

April 20, 1970

397 U. S.

UNITED STATES *v.* SIMONAPPEAL FROM THE UNITED STATES DISTRICT COURT FOR
THE WESTERN DISTRICT OF WISCONSIN

No. 742. Decided April 20, 1970

301 F. Supp. 859, vacated and remanded.

Solicitor General Griswold, Assistant Attorney General Wilson, Beatrice Rosenberg, and Mervyn Hamburg for the United States.

Jack McManus for appellee.

PER CURIAM.

The judgment is vacated and the case is remanded to the United States District Court for the Western District of Wisconsin with instructions to reinstate count 1 of the indictment, charging a violation of 26 U. S. C. § 4742 (a).