

397 U.S.

February 24, 1970

WYMAN, COMMISSIONER OF SOCIAL SERVICES
OF NEW YORK *v.* BOWENS ET AL.APPEAL FROM THE UNITED STATES DISTRICT COURTS FOR THE
NORTHERN DISTRICT AND SOUTHERN
DISTRICT OF NEW YORK

No. 866. Decided February 24, 1970*

304 F. Supp. 717, affirmed.

Louis J. Lefkowitz, Attorney General of New York, *Samuel A. Hirshowitz*, First Assistant Attorney General, and *Maria L. Marcus*, Assistant Attorney General, for appellant in No. 866. *Leonard C. Koldin* for appellant in No. 874.

Sydney M. Spector and *Richard A. Ellison* for appellees in both cases.

PER CURIAM.

The motion of the appellees for leave to proceed *in forma pauperis* is granted. The motions to affirm are granted and the judgments are affirmed. *Shapiro v. Thompson*, 394 U. S. 618 (1969).

THE CHIEF JUSTICE, MR. JUSTICE BLACK, and MR. JUSTICE HARLAN are of the opinion that probable jurisdiction should be noted and the cases set for oral argument.

*Together with No. 874, *Lascaris, Commissioner of Onondaga County Department of Social Services v. Bowens et al.*, on appeal from the United States District Court for the Northern District of New York.