

May 20, 1968.

391 U. S.

BROOKLYN UNION GAS CO. ET AL. v. STANDARD
OIL CO. OF TEXAS ET AL.ON PETITION FOR WRIT OF CERTIORARI TO THE UNITED
STATES COURT OF APPEALS FOR THE TENTH CIRCUIT.

No. 503. Decided May 20, 1968.

Certiorari granted; 376 F. 2d 578, reversed.

Edwin F. Russell and *Barbara M. Suchow* for Brooklyn Union Gas Co., *Bertram D. Moll* and *Morton L. Simons* for Long Island Lighting Co., and *Kent H. Brown* for Public Service Commission of the State of New York, petitioners.

Martin N. Erck and *Frank S. Troidl* for respondent Humble Oil & Refining Co.; *Thomas G. Crouch*, *Robert W. Henderson*, and *Donald K. Young* for respondent Hunt; *Sherman S. Poland* for respondent Coates; *Robert V. Smith* for respondent Patchin-Wilmoth Industries, Inc.; *J. Evans Attwell* and *W. H. Drushel, Jr.*, for respondent Clark Fuel Producing Co.; *William K. Tell, Jr.*, *William R. Slye*, and *James D. Annett* for respondent Texaco Inc.; *Phillip D. Endom*, *Robert E. May*, and *Francis H. Caskin* for respondent Sun Oil Co.; *Homer E. McEwen, Jr.*, for respondent Sunray DX Oil Co.; *Richard F. Remmers* for respondent Sohio Petroleum Co.; and *Kiel Boone* for respondent Cox.

PER CURIAM.

The petition for a writ of certiorari is granted and the judgment is reversed. *Federal Power Commission v. Sunray DX Oil Co.*, ante, p. 9.

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