

Per Curiam.

377 U.S.

MARKS *v.* ESPERDY, DISTRICT DIRECTOR,
IMMIGRATION AND NATURALIZATION
SERVICE.

CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR
THE SECOND CIRCUIT.

No. 253. Argued April 2, 1964.—Decided May 18, 1964.

315 F. 2d 673, affirmed by an equally divided Court.

Murray A. Gordon argued the cause and filed briefs for petitioner.

Charles Gordon argued the cause for respondent. With him on the brief were *Solicitor General Cox*, *Assistant Attorney General Miller* and *L. Paul Winings*.

PER CURIAM.

The judgment is affirmed by an equally divided Court.

MR. JUSTICE BRENNAN took no part in the decision of this case.