

ORDERS FROM FEBRUARY 14 THROUGH
APRIL 4, 1966.

FEBRUARY 14, 1966.

Dismissal Under Rule 60.

No. 913, Misc. KANDL ET AL. v. URSE, COOK COUNTY MENTAL HEALTH CLINIC SUPERINTENDENT, ET AL. Motion for leave to file petition for writ of habeas corpus and for other relief as to petitioner Diane Kandl dismissed pursuant to Rule 60 of the Rules of this Court. *Harry R. Booth* for petitioner Diane Kandl. *Edward J. Hladis* for respondents.

FEBRUARY 18, 1966.

Certiorari Granted.

No. 970. FEDERAL TRADE COMMISSION v. DEAN FOODS Co. ET AL. C. A. 7th Cir. Certiorari granted and case set for oral argument on Monday, March 28, 1966. *Solicitor General Marshall, Assistant Attorney General Turner, Daniel M. Friedman and James McI. Henderson* for petitioner. *Hammond E. Chaffetz* for Dean Foods Co., and *L. Edward Hart, John Paul Stevens and Edward I. Rothschild* for Bowfund Corp., respondents. Reported below: 356 F. 2d 481.

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Miscellaneous Orders.

No. 407, Misc. WILLIAMS v. CALIFORNIA ADULT AUTHORITY ET AL. Motion for leave to file petition for writ of habeas corpus denied. Petitioner *pro se*. *Thomas C. Lynch*, Attorney General of California, and *Robert R. Granucci and John T. Murphy*, Deputy Attorneys General, for respondents.

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No. 132. *HOLT ET AL. v. KIRBY ET AL.* C. A. 2d Cir. (Certiorari granted, 381 U. S. 933.) Motion of Randolph Phillips for leave to file brief, as *amicus curiae*, granted. Motion of Randolph Phillips for leave to participate in oral argument, as *amicus curiae*, denied. MR. JUSTICE FORTAS took no part in the consideration or decision of these motions. *Simon V. Haberman* on the motions. *Walter R. Mansfield* and *John J. McCann* for respondents Kirby et al., in opposition to the motions.

No. 318. *BURNS, GOVERNOR OF HAWAII v. RICHARDSON ET AL.*;

No. 323. *CRAVALHO ET AL. v. RICHARDSON ET AL.*; and

No. 409. *ABE ET AL. v. RICHARDSON ET AL.* Appeals from D. C. Hawaii. (Probable jurisdiction noted, 382 U. S. 807.) Motion of Harold S. Roberts for leave to file brief, as *amicus curiae*, granted. Motion of Harold S. Roberts for leave to participate in oral argument, as *amicus curiae*, denied. MR. JUSTICE FORTAS took no part in the consideration or decision of these motions. *Richard K. Sharpless* on the motions.

No. 490. *SHEPPARD v. MAXWELL, WARDEN.* C. A. 6th Cir. (Certiorari granted, 382 U. S. 916.) Motion of John T. Corrigan for leave to participate in oral argument, as *amicus curiae*, denied. *John T. Corrigan, pro se*, on the motion.

No. 545. *JOSEPH E. SEAGRAM & SONS, INC., ET AL. v. HOSTETTER, CHAIRMAN, NEW YORK STATE LIQUOR AUTHORITY, ET AL.* Appeal from Ct. App. N. Y. (Probable jurisdiction noted, 382 U. S. 924.) Motion of Wine & Spirits Wholesalers of America, Inc., for leave to file brief, as *amicus curiae*, granted. *Abraham Tunick* and *Fred M. Switzer III* on the motion.

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No. 584. CALIFORNIA *v.* STEWART. Sup. Ct. Cal. (certiorari granted, 382 U. S. 937);

No. 759. MIRANDA *v.* ARIZONA. Sup. Ct. Ariz. (certiorari granted, 382 U. S. 925);

No. 760. VIGNERA *v.* NEW YORK. Ct. App. N. Y. (certiorari granted, 382 U. S. 925);

No. 761. WESTOVER *v.* UNITED STATES. C. A. 9th Cir. (certiorari granted, 382 U. S. 924); and

No. 762. JOHNSON ET AL. *v.* NEW JERSEY. Sup. Ct. N. J. (certiorari granted, 382 U. S. 925). Motion of respondent to dismiss the writ of certiorari in No. 584 denied. The motion of the National District Attorneys Association for leave to participate in oral argument, as *amicus curiae*, granted, and 15 minutes are allotted for that purpose. Motion of the Attorney General of New York for leave to participate in oral argument, as *amicus curiae*, granted, and 15 minutes are allotted for that purpose. The joint motion of counsel in No. 762 to remove this case from the summary calendar is granted and 15 additional minutes are allotted to each side.

William A. Norris on the motion in No. 584. *Duane R. Nedrud* on the motion for the National District Attorneys Association. *Louis J. Lefkowitz*, Attorney General of New York, and *Telford Taylor* on the motion for the Attorney General of New York. *M. Gene Haeberle* for petitioners and *Norman Heine* for respondent on the motion in No. 762.

No. 847. KATZENBACH, ATTORNEY GENERAL, ET AL. *v.* MORGAN ET UX.; and

No. 877. NEW YORK CITY BOARD OF ELECTIONS *v.* MORGAN ET UX. Appeals from D. C. D. C. (Probable jurisdiction noted, 382 U. S. 1007.) Motion of appellees for leave to proceed *in forma pauperis* granted. *Alfred Avins* on the motion.

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No. 597. *MILLS v. ALABAMA*. Appeal from Sup. Ct. Ala. (Question of jurisdiction postponed, 382 U. S. 936.) Motion of the Alabama Press Association et al. for leave to participate in oral argument, as *amici curiae*, denied. *James C. Barton* on the motion.

No. 1075, Misc. *WOOD v. BOLES, WARDEN*;

No. 1079, Misc. *HOCHBERG v. CALIFORNIA*;

No. 1097, Misc. *IN RE DAUP*;

No. 1105, Misc. *WHITE v. DIRECTOR, VETERANS ADMINISTRATION HOSPITAL*;

No. 1108, Misc. *LYNCH v. UNITED STATES*;

No. 1130, Misc. *LONG v. BOLES, WARDEN*;

No. 1170, Misc. *CERVANTES v. UNITED STATES*; and

No. 1174, Misc. *GREATHOUSE v. BOLES, WARDEN*. Motions for leave to file petitions for writs of habeas corpus denied.

No. 1064, Misc. *MINCHELLA v. LEVIN, CHIEF JUDGE, U. S. DISTRICT COURT, ET AL.*; and

No. 1106, Misc. *SCHACK v. ROBERTS, CLERK OF THE HOUSE OF REPRESENTATIVES*. Motions for leave to file petitions for writs of mandamus denied.

No. 1052, Misc. *SCHACK v. SIMPSON, CHIEF JUDGE, U. S. DISTRICT COURT, ET AL.* Motion for leave to file petition for writ of mandamus and/or prohibition and for other relief denied.

No. 1109, Misc. *MORTON v. KANSAS ET AL.* Motion for leave to file petition for writ of prohibition denied.

Probable Jurisdiction Noted.

No. 860. *UNITED STATES v. FABRIZIO*. Appeal from D. C. W. D. N. Y. Probable jurisdiction noted. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg and Kirby W. Patterson* for the

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United States. *William Maynard*, Attorney General of New Hampshire, and *Joseph A. Millimet*, Special Assistant to the Attorney General, for the State of New Hampshire, as *amicus curiae*, in opposition to the appeal.

No. 789. UNITED STATES *v.* NATIONAL STEEL CORP. ET AL. Appeal from D. C. S. D. Tex. Probable jurisdiction noted. *Solicitor General Marshall*, *Assistant Attorney General Turner*, *Irwin A. Seibel* and *Jerry Z. Pruzansky* for the United States. *Denman Moody* and *C. Brien Dillon* for National Steel Corp. et al., and *B. J. Bradshaw* for Brown et al., appellees.

Certiorari Granted. (See also No. 455, Misc., ante, p. 106.)

No. 652. TRANSPORTATION-COMMUNICATION EMPLOYEES UNION *v.* UNION PACIFIC RAILROAD CO. C. A. 10th Cir. Motion for leave to file supplemental petition for writ of certiorari granted. Petition for writ of certiorari is also granted. *Milton Kramer* and *Lester P. Schoene* for petitioner. *James A. Wilcox* for respondent. *Clarence M. Mulholland*, *Edward J. Hickey, Jr.*, and *Richard R. Lyman* for Railway Labor Executives' Association, as *amicus curiae*, in support of the petition. Reported below: 349 F. 2d 408.

No. 869. HEIDER, ADMINISTRATOR *v.* MICHIGAN SUGAR CO. Sup. Ct. Mich. Certiorari granted. *Gregory M. Pillon* and *Bernard S. Kahn* for petitioner. *Carl H. Smith, Sr.*, for respondent. Reported below: 375 Mich. 490, 134 N. W. 2d 637.

No. 876. NATIONAL LABOR RELATIONS BOARD *v.* ACME INDUSTRIAL CO. C. A. 7th Cir. Certiorari granted. *Solicitor General Marshall*, *Arnold Ordman*, *Dominick L. Manoli* and *Norton J. Come* for petitioner. *E. Allan Kovar* for respondent. Reported below: 351 F. 2d 258.

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No. 346. CANADA PACKERS, LTD. *v.* ATCHISON, TOPEKA & SANTA FE RAILWAY CO. ET AL. C. A. 7th Cir. Certiorari granted. *Charles B. Myers* for petitioner. *Harvey Huston* and *Floyd Stuppi* for respondents. *Solicitor General Marshall*, *Assistant Attorney General Turner* and *Robert B. Hummel* for the United States, as *amicus curiae*, in support of the petition. Reported below: 342 F. 2d 563.

No. 950. BANK OF MARIN *v.* ENGLAND, TRUSTEE IN BANKRUPTCY. C. A. 9th Cir. Certiorari granted. *Carlos R. Freitas* for petitioner. *John Walton Dinkelspiel* for respondent. Reported below: 352 F. 2d 186.

Certiorari Denied. (See also No. 841, *ante*, p. 103; No. 1003, Misc., *ante*, p. 105; No. 1018, Misc., *ante*, p. 105; and No. 1036, Misc., *ante*, p. 102.)

No. 397. UNITED STATES ET AL. *v.* AMERICAN BROADCASTING-PARAMOUNT THEATRES, INC. C. A. D. C. Cir. Certiorari denied. *Solicitor General Marshall*, former *Solicitor General Cox*, *Assistant Attorney General Turner*, *Lionel Kestenbaum*, *Henry Geller* and *Ruth V. Reel* for the United States et al. *James A. McKenna, Jr.*, and *Vernon L. Wilkinson* for respondent. Reported below: 120 U. S. App. D. C. 264, 345 F. 2d 954.

No. 791. ARRINGTON *v.* OHIO. Sup. Ct. Ohio. Certiorari denied. *James R. Willis* for petitioner. *John T. Corrigan* and *Charles W. Fleming* for respondent. Reported below: 2 Ohio St. 2d 172, 207 N. E. 2d 557; 3 Ohio St. 2d 61, 209 N. E. 2d 207.

No. 858. HANOVER INSURANCE CO. *v.* CHRYSLER CORP. C. A. 7th Cir. Certiorari denied. *Theodore L. Locke* and *Hugh E. Reynolds, Jr.*, for petitioner. *Harry T. Ice* for respondent. Reported below: 350 F. 2d 652.

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No. 698. *CAMPBELL v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. *Leon Silverman* and *Victor S. Friedman* for petitioner. *Solicitor General Marshall, Acting Assistant Attorney General Roberts* and *Joseph M. Howard* for the United States. Reported below: 351 F. 2d 336.

No. 781. *TENNESSEE BURLEY TOBACCO GROWERS' ASSOCIATION v. COMMODITY CREDIT CORP.* C. A. 6th Cir. Certiorari denied. *R. Arnold Kramer* for petitioner. *Solicitor General Marshall, Assistant Attorney General Douglas, Morton Hollander* and *J. F. Bishop* for respondent. Reported below: 350 F. 2d 34.

No. 793. *FOWLER ET UX. v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. *William H. Bowen* for petitioners. *Solicitor General Marshall, Acting Assistant Attorney General Roberts, Joseph M. Howard* and *Burton Berkley* for the United States. Reported below: 352 F. 2d 100.

No. 821. *INDIVIGLIO v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. *Jerome Lewis* and *Thomas R. Newman* for petitioner. *Acting Solicitor General Spritzer, Assistant Attorney General Vinson, Beatrice Rosenberg* and *Donald I. Bierman* for the United States. Reported below: 352 F. 2d 276.

No. 830. *GRAND RIVER DAM AUTHORITY v. NATIONAL GYPSUM Co.* C. A. 10th Cir. Certiorari denied. *Q. B. Boydstun, Samuel Hess Crossland* and *James E. Ryan* for petitioner. *Remington Rogers, Gerard K. Donovan* and *Dan A. Rogers* for respondent. Reported below: 352 F. 2d 130.

No. 843. *GINSBURG v. GINSBURG ET AL.* C. A. 9th Cir. Certiorari denied. *Paul Ginsburg*, petitioner, *pro se*. Reported below: 352 F. 2d 337.

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No. 837. *BOWLING v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. *Thomas D. Hirschfeld* for petitioner. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg and Donald I. Bierman* for the United States. Reported below: 351 F. 2d 236.

No. 839. *MUTUAL BENEFIT HEALTH & ACCIDENT ASSOCIATION v. MESSINA*. C. A. D. C. Cir. Certiorari denied. *John Joseph Leahy* for petitioner. *Thomas S. Jackson and Austin P. Frum* for respondent. Reported below: 121 U. S. App. D. C. 328, 350 F. 2d 458.

No. 840. *STRAUB, AKA LEE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. *Bernard Berman* for petitioner. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg and Mervyn Hamburg* for the United States. Reported below: 351 F. 2d 304.

No. 842. *ROSEN v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. *Edwin Gold and Michael J. Lazar* for petitioner. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg and Robert G. Maysack* for the United States. Reported below: 353 F. 2d 523.

No. 845. *TIPPETT ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Petitioners *pro se*. *Solicitor General Marshall, Assistant Attorney General Vinson and Beatrice Rosenberg* for the United States. Reported below: 353 F. 2d 335.

No. 857. *BURGDORF v. CALIFORNIA ET AL.* Dist. Ct. App. Cal., 3d App. Dist. Certiorari denied.

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No. 862. KNOLL ET AL. *v.* KNOLL ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 350 F. 2d 407.

No. 863. JONES *v.* FARONI. Sup. Ct. Ohio. Certiorari denied. *Gordon T. Canning, Jr.*, for petitioner. *Frank V. Opaskar* for respondent.

No. 866. NECCHI SEWING MACHINE SALES CORP. *v.* NECCHI S.P.A. C. A. 2d Cir. Certiorari denied. *Samuel B. Herbst* and *George Trosk* for petitioner. *David A. Botwinik* for respondent. Reported below: 348 F. 2d 693.

No. 867. COHEN ET AL. *v.* JOSEPH ET AL., TRUSTEES. C. A. 2d Cir. Certiorari denied. *Leonard Cohen* for petitioners. *Charles Seligson* for respondents.

No. 871. BUTLER *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. *Edward Bennett Williams* and *Harold Ungar* for petitioner. *Solicitor General Marshall*, *Assistant Attorney General Vinson* and *Philip R. Monahan* for the United States. Reported below: 351 F. 2d 14.

No. 873. WABASH FIRE & CASUALTY INSURANCE CO. *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. *Frank E. Haddad, Jr.*, for petitioner. *Solicitor General Marshall*, *Assistant Attorney General Vinson*, *Beatrice Rosenberg* and *Robert G. Maysack* for the United States.

No. 878. DOUGLAS *v.* WIRTZ, SECRETARY OF LABOR. C. A. 4th Cir. Certiorari denied. *C. Kitchin Josey* for petitioner. *Solicitor General Marshall*, *Assistant Attorney General Douglas* and *Alan S. Rosenthal* for respondent. Reported below: 353 F. 2d 30.

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No. 879. *GLAZER v. BOVE*. Sup. Ct. App. Va. Certiorari denied. *Louis B. Fine* and *Howard I. Legum* for petitioner. *William M. Harris* and *Terry H. Davis, Jr.*, for respondent.

No. 881. *BOYS TOWN, U.S.A., INC. v. WORLD CHURCH ET AL.* C. A. 9th Cir. Certiorari denied. *Morris Lavine* for petitioner. *Ira M. Price II* for respondent. *Jackson Appliance, Inc.* Reported below: 349 F. 2d 576.

No. 882. *HAWLEY v. VIRGINIA*. Sup. Ct. App. Va. Certiorari denied. *Frederick T. Stant, Jr.*, for petitioner. Reported below: 206 Va. 479, 144 S. E. 2d 314.

No. 883. *UNITED STATES v. BLACK DIAMOND STEAMSHIP CORP.* C. A. 4th Cir. Certiorari denied. *Solicitor General Marshall*, *Assistant Attorney General Douglas* and *Alan S. Rosenthal* for the United States. *George F. Galland*, *Robert N. Kharasch* and *Amy Scupi* for respondent. Reported below: 351 F. 2d 387.

No. 885. *SMITH v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. *Fleetwood M. McCoy* for petitioner.

No. 886. *BARNES v. REDERI A/B FREDRIKA ET AL.* C. A. 4th Cir. Certiorari denied. *Calvin W. Breit* for petitioner. *Harry E. McCoy* for respondents. Reported below: 350 F. 2d 865.

No. 897. *PIZITZ, INC., SUCCESSOR TO LOUIS PIZITZ DRY GOODS CO. v. PATTERSON*, DISTRICT DIRECTOR OF INTERNAL REVENUE. C. A. 5th Cir. Certiorari denied. *William S. Pritchard* and *Winston B. McCall* for petitioner. *Solicitor General Marshall*, *Acting Assistant Attorney General Featherston* and *Gilbert E. Andrews* for respondent. Reported below: 353 F. 2d 267.

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No. 895. *ROBINSON ET AL. v. HUMBLE OIL & REFINING CO. ET AL.* Sup. Ct. Miss. Certiorari denied. *W. E. Morse* for petitioners. Reported below: 253 Miss. 602, 176 So. 2d 307.

No. 899. *SOUTHWEST POTASH CORP. v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. *William E. Willis* for petitioner. *Solicitor General Marshall, Assistant Attorney General Weisl, S. Billingsley Hill and Edmund B. Clark* for the United States. Reported below: 352 F. 2d 113.

No. 912. *COZZI v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. *Allen G. Wilsey* for petitioner. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg and Robert G. Maysack* for the United States. Reported below: 354 F. 2d 637.

No. 919. *POWLESS v. STATE TAX COMMISSION OF THE STATE OF NEW YORK.* Ct. App. N. Y. Certiorari denied. *Omar Z. Ghobashy* for petitioner. *Louis J. Lefkowitz, Attorney General of New York, Ruth Kessler Toch, Acting Solicitor General, and Julius L. Sackman* for respondent.

No. 953. *FRANZBLAU ET AL. v. SOLES, ADMINISTRATRIX, ET AL.* C. A. 3d Cir. Certiorari denied. *Samuel A. Lerner* for petitioners. *Joseph F. Walsh* for respondents. Reported below: 352 F. 2d 47.

No. 681. *ROBINSON ET AL. v. UNITED STATES.* Ct. Cl. Motion for leave to file supplemental petition granted. Certiorari denied. *King David and Richard L. Gunn* for petitioners. *Solicitor General Marshall, Assistant Attorney General Weisl and S. Billingsley Hill* for the United States. Reported below: 170 Ct. Cl. 897.

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No. 962. *EMORY ET UX. v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. *Burton Marks* for petitioners.

No. 777. *CORAL GABLES FIRST NATIONAL BANK ET AL. v. AMERICAN SURETY CO. OF NEW YORK ET AL.* C. A. 5th Cir. Motion of respondent American Surety Co. of New York for assessment of damages denied. Certiorari denied. *Leo L. Foster* and *William Gresham Ward* for petitioners. *William L. Gray, Jr.*, and *Tom Maxey* for American Surety Co. of New York, and *John H. Gunn* for Nicholas, respondents. Reported below: 349 F. 2d 595.

No. 838. *DUESING v. UDALL, SECRETARY OF THE INTERIOR*. C. A. D. C. Cir. Certiorari denied. MR. JUSTICE FORTAS took no part in the consideration or decision of this petition. *Max Barash* for petitioner. *Solicitor General Marshall*, *Assistant Attorney General Weisl*, *S. Billingsley Hill* and *Edmund B. Clark* for respondent. Reported below: 121 U. S. App. D. C. 370, 350 F. 2d 748.

No. 852. *CHICAGO, BURLINGTON & QUINCY RAILROAD Co. v. ILLINOIS COMMERCE COMMISSION ET AL.* Sup. Ct. Ill. Certiorari denied. MR. JUSTICE FORTAS took no part in the consideration or decision of this petition. *Jerome F. Dixon* for petitioner. *William G. Clark*, Attorney General of Illinois, and *Edward G. Finnegan*, Assistant Attorney General, for respondent Illinois Commerce Commission. Reported below: 33 Ill. 2d 274, 211 N. E. 2d 279.

No. 671, Misc. *FORTNER v. BALKCOM, WARDEN*. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Arthur K. Bolton*, Attorney General of Georgia, and *Peyton S. Hawes, Jr.*, Assistant Attorney General, for respondent.

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No. 859. 2000 PLASTIC TUBULAR CASES ET AL. *v.* UNITED STATES. C. A. 3d Cir. Motion to dispense with printing petitioners' brief granted. Certiorari denied. Petitioner Knox *pro se*. *Solicitor General Marshall* for the United States. Reported below: 352 F. 2d 344.

No. 933. MANCUSI, WARDEN *v.* HETENYI. C. A. 2d Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. *Louis J. Lefkowitz*, Attorney General of New York, and *Samuel A. Hirshowitz*, First Assistant Attorney General, for petitioner. *Ernest J. Brown* for respondent. Reported below: 348 F. 2d 844.

No. 488, Misc. BENNETT *v.* WILKINS, WARDEN. Ct. App. N. Y. Certiorari denied. Petitioner *pro se*. *Louis J. Lefkowitz*, Attorney General of New York, *Samuel A. Hirshowitz*, First Assistant Attorney General, and *Amy Juviler* and *Barry Mahoney*, Assistant Attorneys General, for respondent.

No. 609, Misc. JOHNSON *v.* KENTUCKY. Ct. App. Ky. Certiorari denied. Petitioner *pro se*. *Robert Matthews*, Attorney General of Kentucky, and *Charles W. Runyan*, Assistant Attorney General, for respondent. Reported below: 391 S. W. 2d 365.

No. 612, Misc. JONES *v.* MURPHY, WARDEN. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Frank S. Hogan* for respondent.

No. 701, Misc. BYRNE *v.* KYSAR ET AL. C. A. 7th Cir. Certiorari denied. Petitioner *pro se*. *Lawrence Gun-nels* for Kysar et al., and *Daniel P. Ward* and *Edward J. Hladis* for Barish, respondents. Reported below: 347 F. 2d 734.

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No. 660, Misc. *Crow v. Missouri*. Sup. Ct. Mo. Certiorari denied. Petitioner *pro se*. *Norman H. Anderson*, Attorney General of Missouri, and *Howard L. McFadden* and *Gerald L. Birnbaum*, Assistant Attorneys General, for respondent. Reported below: 388 S. W. 2d 817.

No. 706, Misc. *Sierra v. Heinze, Warden, et al.* Sup. Ct. Cal. Certiorari denied. Petitioner *pro se*. *Thomas C. Lynch*, Attorney General of California, and *Edsel W. Haws* and *Anthony S. Da Vigo*, Deputy Attorneys General, for respondents.

No. 735, Misc. *Demes v. California*. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Thomas C. Lynch*, Attorney General of California, and *Edsel W. Haws* and *Harold F. Bradford*, Deputy Attorneys General, for respondent.

No. 744, Misc. *Goodwin v. Kansas*. Sup. Ct. Kan. Certiorari denied. Petitioner *pro se*. *Robert C. Londerholm*, Attorney General of Kansas, and *Charles N. Henson* and *Richard H. Seaton*, Assistant Attorneys General, for respondent.

No. 756, Misc. *Kroah v. Russell, Correctional Superintendent*. C. A. 3d Cir. Certiorari denied.

No. 818, Misc. *Hazel v. United States*. C. A. 6th Cir. Certiorari denied. *Douglas G. Cole* for petitioner. *Solicitor General Marshall*, *Assistant Attorney General Vinson*, *Beatrice Rosenberg* and *Julia P. Cooper* for the United States. Reported below: 348 F. 2d 452.

No. 859, Misc. *Garvin v. United States*. C. A. 3d Cir. Certiorari denied.

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No. 833, Misc. OLIVER *v.* ATTORNEY GENERAL OF THE UNITED STATES. C. A. D. C. Cir. Certiorari denied. Petitioner *pro se*. Solicitor General Marshall, Assistant Attorney General Doar, and David L. Norman for the United States.

No. 856, Misc. BURR *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg and Ronald L. Gainer for respondent. Reported below: 350 F. 2d 87.

No. 865, Misc. CRUZ *v.* COLORADO. Sup. Ct. Colo. Certiorari denied. Samuel D. Menin for petitioner. Duke W. Dunbar, Attorney General of Colorado, Frank E. Hickey, Deputy Attorney General, and James F. Pamp, Assistant Attorney General, for respondent. Reported below: — Colo. —, 405 P. 2d 213.

No. 882, Misc. BOULAD *v.* CALIFORNIA. Dist. Ct. App. Cal., 2d App. Dist. Certiorari denied. Morris Lavine for petitioner. Reported below: 235 Cal. App. 2d 118, 45 Cal. Rptr. 104.

No. 889, Misc. GLENN *v.* McMANN, WARDEN. C. A. 2d Cir. Certiorari denied. Reported below: 349 F. 2d 1018.

No. 901, Misc. LINK *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Petitioner *pro se*. Solicitor General Marshall for the United States. Reported below: 352 F. 2d 207.

No. 908, Misc. FORD *v.* TRAYNOR, CHIEF JUSTICE, ET AL. Sup. Ct. Cal. Certiorari denied.

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No. 894, Misc. SMITH *v.* IDAHO ET AL. Sup. Ct. Idaho. Certiorari denied. Petitioner *pro se.* Allan G. Shepard, Attorney General of Idaho, and M. Allyn Dinkel, Jr., Assistant Attorney General, for respondents. Reported below: 89 Idaho 70, 403 P. 2d 221.

No. 902, Misc. MOHLER *v.* U. S. BOARD OF PAROLE ET AL. C. A. D. C. Cir. Certiorari denied. Petitioner *pro se.* Solicitor General Marshall, Assistant Attorney General Doar and David L. Norman for respondents.

No. 909, Misc. BROOKS *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Petitioner *pro se.* Solicitor General Marshall for the United States. Reported below: 351 F. 2d 282.

No. 915, Misc. MCGANN *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Petitioner *pro se.* Solicitor General Marshall for the United States.

No. 921, Misc. TOTH *v.* HEINZE, WARDEN, ET AL. Sup. Ct. Cal. Certiorari denied.

No. 922, Misc. WILLIAMS *v.* CALIFORNIA. C. A. 9th Cir. Certiorari denied.

No. 924, Misc. MACHADO *v.* WILKINS, WARDEN. C. A. 2d Cir. Certiorari denied. Reported below: 351 F. 2d 892.

No. 933, Misc. THOMAS *v.* WARD. C. A. 7th Cir. Certiorari denied.

No. 986, Misc. GAUTHIER *v.* WISCONSIN. Sup. Ct. Wis. Certiorari denied. Reported below: 28 Wis. 2d 412, 137 N. W. 2d 101.

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No. 950, Misc. COLEMAN *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 956, Misc. SAYLOR *v.* ALABAMA. Ct. App. Ala. Certiorari denied. Petitioner *pro se.* *Richmond M. Flowers*, Attorney General of Alabama, and *Paul T. Gish, Jr.*, Assistant Attorney General, for respondent. Reported below: 42 Ala. App. 666, 177 So. 2d 924.

No. 962, Misc. GURGANIOUS *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied.

No. 982, Misc. SCOTT *v.* LA VINA. Sup. Ct. Cal. Certiorari denied.

No. 983, Misc. WILLIAMS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Petitioner *pro se.* *Solicitor General Marshall*, Assistant Attorney General *Vinson*, Beatrice Rosenberg and Robert G. Maysack for the United States. Reported below: 351 F. 2d 475.

No. 991, Misc. FREEDMAN *v.* NATIONAL MARITIME UNION OF AMERICA, AFL-CIO, ET AL. C. A. 2d Cir. Certiorari denied. Petitioner *pro se.* *Abraham E. Freedman* for National Maritime Union of America, AFL-CIO, and *Alfred Giardino* for American Export Isbrandtsen Lines, Inc., respondents. Reported below: 347 F. 2d 167.

No. 993, Misc. TURPIN *v.* MAXWELL, WARDEN. Sup. Ct. Ohio. Certiorari denied.

No. 996, Misc. LEACH *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Petitioner *pro se.* *Solicitor General Marshall* for the United States. Reported below: 122 U. S. App. D. C. 280, 353 F. 2d 451.

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No. 994, Misc. NELSON *v.* ILLINOIS. Sup. Ct. Ill. Certiorari denied. *Sam Adam* for petitioner. Reported below: 33 Ill. 2d 48, 210 N. E. 2d 212.

No. 995, Misc. REICKAUER *v.* PEYTON, PENITENTIARY SUPERINTENDENT. C. A. 4th Cir. Certiorari denied. Reported below: 351 F. 2d 612.

No. 1001, Misc. CIAMPINI *v.* MARONEY, CORRECTIONAL SUPERINTENDENT. C. A. 3d Cir. Certiorari denied. Reported below: 351 F. 2d 466.

No. 1005, Misc. TAYLOR *v.* OHIO. Sup. Ct. Ohio. Certiorari denied.

No. 1009, Misc. MICHAELS *v.* UNITED STATES. Ct. Cl. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall* for the United States.

No. 1010, Misc. HAYES *v.* NEW YORK. Ct. App. N. Y. Certiorari denied. Petitioner *pro se*. *Frank S. Hogan* and *John A. K. Bradley* for respondent.

No. 1011, Misc. GREEN *v.* RHAY, PENITENTIARY SUPERINTENDENT. Sup. Ct. Wash. Certiorari denied.

No. 1013, Misc. CASON *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied.

No. 1014, Misc. CURRIE *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied.

No. 1015, Misc. PEARCE *v.* COX, WARDEN. Sup. Ct. N. M. Certiorari denied.

No. 1016, Misc. BRINKLEY *v.* COX, WARDEN. Sup. Ct. N. M. Certiorari denied.

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No. 1019, Misc. RHODES *v.* JONES. C. A. 8th Cir. Certiorari denied. Reported below: 351 F. 2d 884.

No. 1020, Misc. GARRISON *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied.

No. 1021, Misc. WARE *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall* for the United States.

No. 1024, Misc. BOGAN *v.* WILKINS, WARDEN. C. A. 2d Cir. Certiorari denied.

No. 1031, Misc. SILVA *v.* COX, WARDEN. C. A. 10th Cir. Certiorari denied. *James A. Williams* and *John W. Low* for petitioner. Reported below: 351 F. 2d 61.

No. 1032, Misc. MOTT *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied.

No. 1041, Misc. SPRY *v.* OBERHAUSER. C. A. 9th Cir. Certiorari denied.

No. 1042, Misc. STILTNER *v.* WASHINGTON. Super. Ct. Wash., Lewis County. Certiorari denied.

No. 1046, Misc. DEVLIN *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied.

No. 1048, Misc. FOJON *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. *Thomas J. Brady* for petitioner. *Solicitor General Marshall*, *Assistant Attorney General Vinson*, *Beatrice Rosenberg* and *Robert G. May-sack* for the United States.

No. 1054, Misc. DARRAH *v.* ILLINOIS. Sup. Ct. Ill. Certiorari denied. *John R. Snively* for petitioner. Reported below: 33 Ill. 2d 175, 210 N. E. 2d 478.

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No. 1055, Misc. *DeMARY v. PATE, WARDEN.* Cir. Ct. of Will County, Ill. Certiorari denied.

No. 1056, Misc. *BREWER v. PENNSYLVANIA BOARD OF PAROLE ET AL.* C. A. 3d Cir. Certiorari denied.

No. 1057, Misc. *DEDMON v. CALIFORNIA ET AL.* Sup. Ct. Cal. Certiorari denied.

No. 1059, Misc. *KINGSTON v. CALIFORNIA ET AL.* Sup. Ct. Cal. Certiorari denied.

No. 1065, Misc. *CORDOVA v. WILSON, WARDEN, ET AL.* Sup. Ct. Cal. Certiorari denied.

No. 1070, Misc. *BARNES v. BETO, CORRECTIONS DIRECTOR.* C. A. 5th Cir. Certiorari denied. Reported below: 353 F. 2d 208.

No. 1072, Misc. *PRATT v. CALIFORNIA.* Dist. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 1076, Misc. *SCOTT v. CALIFORNIA DISTRICT COURT OF APPEAL, SECOND APPELLATE DISTRICT, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 1087, Misc. *ROBINSON v. MICHIGAN.* Sup. Ct. Mich. Certiorari denied.

No. 1088, Misc. *BRAUN v. WILSON, WARDEN.* Sup. Ct. Cal. Certiorari denied.

No. 1099, Misc. *HAYS v. CALIFORNIA ADULT AUTHORITY.* C. A. 9th Cir. Certiorari denied.

No. 1139, Misc. *WAGER v. NEW YORK.* Ct. App. N. Y. Certiorari denied.

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No. 1103, Misc. *CROSS v. KENTON, WARDEN*. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall* for respondent.

No. 1125, Misc. *CORONADO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall* for the United States.

No. 1178, Misc. *MACHADO v. NEW YORK*. Ct. App. N. Y. Certiorari denied. Petitioner *pro se*. *Nat H. Hentel and Benj. J. Jacobson* for respondent.

No. 1179, Misc. *CRAWFORD v. DAVIS ET AL.* C. A. 3d Cir. Certiorari denied. *Thomas B. Rutter* for petitioner.

No. 187, Misc. *McILVAINE ET AL. v. LOUISIANA*. Sup. Ct. La. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Maurice R. Woulfe* for petitioners. *Jack P. F. Gremillion*, Attorney General of Louisiana, *William P. Schuler*, Assistant Attorney General, and *Jim Garrison* for respondent. Reported below: 247 La. 747, 174 So. 2d 515.

No. 223, Misc. *YOUNG v. NEW YORK*. Ct. App. N. Y. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. Petitioner *pro se*. *William I. Siegel* for respondent.

No. 505, Misc. *ENGBERG v. KANSAS*. Sup. Ct. Kan. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. Petitioner *pro se*. *Robert C. Londerholm*, Attorney General of Kansas, and *J. Richard Foth* and *Richard H. Seaton*, Assistant Attorneys General, for respondent. Reported below: 194 Kan. 520, 400 P. 2d 701.

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No. 336, Misc. *HOWELL v. OREGON*. Sup. Ct. Ore. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. Petitioner *pro se*. *Robert J. Elfers* for respondent. Reported below: 240 Ore. 558, 402 P. 2d 89.

Rehearing Denied.

No. 432. *HOLMES ET AL. v. EDDY ET AL.*, 382 U. S. 892;

No. 614. *NEHRING v. GERRITY*, 382 U. S. 202;

No. 616. *EASTER v. ZIFF ET AL.*, 382 U. S. 957;

No. 632. *SCALZA v. UNITED STATES*, 382 U. S. 973;

No. 660. *JONES, ADMINISTRATOR v. UNITED STATES*, 382 U. S. 975;

No. 1, Misc. *STELLO v. PENNSYLVANIA*, 382 U. S. 988;

No. 15, Misc. *GILLENLINE v. UNITED STATES*, 382 U. S. 999, *sub nom.* *HERR ET AL. v. UNITED STATES*;

No. 668, Misc. *TRANTINO v. NEW JERSEY*, 382 U. S. 993;

No. 697, Misc. *BOWDEN v. CALIFORNIA ADULT AUTHORITY ET AL.*, 382 U. S. 965;

No. 772, Misc. *VIDA v. ROTH*, U. S. DISTRICT JUDGE, 382 U. S. 996;

No. 773, Misc. *SKOLNICK v. HALLETT ET AL.*, 382 U. S. 996;

No. 794, Misc. *ESKRIDGE v. RHAY*, PENITENTIARY SUPERINTENDENT, 382 U. S. 996;

No. 807, Misc. *FURTAK v. NEW YORK*, 382 U. S. 997;

No. 838, Misc. *McGANN v. RICHARDSON*, WARDEN, ET AL., 382 U. S. 1007;

No. 898, Misc. *McINTOSH v. UNITED STATES*, 382 U. S. 1029; and

No. 978, Misc. *ZANCA v. MAIMONIDES HOSPITAL*, 382 U. S. 1020. Petitions for rehearing denied.

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No. 709. MUTH, ADMINISTRATRIX *v.* ATCLASS ET AL., EXECUTORS; and

No. 733. DARR, ADMINISTRATRIX *v.* ATCLASS ET AL., EXECUTORS, 382 U. S. 988. Motion of American Trial Lawyers Association for leave to file brief, as *amicus curiae*, in support of the petition for rehearing, granted. Petition for rehearing denied.

No. 1044, October Term, 1962. WAPNICK *v.* UNITED STATES, 374 U. S. 829, 375 U. S. 871; and

No. 494, October Term, 1964. BROTHERHOOD OF RAILROAD TRAINMEN ET AL. *v.* LOUISVILLE & NASHVILLE RAILROAD Co., 379 U. S. 934, 986. Motions for leave to file second petitions for rehearing denied. MR. JUSTICE FORTAS took no part in the consideration or decision of these motions.

No. 402, Misc. FJELLHAMMER *v.* UNITED STATES ET AL., 382 U. S. 869;

No. 518, Misc. BIRDELL *v.* UNITED STATES, 382 U. S. 963; and

No. 524, Misc. HERNANDEZ *v.* CALIFORNIA, 382 U. S. 909. Motions for leave to file petitions for rehearing denied.

FEBRUARY 28, 1966.

Miscellaneous Orders.

No. 968. BELL *v.* TEXAS. Ct. Crim. App. Tex. (Certiorari granted, 382 U. S. 1023.) Motion for appointment of counsel granted. It is ordered that *Tom R. Scott, Esquire*, of Midland, Texas, be, and he is hereby, appointed to serve as counsel for the petitioner in this case.

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No. 1061, Misc. GENERAL SANI-CAN MANUFACTURING CORP. *v.* UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS ET AL. Motion for leave to file petition for writ of mandamus denied. *Morris Kirschstein* for petitioner. *Fred S. Lockwood* for respondents.

Certiorari Granted. (See also No. 58, October Term, 1964, *ante*, p. 270; Nos. 112, 125, 230 and 234, *ante*, p. 265; and No. 818, *ante*, p. 262.)

No. 824. ABBOTT LABORATORIES ET AL. *v.* GARDNER, SECRETARY OF HEALTH, EDUCATION AND WELFARE, ET AL. C. A. 3d Cir. *Certiorari* granted. *Gerhard A. Gesell, Stanley L. Temko, Lloyd N. Cutler, Marshall Hornblower, C. Joseph Stetler, Alexander L. Nichols* and *William S. Megonigal, Jr.*, for petitioners. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg* and *William W. Goodrich* for respondents. Reported below: 352 F. 2d 286.

No. 870. UNITED GAS PIPE LINE CO. *v.* FEDERAL POWER COMMISSION ET AL. C. A. 5th Cir. *Certiorari* granted. *Vernon W. Woods* and *Saunders Gregg* for petitioner. *Solicitor General Marshall, Richard A. Solomon* and *Howard E. Wahrenbrock* for the Federal Power Commission, and *Lloyd F. Thanhouser* and *Bruce R. Merrill* for Continental Oil Co., respondents. Reported below: 350 F. 2d 689.

No. 921. HOWARD *v.* KENTUCKY. Ct. App. Ky. *Certiorari* granted. *John Y. Brown* for petitioner. *Robert Matthews*, Attorney General of Kentucky, and *Charles W. Runyan*, Assistant Attorney General, for respondent. Reported below: 395 S. W. 2d 355.

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No. 206, Misc. *LONG v. DISTRICT COURT OF IOWA, IN AND FOR LEE COUNTY. Sup. Ct. Iowa. Motion for leave to proceed in forma pauperis granted. Petition for writ of certiorari is also granted limited to the following question:*

"Did the refusal of the state trial court to provide a transcript for the petitioner, solely because state law made no provision for furnishing of a transcript without the payment of a fee, deny the petitioner the opportunity to obtain full appellate review of the trial court's denial of the petitioner's petition for a writ of habeas corpus and thereby deprive the petitioner of the equal protection of the laws?"

Case transferred to appellate docket. Petitioner *pro se. Lawrence F. Scalise*, Attorney General of Iowa, and *Don R. Bennett*, Assistant Attorney General, for respondent.

Certiorari Denied.

No. 684. *SID RICHARDSON CARBON & GASOLINE Co. v. MOORE Co. OF SIKESTON, MISSOURI, ET AL. C. A. 8th Cir. Certiorari denied. Rufus S. Garrett, Jr., for petitioner. Paul B. Rava and John H. Lashly for respondents. Reported below: 347 F. 2d 921.*

No. 822. *ENGLAND v. AUTOMATIC CANTEEN Co. OF AMERICA. C. A. 6th Cir. Certiorari denied. Lyman Brownfield and Phillip K. Folk for petitioner. Earl F. Morris and Kenneth E. Scranton for respondent. Reported below: 349 F. 2d 988.*

No. 829. *CITY OF COLUMBUS v. ROYAL ET AL. Sup. Ct. Ohio. Certiorari denied. Alba L. Whiteside for petitioner. James C. Britt for respondents. Reported below: 3 Ohio St. 2d 154, 209 N. E. 2d 405.*

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No. 832. *WORLD AIRWAYS, INC., ET AL. v. NATIONAL MEDIATION BOARD ET AL.* C. A. 9th Cir. Certiorari denied. *Jerome C. Byrne* for petitioners. *Solicitor General Marshall* for respondents. Reported below: 347 F. 2d 350.

No. 851. *BRENNAN v. GROVER ET AL.* Sup. Ct. Colo. Certiorari denied. Petitioner *pro se*. *Charles E. Grover, pro se*, and for other respondents. Reported below: — Colo. —, 404 P. 2d 544.

No. 861. *FORGETT v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. *Charles J. Irwin* and *Eugene Gressman* for petitioner. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg* and *Donald I. Bierman* for the United States. Reported below: 349 F. 2d 601.

No. 888. *UNITED BISCUIT CO. OF AMERICA v. FEDERAL TRADE COMMISSION.* C. A. 7th Cir. Certiorari denied. *William Simon, John Bodner, Jr.,* and *Clarence H. Ross* for petitioner. *Solicitor General Marshall, Assistant Attorney General Turner, Howard E. Shapiro, Milton J. Grossman, James McI. Henderson* and *Miles J. Brown* for respondent. Reported below: 350 F. 2d 615.

No. 903. *BRODERICK & BASCOM ROPE CO. v. MANGAN.* C. A. 7th Cir. Certiorari denied. *Alvin G. Hubbard* and *Reese Hubbard* for petitioner. *James A. Dooley* for respondent. Reported below: 351 F. 2d 24.

No. 904. *NESBITT v. UNITED STATES.* Ct. Cl. Certiorari denied. *C. D. Ellison* for petitioner. *Solicitor General Marshall, Assistant Attorney General Weisl, S. Billingsley Hill* and *Elizabeth Dudley* for the United States. Reported below: 170 Ct. Cl. 666, 345 F. 2d 583.

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No. 905. *TIBBETTS v. KNOWLES*. C. C. P. A. Certiorari denied. *Charles S. Grover* and *James W. Dent* for petitioner. *Wilfred S. Stone* and *Leo A. Rosetta* for respondent. Reported below: 52 C. C. P. A. (Pat.) 1800, 347 F. 2d 591.

No. 907. *PHILIPP v. WASHINGTON ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 350 F. 2d 950.

No. 911. *LA PLACA v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. *Francis J. DiMento* for petitioner. *Solicitor General Marshall*, *Assistant Attorney General Vinson* and *Beatrice Rosenberg* for the United States. Reported below: 354 F. 2d 56.

No. 913. *INTERNATIONAL ASSOCIATION OF MACHINISTS ET AL. v. JEFFREY GALION MANUFACTURING CO.* C. A. 6th Cir. Certiorari denied. *Russell H. Volkema* for petitioners. *J. Walston Werum* for respondent. Reported below: 350 F. 2d 512.

No. 914. *SPINK v. OHIO*. Sup. Ct. Ohio. Certiorari denied. *Myra Spink* for petitioner.

No. 926. *SALEMI v. DUFFY CONSTRUCTION CORP.* Sup. Ct. Ohio. Certiorari denied. *John Maktos, P. D. Maktos* and *Moses Krislov* for petitioner. *Ashley M. Van Duzer* for respondent. Reported below: 3 Ohio St. 2d 169, 209 N. E. 2d 566.

No. 892. *ROCHA v. IMMIGRATION AND NATURALIZATION SERVICE*. C. A. 1st Cir. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Antonio de J. Cardozo* for petitioner. *Solicitor General Marshall* for respondent. Reported below: 351 F. 2d 523.

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No. 910. *SIMLER v. CONNER ET AL.* C. A. 10th Cir. Certiorari denied. *John B. Ogden* for petitioner. *Leslie L. Conner, pro se*, and *James M. Little* for respondent Conner. Reported below: 352 F. 2d 138.

No. 704. *HILLEGAS v. SAMS, COUNTY ATTORNEY FOR LOWNDES COUNTY, MISSISSIPPI, ET AL.* C. A. 5th Cir. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Jack Greenberg, James M. Nabrit III, Anthony G. Amsterdam, R. Jess Brown* and *Jack H. Young* for petitioner. *Joe T. Patterson*, Attorney General of Mississippi, and *William A. Allain*, Assistant Attorney General, for respondents. Reported below: 349 F. 2d 859.

No. 856. *LORD ET AL. v. HELMANDOLLAR ET AL.* C. A. D. C. Cir. Certiorari denied. MR. JUSTICE BLACK is of the opinion that certiorari should be granted and the judgment of the United States Court of Appeals for the District of Columbia Circuit reversed. *Jose del Castillo, Gervasio G. Sese* and *Cornelio O. Lopez* for petitioners. *Solicitor General Marshall, Assistant Attorney General Weisl, S. Billingsley Hill* and *Raymond N. Zagone* for respondents. Reported below: 121 U. S. App. D. C. 168, 348 F. 2d 780.

No. 556, Misc. *PAGANO v. UNITED STATES*; and

No. 633, Misc. *CASTELLANA ET AL. v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. *Daniel H. Greenberg* for petitioner in No. 556, Misc. *Nathan Kestnbaum* for petitioners in No. 633, Misc. Reported below: 349 F. 2d 264.

No. 989, Misc. *HOLLAND v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall* for the United States.

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No. 563, Misc. VARNADOE *v.* ILLINOIS. Sup. Ct. Ill. Certiorari denied. *Gerald W. Getty* and *James J. Doherty* for petitioner. *William G. Clark*, Attorney General of Illinois, and *Richard A. Michael* and *Philip J. Rock*, Assistant Attorneys General, for respondent.

No. 903, Misc. EDWARDS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall*, *Assistant Attorney General Vinson*, *Beatrice Rosenberg* and *Mervyn Hamburg* for the United States.

No. 979, Misc. REEVES *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. *Daniel H. Greenberg* for petitioner. *Acting Solicitor General Spritzer*, *Assistant Attorney General Vinson*, *Beatrice Rosenberg* and *Robert G. Maysack* for the United States.

No. 1008, Misc. MOON *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall*, *Assistant Attorney General Vinson* and *Beatrice Rosenberg* for the United States. Reported below: 351 F. 2d 464.

No. 1094, Misc. COTA *v.* ARIZONA. Sup. Ct. Ariz. Certiorari denied. Reported below: 99 Ariz. 237, 408 P. 2d 27.

No. 1104, Misc. EDGERTON *v.* NORTH CAROLINA. C. A. 4th Cir. Certiorari denied.

No. 1118, Misc. McCaffrey *v.* BLACKWELL, WARDEN. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall*, *Assistant Attorney General Doar* and *David L. Norman* for respondent.

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No. 1095, Misc. *SIMARI v. WILKINS, WARDEN*. C. A. 2d Cir. Certiorari denied.

No. 1121, Misc. *SHELDON v. NEBRASKA*. Sup. Ct. Neb. Certiorari denied.

No. 1124, Misc. *KINMON v. KENTUCKY*. Ct. App. Ky. Certiorari denied. Reported below: 396 S. W. 2d 331.

No. 1133, Misc. *OPPENHEIMER v. CALIFORNIA*. Dist. Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 236 Cal. App. 2d 863, 46 Cal. Rptr. 476.

No. 1136, Misc. *DI PALERMO v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall* for the United States.

No. 1140, Misc. *WILSON v. NEW YORK*. App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Petitioner *pro se*. *Frank S. Hogan* and *Malvina H. Guggenheim* for respondent.

No. 1145, Misc. *WELLS v. TEXAS ET AL.* C. A. 5th Cir. Certiorari denied.

No. 1146, Misc. *ORTEGA v. KROPP, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 1159, Misc. *McINTOSH v. STEPHENSON ET AL.* C. A. 8th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall* for respondents. Reported below: 354 F. 2d 978.

No. 1164, Misc. *CANTRELL v. CALIFORNIA ADULT AUTHORITY ET AL.* C. A. 9th Cir. Certiorari denied.

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No. 1168, Misc. FLANAGAN *v.* CALIFORNIA. Dist. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 1169, Misc. POSTELL *v.* WILSON, WARDEN, ET AL. Sup. Ct. Cal. Certiorari denied.

Rehearing Denied.

No. 715. ST. LOUIS MAILERS' UNION LOCAL No. 3 *v.* GLOBE-DEMOCRAT PUBLISHING CO., 382 U. S. 979;

No. 755. FRAZIER *v.* CALIFORNIA, 382 U. S. 988;

No. 169, Misc. STILTNER *v.* RHAY, PENITENTIARY SUPERINTENDENT, 382 U. S. 1012;

No. 746, Misc. ELDRIDGE *v.* UNITED STATES, 382 U. S. 994; and

No. 944, Misc. MUNDT ET AL. *v.* HOME FEDERAL SAVINGS & LOAN ASSOCIATION ET AL., 382 U. S. 1019. Petitions for rehearing denied.

No. 52. TEHAN, SHERIFF *v.* UNITED STATES EX REL. SHOTT, 382 U. S. 406. Petition for rehearing denied. THE CHIEF JUSTICE and Mr. JUSTICE FORTAS took no part in the consideration or decision of this petition.

MARCH 7, 1966.

Miscellaneous Orders.

No. 1192, Misc. McDONALD *v.* RHAY, PENITENTIARY SUPERINTENDENT;

No. 1214, Misc. SMITH *v.* MAXWELL, WARDEN;

No. 1245, Misc. SMITH *v.* MYERS, CORRECTIONAL SUPERINTENDENT;

No. 1264, Misc. ROBINSON *v.* STATE HOSPITAL DIRECTOR; and

No. 1268, Misc. CUMMINGS *v.* FLORIDA. Motions for leave to file petitions for writs of habeas corpus denied.

March 7, 1966.

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No. 20. CARNATION Co. v. PACIFIC WESTBOUND CONFERENCE ET AL., *ante*, p. 213.

It is ordered that the opinion of the Court in this case handed down on February 28, 1966, is amended as follows:

(1) By striking that portion of the last paragraph on page eight of the slip opinion commencing with the words "Even if" and concluding with the words "Court of Appeals' decision" in the first line of page nine;

(2) By striking the first, third, and fourth sentences of the paragraph commencing on page nine and concluding on page ten, and adding the following "An appeal from the Commission's decision is now pending." after the sentence commencing "The Commission completed" in said paragraph;

(3) By striking the words "for a determination of the antitrust issues." from the last paragraph of the opinion and substituting therefor the words "with instructions to stay the action pending the final outcome of the Shipping Act proceedings and then to proceed in a manner consistent with this opinion."

No. 752, Misc. REYES v. KLINGER ET AL. Motion for leave to file petition for writ of habeas corpus denied. Mr. JUSTICE DOUGLAS is of the opinion that the motion for leave to file should be granted.

No. 1226, Misc. FARNSWORTH v. TURNER, WARDEN; and

No. 1255, Misc. FURTAK v. WILKINS, WARDEN. 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.

No. 1210, Misc. DUVAL v. UNITED STATES. Motion for leave to file petition for writ of prohibition denied.

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March 7, 1966.

No. 73. UNITED STATES *v.* GRINNELL CORP. ET AL.;

No. 74. GRINNELL CORP. *v.* UNITED STATES;

No. 75. AMERICAN DISTRICT TELEGRAPH CO. *v.* UNITED STATES;

No. 76. HOLMES ELECTRIC PROTECTIVE CO. *v.* UNITED STATES; and

No. 77. AUTOMATIC FIRE ALARM CO. OF DELAWARE *v.* UNITED STATES. Appeals from D. C. R. I. (Probable jurisdiction noted, 381 U. S. 910.) Motion for additional time for oral argument and for leave to have more than two attorneys participate in oral argument granted. One and one-half hours allotted to each side and four attorneys permitted to participate in oral argument for appellants. *Denis G. McInerney* for Grinnell Corp., *Macdonald Flinn* for American District Telegraph Co., *Bud G. Holman* for Holmes Electric Protective Co., and *J. Francis Hayden* for Automatic Fire Alarm Co. of Delaware, on the motion.

No. 695. COLLIER *v.* UNITED STATES. C. A. 6th Cir. (Certiorari granted, 382 U. S. 890.) Motion of the United States to vacate and remand for further consideration denied. *Solicitor General Marshall* for the United States, on the motion. Petitioner *pro se* in opposition.

Certiorari Denied. (See also No. 786, *ante*, p. 412; No. 920, *ante*, p. 411; and Misc. Nos. 1226 and 1255, *supra*, p. 932.)

No. 366. McCULLOUGH TOOL CO. ET AL. *v.* WELL SURVEYS, INC., ET AL. C. A. 10th Cir. Certiorari denied. *Edward S. Irons, R. Welton Whann, James E. Harrington* and *Richard B. McDermott* for petitioners. *Robert W. Fulwider, Rufus S. Day, Jr., and Robert J. Woolsey* for respondents. Reported below: 343 F. 2d 381.

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No. 154. *SERVO CORP. OF AMERICA v. GENERAL ELECTRIC Co.* C. A. 4th Cir. Certiorari denied. *Thomas F. Reddy, Jr.*, and *Roy C. Hopwood* for petitioner. *Charles H. Walker, Leonard G. Muse* and *Frank W. Rogers* for respondent. Reported below: 337 F. 2d 716.

No. 499. *OUTBOARD MARINE CORP. v. HOLLEY.* C. A. 7th Cir. Certiorari denied. *S. Lawrence Wheeler* for petitioner. *Charles B. Spangenberg* for respondent. Reported below: 345 F. 2d 351.

No. 572. *ALLBRIGHT-NELL CO. ET AL. v. SCHNELL ET AL.* C. A. 7th Cir. Certiorari denied. *Richard D. Mason* and *M. Hudson Rathburn* for petitioners. *Charles J. Merriam* and *Norman M. Shapiro* for respondents. Reported below: 348 F. 2d 444.

No. 612. *M. B. SKINNER CO. v. CONTINENTAL INDUSTRIES, INC.* C. A. 10th Cir. Certiorari denied. *Charles J. Merriam* and *Norman M. Shapiro* for petitioner. *Richard B. McDermott* for respondent. Reported below: 346 F. 2d 170.

No. 764. *AMERICAN AIR FILTER Co., INC. v. CONTINENTAL AIR FILTERS, INC.* C. A. 6th Cir. Certiorari denied. *Albert C. Johnston* for petitioner. *Carl F. Schaffer* for respondent. Reported below: 347 F. 2d 931.

No. 900. *NELLO L. TEER CO. v. UNITED STATES.* Ct. Cl. Certiorari denied. *Joseph C. Wells* and *Paul M. Rhodes* for petitioner. *Solicitor General Marshall, Assistant Attorney General Douglas, David L. Rose* and *Jack H. Weiner* for the United States. *Travis Brown* for Associated General Contractors of America, as *amicus curiae*, in support of the petition. Reported below: 172 Ct. Cl. 255, 348 F. 2d 533.

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No. 765. *JETT v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. *John Jay Hooker, Jr.*, and *William R. Willis, Jr.*, for petitioner. *Solicitor General Marshall, Acting Assistant Attorney General Roberts, Joseph M. Howard* and *John P. Burke* for the United States. Reported below: 352 F. 2d 179.

No. 772. *FELBURN v. NEW YORK CENTRAL RAILROAD CO. ET AL.* C. A. 6th Cir. Certiorari denied. *Albert R. Teare* and *Donald A. Teare* for petitioner. *Daniel L. Morris* and *John F. Dolan* for respondents. Reported below: 350 F. 2d 416.

No. 846. *COMMISSIONER OF INTERNAL REVENUE v. ESTATE OF BORAX ET AL.* C. A. 2d Cir. Certiorari denied. *Acting Solicitor General Spritzer, Acting Assistant Attorney General Roberts, Robert N. Anderson* and *Gilbert E. Andrews* for petitioner. *Julius G. Hirsch* for Estate of Borax et al. and *Gerald H. Ullman* for Wondsel, respondents. Reported below: 349 F. 2d 666.

No. 891. *ANDERSON ET AL. v. SHUFORD*. C. A. 10th Cir. Certiorari denied. *Robert C. Hawley* for petitioners. *William H. Erickson* for respondent. Reported below: 352 F. 2d 755.

No. 917. *ESTATE OF MAYER v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 2d Cir. Certiorari denied. *Edward S. Bentley* for petitioner. *Solicitor General Marshall, C. Moxley Featherston* and *Meyer Rothwacks* for respondent. Reported below: 351 F. 2d 617.

No. 927. *PANCZKO v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. *Melvin B. Lewis* and *Julius Lucius Echeles* for petitioner. *Solicitor General Marshall, Assistant Attorney General Vinson* and *Beatrice Rosenberg* for the United States. Reported below: 353 F. 2d 676.

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No. 915. *W. E. GRACE MANUFACTURING CO. ET AL. v. BROS INC.* C. A. 5th Cir. Certiorari denied. *Channing L. Richards* for petitioners. *Andrew E. Carlsen* for respondent. Reported below: 351 F. 2d 208.

No. 925. *CHANDLER, U. S. DISTRICT JUDGE v. TEXACO, INC.* C. A. 10th Cir. Certiorari denied. *Gus Rinehart* for petitioner. *George W. Jansen* for respondent. Reported below: 354 F. 2d 655.

No. 929. *COMMONWEALTH OIL REFINING CO., INC. v. MARTINEZ ET AL.* Sup. Ct. P. R. Certiorari denied. *Stuart Rothman* and *Rubén Rodríguez-Antongiorgi* for petitioner. Reported below: — P. R. —.

No. 930. *DICKER ET AL. v. UNITED STATES.* C. A. D. C. Cir. Certiorari denied. *George Cochran Doub, Sheldon E. Bernstein* and *Thomas A. Flannery* for petitioners. *Solicitor General Marshall, Assistant Attorney General Weisl, S. Billingsley Hill* and *A. Donald Mileur* for the United States. Reported below: 122 U. S. App. D. C. 158, 352 F. 2d 455.

No. 943. *RANGEN, INC., ET AL. v. STERLING NELSON & SONS, INC.* C. A. 9th Cir. Certiorari denied. *Peter W. Billings* for petitioners. *Paul H. Ray* for respondent. Reported below: 351 F. 2d 851.

No. 976. *KAM HON HO ET AL. v. KAM MOON KAM ET AL.* C. A. 9th Cir. Certiorari denied. *Leon L. M. Chun* and *W. Y. Char* for petitioners. *Herbert Y. C. Choy* for respondents.

No. 983. *NORTHWEST AIRLINES, INC. v. ALASKA AIRLINES, INC.* C. A. 9th Cir. Certiorari denied. *Bernard M. Shanley* for petitioner. *William J. Junkerman* for respondent. Reported below: 351 F. 2d 253.

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No. 966. HEARST CORP., BALTIMORE NEWS AMERICAN DIVISION *v.* LOCAL UNION No. 24, INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, AFL-CIO. C. A. 4th Cir. Certiorari denied. *Theodore Sherbow* and *William A. Agee* for petitioner. *Thomas X. Dunn* for respondent. Reported below: 352 F. 2d 957.

No. 997. WORTHINGTON CORP. *v.* LEASE MANAGEMENT, INC. C. A. 6th Cir. Certiorari denied. *Ronald A. Jacks* for petitioner. *Edward D. Wells* for respondent. Reported below: 352 F. 2d 24.

No. 936. BEAVER ET AL. *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Thaddeus Rojek* for petitioners. *Solicitor General Marshall*, *Assistant Attorney General Weisl*, *Roger P. Marquis* and *Elizabeth Dudley* for the United States. *Darrell F. Smith*, Attorney General, and *Dale R. Shumway*, Special Assistant Attorney General, for the State of Arizona, as *amicus curiae*, in support of the petition. Reported below: 350 F. 2d 4.

No. 362, Misc. JAMES *v.* WAINWRIGHT, CORRECTIONS DIRECTOR. Sup. Ct. Fla. Certiorari denied. Petitioner *pro se*. *Earl Faircloth*, Attorney General of Florida, and *James G. Mahorner*, Assistant Attorney General, for respondent.

No. 639, Misc. GRIZZELL *v.* FLORIDA. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Earl Faircloth*, Attorney General of Florida, and *T. T. Turnbull*, Assistant Attorney General, for respondent.

No. 765, Misc. BROWN *v.* CAVELL, PENITENTIARY SUPERINTENDENT. C. A. 3d Cir. Certiorari denied.

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No. 424, Misc. *PEREZ v. WAINWRIGHT, CORRECTIONS DIRECTOR*. Sup. Ct. Fla. Certiorari denied. Petitioner *pro se. Earl Faircloth*, Attorney General of Florida, *James G. Mahorner*, Assistant Attorney General, for respondent.

No. 555, Misc. *THOMAS v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Petitioner *pro se. Earl Faircloth*, Attorney General of Florida, and *John S. Burton*, Assistant Attorney General, for respondent.

No. 608, Misc. *FAZIO v. FAY, WARDEN*. C. A. 2d Cir. Certiorari denied. Petitioner *pro se. Louis J. Lefkowitz*, Attorney General of New York, and *Mortimer Sattler*, Assistant Attorney General, for respondent. Reported below: 348 F. 2d 418.

No. 846, Misc. *BENTON v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Petitioner *pro se. Thomas C. Lynch*, Attorney General of California, and *Robert R. Granucci* and *Michael J. Phelan*, Deputy Attorneys General, for respondent.

No. 1068, Misc. *OWENS v. HEINZE, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 1069, Misc. *LYNN ET AL. v. KENTUCKY*. Ct. App. Ky. Certiorari denied.

No. 1081, Misc. *PINCH v. MAXWELL, WARDEN*. Sup. Ct. Ohio. Certiorari denied. Reported below: 3 Ohio St. 2d 212, 210 N. E. 2d 883.

No. 1113, Misc. *TARIN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Petitioner *pro se. Solicitor General Marshall* for the United States. Reported below: 353 F. 2d 71.

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No. 1077, Misc. *OVERBY v. NEW YORK*. Ct. App. N. Y. Certiorari denied.

No. 1082, Misc. *CARUSO v. FAY, WARDEN*. C. A. 2d Cir. Certiorari denied.

No. 1083, Misc. *STEVENS v. OHIO*. Sup. Ct. Ohio. Certiorari denied.

No. 1084, Misc. *BROWN v. NEW YORK*. Ct. App. N. Y. Certiorari denied.

No. 1132, Misc. *IN RE SANTANA*. Sup. Ct. P. R. Certiorari denied. Reported below: — P. R. —.

No. 1193, Misc. *RODRIGUEZ v. NEW YORK*. App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Petitioner *pro se*. *Michael Juviler* for respondent.

No. 1148, Misc. *RHODES v. MEYER ET AL.* C. A. 8th Cir. Certiorari and other relief denied. Reported below: 353 F. 2d 316.

Rehearing Denied.

No. 816. *GOVERNMENT EMPLOYEES INSURANCE CO. v. UNITED STATES*, 382 U. S. 1026;

No. 732, Misc. *VASQUEZ-OCHOA v. UNITED STATES*, 382 U. S. 1027;

No. 896, Misc. *ODELL v. STATE DEPARTMENT OF PUBLIC WELFARE OF WISCONSIN ET AL.*, 382 U. S. 420; and

No. 931, Misc. *PARKER v. BOARD OF EDUCATION, PRINCE GEORGE'S COUNTY, MARYLAND*, 382 U. S. 1030. Petitions for rehearing denied.

No. 593. *KOEHRING Co. v. HYDE CONSTRUCTION Co., INC., ET AL.*, 382 U. S. 362. Petition for rehearing and motion to amend the order of remand denied.

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No. 255, October Term, 1963. *BROS INCORPORATED v. BROWNING MANUFACTURING CO. ET AL.*, 375 U. S. 825. Motion for leave to file petition for rehearing denied. MR. JUSTICE FORTAS took no part in the consideration or decision of this motion.

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Dismissal Under Rule 60.

No. 159. *CHICAGO & NORTH WESTERN RAILWAY CO. ET AL. v. ATCHISON, TOPEKA & SANTA FE RAILWAY CO. ET AL.* Appeal from D. C. S. D. Cal. Appeal as to appellant Chicago, Rock Island & Pacific Railroad Co. dismissed pursuant to Rule 60 of the Rules of this Court. *Nuel D. Belnap, Richard M. Freeman, Bryce L. Hamilton, Raymond K. Merrill, Nye F. Morehouse, John W. Adams, Martin L. Cassell and Frank R. Johnston* for appellants. *Douglas F. Smith, Howard J. Trienens, George L. Saunders, Jr., John E. McCullough, S. R. Brittingham, Jr., Monroe E. Clinton, Frank S. Farrell, Lawrence W. Hobbs, L. E. Torinus, Jr., and E. L. Van Dellen* for Atchison, Topeka & Santa Fe Railway Co. et al.; *E. P. Porter, Alan C. Furth, Charles W. Burkett, Robert L. Pierce and Thormund A. Miller* for Southern Pacific Co. et al., appellees. Reported below: 238 F. Supp. 528.

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Miscellaneous Orders.

No. 913, Misc. *KANDL v. URSE, COOK COUNTY MENTAL HEALTH CLINIC SUPERINTENDENT, ET AL.* Motion for leave to file petition for writ of habeas corpus and for other relief denied. *Harry R. Booth* for petitioner. *Edward J. Hladis and Daniel P. Ward* for respondents.

No. —. *ROSENSTIEL v. ROSENSTIEL.* Motion to defer consideration of No. 934 denied. *Peyton Ford* for petitioner. *Louis Nizer* for respondent.

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Probable Jurisdiction Noted or Postponed.

No. 386. *GARRITY ET AL. v. NEW JERSEY*. Appeal from Sup. Ct. N. J. Further consideration of the question of jurisdiction postponed to the hearing of the case on the merits. *Daniel L. O'Connor* for appellants. *Norman Heine* and *James G. Aiken* for appellee. Reported below: 44 N. J. 209, 207 A. 2d 689; 44 N. J. 259, 208 A. 2d 146.

No. 954. *WATKINS v. CONWAY*. Appeal from Sup. Ct. Ga. Probable jurisdiction noted. *Emmet J. Bonduquant II* for appellant. Reported below: 221 Ga. 374, 144 S. E. 2d 721.

Certiorari Granted. (See also No. 24, *ante*, p. 573.)

No. 642. *GILES ET AL. v. MARYLAND*. Ct. App. Md. Certiorari granted. *Joseph Forer* and *Hal Witt* for petitioners. *Thomas B. Finan*, Attorney General of Maryland, and *Donald Needle*, Assistant Attorney General, for respondent. Reported below: 239 Md. 458, 212 A. 2d 101.

No. 898. *IMMIGRATION AND NATURALIZATION SERVICE v. ERRICO*. C. A. 9th Cir. Certiorari granted. *Solicitor General Marshall*, *Assistant Attorney General Vinson* and *Beatrice Rosenberg* for petitioner. *Edwin J. Peterson* for respondent. Reported below: 349 F. 2d 541.

No. 1007, Misc. *SCOTT, AKA PLUMMER v. IMMIGRATION AND NATURALIZATION SERVICE*. C. A. 2d Cir. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Case transferred to appellate docket and set for oral argument immediately following No. 898. *Edward Q. Carr, Jr.*, for petitioner. *Solicitor General Marshall* for respondent. Reported below: 350 F. 2d 279.

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No. 826. *COSTELLO v. UNITED STATES*. C. A. 2d Cir. Certiorari granted limited to Question 1 presented by petition which reads as follows:

"1. Do not the federal wagering tax statutes here involved violate the petitioner's privilege against self-incrimination guaranteed by the Fifth Amendment? Should not this court, especially in view of its recent decision in *Albertson v. Subversive Activities Control Board*, 382 U. S. 70 (1965), overrule *United States v. Kahriger*, 345 U. S. 22 (1953) and *Lewis v. United States*, 348 U. S. 419 (1955)?"

Ira B. Grudberg for petitioner. Reported below: 352 F. 2d 848.

No. 944. *SPEVACK v. KLEIN*. Ct. App. N. Y. Certiorari granted. *Lawrence J. Latto*, *William H. Dempsey, Jr.*, and *Bernard Shatzkin* for petitioner. *Solomon A. Klein*, respondent, *pro se*.

Certiorari Denied. (See also No. 931, *ante*, p. 574.)

No. 50. *UNITED STATES v. S & A Co.* C. A. 8th Cir. Certiorari denied. *Solicitor General Cox* and *Assistant Attorney General Oberdorfer* for the United States. *Leland W. Scott* for respondent. Reported below: 338 F. 2d 629.

No. 763. *PERFECT FIT PRODUCTS MANUFACTURING Co., INC. v. MONSANTO CHEMICAL Co., SUCCESSOR TO CHEMSTRAND CORP.*; and

No. 937. *MONSANTO CHEMICAL Co., SUCCESSOR TO CHEMSTRAND CORP. v. PERFECT FIT PRODUCTS MANUFACTURING Co., INC.* C. A. 2d Cir. Certiorari denied. *Jay F. Gordon* for petitioner in No. 763 and for respondent in No. 937. *Granville M. Brumbaugh* for petitioner in No. 937 and for respondent in No. 763. Reported below: 349 F. 2d 389.

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No. 864. *TRAMONTANA v. VARIG AIRLINES*. C. A. D. C. Cir. Certiorari denied. *Eugene Gressman* and *Hyman Smollar* for petitioner. *Harry A. Bowen* and *John L. Laskey* for respondent. Reported below: 121 U. S. App. D. C. 338, 350 F. 2d 468.

No. 894. *SALTER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. *Frank E. Haddad, Jr.*, for petitioner. *Solicitor General Marshall*, *Assistant Attorney General Vinson*, *Beatrice Rosenberg* and *Kirby W. Patterson* for the United States. Reported below: 346 F. 2d 509.

No. 918. *INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, AFL-CIO, ET AL. v. NATIONAL LABOR RELATIONS BOARD*. C. A. D. C. Cir. Certiorari denied. *Lester P. Schoene*, *Milton Kramer* and *Richard H. Frank* for petitioners. *Solicitor General Marshall*, *Arnold Ordman*, *Dominick L. Manoli* and *Norton J. Come* for respondent. Reported below: 122 U. S. App. D. C. 8, 350 F. 2d 791.

No. 934. *Wood v. Wood*. Ct. App. N. Y. Certiorari denied. *Harris B. Steinberg* for petitioner. *Simon H. Rifkind* for respondent. Reported below: 16 N. Y. 2d 64, 209 N. E. 2d 709.

No. 935. *FORREST VILLAGE APARTMENTS, INC. v. UNITED STATES*. Ct. Cl. Certiorari denied. *Carl L. Shipley* for petitioner. *Solicitor General Marshall* for the United States.

No. 938. *TENNESSEE GAS TRANSMISSION CO. v. UNITED STATES*. Ct. Cl. Certiorari denied. *Vernon M. Turner* for petitioner. *Solicitor General Marshall*, *Assistant Attorney General Weisl*, *Roger P. Marquis*, *Howard O. Sigmond* and *Raymond N. Zagone* for the United States.

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No. 945. TREMONT, AKA LARRO *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. *James F. Schaeffer* for petitioner. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg and Mervyn Hamburg* for the United States. Reported below: 351 F. 2d 144.

No. 946. VELOTTA *v.* McGETTRICK. Sup. Ct. Ohio. Certiorari denied. *Don DeRocco* for petitioner. *John T. Corrigan* for respondent.

No. 948. KINDELAN ET UX. *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. *Thomas H. Anderson* for petitioners. *Solicitor General Marshall, Acting Assistant Attorney General Featherston and Robert N. Anderson* for the United States. Reported below: 351 F. 2d 310.

No. 949. WILSON *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. *Harold Gruenberg* for petitioner. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg and Robert G. Maysack* for the United States. Reported below: 352 F. 2d 889.

No. 955. FOULKES, ADMINISTRATOR *v.* UNITED STATES. Ct. Cl. Certiorari denied. *Lawrence J. Simmons* for petitioner. *Solicitor General Marshall* for the United States.

No. 975. AETNA CASUALTY & SURETY CO. *v.* THIRD NATIONAL BANK & TRUST CO. C. A. 3d Cir. Certiorari denied. *Elmer W. Beasley* for petitioner. *Ernest J. Gazda* for respondent.

No. 978. RYAN, ASSIGNEE *v.* VICKERS. Sup. Ct. Colo. Certiorari denied. *Milton J. Blake* for petitioner. *John H. Pickering and M. O. Shivers, Jr.*, for respondent. Reported below: — Colo. —, 406 P. 2d 794.

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No. 972. *BRUNER ET UX. v. TEXAS*. Sup. Ct. Tex. Certiorari denied. *Heard L. Floore* for petitioners. *Wagoner Carr*, Attorney General of Texas, and *Hawthorne Phillips, T. B. Wright, Carroll R. Graham, Fred M. Talkington* and *F. William Colburn*, Assistant Attorneys General, for respondent.

No. 974. *CROUCH, PROBATE JUDGE v. STANLEY, ADMINISTRATOR*. Ct. Civ. App. Tex., 11th Sup. Jud. Dist. Certiorari denied. Reported below: 390 S. W. 2d 795.

No. 979. *ERTEL MANUFACTURING CORP. v. NATIONAL LABOR RELATIONS BOARD*. C. A. 7th Cir. Certiorari denied. *Harry P. Dees* for petitioner. *Solicitor General Marshall, Arnold Ordman, Dominick L. Manoli* and *Norton J. Come* for respondent. Reported below: 352 F. 2d 916.

No. 981. *KIRSCHNER ET AL., TRADING AS K-N ENTERPRISES v. WEST CO.* C. A. 3d Cir. Certiorari denied. *Harry R. Kozart* for petitioners. *Theodore Voorhees* for respondent.

No. 982. *PERRYTON WHOLESALE, INC. v. PIONEER DISTRIBUTING CO. OF KANSAS, INC.* C. A. 10th Cir. Certiorari denied. *Dale M. Stucky* for petitioner. *Malcolm Miller* for respondent. Reported below: 353 F. 2d 618.

No. 998. *KISER ET AL. v. BREAKS INTERSTATE PARK COMMISSION*. Sup. Ct. App. Va. Certiorari denied. *S. H. Sutherland* for petitioners. *Robert T. Winston* for respondent.

No. 986. *FRIED v. BROOKLYN BAR ASSOCIATION*. Ct. App. N. Y. Certiorari denied. Petitioner *pro se*. *Benjamin R. Raphael* for respondent.

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No. 992. *CHESAPEAKE & OHIO RAILWAY CO. v. LUDWIG, GUARDIAN, ET AL.* C. A. 6th Cir. Certiorari denied. *Robert A. Straub* for petitioner. *John von Batchelder* for respondents.

No. 1003. *LOCKE v. RIVER LINES, INC.* C. A. 9th Cir. Certiorari denied. *Edward R. Kay* for petitioner. *Graydon S. Staring* for respondent. Reported below: 352 F. 2d 307.

No. 1007. *CHARLESTON COMMUNITY MEMORIAL HOSPITAL v. DARLING.* Sup. Ct. Ill. Certiorari denied. *Jack E. Horsley* and *Fred H. Kelly* for petitioner. *Stanford S. Meyer* for respondent. Reported below: 33 Ill. 2d 326, 211 N. E. 2d 253.

No. 1019. *GREEN ET AL. v. OSGOOD-LEWIS-PERKINS, INC.* Sup. Ct. Neb. Certiorari denied. *William L. Walker* for petitioners. *James R. Hoover* for respondent. Reported below: 178 Neb. 807, 135 N. W. 2d 718; 179 Neb. 133, 137 N. W. 2d 241.

No. 889. *RIESS ET UX. v. MURCHISON ET AL.* C. A. 9th Cir. Certiorari denied. MR. JUSTICE BLACK is of the opinion that certiorari should be granted and the judgment of the United States Court of Appeals for the Ninth Circuit reversed. *Max Frank Deutz* for petitioners. *John J. Quinn, Jr.*, for respondents.

No. 932. *GOODMAN ET UX. v. FUTROVSKY ET AL.* Sup. Ct. Del. Certiorari denied. THE CHIEF JUSTICE and MR. JUSTICE BLACK are of the opinion that certiorari should be granted. *Leonard S. Goodman, pro se*, and for other petitioner. *Leroy A. Brill* and *William S. Potter* for respondents Cohen et al. Reported below: — Del. —, 213 A. 2d 899.

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No. 1038. GRASBERGER, TRUSTEE IN BANKRUPTCY, ET AL. *v.* CALISSI, EXECUTRIX, ET AL. C. A. 3d Cir. Certiorari denied. *Peter P. Zion* for petitioners.

No. 947. TEN INDIVIDUAL DEFENDANTS ET AL. *v.* INDIAN LAKE ESTATES, INC. C. A. D. C. Cir. Motion of Arthur J. Hillman for leave to file a brief, as *amicus curiae*, granted. Certiorari denied. *J. H. Krug* and *Albert Philipson* for petitioners. *Ralph E. Becker* and *F. Murray Callahan* for respondent. *Arthur J. Hillman*, as *amicus curiae*, in support of the petition. Reported below: 121 U. S. App. D. C. 305, 350 F. 2d 435.

No. 952. ARO MANUFACTURING CO., INC., ET AL. *v.* AUTOMOBILE BODY RESEARCH CORP. C. A. 1st Cir. Motion to use record in No. 21, October Term, 1960, and No. 75, October Term, 1963, granted. Certiorari denied. *David Wolf* and *Charles Hieken* for petitioners. Reported below: 352 F. 2d 400.

No. 961. BELL *v.* UNITED STATES. C. A. 6th Cir. Motion to adopt portions of petition in No. 794 granted. Certiorari denied. MR. JUSTICE WHITE took no part in the consideration or decision of this motion and petition. *C. Allen High*, *Edward B. Henslee, Jr.*, and *Francis H. Monek* for petitioner. *Solicitor General Marshall*, *Assistant Attorney General Vinson* and *Philip R. Monahan* for the United States. Reported below: 351 F. 2d 868.

No. 988. ALABAMA ET AL. *v.* BLAND. C. A. 5th Cir. Motion to dispense with printing respondent's brief granted. Certiorari denied. *Richmond M. Flowers*, Attorney General of Alabama, and *John C. Tyson III*, Assistant Attorney General, for petitioners. *Fred S. Ball* for respondent. Reported below: 356 F. 2d 8.

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No. 977. *E. I. DU PONT DE NEMOURS & Co., INC. v. MALONEY*; and

No. 1093, Misc. *MALONEY v. E. I. DU PONT DE NEMOURS & Co.* C. A. D. C. Cir. Certiorari denied. MR. JUSTICE HARLAN took no part in the consideration or decision of these petitions. *William H. Allen* for petitioner in No. 977 and for respondent in No. 1093, Misc. *Henry Lincoln Johnson, Jr.*, for petitioner in No. 1093, Misc. Reported below: 122 U. S. App. D. C. 268, 352 F. 2d 936.

No. 462, Misc. *WOODLEY v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Petitioner *pro se*. *Thomas C. Lynch*, Attorney General of California, *William E. James*, Assistant Attorney General, and *Norman H. Sokolow*, Deputy Attorney General, for respondent.

No. 717, Misc. *BAILEY v. VAN BUSKIRK*. C. A. 9th Cir. Certiorari denied. *H. Bruce Baumeister* for petitioner. *Solicitor General Marshall*, *Assistant Attorney General Douglas*, *David L. Rose* and *Robert V. Zener* for respondent. Reported below: 345 F. 2d 298.

No. 724, Misc. *CHAMBERS v. FLORIDA*. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. *Marco Loffredo* and *Phillip A. Hubbart* for petitioner. *Earl Faircloth*, Attorney General of Florida, and *James T. Carlisle*, Assistant Attorney General, for respondent. Reported below: 176 So. 2d 597.

No. 741, Misc. *CARTER v. WISCONSIN*. Sup. Ct. Wis. Certiorari denied. Petitioner *pro se*. *Bronson C. LaFollette*, Attorney General of Wisconsin, and *William A. Platz* and *Warren H. Resh*, Assistant Attorneys General, for respondent. Reported below: 27 Wis. 2d 451, 134 N. W. 2d 444, 136 N. W. 2d 561.

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No. 203, Misc. *DI PAOLO v. NEW JERSEY*. Sup. Ct. N. J. Certiorari denied. Petitioner *pro se*. *Michael R. Imbriani* and *Raymond R. Trombadore*, Deputy Attorneys General of New Jersey, for respondent.

No. 742, Misc. *SMITH v. CITY OF TOLEDO*. Sup. Ct. Ohio. Certiorari denied. *Merritt W. Green II* for petitioner. *John A. DeVictor, Jr.*, and *John J. Burkhart* for respondent. Reported below: 3 Ohio St. 2d 80, 209 N. E. 2d 410.

No. 748, Misc. *ELFE v. LAVALLEE, WARDEN*. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Louis J. Lefkowitz*, Attorney General of New York, and *Mortimer Sattler*, Assistant Attorney General, for respondent.

No. 782, Misc. *BILOCHE v. WASHINGTON*. Sup. Ct. Wash. Certiorari denied. *Francis Hoague* for petitioner. *James E. Kennedy* for respondent. Reported below: 66 Wash. 2d 325, 402 P. 2d 491.

No. 791, Misc. *MURRAY v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall*, *Assistant Attorney General Vinson*, *Beatrice Rosenberg* and *Donald I. Bierman* for the United States. Reported below: 351 F. 2d 330.

No. 863, Misc. *CASTELLANO v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall*, *Assistant Attorney General Vinson*, *Beatrice Rosenberg* and *Sidney M. Glazer* for the United States. Reported below: 350 F. 2d 852.

No. 916, Misc. *ANSOURIAN v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall* for the United States.

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No. 860, Misc. *CARABALLO v. LAVALLEE*, 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 *Arthur L. Schiff*, Assistant Attorney General, for respondent.

No. 877, Misc. *GUIDRY v. BETO*, CORRECTIONS DIRECTOR. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. *Waggoner Carr*, Attorney General of Texas, *Hawthorne Phillips*, First Assistant Attorney General, *T. B. Wright*, Executive Assistant Attorney General, and *Howard M. Fender* and *Lonny F. Zwiener*, Assistant Attorneys General, for respondent.

No. 917, Misc. *FORSBERG v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall*, Assistant Attorney General *Vinson*, *Beatrice Rosenberg* and *Donald I. Bierman* for the United States. Reported below: 351 F. 2d 242.

No. 938, Misc. *BOWMAN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. *Vincent Hallinan* for petitioner. *Solicitor General Marshall*, Assistant Attorney General *Vinson*, and *Philip R. Monahan* for the United States. Reported below: 350 F. 2d 913.

No. 947, Misc. *DAGAMPAT v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall*, Assistant Attorney General *Vinson*, *Beatrice Rosenberg* and *Theodore George Gilinsky* for the United States. Reported below: 352 F. 2d 245.

No. 963, Misc. *COLEMAN v. NEW JERSEY*. Sup. Ct. N. J. Certiorari denied. Reported below: 46 N. J. 16, 214 A. 2d 393.

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No. 951, Misc. *HARPER v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg and Robert G. Maysack* for the United States. Reported below: 122 U. S. App. D. C. 23, 350 F. 2d 1000.

No. 974, Misc. *CAREY v. BENNETT*. C. A. D. C. Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall* for respondent.

No. 1025, Misc. *KAUFMAN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. *Robert O. Hetlage* for petitioner. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg and Robert G. Maysack* for the United States. Reported below: 350 F. 2d 408.

No. 1092, Misc. *PERRY v. NORTH CAROLINA*. C. A. 4th Cir. Certiorari denied.

No. 1102, Misc. *STEVENSON v. MANCUSI, WARDEN*. Ct. App. N. Y. Certiorari denied.

No. 1112, Misc. *RODRIGUEZ v. LAVALLEE, WARDEN*. C. A. 2d Cir. Certiorari denied.

No. 1126, Misc. *TAYLOR v. OHIO*; and

No. 1142, Misc. *JONES v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 4 Ohio St. 2d 13, 211 N. E. 2d 198.

No. 1141, Misc. *HARRIS v. WILSON, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 351 F. 2d 840.

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No. 1134, Misc. *EVANS v. DINER'S CLUB, INC.* C. A. 2d Cir. Certiorari denied.

No. 1115, Misc. *FURTAKE v. NEW YORK.* Ct. App. N. Y. Certiorari denied.

No. 1143, Misc. *WALLS v. MYERS, CORRECTIONAL SUPERINTENDENT.* C. A. 3d Cir. Certiorari denied. Reported below: 353 F. 2d 210.

No. 1144, Misc. *THOMAS v. CLARK, ATTORNEY GENERAL OF ILLINOIS.* C. A. 7th Cir. Certiorari denied.

No. 1147, Misc. *LESTER v. TENNESSEE.* Sup. Ct. Tenn. Certiorari denied. Petitioner *pro se.* *George F. McCanless*, Attorney General of Tennessee, and *Edgar P. Calhoun*, Assistant Attorney General, for respondent. Reported below: — Tenn. —, 393 S. W. 2d 288.

No. 1150, Misc. *MCGRATH v. MCMANN, 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 *Michael H. Rauch*, Deputy Assistant Attorney General, for respondent. Reported below: 348 F. 2d 373.

No. 1162, Misc. *AURILLO v. FOGLIANI, WARDEN.* Sup. Ct. Nev. Certiorari denied.

No. 1172, Misc. *TORNETTO v. NEW YORK.* Ct. App. N. Y. Certiorari denied.

No. 1176, Misc. *BROWN v. GIFFIN INDUSTRIES, INC.; ET AL.* Sup. Ct. Fla. Certiorari denied. Petitioner *pro se.* *Samuel J. Powers, Jr.*, for respondents. Reported below: 178 So. 2d 873.

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No. 1156, Misc. *VESS v. PEYTON*, PENITENTIARY SUPERINTENDENT. C. A. 4th Cir. Certiorari denied. Reported below: 352 F. 2d 325.

No. 1183, Misc. *SHOTKIN v. COHEN*. Dist. Ct. App. Fla., 3d Dist. Certiorari denied.

No. 1185, Misc. *NEAL v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 1189, Misc. *BAGLEY v. RHAY*, PENITENTIARY SUPERINTENDENT, ET AL. Sup. Ct. Wash. Certiorari denied.

No. 1198, Misc. *VAN SLYKE v. NEW YORK*. App. Div., Sup. Ct. N. Y., 4th Jud. Dept. Certiorari denied.

No. 1199, Misc. *COLLINS v. YEAGER*, PRISON KEEPER. Sup. Ct. N. J. Certiorari denied.

No. 1211, Misc. *WELLER v. CALIFORNIA*. C. A. 9th Cir. Certiorari denied.

No. 1212, Misc. *WASHINGTON v. COLORADO*. Sup. Ct. Colo. Certiorari denied. *Charles A. Hobbs* for petitioner. *Duke W. Dunbar*, Attorney General of Colorado, and *John P. Moore*, Assistant Attorney General, for respondent. Reported below: — Colo. —, 405 P. 2d 735.

No. 1216, Misc. *SMITH v. ILLINOIS*. App. Ct. Ill., 2d Dist. Certiorari denied. *John R. Snively* for petitioner. *William G. Clark*, Attorney General of Illinois, *Fred Leach*, Assistant Attorney General, *William R. Nash* and *Alfred W. Cowan, Jr.*, for respondent. Reported below: 63 Ill. App. 2d 369, 211 N. E. 2d 456.

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No. 1196, Misc. *WELSHER v. BURKE, WARDEN*. Sup. Ct. Wis. Certiorari denied. Reported below: 28 Wis. 2d 160, 135 N. W. 2d 849.

No. 1217, Misc. *BELL v. FLORIDA*. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. *Marco Loffredo* and *Phillip A. Hubbard* for petitioner. Reported below: 175 So. 2d 80.

No. 1219, Misc. *MERCER v. RUSSELL, CORRECTIONAL SUPERINTENDENT*. C. A. 3d Cir. Certiorari denied.

No. 1222, Misc. *SALAZAR v. WILSON, WARDEN, ET AL.* Sup. Ct. Cal. Certiorari denied.

No. 1249, Misc. *SAMUELS v. ASSOCIATION OF THE BAR OF THE CITY OF NEW YORK*. App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied.

Rehearing Denied.

No. 828. *LICHOTA ET UX. v. UNITED STATES*, 382 U. S. 1027;

No. 187, Misc. *McILVAINE ET AL. v. LOUISIANA*, *ante*, p. 921;

No. 368, Misc. *RAINSBERGER v. NEVADA*, 382 U. S. 455;

No. 843, Misc. *SMITH v. ELLINGTON ET AL.*, 382 U. S. 998;

No. 977, Misc. *ANDREWS v. SMITH ET AL.*, 382 U. S. 1029;

No. 1018, Misc. *NIELSEN v. NEBRASKA STATE BAR ASSOCIATION*, *ante*, p. 105; and

No. 1139, Misc. *WAGER v. NEW YORK*, *ante*, p. 920. Petitions for rehearing denied.

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Miscellaneous Orders.

No. 79. CASCADE NATURAL GAS CORP. *v.* EL PASO NATURAL GAS CO. ET AL.;

No. 82. CALIFORNIA *v.* EL PASO NATURAL GAS CO. ET AL.; and

No. 596. SOUTHERN CALIFORNIA EDISON CO. *v.* EL PASO NATURAL GAS CO. ET AL. Appeals from D. C. Utah. (Probable jurisdiction noted, 382 U. S. 970.) Motion of appellee, El Paso Natural Gas Co., to strike portions of the designation of record, and motion of appellants to strike the cross-designation of record, denied without prejudice to the further order of this Court as to costs. *Gregory A. Harrison* and *Atherton Phleger* on the motion for appellee El Paso Natural Gas Co. *William M. Bennett*, *H. B. Jones, Jr.*, *Rollin E. Woodbury*, *Harry W. Sturges, Jr.*, and *William E. Marx* on the motion for appellants.

No. 847. KATZENBACH, ATTORNEY GENERAL, ET AL. *v.* MORGAN ET UX.; and

No. 877. NEW YORK CITY BOARD OF ELECTIONS *v.* MORGAN ET UX. Appeals from D. C. D. C. (Probable jurisdiction noted, 382 U. S. 1007.) Motion of the Attorney General of Puerto Rico for leave to participate in oral argument, as *amicus curiae*, granted, and 20 minutes are allotted for that purpose. Twenty additional minutes are allotted to counsel for appellees. *Raphael Hernandez Colon*, Attorney General of Puerto Rico, on the motion.

No. 1317, Misc. POSTELL *v.* WILSON, WARDEN; and
No. 1320, Misc. McLAMB *v.* WILSON, WARDEN, ET AL. Motions for leave to file petitions for writs of habeas corpus denied.

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No. 1011. WALLACE ET AL. *v.* VIRGINIA. C. A. 4th Cir. Motion to advance denied. *George E. Allen, Sr., Anthony G. Amsterdam, Jack Greenberg, James M. Nabrit III, Charles Stephen Ralston, S. W. Tucker and Henry L. Marsh III* on the motion.

No. 1125. BOND ET AL. *v.* FLOYD ET AL. Appeal from D. C. N. D. Ga. Motion to advance denied. *Leonard B. Boudin and Victor Rabinowitz* for appellants on the motion. *Arthur K. Bolton*, Attorney General of Georgia, *William L. Harper, Paul L. Hanes and Alfred Evans, Jr.*, Assistant Attorneys General, for appellees in opposition to the motion.

No. 1068. LONG *v.* DISTRICT COURT OF IOWA, IN AND FOR LEE COUNTY. Sup. Ct. Iowa. (Certiorari granted, *ante*, p. 925.) Motion for appointment of counsel granted. It is ordered that *Ronald L. Carlson, Esquire*, of Iowa City, Iowa, be, and he is hereby, appointed to serve as counsel for the petitioner in this case.

No. 1308, Misc. JOHNSON *v.* FLORIDA. 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.

Certiorari Granted. (See also No. 890, *ante*, p. 821; and No. 957, *ante*, p. 824.)

No. 875, Misc. CHAPMAN ET AL. *v.* CALIFORNIA. Sup. Ct. Cal. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted, limited to the following questions:

"Where there is a violation of the rule of *Griffin v. California*, 380 U. S. 609, (1) can the error be held to be

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harmless, and (2) if so, was the error harmless in this case?"

Case transferred to the appellate docket. THE CHIEF JUSTICE took no part in the consideration or decision of this motion and petition. *Morris Lavine* for petitioners. *Thomas C. Lynch*, Attorney General of California, *Doris H. Maier*, Assistant Attorney General, and *Raymond M. Momboisse*, Deputy Attorney General, for respondent. Reported below: 63 Cal. 2d 178, 404 P. 2d 209.

Certiorari Denied. (See also No. 1308, Misc., *supra.*)

No. 901. ROUGH DIAMOND CO., INC., ET AL. *v.* UNITED STATES. Ct. Cl. *Certiorari denied.* *Carl L. Shipley* for petitioners. *Solicitor General Marshall*, *Assistant Attorney General Douglas*, *Alan S. Rosenthal* and *Edward Berlin* for the United States. Reported below: 173 Ct. Cl. 15, 351 F. 2d 636.

No. 922. KNETSCH ET UX. *v.* UNITED STATES. Ct. Cl. *Certiorari denied.* *William Lee McLane*, *Nola McLane* and *Thaddeus Rojek* for petitioners. *Solicitor General Marshall*, *Acting Assistant Attorney General Roberts*, *Harry Baum* and *Philip R. Miller* for the United States. Reported below: 172 Ct. Cl. 378, 348 F. 2d 932.

No. 989. PERATI ET AL. *v.* UNITED STATES. C. A. 9th Cir. *Certiorari denied.* Petitioners *pro se.* *Solicitor General Marshall*, *Assistant Attorney General Weisl*, *Roger P. Marquis* and *Raymond N. Zagone* for the United States. Reported below: 352 F. 2d 788.

No. 1005. PAYSON *v.* UNITED STATES. Ct. Cl. *Certiorari denied.* *Penrose Lucas Albright* for petitioner. *Solicitor General Marshall* for the United States.

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No. 939. *S. D. WARREN CO. v. NATIONAL LABOR RELATIONS BOARD*. C. A. 1st Cir. Certiorari denied. *Robert W. Meserve* and *John R. Halley* for petitioner. *Solicitor General Marshall, Arnold Ordman, Dominick L. Manoli, Norton J. Come* and *Leonard M. Wagman* for respondent. Reported below: 353 F. 2d 494.

No. 990. *THAGGARD v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. *Ira De Ment III* for petitioner. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg* and *Julia P. Cooper* for the United States. Reported below: 354 F. 2d 735.

No. 993. *FLICK-REEDY CORP. v. HYDRO-LINE MANUFACTURING CO.*; and

No. 994. *HYDRO-LINE MANUFACTURING CO. v. FLICK-REEDY CORP.* C. A. 7th Cir. Certiorari denied. *John Rex Allen, James C. Wood* and *Lloyd W. Mason* for petitioner in No. 993. *Martin J. Brown* and *Malcolm S. Bradway* for respondent in No. 993 and for petitioner in No. 994. *James C. Wood* and *Lloyd W. Mason* for respondent in No. 994. Reported below: 351 F. 2d 546.

No. 1001. *KENNER v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. *Howard Hilton Spellman* for petitioner. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg* and *Kirby W. Patterson* for the United States. Reported below: 354 F. 2d 780.

No. 1002. *KNIGHT & WALL CO. ET AL. v. BRYANT, GOVERNOR OF FLORIDA, ET AL.* Sup. Ct. Fla. Certiorari denied. *Tom Fairfield Brown* for petitioners. *Earl Faircloth*, Attorney General of Florida, and *Edward D. Cowart* and *Larry Levy*, Assistant Attorneys General, for respondents. Reported below: 178 So. 2d 5.

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No. 1006. *BAILEY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. *Lewis G. Odom, Jr.*, for petitioner. *Solicitor General Marshall* for the United States. Reported below: 352 F. 2d 805.

No. 1010. *CRAIG v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. *Jack Greenberg, James M. Nabrit III, Leroy D. Clark, Michael Meltsner, Charles Stephen Ralston, H. W. Dixon, Jay H. Topkis* and *Anthony G. Amsterdam* for petitioner. Reported below: 179 So. 2d 202.

Nos. 1012 and 1013. *DROBNICK ET AL. v. DEPARTMENT OF PUBLIC WORKS AND BUILDINGS OF ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Petitioners *pro se*. *William G. Clark*, Attorney General of Illinois, and *Harold G. Andrews* and *Donald T. Morrison*, Special Assistant Attorneys General, for respondent.

No. 1016. *SIGNATROL, INC., ET AL. v. SCHULENBURG ET AL., DBA TIME-O-MATIC CO. ET AL.* Sup. Ct. Ill. Certiorari denied. *Horace E. Gunn* and *Owen Rall* for petitioners. *Horace A. Young* for respondents. Reported below: 33 Ill. 2d 379, 212 N. E. 2d 865.

No. 1021. *YOST ET AL. v. GUNBY, ORDINARY OF FULTON COUNTY, ET AL.* Sup. Ct. Ga. Certiorari denied. *G. Seals Aiken* for petitioners. *John Tye Ferguson, Harold Sheats, George P. Dillard, Henry L. Bowden* and *Jack P. Etheridge* for respondents.

No. 1104. *CARDEN v. TENNESSEE*. Sup. Ct. Tenn. Certiorari denied. *William Earl Badgett* for petitioner. *George F. McCanless*, Attorney General of Tennessee, and *Thomas E. Fox*, Assistant Attorney General, for respondent.

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No. 1047. *GOLDSTEIN v. DOFT*. C. A. 2d Cir. Certiorari denied. *Jacob Rassner* for petitioner. *Samuel B. Seidel* for respondent. Reported below: 353 F. 2d 484.

No. 1066. *ALBERS v. STATE BOARD OF EQUALIZATION, STATE OF CALIFORNIA*. Dist. Ct. App. Cal., 1st App. Dist. Certiorari denied. *Lemuel D. Sanderson* and *Hugh T. Fullerton* for petitioner. *Thomas C. Lynch*, Attorney General of California, *Ernest P. Goodman*, Assistant Attorney General, and *John J. Klee, Jr.*, Deputy Attorney General, for respondent. Reported below: 237 Cal. App. 2d 494, 47 Cal. Rptr. 69.

No. 1024. *ROBINSON v. CONNECTICUT*. Sup. Ct. Err. Conn. Motion to dispense with printing petition for writ of certiorari granted. Certiorari denied.

No. 858, Misc. *CHAVERS v. ALABAMA*. Sup. Ct. Ala. Certiorari denied. Petitioner *pro se*. *Richmond M. Flowers*, Attorney General of Alabama, and *David W. Clark*, Assistant Attorney General, for respondent.

No. 872, Misc. *DOWD v. MAXWELL, WARDEN*. Sup. Ct. Ohio. Certiorari denied. Petitioner *pro se*. *William B. Saxbe*, Attorney General of Ohio, and *William C. Baird*, Assistant Attorney General, for respondent. Reported below: 3 Ohio St. 2d 117, 209 N. E. 2d 421.

No. 884, Misc. *COLLINS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. *Meyer Licht* for petitioner. *Solicitor General Marshall*, *Assistant Attorney General Vinson* and *Beatrice Rosenberg* for the United States. Reported below: 349 F. 2d 863.

No. 1191, Misc. *HILL v. NEW YORK*. Ct. App. N. Y. Certiorari denied.

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No. 1182, Misc. SANDERS *v.* KANSAS. Sup. Ct. Kan. Certiorari denied. Reported below: 195 Kan. 701, 408 P. 2d 587.

No. 932, Misc. CADE *v.* BALKCOM, WARDEN. C. A. 5th Cir. Certiorari denied. Petitioner *pro se*. Arthur K. Bolton, Attorney General of Georgia, and Carter A. Setliff, Assistant Attorney General, for respondent.

No. 1033, Misc. TANDLER *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Petitioner *pro se*. Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg and Robert G. Maysack for the United States.

No. 1127, Misc. BOOKER ET AL. *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. David W. Palmer for petitioners. Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg and Mervyn Hamburg for the United States. Reported below: 341 F. 2d 535.

No. 1195, Misc. CHURCHILL ET AL. *v.* CALIFORNIA. Dist. Ct. App. Cal., 2d App. Dist. Certiorari denied. Edward Raiden for petitioners.

No. 1201, Misc. DARST *v.* WASHINGTON STATE BOARD OF PRISON TERMS AND PAROLES ET AL. Sup. Ct. Wash. Certiorari denied.

No. 1207, Misc. GRAY *v.* HENDERSON, WARDEN. C. A. 6th Cir. Certiorari denied. Reported below: 354 F. 2d 986.

No. 1202, Misc. CONTI *v.* PATTERSON. Sup. Ct. Colo. Certiorari denied.

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No. 1247, Misc. STEWART *v.* JANES. Ct. Civ. App. Tex., 7th Sup. Jud. Dist. Certiorari denied. Petitioner *pro se.* William L. Kerr for respondent. Reported below: 393 S. W. 2d 428.

No. 1215, Misc. SIWECKI *v.* KAISER JEEP CORP. Sup. Ct. Ohio. Certiorari denied. Petitioner *pro se.* Robert L. Maier for respondent.

No. 1236, Misc. DIXON *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 1243, Misc. GOHLKE *v.* CALIFORNIA. Dist. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 1248, Misc. WASHINGTON *v.* RECORDER'S COURT JUDGE. Sup. Ct. Mich. Certiorari denied.

No. 1259, Misc. NAFE *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 1262, Misc. WHITE *v.* WILSON, WARDEN, ET AL. Sup. Ct. Cal. Certiorari denied.

No. 1265, Misc. OWENSBY *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Petitioner *pro se.* Solicitor General Marshall for the United States. Reported below: 353 F. 2d 412.

No. 1303, Misc. ELLIS, ADMINISTRATOR *v.* STONEWALL PROPERTIES, INC. Sup. Ct. App. Va. Certiorari denied.

No. 1221, Misc. THOMAS *v.* PATE, WARDEN. C. A. 7th Cir. Petition for writ of certiorari is denied as untimely. Thomas B. McNeill for petitioner. Reported below: 351 F. 2d 910.

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No. 1343, Misc. *DE LAGO v. NEW YORK*. Ct. App. N. Y. Certiorari denied. Reported below: 16 N. Y. 2d 289, 213 N. E. 2d 659.

Rehearing Denied.

No. 30. *IDAHO SHEET METAL WORKS, INC. v. WIRTZ, SECRETARY OF LABOR*, *ante*, p. 190;

No. 31. *WIRTZ, SECRETARY OF LABOR v. STEEPLETON GENERAL TIRE Co., INC., ET AL.*, *ante*, p. 190;

No. 255, Misc. *WILLIAMS v. TENNESSEE*, 382 U. S. 961;

No. 924, Misc. *MACHADO v. WILKINS, WARDEN*, *ante*, p. 916;

No. 1019, Misc. *RHODES v. JONES*, *ante*, p. 919;

No. 1042, Misc. *STILTNER v. WASHINGTON*, *ante*, p. 919;

No. 1054, Misc. *DARRAH v. ILLINOIS*, *ante*, p. 919; and

No. 1083, Misc. *STEVENS v. OHIO*, *ante*, p. 939. Petitions for rehearing denied.

No. 843. *GINSBURG v. GINSBURG ET AL.*, *ante*, p. 907. Petition for rehearing and motion to remand denied.

No. 1132, Misc. *IN RE DISBARMENT OF SANTANA*, *ante*, p. 939. Petition for rehearing and for other relief denied.

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Miscellaneous Order.

No. —. *THOMSON ET AL. v. CALIFORNIA*. Berkeley-Albany Municipal Court, County of Alameda. Application for a stay presented to MR. JUSTICE DOUGLAS, and by him referred to the Court, denied. Applicants *pro se*. *Thomas C. Lynch*, Attorney General of California, and *J. F. Coakley* in opposition.

APRIL 4, 1966.

Miscellaneous Orders.

No. 594. *GOJACK v. UNITED STATES*. C. A. D. C. Cir. (Certiorari granted, 382 U. S. 937.) Motion of petitioner to remove this case from summary calendar is denied. *Melvin L. Wulf* on the motion.

No. 847. *KATZENBACH, ATTORNEY GENERAL, ET AL. v. MORGAN ET UX.*; and

No. 877. *NEW YORK CITY BOARD OF ELECTIONS v. MORGAN ET UX.* Appeals from D. C. D. C. (Probable jurisdiction noted, 382 U. S. 1007.) Motion of the Attorney General of New York for leave to participate in oral argument, as *amicus curiae*, granted, and thirty minutes are allotted for that purpose. Thirty additional minutes are allotted to counsel for appellants. *Louis J. Lefkowitz*, Attorney General of New York, *Ruth Kessler Toch*, Acting Solicitor General, and *Jean M. Coon*, Assistant Attorney General, on the motion. [For earlier orders in these cases, see also *ante*, pp. 903, 955.]

No. 1309, Misc. *SCHACK v. FLORIDA ET AL.*;

No. 1314, Misc. *ALLEN v. WILSON, WARDEN, ET AL.*; and

No. 1337, Misc. *JOHNSON v. CALIFORNIA ADULT AUTHORITY*. Motions for leave to file petitions for writs of habeas corpus denied.

Probable Jurisdiction Noted.

No. 159. *CHICAGO & NORTH WESTERN RAILWAY CO. ET AL. v. ATCHISON, TOPEKA & SANTA FE RAILWAY CO. ET AL.*; and

No. 576. *UNITED STATES ET AL. v. ATCHISON, TOPEKA & SANTA FE RAILWAY CO. ET AL.* Appeals from D. C.

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S. D. Cal. Probable jurisdiction noted. The cases are consolidated and a total of three hours is allotted for oral argument. *Nuel D. Belnap, Richard M. Freeman, Bryce L. Hamilton, Raymond K. Merrill, Nye F. Morehouse, John W. Adams, Martin L. Cassell and Frank R. Johnston* for appellants in No. 159. *Solicitor General Marshall, Assistant Attorney General Turner, Robert B. Hummel, Jerry Z. Pruzansky, Robert W. Ginnane and Arthur J. Cerra* for the United States et al. in No. 576. *Douglas F. Smith, Howard J. Trienens, George L. Saunders, Jr., John E. McCullough, S. R. Brittingham, Jr., Monroe E. Clinton, Frank S. Farrell, Lawrence W. Hobbs, L. E. Torinus, Jr., and E. L. Van Dellen* for Atchison, Topeka & Santa Fe Railway Co. et al., and *E. P. Porter, Alan C. Furth, Charles W. Burkett, Robert L. Pierce and Thormund A. Miller* for Southern Pacific Co. et al., appellees in both cases. *Robert Y. Thornton*, Attorney General of Oregon, *Lloyd G. Hammel and Richard W. Sabin*, Assistant Attorneys General, *John J. O'Connell*, Attorney General of Washington, and *Frank P. Hayes*, Assistant Attorney General, for Regulatory Commissions of the State of Arizona et al., and *Mary Moran Pajalich and J. Thomason Phelps* for the State of California et al., intervening plaintiffs-appellees in both cases. Reported below: 238 F. Supp. 528.

Certiorari Granted. (See also No. 385, *ante*, p. 832; and No. 605, Misc., *ante*, p. 834.)

No. 406, Misc. *MILLER v. RHAY*, PENITENTIARY SUPERINTENDENT. Sup Ct. Wash. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Case transferred to appellate docket. Petitioner *pro se*. *John J. O'Connell*, Attorney General of Washington, and *Stephen C. Way*, Assistant Attorney General, for respondent.

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No. 850. *CICHOS v. INDIANA*. Sup. Ct. Ind. Certiorari granted. *John P. Price* and *Cleon H. Foust* for petitioner. *John J. Dillon*, Attorney General of Indiana, and *Charles S. White* for respondent. Reported below: — Ind. —, 208 N. E. 2d 685; — Ind. —, 210 N. E. 2d 363.

No. 1039. *UNITED STATES v. DEMKO*. C. A. 3d Cir. Certiorari granted. *Solicitor General Marshall*, *Assistant Attorney General Douglas*, *Morton Hollander* and *Richard S. Salzman* for the United States. Reported below: 350 F. 2d 698.

No. 493, Misc. *ANDERS v. CALIFORNIA*. Sup. Ct. Cal. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Case transferred to appellate docket. Petitioner *pro se*. *Thomas C. Lynch*, Attorney General of California, *William E. James*, Assistant Attorney General, and *George J. Roth*, Deputy Attorney General, for respondent.

Certiorari Denied. (See also No. 196, Misc., *ante*, p. 831.)

No. 347. *IN RE FOSTER*. C. C. P. A. Certiorari denied. *Edward S. Irons*, *Stanley M. Clark* and *Mary Helen Sears* for petitioner. *Acting Solicitor General Spritzer*, *Assistant Attorney General Douglas* and *Sherman L. Cohn* for the Commissioner of Patents in opposition. Reported below: 52 C. C. P. A. (Pat.) 1808, 343 F. 2d 980.

No. 971. *BURDE ET AL. v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 2d Cir. Certiorari denied. *Albert A. Wedeen* for petitioners. *Solicitor General Marshall*, *Acting Assistant Attorney General Roberts* and *Melva M. Graney* for respondent. Reported below: 352 F. 2d 995.

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No. 1014. *LUSK ET AL. v. UNITED STATES*. Ct. Cl. Certiorari denied. *Isidore H. Wachtel* for petitioners. *Solicitor General Marshall, Assistant Attorney General Douglas and Alan S. Rosenthal* for the United States. Reported below: 173 Ct. Cl. 291.

No. 1015. *R. C. OWEN Co. v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 6th Cir. Certiorari denied. *William Waller* for petitioner. *Solicitor General Marshall, Acting Assistant Attorney General Roberts and I. Henry Kutz* for respondent. Reported below: 351 F. 2d 410.

No. 1017. *IRWIN v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. *Joseph M. Cohen and Louis W. Bookheim, Jr.*, for petitioner. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg and Sidney M. Glazer* for the United States. Reported below: 354 F. 2d 192.

No. 1018. *HOBBS v. LANE, WARDEN*. Sup. Ct. Ind. Certiorari denied. *Robert C. Probst* for petitioner. Reported below: — Ind. —, 208 N. E. 2d 182.

No. 1020. *W. W. I. Z., INC., ET AL. v. FEDERAL COMMUNICATIONS COMMISSION ET AL.* C. A. D. C. Cir. Certiorari denied. *Carl L. Shipley* for petitioners. *Solicitor General Marshall, Assistant Attorney General Turner, Howard E. Shapiro, Milton J. Grossman, Henry Geller, John H. Conlin and Lenore G. Ehrig* for respondent Federal Communications Commission. Reported below: 122 U. S. App. D. C. 127, 351 F. 2d 824.

No. 1037. *FLEMING v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 33 Ill. 2d 431, 211 N. E. 2d 677.

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No. 1023. BLANCHARD IMPORTING & DISTRIBUTING Co., INC. *v.* CHARLES GILMAN & SON, INC., ET AL. C. A. 1st Cir. Certiorari denied. *Harold E. Cole* for petitioner. Reported below: 353 F. 2d 400.

No. 1025. ROYAL COURT APARTMENTS, INC. *v.* UNITED STATES. Ct. Cl. Certiorari denied. *Carl L. Shipley* for petitioner. *Solicitor General Marshall* for the United States.

No. 1027. ALABAMA ELECTRIC COOPERATIVE, INC. *v.* SECURITIES AND EXCHANGE COMMISSION ET AL. C. A. D. C. Cir. Certiorari denied. *Bennett Boskey, Joseph Volpe, Jr., and J. M. Williams, Jr.,* for petitioner. *Solicitor General Marshall, Philip A. Loomis, Jr., David Ferber, Ellwood L. Englander and Richard E. Nathan* for the Securities and Exchange Commission, and *John Bingham and Ezekiel G. Stoddard* for Alabama Power Co. et al., respondents. Reported below: 122 U. S. App. D. C. 367, 353 F. 2d 905.

No. 1031. BAKES *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. *Joseph I. Bulger* for petitioner. *Solicitor General Marshall, Acting Assistant Attorney General Roberts, Joseph M. Howard and John M. Brant* for the United States. Reported below: 354 F. 2d 640.

No. 1033. HEINZE, WARDEN *v.* CUNNINGHAM. C. A. 9th Cir. Certiorari denied. *Thomas C. Lynch, Attorney General of California, and Doris H. Maier, Assistant Attorney General,* for petitioner. Reported below: 352 F. 2d 1.

No. 1042. CARR *v.* UNITED STATES. Ct. Cl. Certiorari denied. *Henry R. Carr* for petitioner. *Solicitor General Marshall* for the United States.

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No. 1022. *TABAS v. HUDSON*. Sup. Ct. Fla. Certiorari denied. *Tobias Simon* for petitioner.

No. 1036. *BROOKS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg* and *Mervyn Hamburg* for the United States. Reported below: 355 F. 2d 540.

No. 1041. *PENN ET AL. v. NEW YORK*. Ct. App. N. Y. Certiorari denied. *Robert Kasanof* and *Carl Rachlin* for petitioners. *Frank S. Hogan, H. Richard Uviller, Michael Juviler* and *Alan F. Liebowitz* for respondent.

No. 1043. *GOLDMAN v. VIRGINIA*. Sup. Ct. App. Va. Certiorari denied. *Jacob Kossman* and *Calvin W. Breit* for petitioner.

No. 1044. *JIGGS, INC., ET AL. v. SLUMBERTOGS, INC., ET AL.* C. A. 2d Cir. Certiorari denied. *Maximilian Bader* and *I. Walton Bader* for petitioners. *Milton Mound* for respondents. Reported below: 353 F. 2d 720.

No. 1048. *COTTAGE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. *George S. Fitzgerald* and *Paul B. Mayrand* for petitioner. *Solicitor General Marshall, Assistant Attorney General Vinson, Beatrice Rosenberg* and *Mervyn Hamburg* for the United States. Reported below: 354 F. 2d 975.

No. 1051. *DORCHESTER GAS PRODUCING CO. v. FEDERAL POWER COMMISSION*. C. A. 3d Cir. Certiorari denied. *Bernard A. Foster, Jr.,* and *Donald B. Robertson* for petitioner. *Solicitor General Marshall, Richard A. Solomon, Howard E. Wahrenbrock* and *Leo E. Forquer* for respondent. Reported below: 353 F. 2d 162.

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No. 1052. *LOGAN v. EMPRESA LINEAS MARITIMAS ARGENTINAS ET AL.* C. A. 1st Cir. Certiorari denied. *Lawrence F. O'Donnell* for petitioner. *Seymour P. Edgerton* for Empresa Lineas Maritimas Argentinas and *Thomas D. Burns* for Jarka Corp. of New England, respondents. Reported below: 353 F. 2d 373.

No. 1070. *JERVIS CORP. v. NELMOR CORP.* C. A. 6th Cir. Certiorari denied. *Clarence B. Zewadski* for petitioner. *Max R. Kraus* for respondent. Reported below: 354 F. 2d 923.

No. 1084. *MOZINGO v. YORK COUNTY NATURAL GAS AUTHORITY.* C. A. 4th Cir. Certiorari denied. *Henry Hammer* and *James P. Mozingo III, pro se*, for petitioner. *C. W. F. Spencer, Jr.*, and *Huger Sinkler* for respondent. Reported below: 352 F. 2d 78.

No. 479, Misc. *DAVENPORT v. KENTUCKY.* Ct. App. Ky. Certiorari denied. Petitioner *pro se*. *Robert Matthews*, Attorney General of Kentucky, and *George F. Rabe*, Assistant Attorney General, for respondent. Reported below: 390 S. W. 2d 662.

No. 543, Misc. *FARRELL v. BURKE, WARDEN.* C. A. 7th Cir. Certiorari denied. Petitioner *pro se*. *Bronson C. La Follette*, Attorney General of Wisconsin, and *William A. Platz* and *Warren H. Resh*, Assistant Attorneys General, for respondent.

No. 793, Misc. *LOGAN v. NEW YORK.* Ct. App. N. Y. Certiorari denied. Petitioner *pro se*. *Isidore Dollinger* and *Walter E. Dillon* for respondent. Reported below: 16 N. Y. 2d 741, 209 N. E. 2d 729.

No. 975, Misc. *WALLIS v. PENNSYLVANIA.* Ct. of Quarter Sessions of Northampton County, Pa. Certiorari denied.

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No. 836, Misc. GALLEGOS ET AL. *v.* COLORADO. Sup. Ct. Colo. Certiorari denied. *H. D. Reed* for petitioners. *Duke W. Dunbar*, Attorney General of Colorado, and *James W. Creamer, Jr.*, Assistant Attorney General, for respondent. Reported below: — Colo. —, 403 P. 2d 864.

No. 999, Misc. HARDIN *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Petitioner *pro se.* *Earl Faircloth*, Attorney General of Florida, and *T. T. Turnbull*, Assistant Attorney General, for respondent.

No. 1045, Misc. CONWAY *v.* CALIFORNIA ADULT AUTHORITY. Sup. Ct. Cal. Certiorari denied. Petitioner *pro se.* *Thomas C. Lynch*, Attorney General of California, and *Robert R. Granucci* and *Michael R. Marron*, Deputy Attorneys General, for respondent.

No. 1190, Misc. SIMPSON *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Petitioner *pro se.* *Acting Solicitor General Spritzer* for the United States. Reported below: 353 F. 2d 530.

No. 1232, Misc. HARRIS *v.* ILLINOIS. Sup. Ct. Ill. Certiorari denied. Reported below: 33 Ill. 2d 389, 211 N. E. 2d 693.

No. 1252, Misc. RHODES *v.* HOUSTON ET AL. C. A. 8th Cir. Certiorari denied.

No. 1256, Misc. KHABIRI *v.* VIRGINIA ELECTRIC & POWER Co. ET AL. C. A. 4th Cir. Certiorari denied.

No. 1274, Misc. GATLING *v.* NEW YORK. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied.

No. 1275, Misc. HUMPHREY *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

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No. 142, Misc. *McGRUDER v. MASSACHUSETTS*. Sup. Jud. Ct. Mass. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. Petitioner *pro se*. *Matthew J. Ryan, Jr.*, for respondent. Reported below: 348 Mass. 712, 205 N. E. 2d 726.

No. 370, Misc. *SPICA v. MISSOURI*. Sup. Ct. Mo. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. *Robert W. Yost* for petitioner. *Norman H. Anderson*, Attorney General of Missouri, and *James J. Murphy*, Assistant Attorney General, for respondent. Reported below: 389 S. W. 2d 35.

No. 504, Misc. *JUPITER v. CALIFORNIA LEGISLATURE ET AL.* Sup. Ct. Cal. Certiorari denied. MR. JUSTICE DOUGLAS is of the opinion that certiorari should be granted. Petitioner *pro se*. *Thomas C. Lynch*, Attorney General of California, and *Edsel W. Haws* and *Anthony S. Da Vigo*, Deputy Attorneys General, for respondents.

No. 490, Misc. *BRYANT v. WILKINS, WARDEN*. Ct. App. N. Y. Certiorari denied on representation of Attorney General of New York that there is an adequate state remedy available to petitioner. Petitioner *pro se*. *Louis J. Lefkowitz*, Attorney General of New York, and *Anthony J. Lokot*, Assistant Attorney General, for respondent.

No. 594, Misc. *PERT v. WAINWRIGHT, CORRECTIONS DIRECTOR*. Sup. Ct. Fla. Certiorari denied on representation of Attorney General of Florida that there is an adequate state remedy available to petitioner. Petitioner *pro se*. *Earl Faircloth*, Attorney General of Florida, and *George R. Georgieff*, Assistant Attorney General, for respondent.

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No. 1240, Misc. BLACK *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Petitioner *pro se*. *Solicitor General Marshall* for the United States.

No. 1280, Misc. LEYDE *v.* RHAY, PENITENTIARY SUPERINTENDENT. Sup. Ct. Wash. Certiorari denied.

Rehearing Denied.

No. 709, October Term, 1963. GORSUCH ET AL. *v.* LANDOE, 376 U. S. 950, *sub nom.* GORSUCH ET AL. *v.* DE PINTO ET AL.; and

No. 887, Misc. HACKETT *v.* UNITED STATES, 382 U. S. 1029. Motions for leave to file petitions for rehearing denied.

No. 837. BOWLING *v.* UNITED STATES, *ante*, p. 908;

No. 862. KNOLL ET AL. *v.* KNOLL ET AL., *ante*, p. 909;

No. 926. SALEMI *v.* DUFFY CONSTRUCTION CORP., *ante*, p. 927;

No. 525, Misc. WRIGHT *v.* UNITED STATES, 382 U. S. 1015; and

No. 1133, Misc. OPPENHEIMER *v.* CALIFORNIA, *ante*, p. 930. Petitions for rehearing denied.

