

NOLAN *v.* RHODES, GOVERNOR OF OHIO, ET AL.APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF OHIO.

No. 454. Decided June 22, 1964.*

Judgment reversed and cases remanded.

Reported below: 218 F. Supp. 953.

Kenneth G. Weinberg and *Stewart R. Jaffy* for
appellant in No. 454.

William B. Saxbe, Attorney General of Ohio, and *Hugh
A. Sherer* for appellees in No. 454.

Jerome Goldman, *Robert P. Goldman* and *Harris
Weston* for appellants in No. 455.

William B. Saxbe, Attorney General of Ohio, *Gerald A.
Donahue*, First Assistant Attorney General, and *John J.
Chester* for appellees in No. 455.

PER CURIAM.

The judgment below is reversed. *Reynolds v. Sims*,
377 U. S. 533. The cases are remanded for further pro-
ceedings consistent with the views stated in our opinions
in *Reynolds v. Sims* and in the other cases relating to state
legislative apportionment decided along with *Reynolds*.

MR. JUSTICE CLARK would reverse on the grounds
stated in his opinion in *Reynolds v. Sims*, 377 U. S. 533,
587.

MR. JUSTICE STEWART would affirm the judgment be-
cause the Ohio system of legislative apportionment is

*Together with No. 455, *Sive et al. v. Ellis et al.*, also on appeal
from the same court.

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clearly a rational one and clearly does not frustrate effective majority rule.

MR. JUSTICE HARLAN dissents for the reasons stated in his dissenting opinion in *Reynolds v. Sims*, 377 U. S. 533, 589.

WEST ET AL. v. CARR ET AL.

APPEAL FROM THE SUPREME COURT OF TENNESSEE,
MIDDLE DIVISION.

No. 706. Decided June 22, 1964.

Appeal dismissed and certiorari denied.

Reported below: 212 Tenn. 367, 370 S. W. 2d 469.

Harris A. Gilbert for appellants.

George F. McCanless, Attorney General of Tennessee, and *Thomas E. Fox*, Assistant Attorney General, for appellees.

PER CURIAM.

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 denied.