

June 23, 1969.

395 U. S.

ROSADO ET AL. v. WYMAN, COMMISSIONER OF
SOCIAL SERVICES FOR THE STATE OF
NEW YORK, ET AL.

ON PETITION FOR WRIT OF CERTIORARI TO THE UNITED
STATES COURT OF APPEALS FOR THE SECOND CIRCUIT.

No. 1539. Decided June 23, 1969.*

No. 1539, certiorari before judgment denied; No. 1540, appeal dismissed.

Carl Rachlin, Martin Garbus, James Spitzer, and Morton Friedman for petitioners in No. 1539 and appellants in No. 1540.

Louis J. Lefkowitz, Attorney General of New York, *Samuel A. Hirshowitz*, First Assistant Attorney General, *Amy Juviler*, Assistant Attorney General, and *Philip Weinberg* for respondents in No. 1539 and appellees in No. 1540.

Morris H. Schneider and *Jack Goldberg* for *Barbaro et al.*, and *Alan H. Levine, Eleanor Holmes Norton, Martin M. Berger*, and *Jerome Kretchmer* for the American Civil Liberties Union et al., as *amici curiae*.

PER CURIAM.

The motions of *Joseph Barbaro et al.* and *American Civil Liberties Union et al.* for leave to file briefs as *amici curiae* are granted. The motion to expedite review is denied.

The application to vacate the stays granted by the

*Together with No. 1540, *Rosado et al. v. Wyman, Commissioner of Social Services for the State of New York, et al.*, on appeal from the United States District Court for the Eastern District of New York.

395 U.S.

June 23, 1969.

Court of Appeals on June 11, 1969, and June 19, 1969, of the injunctions of the District Court, presented to Mr. JUSTICE BRENNAN, and by him referred to the Court, is denied.

The petition for a writ of certiorari before judgment in No. 1539 is denied. The appeal in No. 1540 is dismissed for want of jurisdiction. *Mengelkoch v. Industrial Welfare Commission*, 393 U. S. 83 (1968); *Wilson v. Port Lavaca*, 391 U. S. 352 (1968).

Mr. JUSTICE DOUGLAS and Mr. JUSTICE HARLAN took no part in the consideration or decision of these cases.

LINDSAY *v.* KELLEY, SECRETARY OF COMMON-
WEALTH OF PENNSYLVANIA.

APPEAL FROM THE SUPREME COURT OF PENNSYLVANIA.

No. 1370. Decided June 23, 1969.

433 Pa. 406, 250 A. 2d 474, appeal dismissed and certiorari denied.

James E. Beasley for appellant.

William C. Sennett, Attorney General of Pennsylvania, and *Edward Friedman* for appellee.

Bernard G. Segal, *Samuel D. Slade*, and *Ralph S. Snyder* for the Pennsylvania Bar Assn. as *amicus curiae* in support of the motion to dismiss.

PER CURIAM.

The motion of the Pennsylvania Bar Association for leave to file a brief as *amicus curiae* is granted. The motion to dismiss is granted and 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.