

392 U. S.

June 17, 1968.

PUENTES *v.* BOARD OF EDUCATION OF UNION
FREE SCHOOL DISTRICT NO. 21.

APPEAL FROM THE COURT OF APPEALS OF NEW YORK.

No. 562. Decided June 17, 1968.

18 N. Y. 2d 906, 223 N. E. 2d 45; 19 N. Y. 2d 809, 226 N. E. 2d 701,
vacated and remanded.*Ernest Fleischman* for appellant.*Leo F. McGinity* for appellee.

PER CURIAM.

The judgment is vacated and the case is remanded to the Court of Appeals of New York for further consideration in light of *Pickering v. Board of Education*, 391 U. S. 563.

MR. JUSTICE BLACK and MR. JUSTICE DOUGLAS are of the opinion that the judgment should be reversed.

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