

385 U. S.

November 21, 1966.

BATTAGLIA ET AL., DBA PRODUCE TRANSPORT
DISPATCH *v.* UNITED STATES ET AL.APPEAL FROM THE UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF OREGON.

No. 564. Decided November 21, 1966.

Affirmed.

Earle V. White for appellants.*Solicitor General Marshall, Assistant Attorney General Turner, Howard E. Shapiro, Robert Ginnane and Betty Jo Christian* for the United States et al. *Randall B. Kester, John F. Weisser, Jr., James W. Nisbet, J. D. Feeney and Ed White* for railroad appellees.

PER CURIAM.

The motions to affirm are granted and the judgment is affirmed.

MR. JUSTICE HARLAN is of the opinion that probable jurisdiction should be noted and the case set for oral argument.