

October 10, 1966.

385 U. S.

BOOKCASE, INC., ET AL. *v.* LEARY, COMMIS-
SIONER OF POLICE OF THE CITY
OF NEW YORK, ET AL.

APPEAL FROM THE COURT OF APPEALS OF NEW YORK.

No. 332. Decided October 10, 1966.

18 N. Y. 2d 71, 218 N. E. 2d 668, appeal dismissed.

Emanuel Redfield and *Benjamin E. Winston* for appellants.

J. Lee Rankin and *Frank S. Hogan* for appellees.

PER CURIAM.

The motions to dismiss are granted and the appeal is dismissed for want of a properly presented federal question.

MR. JUSTICE BLACK and MR. JUSTICE WHITE are of the opinion that probable jurisdiction should be noted.

MR. JUSTICE HARLAN and MR. JUSTICE BRENNAN are of the opinion that the appeal should be dismissed for want of a substantial federal question.

GUY *v.* TAHASH, WARDEN, ET AL.

APPEAL FROM THE UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF MINNESOTA.

No. 169, Misc. Decided October 10, 1966.

Appeal dismissed.

PER CURIAM.

The appeal is dismissed.