

399 U. S.

June 29, 1970

DIAL ET AL. *v.* FONTAINEAPPEAL FROM THE UNITED STATES DISTRICT COURT FOR
THE WESTERN DISTRICT OF TEXAS

No. 1032. Decided June 29, 1970

303 F. Supp. 436, appeal dismissed.

PER CURIAM.

The appeal is dismissed for want of jurisdiction. *Gunn v. University Committee to End the War in Viet Nam*, *ante*, p. 383.

MR. JUSTICE DOUGLAS dissents from the dismissal of the appeal.

HOCKER, WARDEN *v.* HEFFLEYON PETITION FOR WRIT OF CERTIORARI TO THE UNITED
STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

No. 1195. Decided June 29, 1970

Certiorari granted; 420 F. 2d 881, vacated and remanded.

PER CURIAM.

The motion of the respondent 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 United States Court of Appeals for the Ninth Circuit for further consideration in light of *Chambers v. Maroney*, *ante*, p. 42.

MR. JUSTICE HARLAN is of the opinion that certiorari should be denied. However, the case having been taken for review, he would affirm the judgment below for the reasons stated in his separate opinion in *Chambers v. Maroney*, *ante*, p. 55.