. *Gray Williams* for respondent. Reported below: 324 F. 2d 225.

No. 905. *ANTHONY v. COUNTY OF LOS ANGELES.* District Court of Appeal of California, Second Appellate District. Certiorari denied. *Leonidas P. Econom* for petitioner. *Harold W. Kennedy* for respondent. Reported below: 224 Cal. App. 2d 103, 36 Cal. Rptr. 308.

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No. 725. PAN AMERICAN WORLD AIRWAYS, INC., *v.* UNITED BROTHERHOOD OF CARPENTERS & JOINERS OF AMERICA, LOCAL UNION 1780, ET AL.; and

No. 827. UNITED BROTHERHOOD OF CARPENTERS & JOINERS OF AMERICA, LOCAL UNION 1780, ET AL. *v.* PAN AMERICAN WORLD AIRWAYS, INC. C. A. 9th Cir. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Jesse Freidin, Murray Gartner and Herbert Prashker* for petitioner in No. 725. *Louis Sherman, Joseph A. Sickles and Laurence J. Cohen* for Building & Construction Trades Council et al.; and *Roland C. Davis* for Culinary Workers Union, Local 226, respondents in No. 725. *Asher W. Schwartz and John F. O'Donnell* for Transport Workers Union of America, AFL-CIO, as *amicus curiae*, in support of the petition in No. 725. *Solicitor General Cox* for the United States, as *amicus curiae*, in opposition in No. 725. *Louis Sherman, Joseph A. Sickles and Laurence J. Cohen* for petitioners in No. 827. *Jesse Freidin and Herbert Prashker* for respondent in No. 827. Reported below: 324 F. 2d 217.

No. 822. GOTTHILF *v.* SILLS ET AL. Appellate Division, Supreme Court of New York, First Judicial Department. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *O. John Rogge* for petitioner. *Theodore Charnas* for respondents.

No. 754. UNITED STATES *v.* SEALS. Motion of the respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. *Solicitor General Cox* and *Assistant Attorney General Miller* for the United States. *William E. Stewart, Jr. and Peter R. Cella, Jr.* for respondent. Reported below: 117 U. S. App. D. C. 79, 325 F. 2d 1006.



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No. 857, Misc. *TWINING v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. *Thomas C. Wicker, Jr.* for petitioner. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg* and *Ronald L. Gainer* for the United States. Reported below: 321 F. 2d 432.

No. 895, Misc. *WUCKICH v. NEW YORK*. Court of Appeals of New York. Certiorari denied.

No. 896, Misc. *JOHNSON v. DOWD, WARDEN*: Supreme Court of Indiana. Certiorari denied. Reported below: 244 Ind. 496, 193 N. E. 2d 906.

No. 911, Misc. *JOHNSON v. MURPHY, WARDEN*. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Louis J. Lefkowitz*, Attorney General of New York, *Samuel A. Hirshowitz*, First Assistant Attorney General, and *Barry Mahoney*, Deputy Assistant Attorney General, for respondent.

No. 1034, Misc. *MASTRAN v. HEDMAN, SHERIFF, ET AL.* C. A. 8th Cir. Certiorari denied. *Douglas W. Thomson* and *John A. Cochrane* for petitioner. Reported below: 326 F. 2d 708.

No. 1040, Misc. *CALDERA v. EYMAN, WARDEN, ET AL.* Supreme Court of Arizona. Certiorari denied.

No. 1042, Misc. *WILLIAMS v. WILKINS, WARDEN*. C. A. 2d Cir. Certiorari denied.

No. 1067, Misc. *ROGERS v. RUSSELL, CORRECTIONAL SUPERINTENDENT*. Supreme Court of Pennsylvania. Certiorari denied.

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No. 1068, Misc. CAMPLAIN *v.* OKLAHOMA ET AL. Court of Criminal Appeals of Oklahoma. Certiorari denied.

No. 1075, Misc. VINSON *v.* BOLES, WARDEN. Supreme Court of Appeals of West Virginia. Certiorari denied.

No. 1079, Misc. HART *v.* BOLES, WARDEN. Supreme Court of Appeals of West Virginia. Certiorari denied.

No. 1083, Misc. BUSH *v.* ILLINOIS. SUPREME COURT OF ILLINOIS. Certiorari denied. Reported below: 29 Ill. 2d 367, 194 N. E. 2d 308.

No. 1129, Misc. CALLAHAN *v.* NEW YORK. Appellate Division, Supreme Court of New York, Second Judicial Department. Certiorari denied. *Frances Kahn* for petitioner. Reported below: 19 App. Div. 2d 889, 244 N. Y. S. 2d 766.

No. 2, Misc. SIMON *v.* MARONEY, WARDEN, ET AL. Supreme Court of Pennsylvania. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Marjorie Hanson Matson* and *Rowland Watts* for petitioner. Reported below: 405 Pa. 562, 176 A. 2d 94.

*Rehearing Denied.*

No. 53. BROOKS *v.* MISSOURI PACIFIC RAILROAD CO., *ante*, p. 182;

No. 612. ADDISON ET AL. *v.* UNITED STATES, *ante*, p. 905;

No. 705. WHALEY *v.* UNITED STATES, *ante*, p. 911; and

No. 730. WISCONSIN & MICHIGAN STEAMSHIP CO. *v.* CORPORATION AND SECURITIES COMMISSION, *ante*, p. 912. Petitions for rehearing denied.

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No. 624, Misc. *STANDLEY v. UNITED STATES*, *ante*, p. 917;

No. 818, Misc. *FRANCO v. UNITED STATES*, *ante*, p. 903;

No. 868, Misc. *MAGEE ET AL. v. CALIFORNIA*, *ante*, p. 925;

No. 902, Misc. *DANDY v. MYERS, CORRECTIONAL SUPERINTENDENT*, *ante*, p. 926; and

No. 941, Misc. *KARL v. RICHARDSON, WARDEN*, *ante*, p. 903. Petitions for rehearing denied.

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*Dismissal Under Rule 60.*

No. 745. *GIANT FOOD INC. v. FEDERAL TRADE COMMISSION*. On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Dismissed pursuant to Rule 60 of the Rules of this Court. *Raymond R. Dickey* and *Bernard Gordon* for petitioner. *Solicitor General Cox* for respondent. Reported below: 116 U. S. App. D. C. 227, 322 F. 2d 977.

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*Miscellaneous Orders.*

No. 39. *NEW YORK TIMES Co. v. SULLIVAN*; and

No. 40. *ABERNATHY ET AL. v. SULLIVAN*, *ante*, p. 254. The motion of respondent for the apportionment of printing costs and fees is denied. *Sam Rice Baker, M. Roland Nachman, Jr.* and *Calvin Whitesell* on the motion. *Herbert Wechsler* for New York Times Co., in opposition.

No. 1041, Misc. *COPELAND v. SECRETARY OF STATE*. On appeal from the United States District Court for the Southern District of New York. The motion of the appellant to advance is denied. *Leonard B. Boudin* on the motion.

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Nos. 379 and 380. PAN-AMERICAN LIFE INSURANCE Co. *v.* LORIDO. On petitions for writs of certiorari to the Supreme Court of Florida and the District Court of Appeal of Florida, Third District. The Solicitor General is invited to file a brief expressing the views of the United States.

No. 481. VIKING THEATRE CORP. *v.* PARAMOUNT FILM DISTRIBUTING CORP. ET AL. Certiorari, 375 U. S. 939, to the United States Court of Appeals for the Third Circuit. The motion of Theatre Owners of America, Inc., et al. for leave to file a brief, as *amici curiae*, is granted. *Herman M. Levy* on the motion.

No. 1138, Misc. CREAGH *v.* MAXWELL, WARDEN, ET AL.; and

No. 1171, Misc. SCARBECK *v.* ANDERSON, JAIL SUPERINTENDENT. Motions for leave to file petitions for writs of habeas corpus denied.

No. 1168, Misc. MEACHNOR *v.* EYMAN, WARDEN, ET AL. Motion for leave to file petition for writ of habeas corpus denied. Treating the papers submitted as a petition for writ of certiorari, certiorari is denied.

No. 912, Misc. SPRINGFIELD *v.* SURGEON GENERAL OF THE UNITED STATES. Motion for leave to file petition for writ of mandamus denied. Petitioner *pro se*. *Solicitor General Cox, Assistant Attorney General Marshall, Harold H. Greene* and *David Rubin* for respondent.

No. 1013, Misc. SHARP *v.* UNITED STATES COURT OF APPEALS FOR THE SIXTH CIRCUIT ET AL. Motion for leave to file petition for writ of mandamus denied.



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*Certiorari Granted.* (See No. 67, ante, p. 779; No. 68, ante, p. 781; No. 78, ante, p. 780; and No. 826, ante, p. 776.)

*Certiorari Denied.* (See also No. 1168, Misc., supra.)

No. 731. *GIANOPULOS v. ILLINOIS*. Criminal Court of Cook County, Illinois. *Certiorari denied*. Petitioner *pro se*. *Daniel P. Ward* and *Elmer C. Kissane* for respondent.

No. 830. *STEVENS BROS. FOUNDATION, INC., v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 8th Cir. *Certiorari denied*. *John M. Sullivan* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Oberdorfer* and *Gilbert E. Andrews* for respondent. Reported below: 324 F. 2d 633.

No. 847. *BOYAJIAN, DOING BUSINESS AS PRECISION TESTING LABORATORIES, v. OLD COLONY ENVELOPE CO., INC., ET AL.* C. A. 1st Cir. *Certiorari denied*. Petitioner *pro se*. *Eben M. Graves* for respondents.

No. 852. *LAMAR, EXECUTRIX, v. BOOKWALTER, DISTRICT DIRECTOR OF INTERNAL REVENUE*. C. A. 8th Cir. *Certiorari denied*. *James J. Waters* for petitioner. *Solicitor General Cox*, *Assistant Attorney General Oberdorfer*, *Robert N. Anderson* and *Benjamin M. Parker* for respondent. Reported below: 323 F. 2d 664.

No. 860. *DES PLAINES CURRENCY EXCHANGE, INC., v. KNIGHT, DIRECTOR OF FINANCIAL INSTITUTIONS, ET AL.* Supreme Court of Illinois. *Certiorari denied*. *Edward M. White* for petitioner. *Leonard D. Rutstein* for respondent Kane. Reported below: 29 Ill. 2d 244, 194 N. E. 2d 89.

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No. 856. *BROWN ET UX. v. PEARL RIVER VALLEY WATER SUPPLY DISTRICT*. Supreme Court of Mississippi. Certiorari denied. *James P. Coleman* for petitioners. *L. Arnold Pyle* for respondent. Reported below: — Miss. —, 156 So. 2d 572.

No. 859. *ISTHMIAN LINES, INC., ET AL. v. BALLWANZ, TO THE USE OF LIBERTY MUTUAL INSURANCE CO.* C. A. 4th Cir. Certiorari denied. *William A. Grimes* and *Eugene A. Edgett, Jr.* for petitioners. *John J. O'Connor, Jr.* for respondent. Reported below: 319 F. 2d 457.

No. 864. *WILLIAMS ET AL. v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. *Kenneth D. Wood, William H. Collins* and *James K. Hughes* for petitioners. *Solicitor General Cox, Assistant Attorney General Miller, Beatrice Rosenberg* and *Robert G. Maysack* for the United States.

No. 865. *BROWN ET AL. v. UNAUTHORIZED PRACTICE OF LAW COMMITTEE OF CUYAHOGA COUNTY, OHIO*. Supreme Court of Ohio. Certiorari denied. *Alexander H. Martin, Jr.* for petitioners. *Merritt W. Green* for respondent. Reported below: 175 Ohio St. 149, 192 N. E. 2d 54.

No. 880. *AIPLE, DOING BUSINESS AS AIPLE TOWING CO., v. CENTRAL SOYA CO., INC.* C. A. 7th Cir. Certiorari denied. *John M. O'Connor, Jr.* for petitioner. *Stuart B. Bradley* for respondent. Reported below: 325 F. 2d 129.

No. 821, Misc. *MASSENGALE v. MASSENGALE*. Court of Common Pleas of Ohio, Hamilton County. Certiorari denied.

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No. 893. UNITED MINE WORKERS OF AMERICA *v.* LOVE & AMOS COAL CO. Court of Appeals of Tennessee. Certiorari denied. *E. H. Rayson, R. R. Kramer and Harrison Combs* for petitioner. *J. Clarence Evans and John A. Rowntree* for respondent.

No. 660. SEATTLE BUILDING & CONSTRUCTION TRADES COUNCIL ET AL. *v.* ROSLING ET AL. Supreme Court of Washington. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Hugh Hafer and Richard P. Donaldson* for petitioners. *DeWitt Williams* for respondents. Reported below: 62 Wash. 2d 905, 385 P. 2d 29.

No. 818. TIMKEN ROLLER BEARING CO. *v.* NATIONAL LABOR RELATIONS BOARD. C. A. 6th Cir. Certiorari denied. MR. JUSTICE GOLDBERG took no part in the consideration or decision of this petition. *John G. Ketterer* for petitioner. *Solicitor General Cox, Arnold Ordman, Dominick L. Manoli and Norton J. Come* for respondent. Reported below: 325 F. 2d 746.

No. 848. MICHALSKY *v.* CITY OF NEW YORK. Motion to dispense with printing the petition for writ of certiorari granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Reported below: 324 F. 2d 496.

No. 788, Misc. GOSNELL *v.* BOLES, WARDEN. Supreme Court of Appeals of West Virginia. Certiorari denied. Petitioner *pro se*. *C. Donald Robertson*, Attorney General of West Virginia, and *C. Robert Sarver*, Assistant Attorney General, for respondent.

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No. 841, Misc. *JACOBS v. WARDEN, MARYLAND PENITENTIARY*. Circuit Court for Baltimore County, Maryland. Certiorari denied.

No. 845, Misc. *HUTCHINSON v. NORTH CAROLINA*. Supreme Court of North Carolina. Certiorari denied. Petitioner *pro se*. *Thomas Wade Bruton*, Attorney General of North Carolina, and *Ralph Moody*, Deputy Attorney General, for respondent.

No. 907, Misc. *PAIGE v. NORTH CAROLINA*. Supreme Court of North Carolina. Certiorari denied. Petitioner *pro se*. *Thomas Wade Bruton*, Attorney General of North Carolina, and *Ralph Moody*, Deputy Attorney General, for respondent.

No. 932, Misc. *WALKER v. PATE, WARDEN*. C. A. 7th Cir. Certiorari denied. Petitioner *pro se*. *William G. Clark*, Attorney General of Illinois, and *Edward A. Berman*, Assistant Attorney General, for respondent.

No. 943, Misc. *BABER v. UNITED STATES*. United States Court of Appeals for the District of Columbia Circuit. Certiorari denied. Petitioner *pro se*. *Solicitor General Cox*, *Assistant Attorney General Miller*, *Beatrice Rosenberg* and *Jerome M. Feit* for the United States. Reported below: 116 U. S. App. D. C. 358, 324 F. 2d 390.

No. 1054, Misc. *KEITT v. NEW YORK*. Appellate Division, Supreme Court of New York, First Judicial Department. Certiorari denied. *Nanette Dembitz* for petitioner. *Frank S. Hogan* and *H. Richard Uviller* for respondent.

No. 1066, Misc. *BROWN v. NEW YORK*. Court of Appeals of New York. Certiorari denied. Reported below: 13 N. Y. 2d 201, 195 N. E. 2d 293.



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No. 1074, Misc. *HAYES v. CUNNINGHAM*, PENITENTIARY SUPERINTENDENT. Supreme Court of Appeals of Virginia. Certiorari denied. *Lewis T. Booker* for petitioner. Reported below: 204 Va. 851, 134 S. E. 2d 271.

No. 764, Misc. *OGDEN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Daniel G. Marshall* for petitioner. *Solicitor General Cox*, Assistant Attorney General *Yeagley* and *Kevin T. Maroney* for the United States. Reported below: 323 F. 2d 818.

No. 878, Misc. *DURR v. ILLINOIS*. Supreme Court of Illinois. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. Reported below: 28 Ill. 2d 308, 192 N. E. 2d 379.

*Rehearing Denied.*

No. 79. 2,872.88 ACRES OF LAND ET AL. *v. UNITED STATES*, *ante*, p. 192;

No. 108. *SEARS, ROEBUCK & Co. v. STIFFEL COMPANY*, *ante*, p. 225;

No. 680. *WOLFSOHN, EXECUTRIX, v. HANKIN ET AL.*, *ante*, p. 203;

No. 756. *BADGER v. UNITED STATES*, *ante*, p. 914;

No. 769. *RODGERS v. BALTIMORE & OHIO RAILROAD Co.*, *ante*, p. 932; and

No. 773. *GENERAL RADIO Co. v. SUPERIOR ELECTRIC Co.*, *ante*, p. 938. Petitions for rehearing denied.

No. 216. *IN RE ESTATE OF WILLIAMS*, *ante*, p. 902; and

No. 234. *GINSBURG v. STERN ET AL.*, *ante*, p. 930. Petitions for rehearing sur motion for docketing and submission of petitioner's motion to remand denied.

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No. 698, Misc. *FERMIN v. MUNICIPAL COURT DEPARTMENT No. 3, OAKLAND, CALIFORNIA*, 375 U. S. 925; and

No. 920, Misc. *BRILL v. MULLER BROTHERS, INC.*, *ante*, p. 927. Motions for leave to file petitions for rehearing denied.