

March 4, 1968.

390 U. S.

RAINWATER ET AL. v. FLORIDA.

ON PETITION FOR WRIT OF CERTIORARI TO THE DISTRICT
COURT OF APPEAL OF FLORIDA, THIRD DISTRICT.

No. 18. Decided March 4, 1968.

Certiorari granted; 186 So. 2d 278, vacated and remanded.

Alfred L. Scanlan and *J. Edward Worton* for petitioners.

Solicitor General Marshall filed a memorandum for the United States.

PER CURIAM.

The petition for a writ of certiorari is granted, the judgment of the court below is vacated, and the case is remanded for further consideration in the light of *Marchetti v. United States*, ante, p. 39. Cf. *Hoffa v. United States*, 387 U. S. 231; *Kolod v. United States*, ante, p. 136.

MR. JUSTICE MARSHALL took no part in the consideration or decision of this case.

ROBERTS v. WARDEN, MARYLAND
PENITENTIARY.

APPEAL FROM THE UNITED STATES COURT OF APPEALS FOR
THE FOURTH CIRCUIT.

No. 950, Misc. Decided March 4, 1968.

Appeal dismissed and certiorari denied.

PER CURIAM.

The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for a writ of certiorari, certiorari is denied.