

October 14, 1968.

393 U. S.

BIDDLE, ADMINISTRATRIX *v.* BOWSER ET AL.

APPEAL FROM THE SUPREME COURT OF OHIO.

No. 159. Decided October 14, 1968.

Appeal dismissed and certiorari denied.

Downey Rice for appellant.

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.

BROWN ET AL. *v.* RESOR, SECRETARY OF
THE ARMY.ON PETITION FOR WRIT OF CERTIORARI TO THE UNITED
STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT.

No. 133, Misc. Decided October 14, 1968.

Certiorari granted; 388 F. 2d 682, vacated and remanded.

Charles Morgan, Jr., Morris Brown, Benjamin E. Smith, and Melvin L. Wulf for petitioners.

Solicitor General Griswold, Assistant Attorney General Vinson, and Beatrice Rosenberg for respondent.

PER CURIAM.

The motion for leave to proceed *in forma pauperis* and the petition for a writ of certiorari are granted. The judgment is vacated and the case is remanded to the Court of Appeals for further consideration in light of *Carafas v. LaVallee*, 391 U. S. 234.