

ORDERS FROM MARCH 29 THROUGH
MAY 27, 1970

March 29, 1970

Appeals on Appeal

No. 75-636. *HOWEY TRANSPORTATION, INC. v. AMERICAN TRUCK SERVICE SYSTEM, INC. et al.* Appeal from D. C. W. D. Md. Mr. Justice STEVENS would reverse. Reported below: 405 F. Supp. 457.

REPORTER'S NOTE

The next page is purposely numbered 901. The numbers between 864 and 901 were intentionally omitted, in order to make it possible to publish the orders with *permanent* page numbers, thus making the official citations available upon publication of the preliminary prints of the United States Reports.

Appeals on appeal from D. C. W. D. N. Y. Mr. Justice MARSHALL and Mr. Justice POWELL would reverse on the merits. Reported below: 405 F. Supp. 182.

No. 75-606. *Dix et al. v. Commonwealth's Attorney for the City of Richmond et al.* Appeal from D. C. E. D. Va. Mr. Justice BRENNAN, Mr. Justice MARSHALL, and Mr. Justice STEVENS would note probable jurisdiction and set case for oral argument. Reported below: 405 F. Supp. 1199.

Appeals Dismissed

No. 75-1124. *Gastin et al. v. Tennessee*. Appeal from Ct. Civ. App. Tenn. dismissed for want of substantial federal questions. Reported below: 500 S. W. 2d 881.

No. 75-628. *McKinnis v. Tennessee*. Appeal from Sup. Ct. Tenn. dismissed for want of jurisdiction.

advance, the basic purposes of the statutory scheme. But Congress has made the choice, and it is not for us to disturb it.

Since the Court of Appeals in this case apparently concluded that § 717 (c) does not accord a federal employee the same right to a trial de novo as private-sector employees enjoy under Title VII, its judgment must be reversed and the case remanded for further proceedings.

It is so ordered.

BRANDY, J. (dissenting)

The next page is purposely numbered 301. The minor features 301 and 302 were intentionally omitted in order to make it possible to publish the orders with government page numbers. This means the official statistics available upon publication of the preliminary prints of the United States Reports.