

OCTOBER TERM, 1952

STATISTICS

	Original	Appellate	Miscellaneous	Total
Number of cases on dockets.....	11	863	563	1,437
Cases disposed of.....	0	742	544	1,286
Remaining on dockets.....	11	121	19	151

Cases disposed of—Appellate Docket:

By written opinions.....	122
By per curiam opinions.....	68
By motion to dismiss or per stipulation (merit cases).....	11
By denial or dismissal of petitions for certiorari.....	541

Cases disposed of—Miscellaneous Docket:

By written opinion.....	1
By per curiam opinions.....	3
By denial or dismissal of petitions for certiorari.....	429
By denial or withdrawal of other applications.....	103
By transfer to Appellate Docket.....	8

Number of written opinions.....	104
Number of printed per curiam opinions.....	9
Number of petitions for certiorari granted.....	115
Number of appeals in which jurisdiction was noted or postponed.....	34
Number of admissions to bar.....	1,210

REFERENCE INDEX

Court convened October 6.

President Eisenhower—Court recessed to attend inauguration (Tuesday, Jan. 20).....	Page 129
James P. McGranery, Attorney General, presented.....	2
Walter J. Cummings, Jr., Solicitor General, presented.....	83
Mrs. William H. Clark, Sr. (mother of Mr. Justice Clark), death of, announced.....	113
Charles Elmore Cropley, Clerk, death of (June 17, 1952), announced.....	1

	Page
Harold B. Willey, appointment as Clerk (Oct. 9, 1952) announced and effective October 13, 1952. <i>Note.</i> —The oath of office was administered by the Chief Justice in his chambers prior to the convening of Court October 13, in the presence of the Associate Justices and members of the Clerk's family—	6, 7
Leland L. Tolman, appointed a member of the Civil Rules Advisory Committee-----	173
James William Moore, appointed a member of the Civil Rules Advisory Committee-----	185
Special term—June 15 to consider petition for habeas corpus submitted just prior to adjournment of October term (1 Misc.) (Court met in conference room)-----	256
Special term—June 18 and 19, to consider application by Attorney General to review stay of execution granted Rosenbergs by an individual Justice—stay vacated (see orders)---	257
Conference room sessions-----	4, 6, 256
Special Master appointed with request to first report on question of indispensability of United States, as party (9 Orig.)-----	104
Disbarment—In re Norman J. Griffin-----	147, 177
In re Abraham J. Isserman (5 Misc., see opinion) -----	172
In re Alger Hiss-----	195
Counsel appointed (113, 527 for respondents)-----	71, 173
Counsel—motion for eviction of court-appointed counsel denied (4)-----	11
Fees of Court of Customs and Patent Appeals approved-----	227
Bond of Clerk approved-----	7
Judgment announced—no opinion of the Court (5 Misc., 52, 422)-----	172, 206, 243
Judgment affirmed by equally divided Court (13, 24-5, 218, 566, 527)-----	51, 118, 207, 243
Judgment affirmed on jurisdictional statement with three Justices voting to note probable jurisdiction and hear argument (461, 463)-----	95, 118
Judgment vacated on jurisdictional statement and motion, and case remanded with directions to dismiss as moot citing <i>Snyder v. Buck</i> , 340 U. S. 15 (174)-----	9
Judgment vacated on jurisdictional statement and case remanded for further proceedings in light of decision announced same day (455)-----	104
Judgment vacated and case remanded with directions to dismiss civil contempt proceedings (5, 6) and habeas corpus (7), as moot-----	10, 58

	Page
Judgment vacated on petition for certiorari and case remanded to Emergency Court of Appeals for consideration in light of amendments to act of Congress (103)-----	8
Judgment vacated on petition for certiorari and case remanded to District Court "for resentencing without taking into consideration defendant's failure to testify" (128 Misc.)-----	59
Judgment vacated on petition for certiorari and case remanded for resentencing (341 Misc.)-----	207
Judgment vacated on petition for certiorari and case remanded to Court of Appeals for consideration in light of Government's confession of error (688)-----	230
Judgment vacated on petition for certiorari upon consideration of Government's confession of error and "after reviewing the record" and case remanded to District Court (235 Misc.)--	243
Judgment reversed on petition for certiorari (100—see opinion)-----	70
Judgment reversed on petition for certiorari citing case decided same day (459, 460)-----	132
Judgment reversed on petition for certiorari and case remanded with directions to dismiss proceedings (549) (companion case decided same day, 548)-----	243
Judgment reversed on jurisdictional statement citing cases decided same day (750)-----	244
Orders of Court of Appeals vacated on consideration of petition for rehearing (648 O. T. 1951) and petition for certiorari (266) and cases remanded for further proceedings in light of recently decided case-----	185
Amicus curiae—leave to file brief granted (167, 374)-----	11, 152
Amicus curiae—argument by (other than the United States), permitted (374, 617)-----	162, 204
Argument continued, one Justice dissenting (segregation cases, 8 etc.)-----	4
Argument directed to certain questions (322, 8 etc.)-----	52, 236
Argument pro hac vice (41, Rosenberg)-----	67, 257
Argument—State requested to present its views in case where it had indicated it would not file brief or argue (8—see opinion)-----	79
Reargument ordered (230, 301, 371, 498, 8, 101, 191, 413, 448)--	223, 230, 236
Costs—motion to tax portion of cost of printing record against respondent granted with two Justices dissenting (355)----	126
Costs—motion as to taxation of, denied (14)-----	145
Intervene—motion to, by intervenor in court below, denied (238) ; motion by United States granted (10 Orig.) ; motion assigned for argument and denied (5 Orig.)-----	60, 126, 145

	Page
Substitution of State officers as parties respondent, granted (384)-----	137, 145
Stay of execution granted by Court of Appeals vacated on denial of certiorari (687)-----	225
Stay—motion for, denied (718)-----	238
Stay—motion for, referred to Court by circuit justice, denied (— Norback)-----	245
Stay of execution—motion for, referred to Court by circuit justice, denied (— Rosenberg)-----	254
Stay of execution, granted by individual Justice, vacated (— Rosenberg)-----	258
Stay of execution denied (— Rosenberg)-----	258
Habeas corpus—motion to file, denied with three Justices noting their vote to transfer under 28 U. S. C. sec. 2241 (b) (276 Misc.)-----	107
Habeas corpus—motion for leave to file, submitted in open Court last day of term and counsel advised to file with the Clerk. Motion was denied same day at a special term (1 Misc.)-----	254, 256
Motion to proceed on records reproduced in part by offset lithography in lieu of letterpress printing granted (308)---	108
Papers ordered stricken (132 Misc., 166 Misc., 167 Misc.)----	56
Certificate dismissed (126—see opinion)-----	39
Appeal dismissed on jurisdictional statement with two Justices dissenting and one voting to note probable jurisdiction (207)-----	9
Appeal dismissed for reason application not made within time provided by law (335)-----	59
Appeal dismissed for want of final judgment (675)-----	191
Appeal remanded to Court of Appeals under 18 U. S. C. sec. 3731 (556—see opinion)-----	185
Appeal treated as certiorari and granted (244)-----	214
Certiorari:	
Denied with one Justice filing a memorandum (236, 348) --	24, 176
Denied with two Justices noting ground upon which they would grant and reverse (118 Misc.)-----	56
Denied with three Justices voting to grant (135 Misc., 465)-----	74, 127
Denied for reason application not made within time provided by law (133 Misc., 157 Misc., 192 Misc., 187 Misc., 217 Misc., 420, 260 Misc., 324 Misc., 598, 345 Misc., 273 Misc., 386 Misc., 387 Misc., 394 Misc., 505 Misc., 511 Misc.)-----	44,
	65, 74, 88, 110, 111, 148, 168, 169, 187, 196, 210, 253

	Page
Rehearing granted (648 O. T. 1951). Certiorari also granted and order of Court of Appeals vacated and case remanded for further proceedings in light of recently decided case----	185
Rehearing denied with one Justice filing a memorandum and another adhering to view that certiorari should be granted (111-2)-----	71
Rehearing denied with two Justices noting their vote to grant (174)-----	72
Rehearing denied with statement by one Justice and noting of vote to grant by another (687)-----	250
Rehearing denied as out of time (345 Misc.)-----	187
Order suspending call of docket entered May 4; arguments completed May 5-----	210
Order fixing adjournment date-----	227
Final order—June 15, 1953-----	255

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

The Chief Justice said:

"With deep personal sorrow the Court learned of the death of its Clerk, Charles Elmore Cropley, on June 17, 1952.

"Born in 1894, Mr. Cropley lived in Washington throughout his life. At the age of 13 he began his career with this Court as a Page boy. For two years, during 1911 and 1912, he left the Court to work in the Library of Congress and the Smithsonian Institution. However, in 1913, he returned as an Assistant Clerk. On June 6, 1927, he was appointed Clerk. He served in this capacity until his death.

"Charles Elmore Cropley loved and revered the Court. He brought to his office a degree of thoroughness and courteous dignity seldom found today. These qualities won for him the respect and friendship of the Court, its staff, and of lawyers and litigants throughout the Nation. On the occasion of his fortieth anniversary with the Court in 1948, the American Bar Association Journal praised his 'long and distinguished service, for which many lawyers have been unceasingly grateful from the time they first stepped timidly and hesitantly into the office of the Clerk of this great Court.'

"It was a part of Mr. Cropley's duties to furnish the Court with annual reports which reviewed the affairs of his office. Countless expressions in these reports reflect the full measure of his devotion, not just to his particular duties, but to the Court as an institution. He sometimes referred to his position as Clerk, not as his 'job,' but as his 'stewardship.' He spoke regularly of his 'inherent desire to preserve and perpetuate the traditions' of his office, of his respect and indebtedness to his associates for 'their loyal support in our common endeavor.' Even the various statistics, which he was called upon to recite to the Court, were phrased, not in the sterile language of the usual report, but in the language of one who cherishes a strong personal attachment to his duty. Thus, in commenting on the increased number of applications for membership to the Bar of the Court after 1945, Mr. Cropley wrote feelingly of the great number of lawyers who 'were done with the brutality of war,' who now sought the chance to serve 'in the Supreme legal forum where civilized process justly composes the conflicts of men.' On another occasion he wrote: 'The nearly

forty years since I first came to the Court gleam with innumerable facets of memory—those are my cherished and enduring gifts from the Court.’

“Perhaps, among those memories, were the proceedings of the Court on Monday, June 6, 1927. Chief Justice Taft observed: ‘The Court takes great pride in the history of the maintenance of the traditions of the Clerk’s office and of the length of service of those who administered it.’ And, in announcing Mr. Cropley’s appointment as Clerk, the Chief Justice said: ‘He has great familiarity with the duties of the office and carries with him to its headship the traditions that have secured such distinguished and useful service by . . . his predecessors, with the probability of a life of long usefulness.’

“Surely this expression of confidence has been fulfilled. With sorrow we must now mark the end of Mr. Cropley’s ‘stewardship,’ but we may always take pride that he served so well, that he, himself, was always so proud to have opportunity to serve so well.”

Mr. Acting Solicitor General Stern presented the Honorable James P. McGranery, Attorney General of the United States.

The Chief Justice said:

“Mr. Attorney General, the Court welcomes you to the performance of the important duties which devolve upon you as the chief law officer of the Government, and as an officer of this Court. Your commission will be recorded by the Clerk.”

Charles Edison Walker, of Columbus, Ga., and Isadore Gottlieb, of Philadelphia, Pa., on motion of Mr. Acting Solicitor General Robert L. Stern; William H. Veeder, of Arlington, Va., on motion of Mr. Joseph C. Duggan; George Nayf Bashara, of Detroit, Mich., on motion of Mr. Thaddeus M. Machrowicz; Merwin F. LeVine, of New York, N. Y., and Harry N. Schechter, of New York, N. Y., on motion of Mr. Arthur P. Drury; Oscar D. Longstreth, Jr., of Little Rock, Ark., Carl Langston, of Little Rock, Ark., and Dave E. Witt, of Little Rock, Ark., on motion of Mr. Sam M. Wassell; Jerome Hamilton Goubeaux, of Greenville, Ohio, on motion of Mr. Frederick Bernays Wiener; F. Merrill Chandler, of Louisville, Ky., on motion of Mr. Warren Price, Jr.; B. Bowie Bragunier, of University Park, Md., on motion of Mr. Joseph H. Freehill; Folsom E. Drummond, of Washington, D. C., on motion of Mr. Casper Shepard McClelland; George R. Whittington, of Amarillo, Tex., on motion of Mr. John Calvin Williamson; Melvin Evans, of Shreveport, La., on motion of Mr. Gordon M. Atherholt; William Atha Mason, of Rifle, Colo., on motion of Mr. Carl J. Batter;

Valeria White Watts, of Dalton, Ga., on motion of Mrs. Ruby Kettles Roach; Julius W. Robertson, of Washington, D. C., on motion of Mr. Robert McKinley Williams; Frank J. Bona, of Buffalo, N. Y., on motion of Mr. Richard Nicholas Ivins; Ransom W. Chase, of Los Angeles, Calif., on motion of Mr. Northcutt Ely; Richard M. Cantor, of New York, N. Y., and George Halpern, of New York, N. Y., on motion of Mr. H. Max Ammerman; Aaron W. Shapiro, of Baltimore, Md., on motion of Mr. Edward Aaronson; Victor S. Bryant, of Durham, N. C., on motion of Mr. William Caverly; William Beasley Harris, of Houston, Tex., on motion of Mr. George M. Johnson; Basil Lee Whitener, of Gastonia, N. C., on motion of Mr. Fred W. Morrison; Andrew W. Carroll, of Washington, D. C., on motion of Mr. Sandolphre Robinson; John R. Brown, of Houston, Tex., and Daniel L. Stonebridge, of New York, N. Y., on motion of Mr. Richard C. Marshall, 3d; Albert F. Grisard, of Washington, D. C., on motion of Mr. J. Raymond Hoover; Bernal Seamster, of New York, N. Y., on motion of Mr. Harry A. Poth, Jr.; James P. Mize, of Salina, Kans., on motion of Mr. James M. Barnes; Lewis Rhea Baxter, of Jacksonville, Fla., on motion of Mr. Frank F. Roberson; Hamilton DeSaussure, of Washington, D. C., and Stanley Ira Harper, of Washington, D. C., on motion of Mr. Bert E. Johnson; George H. Tinker, of Aurora, Ill., on motion of Mr. L. Alton Denslow; John Clifford Snow, of Provincetown, Mass., on motion of Mr. Benedict F. FitzGerald, Jr.; Norman Leonard, of San Francisco, Calif., on motion of Mr. Joseph Forer; William E. Stewart, Jr., of Washington, D. C., Thomas V. Moore, of Bladensburg, Md., John S. Bolger, of Roanoke, Va., Edward H. Schroeder, of Golf, Ill., and Frank P. Bassin, of New York, N. Y., on motion of Mr. Richard W. Galiher; Burt E. Ballard, of Detroit, Mich., on motion of Mr. Eugene Gressman; Joe W. Johnson, of Winston-Salem, N. C., and Archie Elledge, of Winston-Salem, N. C., on motion of Mr. Wesley E. McDonald; George F. Petzer, of Detroit, Mich., on motion of Mr. Miles H. Knowles; Donald J. Carman, of Riverside, Calif., on motion of Mr. Howard E. Wahrenbrock; John F. Loehr, of Yonkers, N. Y., on motion of Mr. Robert Stuart Erdahl; Gregory O'Keefe, Jr., of New York, N. Y., on motion of Mr. Alfred K. Cherry; Donald James Quigg, of Bartlesville, Okla., on motion of Mr. Paul Louis Gomory; Frank L. Sprague, of Sacramento, Calif., on motion of Mr. Martin McDonough; and Julius Kass, of New York, N. Y., on motion of Joseph L. Rauh, Jr., were admitted to practice.

Adjourned until Monday, October 13, next, at 12 o'clock.

The day call for Monday, October 13, will be as follows: Nos. 20, 22, 32, 31, 3, 9, 8, 101, 10, and 39.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

No. 8. Oliver Brown, Mrs. Richard Lawton, Mrs. Sadie Emmanuel, et al., appellants, *v.* Board of Education of Topeka, Shawnee County, Kansas, et al. Appeal from the United States District Court of Kansas;

No. 101. Harry Briggs, Jr., et al., appellants, *v.* R. W. Elliott, Chairman, J. D. Carson, et al., Members of Board of Trustees of School District #22, Clarendon County, S. C. Appeal from the United States District Court for the Eastern District of South Carolina; and

No. 191. Dorothy E. Davis, Bertha M. Davis and Inez D. Davis, Infants, by John Davis, Their Father and Next Friend, et al., appellants, *v.* County School Board of Prince Edward County, Virginia, et al. Appeal from the United States District Court for the Eastern District of Virginia. *Per Curiam*:

PER CURIAM.

In two appeals now pending, No. 8, *Brown et al. v. Board of Education of Topeka et al.*, and No. 101, *Briggs et al. v. Elliott et al.*, the appellants challenge, respectively, the constitutionality of a statute of Kansas, and a statute and the constitution of South Carolina, which provide for segregation in the schools of these states. Appellants allege that segregation is, *per se*, a violation of the Fourteenth Amendment. Argument in these cases has heretofore been set for the week of October 13, 1952.

In No. 191, *Davis et al. v. County School Board of Prince Edward County et al.*, the appellants have filed a Statement of Jurisdiction raising the same issue in respect to a statute and the constitution of Virginia. Appellees in the *Davis* case have called attention to the similarity between it and the *Briggs* and *Brown* cases; by motion they have asked the Court to take necessary action to have all three cases argued together.

This Court takes judicial notice of a fourth case, which is pending in the United States Court of Appeals for the District of Columbia Circuit, *Bolling et al. v. Sharpe et al.*, No. 11,018 on that court's docket. In that case, the appellants challenge the appellees' refusal to admit

certain Negro appellants to a segregated white school, in the District of Columbia; they allege that appellees have taken such action pursuant to certain Acts of Congress; they allege that such action is a violation of the Fifth Amendment of the Constitution.

The Court is of the opinion that the nature of the issue posed in those appeals now before the Court involving the Fourteenth Amendment, and also the effect of any decision which it may render in those cases, is such that it would be well to consider, simultaneously, the constitutional issues posed in the case of *Bolling et al. v. Sharpe et al.*

To the end that arguments may be heard together in all four of these cases, the Court will continue the *Brown* and *Briggs* cases on its docket. Probable jurisdiction is noted in *Davis et al. v. County School Board of Prince Edward County et al.* Arguments will be heard in these three cases at the first argument session in December.

The Court will entertain a petition for certiorari in the case of *Bolling et al. v. Sharpe et al.*, 28 U. S. §§ 1254 (1), 2101 (e), which if presented and granted will afford opportunity for argument of the case immediately following the arguments in the three appeals now pending.

MR. JUSTICE DOUGLAS dissents from postponing argument and decision in the three cases presently here for *Bolling et al. v. Sharpe et al.*, in the United States Court of Appeals for the District of Columbia Circuit.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

ORDER

It is ordered that Harold B. Willey be appointed Clerk of this Court in the place of Charles Elmore Cropley, deceased, and that he forthwith take the oath of office and give bond as required by statute and the order of this Court entered November 22, 1948.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

The Chief Justice said:

"I am pleased to announce the appointment by the Court of Harold B. Willey to be its Clerk to succeed the late Charles Elmore Cropley.

"While an Assistant Clerk, Mr. Willey received his degree in law from the George Washington University Law School, and was admitted to the Bar of this Court in 1935. He was appointed a Deputy Clerk in 1941. He has spent some 28 years in the service of the Court performing his duties with marked ability.

"We are confident that Mr. Willey will continue to serve efficiently with courtesy to the Bar and the litigants before this Court; that he will be a worthy successor to the 10 other gentlemen who have preceded him in this position of honor and trust."

An order is entered approving the bond of the Clerk of this Court and directing that it be recorded.

Charles P. West, of Miami, Fla., Thomas L. Tatham, of Miami, Fla., Milton D. Jones, of Clearwater, Fla., and H. H. Baskin, Jr., of Clearwater, Fla., on the motion of Mr. W. C. Lantaff; Russell Edward Heidtman, of Milwaukee, Wis., on motion of Mr. Acting Solicitor General Robert L. Stern; Joseph W. Marlow, of New York, N. Y., on motion of Mr. John H. Pickering; A. David Epstein, of Camden, N. J., on motion of Mr. Thomas D. McBride; Minoa J. Nicholas, of New York, N. Y., on motion of Mr. C. Welmore Robinson; Irving K. Schwartz, of New York, N. Y., on motion of Mr. Joseph M. Stone; William A. Lucas, of Wilson, N. C., on motion of R. Brookes Peters; Willis C. Moffatt, of Boise, Idaho, on motion of Mr. Andrew G. Haley; Benjamin M. Ratner, of Newark, N. J., on motion of Mr. James Perkins Parker; Anthony T. Clementi, of Chicago, Ill., and William L. Kelley, of Chicago, Ill., on motion of Mr. Ralph F. Berlow; Robert E. Breidenthal, of Hyattsville, Md., on motion of Mr. Gordon Meade Atherholt; John Ligtenberg, of Chicago, Ill., on motion of Miss Selma Munter Borchardt; John C. Melaniphy, of Chicago, Ill.,

on motion of Mr. William R. Vallance; Norman A. Faulkner, of Alexandria, Va., and David D. Porter, of Arlington, Va., on motion of Mr. Bert E. Johnson; LeRoy J. Abt, of Detroit, Mich., on motion of Mr. Meredith M. Daubin; Hymen D. Goldberg, of Tucson, Ariz., on motion of Mr. Mark H. Woolsey; Carl Skog, of Detroit, Mich., on motion of Mr. I. Martin Leavitt; James B. Stubbins, of Zanesville, Ohio, on motion of Mr. K. Martin Worthy; Hilton Lee Douglass, of Oklahoma City, Okla., on motion of Mr. Richard B. McEntire; Jerry B. Riseley, of Los Angeles, Calif., on motion of Mr. Warren E. Miller; Henry C. Kessler, Jr., of York, Pa., on motion of Mr. Richard W. Galiher; and George H. Baldwin, of Jacksonville, Fla., on motion of Mr. Miles Dorwin Pillars, were admitted to practice.

The Chief Justice announced the following orders of the Court:

No. 81. G. Seals Aiken, appellant, *v.* William Richardson. Appeal from the Court of Appeals of Georgia; and

No. 220. John Fernandez, J. Manuel Fernandez and L. V. Baker, appellants, *v.* A. W. Kellner, et al., as and Constituting the Florida State Board of Dental Examiners. Appeal from the Supreme Court of Florida. *Per Curiam*: The appeals are dismissed for the want of a substantial federal question.

No. 84. Grady Ivey, appellant, *v.* The State of Texas. Appeal from the Court of Criminal Appeals of Texas;

No. 92. Alice M. Halliday, Administratrix of the Estate of Janet M. Halliday, Deceased, appellant, *v.* Union Properties, Inc., et al. Appeal from the Supreme Court of Ohio;

No. 165. Frank Benis, alias Frank Bienert, appellant, *v.* State of Georgia. Appeal from the Supreme Court of Georgia;

No. 228. Flora Realty and Investment Company, appellant, *v.* City of Ladue. Appeal from the Supreme Court of Missouri; and

No. 241. Motors Insurance Corporation, the Avondale Motor Car Company, et al., appellants, *v.* Walter A. Robinson, as Superintendent of Insurance of Ohio, et al. Appeal from the Supreme Court of Ohio. *Per Curiam*: The motions to dismiss are granted and the appeals are dismissed for the want of a substantial federal question.

No. 96. James Monroe Jefferson, appellant, *v.* Chronicle Publishing Company. Appeal from the District Court of Appeal of California., Second Appellate District. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for the want of a substantial federal question. Mr. Justice Black dissents. Mr. Justice Burton is of the opinion that probable jurisdiction should be noted.

No. 103. Ellis Arnall, Director of Price Stabilization, petitioner, *v.* Safeway Stores, Incorporated. On petition for writ of certiorari to

the United States Emergency Court of Appeals. *Per Curiam*: The motion to substitute Tighe E. Woods, present Director of Price Stabilization, as the party petitioner in the place and stead of Ellis Arnall, resigned, is granted. The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the United States Emergency Court of Appeals for consideration in the light of amendments to the Defense Production Act, approved June 30, 1952. (66 Stat. 296)

No. 148. Tide Water Associated Oil Company, appellant, *v.* L. G. Robinson, on behalf of Local 445, Oil Workers International Union. Appeal from the Superior Court of California, Contra Costa County. *Per Curiam*: The motion to affirm is granted and the judgment is affirmed. *Day-Brite Lighting, Inc. v. Missouri*, 342 U. S. 421. Mr. Justice Frankfurter and Mr. Justice Jackson are of the opinion that probable jurisdiction should be noted and the case set down for argument.

No. 166. All States Freight, Inc., appellant, *v.* The United States of America and Interstate Commerce Commission, et al. Appeal from the United States District Court for the Northern District of Ohio; and

No. 190. Brooks Transportation Company, Inc., appellant, *v.* The United States of America and Interstate Commerce Commission, et al. Appeal from the United States District Court of Virginia, Eastern District. *Per Curiam*: The motions to affirm are granted and the judgments are affirmed.

No. 174. J. Howard McGrath, Attorney General's Office, Department of Justice, Washington, D. C., appellant, *v.* National Association of Manufacturers of the United States of America and Kenneth R. Miller. Appeal from the United States District Court for the District of Columbia. *Per Curiam*: The motion to vacate is granted. The judgment is vacated and the case is remanded to the United States District Court with directions to dismiss the complaint upon the ground that the case is moot. *Snyder v. Buck*, 340 U. S. 15. Mr. Justice Clark took no part in the consideration or decision of this case.

No. 207. Division 26 of the Amalgamated Association of Street, Electric Railway and Motor Coach Employees of America, et al., appellants, *v.* The City of Detroit, a Municipal Corporation, etc., et al. Appeal from the Supreme Court of Michigan. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed. Mr. Justice Black and Mr. Justice Douglas dissent. Mr. Justice Burton is of the opinion that probable jurisdiction should be noted.

No. 211. Earl Scott, appellant, *v.* The State of Mississippi. Appeal from the Supreme Court of Mississippi. *Per Curiam*: The motion

for leave to proceed in forma pauperis is granted. The appeal is dismissed from the want of jurisdiction. 28 U. S. C. Sec. 1257 (2). The petition for writ of certiorari is denied.

No. 224. Forrest G. Good, et al., appellants, *v.* The Dow Chemical Company. Appeal from the Court of Civil Appeals of Texas. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for the want of jurisdiction. 28 U. S. C. Sec. 1257 (2). Treating the papers whereon the appeal was allowed as a petition for writ of certiorari as required by 28 U. S. C. Sec. 2103, certiorari is denied.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. —, Original. State of Arizona, complainant, *v.* State of California, et al. A rule is ordered to issue, returnable within sixty days, requiring the defendants to show cause why leave to file the bill of complaint should not be granted.

No. 9, Original. The State of Texas, plaintiff, *v.* The State of New Mexico, et al. The answers of the State of New Mexico and Middle Rio Grande Conservancy District, et al., are received and filed.

No. 1. Emory S. Land, Charles Sawyer, Secretary of Commerce, et al., petitioners, *v.* R. Stanley Dollar, et al.; and

No. 2. In the Matter of George L. Killion, petitioner. On writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Dismissed on motions of counsel for petitioners. Mr. Justice Black and Mr. Justice Clark took no part in the consideration or decision of these motions.

No. 5. Charles Sawyer, Secretary of Commerce, et al., petitioners, *v.* R. Stanley Dollar, et al.; and

No. 6. In the Matter of George L. Killion, petitioner. On writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit. The judgment of the Court of Appeals is vacated and the cases are remanded to that court with directions to dismiss the proceedings upon the ground that the cause is moot. Mr. Justice Black and Mr. Justice Clark took no part in the consideration or decision of these cases.

No. 353, October Term, 1950. Emory S. Land, Edward Macauley, John M. Carmody, et al., etc., petitioners, *v.* R. Stanley Dollar, Dollar Steamship Line, et al. The motion of petitioners for leave to withdraw the motion for leave to file petition for reconsideration is granted. Mr. Justice Black and Mr. Justice Clark took no part in the consideration or decision of this motion.

No. 4. Charles Augustus Dixon, petitioner, *v.* Clinton T. Duffy, Warden, San Quentin Prison. The motion of petitioner for eviction of court appointed counsel is denied.

No. 9. Wilbur C. King, et al., as and Constituting the Florida Railroad and Public Utilities Commission, appellants, *v.* The United States of America, et al. The motion on behalf of the State of Montana and Board of Railroad Commissioners for leave to appear and present oral argument as *amici curiae* is denied.

No. 23. The City of Chicago, a Municipal Corporation, petitioner, *v.* The Willett Company, an Illinois Corporation. The motion to consider transcripts of record and briefs filed in prior causes as having been filed in this cause is granted.

No. 26. The American Trucking Associations, Incorporated, et al., appellants, *v.* The United States of America, and the Interstate Commerce Commission, et al.;

No. 35. Eastern Motor Express, Inc., et al., appellants, *v.* The United States of America, and Interstate Commerce Commission, et al.; and

No. 36. The Secretary of Agriculture of the United States, appellant, *v.* The United States of America, and Interstate Commerce Commission, et al. The motion of Movers Conference of America for leave to appear and present oral argument as *amicus curiae* is denied.

No. 39. William Baumet, et al., petitioners, *v.* The United States of America, et al. The motion to proceed on the typewritten record is granted. The motion of respondent, Julie Peters, for leave to proceed in forma pauperis is granted.

No. 43. Montgomery Building and Construction Trades Council, et al., petitioners, *v.* Ledbetter Erection Company, Inc. The motion by the Solicitor General, on behalf of the National Labor Relations Board, for leave to appear and present oral argument as *amicus curiae* is granted and thirty minutes is allowed for that purpose.

No. 101. Harry Briggs, Jr., et al., appellants, *v.* R. W. Elliott, Chairman, J. D. Carson, et al., Members of Board of Trustees of School District #22, Clarendon County, S. D., et al. The motion for leave to file brief of National Lawyers Guild as *amicus curiae* is denied.

No. 120. The United States of America, appellant, *v.* The Crescent Amusement Company, Rockwood Amusements, Inc., et al. In this case probable jurisdiction is noted. Mr. Justice Black and Mr. Justice Clark took no part in the consideration or decision of this question.

No. 167. The United States of America, appellant, *v.* Joseph Kahriger. In this case probable jurisdiction is noted. The motion for leave to file brief of James W. Penn and others as *amici curiae* is granted.

No. 179. South Buffalo Railway Company, appellant, *v.* Gertrude Sloan Ahern and New York State Workmen's Compensation Board; and

No. 244. Leona Anderson May, appellant, *v.* Owen Anderson. In these cases probable jurisdiction is noted.

No. 181. Ernest S. Clements, Commissioner of Wild Life and Fisheries of the State of Louisiana, appellant, *v.* Dominic Gospodovich, et al.;

No. 187. William E. Bode, Isaac Sandridge, R. E. Sponsler, et al., appellants, *v.* Edward J. Barrett, as Secretary of State of the State of Illinois, et al.;

No. 258. The Baltimore and Ohio Railroad Company, et al., appellants, *v.* The United States of America, Interstate Commerce Commission and Texas Citrus and Vegetable Growers and Shippers; and

No. 274. Co-Ordinated Transport, Inc. of Illinois, et al., appellants, *v.* Edward J. Barrett, as Secretary of the State of Illinois, et al. In these cases probable jurisdiction is noted and cases transferred to the summary docket.

No. 197. The United States of America, appellant, *v.* Joseph H. Wilson, Doing Business Under the Name and Style of "Co-Operative Buying Service"; and

No. 198. The United States of America, appellant, *v.* Purchasing Corporation of America, Norman W. Raies, William T. Tweel, et al. In these cases probable jurisdiction is noted. The cases are consolidated for argument and transferred to the summary docket.

No. 66. Marcel Max Lutwak, Munio Knoll, and Regina Treitler, petitioners, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted.

No. 89. Automatic Canteen Company of America, petitioner, *v.* Federal Trade Commission. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted.

No. 139. Edward J. Shaughnessy, District Director of Immigration and Naturalization, petitioner, *v.* United States of America, ex rel. Ignatz Mezei. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. 150. Western Pacific Railroad Corporation and Alexis I. duP. Bayard, Receiver, petitioners, *v.* Western Pacific Railroad Company et al.; and

No. 160. Meredith H. Metzger, Henry Offerman and J. S. Farlee & Co., Inc., petitioners, *v.* Western Pacific Railroad Company et al. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 203. The City of New York, petitioner, *v.* The New York, New Haven and Hartford Railroad Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. 205. The United States of America, petitioner, *v.* The Public Utilities Commission of the State of California and the California Electric Power Company; and

No. 206. The County of Mineral, State of Nevada, a Political Subdivision of the State of Nevada, petitioner, *v.* The Public Utilities Commission of the State of California and the California Electric Power Company, a Corporation. Petitions for writs of certiorari to the Supreme Court of California granted.

No. 218. Kefugio Roman Martinez, petitioner, *v.* Marcus T. Neelly, Successor as of July 1, 1951, to Andrew Jordan, District Director, Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted.

No. 226. J. Lauritzen, petitioner, *v.* Evald Johann Larsen. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. 60. The Pennsylvania Railroad Company, petitioner, *v.* Charles E. O'Rourke. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted and case transferred to the summary docket.

No. 75. Federal Trade Commission, petitioner, *v.* Motion Picture Advertising Service Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted and case transferred to the summary docket.

No. 76. Edwin E. Healy and Gordon W. Hartfield, petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted and case transferred to the summary docket.

No. 86. Local Union No. 10, United Association of Journeymen Plumbers and Steamfitters, etc., et al., petitioners, *v.* O. J. Graham, et al., Partners, Trading as Graham Brothers. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia granted and case transferred to the summary docket.

No. 97. National Labor Relations Board, petitioner, *v.* Thomas W. Dant, et al., Co-Partners, Doing Business as Dant & Russell, Ltd. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted and case transferred to the summary docket.

No. 217. National Labor Relations Board, petitioner, *v.* Seven-Up Bottling Company of Miami, Inc. Petition for writ of certiorari to

the United States Court of Appeals for the Fifth Circuit granted and case transferred to the summary docket.

No. 242. Vernie Bailess, County Treasurer, Cado County, Oklahoma, et al., petitioners, *v.* Juana Paukune. Petition for writ of certiorari to the Supreme Court of Oklahoma granted and case transferred to the summary docket.

No. 253. United States of America, petitioner, *v.* Certain Parcels of Land in the County of Fairfax, Commonwealth of Virginia, and Belle Haven Realty Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted and case transferred to the summary docket.

No. 53. American Newspaper Publishers Association, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted limited to question No. 2 presented by the petition for the writ. Case transferred to the summary docket.

No. 87. The United States of America, petitioner, *v.* Edward A. Rumely. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. Mr. Justice Burton and Mr. Justice Minton took no part in the consideration or decision of this application.

No. 138. Commissioner of Internal Revenue, petitioner, *v.* Hall C. Smith. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted. Case transferred to summary docket and assigned for argument immediately following No. 76.

No. 182. Kenneth C. Gordon and Kenneth J. MacLeod, petitioners, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted limited to questions Nos. 2 and 3 presented by the petition for the writ.

No. 193. Ford Motor Company, petitioner, *v.* George Huffman, Individually, and on Behalf of a Class, etc., et al.; and

No. 194. International Union, United Automobile, Aircraft and Agricultural Implement Workers of America, CIO, etc., petitioner, *v.* George Huffman, Individually, and on Behalf of a Class, etc., et al. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit granted. Motion for leave to file brief of Veterans of Foreign Wars of the United States as *amicus curiae* denied.

No. 238. National Labor Relations Board, petitioner, *v.* Gamble Enterprises, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted. Case transferred to the summary docket and assigned for argument immediately following No. 53.

No. 9, Misc. Roosevelt Ward, Jr., petitioner, *v.* United States of America. Motion for leave to proceed in forma pauperis granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted and case transferred to the appellate docket.

No. 15, Misc. Harry A. Stein, petitioner, *v.* The People of the State of New York;

No. 16, Misc. Nathan Wissner, petitioner, *v.* The People of the State of New York; and

No. 24, Misc. Calman Cooper, petitioner, *v.* The People of the State of New York. Motions for leave to proceed in forma pauperis granted. Petitions for writs of certiorari to the Court of Appeals of New York granted limited to the question as to the admissibility of the confessions. Cases transferred to the appellate docket and consolidated for argument, each side to be allowed one hour.

No. 52, Misc. Roberta Wells, as Administratrix of the Estate of Cheek Wells, petitioner, *v.* Simonds Abrasive Company. Motion for leave to proceed in forma pauperis granted. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted limited to question 2 presented by the petition for the writ and case transferred to the appellate docket.

No. 45. R. W. Pickerill and Julianne N. Pickerill, petitioners, *v.* Lewis M. Schott, Director of the Beverage Department of the State of Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 48. George Allen, petitioner, *v.* The People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 49. Harry W. Simpson, Edward F. Simpson and F. W. Simpson, Jr., Copartners, etc., petitioners, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 50. J. Owen Robins, Individually, and Doing Business Under the Name and Style of Robins Transfer Company, petitioner, *v.* Atlantic Coast Line Railroad Company, a Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 54. Modern Manufacturing Company, Inc., petitioner, *v.* National Labor Relations Board and Somerset Classics, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 55. Ruddy Brook Clothes, Inc., petitioner, *v.* British and Foreign Marine Insurance Co., Ltd., et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 56. International Typographical Union, Woodruff Randolph, Larry Taylor, et al., petitioners, *v.* National Labor Relations Board, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 57. Paul C. Norwitt, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 58. Providence Fruit and Produce Bldg., Inc., et al., petitioners, *v.* Gamco Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 59. The New York, New Haven and Hartford Railroad Company, petitioner, *v.* Transit Advertisers, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 61. Nat Yanish and John Diaz, petitioners, *v.* Bruce G. Barber, Individually and as District Director, 13th Immigration District, Immigration and Naturalization Service, Department of Justice. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 62. Robert B. Olsen, petitioner, *v.* Arabian American Oil Company; and

No. 63. Cyril B. Alwine, petitioner, *v.* Arabian American Oil Company. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 64. Hamlin F. Andrus, Louis Gelbman and Besser Manufacturing Company, petitioners, *v.* John A. Whitman, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 65. S. W. Pressey and S. W. Pressey, Jr., Doing Business as S. W. Pressey and Son, petitioners, *v.* Buford O. Schlottman, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 67. Jefferson Lake Sulphur Company, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 68. F. S. Whelan and Sons, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied.

No. 69. The Sherwood Distilling Company and Louis Mann, petitioners, *v.* Peoples First National Bank and Trust Company. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 70. Algonquin Gas Transmission Company and Texas Eastern Transmission Corporation, petitioners, *v.* Northeastern Gas Transmission Company, Tennessee Gas Transmission Company, Federal Power Commission, et al.; and

No. 172. Federal Power Commission, petitioner, *v.* Northeastern Gas Transmission Company, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71. Mundet Cork Corporation, petitioner, *v.* The State of New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 72. Richard C. Roles, petitioner, *v.* Hugh Earle, Collector of Internal Revenue for the District of Oregon, and the United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 73. H. B. Zachry Company, petitioner, *v.* T. N. Terry. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 78. National Labor Relations Board, petitioner, *v.* Arthur Winer, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 82. National Mutual Insurance Company of the District of Columbia, petitioner, *v.* Liberty Mutual Insurance Company and Elliott Bros. Trucking Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 83. Leo Lichtenstein, et al., petitioners, *v.* Federal Trade Commission. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 88. Samuel C. Brody, petitioner, *v.* Commonwealth of Massachusetts. Petition for writ of certiorari to the Superior Court of Suffolk County, Massachusetts, denied.

No. 90. Anheuser-Busch, Incorporated, et al., petitioners, *v.* Matthew S. Kainz and Rose Kainz, Copartners, Doing Business as Matt & Neal's Liquors, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 91. 58th Street Plaza Theatre, Inc., and Jeanette Brecher, petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 93. Margaret Trimble Revedin, petitioner, *v.* Dean G. Acheson, Secretary of State of the United States, and United States Trust Company of New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 94. George Herberger and Mable Herberger, petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 98. Susie V. Watwood, petitioner, *v.* Stone's Mercantile Agency, Inc., a Corporation. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 99. Marion A. Burt Beck, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 104. Buck Jones and Taft Haithcock, d/b/a Jones and Haithcock Used Cars, petitioners, *v.* A. M. Harper, Major General, United States Army. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 105. W. K. Chapman, et ux., petitioners, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 107. Sinclair Refining Company, a Maine Corporation, petitioner, *v.* Walter Gutowski. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 109. Girard Trust Corn Exchange Bank, as Trustee of a Trust Under Deed of Albert R. Gallatin Welsh Dated March 19, 1935, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 110. Willard Williams, petitioner, *v.* Dr. Ivan W. Steele, Warden, United States Medical Center, Springfield, Missouri. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 114. Winthrop Taylor, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 115. Ruth Forbes Steen, Formerly Ruth Forbes McLeod, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 116. American Steamship Company, as Owner of the Str. John J. Boland, petitioner, *v.* The Interlake Steamship Company, as Owner of the Str. Frank Armstrong. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit, denied.

No. 117. Deena Products Company, petitioner, *v.* United Brick & Clay Workers of America, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 118. Lanolin Plus Cosmetics, Inc., petitioner, *v.* John A. Marshall, Commissioner of Patents and Botany Mills, Inc. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 119. Massachusetts Mutual Life Insurance Company, petitioner, *v.* Selene R. Smith. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 121. In the Matter of Mario L. Bove, petitioner. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 122. Jacob Colon and Evelyn Colon, Individuals Trading as E. & J. Distributing Company, petitioners, *v.* Federal Trade Commission. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 124. Electric Auto-Lite Company, petitioner, *v.* National Labor Relations Board; and

No. 140. Local 12, International Union, United Automobile, Aircraft and Agricultural Implement Workers of America, C. I. O., petitioner, *v.* National Labor Relations Board. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 125. Inez White, et al., petitioners, *v.* Chicago Land Clearance Commission, a Municipal Corporation. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 127. Hotel & Restaurant Employees' Bartenders' International Union, A. F. of L., et al., petitioners, *v.* Richards-Greenfield, Inc. Petition for writ of certiorari to the Circuit Court of Wayne County of Michigan denied.

No. 128. Ronald U. Tilley, petitioner, *v.* The People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 130. James V. Martin, petitioner, *v.* Commissioner of Patents. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied.

No. 131. Darrell Labrenz, Rhoda Labrenz, and Cheryl Linn Labrenz, a Minor, by Darrell Labrenz, her Next Friend, petitioners *v.* People of the State of Illinois, on the Relation of Alda Wallace, et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 132. August Gensmer, Jr., petitioner, *v.* State of Minnesota. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. 133. George Delany, petitioner, *v.* Margaret Jessie Patterson Padgett, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 134. The Goodyear Tire & Rubber Company, Inc., petitioner, *v.* James Tierney, et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 135. L. C. Parker, petitioner, *v.* State of North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. 136. Air Transport Associates, Inc., petitioner, *v.* Civil Aeronautics Board. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 141. Franklyn D. Webster, petitioner, *v.* State of Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 142. Estate of Henry Hauptfuhrer, Deceased, Henry Hauptfuhrer, Jr., et al., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 144. Carpenter Container Corporation, petitioner, *v.* The Container Company. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 145. Orton T. Campbell, petitioner, *v.* John J. Deviny, et al.; and

No. 146. Orton T. Campbell, petitioner, *v.* John J. Deviny, et al. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 147. Wabash Railroad Company, petitioner, *v.* Gordon Byler. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 149. Leslie W. Mills, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 151. Robert E. Stoehr, Trading as Stoehr & Fisher, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 152. Mondakota Gas Company, petitioner, *v.* Montana-Dakota Utilities Co. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 158. Samuel Ochs, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 159. Frederick Charles Witt, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 161. Gustav Machaty, petitioner, *v.* Astra Pictures, Inc., Michael M. Wyngate, Inc., Martin Licht. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 162. Astra Pictures, Inc., petitioner, *v.* Eureka Productions, Inc., Jewel Productions, Inc., Samuel Cummins and Rose Chatkin. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 163. Deena Products Company, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 164. Furman Gulick Spencer, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 169. M. G. Martinez, Fabian Vigil, Solomon Lovato, et al., petitioners, *v.* J. Luis Rivera, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 170. Harry Herman Slackman, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 171. Richmond, Fredericksburg and Potomac Railroad Company, petitioner, *v.* Thomas M. Brooks. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 173. Leif G. Hansen, petitioner, *v.* Arabian American Oil Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 175. Ben Friedman, petitioner, *v.* Heating Equipment Manufacturing Co. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 176. Raymond M. Crane, Doing Business as Associated Fruit Distributors of California, petitioner, *v.* Joseph Denunzio Fruit Company, a Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 177. Arthur G. Gage, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 180. Joseph Pignataro, petitioner, *v.* Waterman Steamship Corporation and Ryan Stevedoring Co., Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 183. Tom G. Sanders, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of for the District of Columbia Circuit denied.

No. 186. Edward George Robison, petitioner, *v.* Florence Krumm Robison. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 189. Mary Ella Harris, petitioner, *v.* Sadie Beatrice Harris. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 192. George H. Taylor, petitioner, *v.* Commonwealth of Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 195. T. M. Duche & Sons, Inc., petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied.

No. 196. George W. Ferguson and D. O. Spires, petitioners, *v.* The State of South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. 199. Peter Vincent Crolich, Sr., et al., petitioners, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 200. Edna Clark, a Minor, by Charles K. Clark, Father and Next Friend, petitioner, *v.* The Baltimore and Ohio Railroad Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 201. Fred Slenker and Elizabeth Slenker, petitioners, *v.* Grand Lodge of the State of Illinois of the Independent Order of Odd Fellows. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 202. State of California, California Polytechnic School and California State Board of Equalization, petitioners, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 204. Continental Southern Lines, Inc., petitioner, *v.* Civil Aeronautics Board, Ozark Airlines, Inc., and Southern Airways, Inc. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 208. Grand Trunk Western Railroad Company, a Michigan Corporation, petitioner, *v.* Adel Precision Products Corporation, a Corporation. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 209. Michael M. Weiss, petitioner, *v.* K. McKinley Smith. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 212. A. Gusmer, Inc., a Corporation, petitioner, *v.* James P. McGranery, Attorney General of the United States, Successor to Alien Property Custodian. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 213. M. C. Schaefer, petitioner, *v.* Sam Macri, Don Macri, Joe Macri, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 214. Brigantine Beach Hotel Corporation, petitioner, *v.* Gene R. Mariano, Receiver of Brigantine Beach Hotel Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 216. Chicago and North Western Railway Company, petitioner, *v.* Chicago Packaged Fuel Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 219. Maple Island Farm, Inc., petitioner, *v.* Walter Bitterling. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 221. Martin Ross and Milton Gecker, petitioners, *v.* The United States of America; and

No. 273. Irving Ross, petitioner, *v.* The United States of America. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 222. Hertha L. Wohlmuth, petitioner, *v.* Dean G. Acheson, Secretary of State of the United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 223. Samuel Goldberger and Adolph Kaplan, petitioners, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 225. The People of the State of Illinois, ex rel. Angelo Tarranto, petitioner, *v.* John E. Babb, Sheriff. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 229. Louis Joe LeForce, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 231. Mark McGee, R. H. Rucker, Kate H. Pearce, and Charles P. Atkinson, petitioners, *v.* Reconstruction Finance Corporation and

Mercantile National Bank at Dallas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 234. Gulf Refining Company, petitioner, *v.* Mabel Atchison, Wife of Bosco Franicevich. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 236. Louis Weber, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Memorandum filed by Mr. Justice Frankfurter.

No. 237. L. J. Williams, d/b/a L. J. Williams Lumber Company, et al., petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 239. Aeration Processes, Inc., petitioner, *v.* Louis A. Lange and Joseph B. Winkler, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 252. L. L. McGuire and Lenore McGuire, petitioners, *v.* A. W. Todd et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 254. Charles E. White, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 255. Holmes Marcy Davenport, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 256. Frank Bruce Rising, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 257. Washington Lumber and Millwork Co., petitioner, *v.* Dant and Russell Sales Co. Petition for writ of certiorari to the Supreme Court of Pennsylvania denied.

No. 259. Advance Machinery Exchange, Inc., petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 261. William C. Barnett, petitioner, *v.* Esther E. Jenkins. Petition for writ of certiorari to the Saint Louis Court of Appeals of Missouri denied.

No. 263. Ianthe B. Hardenbergh and Gabrielle Hardenbergh, petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 265. Jack Coast, petitioner, *v.* Hunt Oil Company and Ohio Oil Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 268. Alfred Victor duPont, petitioner, *v.* Dorothy Elizabeth Barton duPont. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. 269. The City of Los Angeles, a Municipal Corporation, and the Council of the City of Los Angeles, petitioners, *v.* The Housing Authority of the City of Los Angeles. Petition for writ of certiorari to the Supreme Court of California denied.

No. 270. Kobe, Inc., and Alta Vista Hydraulic Company, petitioners, *v.* Dempsey Pump Company, Oscar E. Dempsey, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 275. Stella J. Carter and Alfred P. Goodlet, petitioners, *v.* Katherine Simpson, Executrix of the Last Will of George L. Laux, Deceased, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 279. William H. Weitknecht and Noble L. Moore, Executors, Estate of John H. Edwards, Deceased, petitioners, *v.* District of Columbia. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 282. Dealer's Transport Company, petitioner, *v.* Paul C. Grasse. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 74. Independent Broadcasting Company, petitioner, *v.* Federal Communications Commission. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. 108. Walter Ellsworth Brehm, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Burton took no part in the consideration or decision of this application.

No. 111. Julius Rosenberg and Ethel Rosenberg, petitioners, *v.* The United States of America; and

No. 112. Morton Sobell, petitioner, *v.* The United States of America. The motion in No. 111 for leave to file brief of National Lawyers Guild as *amicus curiae* is denied. The petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit are denied. Mr. Justice Black is of the opinion the petitions should be granted.

No. 129. Jessie C. Babb, petitioner, *v.* Mandel Benjamin, Chief of the Chicago Area, Social Security Administration, et al. Motion to

dispense with printing the petition, motion, and record granted. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Motion for leave to file petition for writ of mandamus also denied.

No. 137. Burlington County Bridge Commission, et al., petitioners, *v.* Alfred E. Driscoll, Governor of the State of New Jersey, et al.;

No. 184. Richard C. Nongard, et al., Individually and as Partners Trading as Ketcham & Nongard, et al., petitioners, *v.* Alfred E. Driscoll, Governor of the State of New Jersey, et al.; and

No. 188. Robert K. Bell, petitioner, *v.* Alfred E. Driscoll, Governor of the State of New Jersey, et al. Petitions for writs of certiorari to the Supreme Court of New Jersey denied. Mr. Justice Black took no part in the consideration or decision of these applications.

No. 143. John Jaroszewski, petitioner, *v.* The Central Railroad Company of New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied. Mr. Justice Black is of the opinion certiorari should be granted.

No. 168. Albert Williams Johnson, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied. Mr. Justice Black is of the opinion certiorari should be granted. The Chief Justice and Mr. Justice Clark took no part in the consideration or decision of this application.

No. 215. David Fass and Benjamin L. Candell, et al., petitioners, *v.* Carl R. Gray, Jr. Motion to dispense with printing the petition and record granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 235. West Coast Meat Company, petitioner, *v.* Reconstruction Finance Corporation. Petition for writ of certiorari to the United States Emergency Court of Appeals denied. The Chief Justice took no part in the consideration or decision of this application.

No. 449, October Term, 1950. John Michael Petrone, petitioner, *v.* The United States of America;

No. 151, October Term, 1951. The United States of America, Interstate Commerce Commission, et al., appellants, *v.* Great Northern Railway Company;

No. 176, October Term, 1951. Morris Leland, appellant, *v.* The State of Oregon;

No. 517, October Term, 1951. Richard A. McGee, Director, California Department of Corrections, and Robert A. Heinze, Warden, etc., petitioners, *v.* James Nels Ekberg;

No. 543, October Term, 1951. On Lee, petitioner, *v.* The United States of America;

No. 762, October Term, 1951. Lowell John Block, petitioner, *v.* The People of the State of Colorado; and

No. 788, October Term, 1951. The Eight O'Clock Club, a Corporation, and Roy Wood, appellants, *v.* Otto K. Buder and Michigan Liquor Control Commission. Petitions for rehearing denied.

No. 611, October Term, 1950. Joe Maloy, petitioner, *v.* State of Florida. Motion for leave to file a second petition for rehearing denied.

No. 401, October Term, 1951. Konrad G. Johansen, petitioner, *v.* The United States of America; and

No. 414. Samuel Mandel, Administrator of the Estate of Robert Willie Dillehay, Jr., Deceased, petitioner, *v.* The United States of America. The motions for leave to file briefs of (1) Herbert L. Johnson, and (2) Cora Mae Meyer, Administratrix, etc., as *amici curiae*, in Nos. 401 and 414; and briefs of (1) National Association of Claimants' Compensation Attorneys; (2) Melvin M. Belli and others; (3) B. A. Green; and (4) Seafarer's International Union as *amici curiae* in No. 414 are denied. The petitions for rehearing are denied.

No. 570, October Term, 1951. Tomoya Kawakita, petitioner, *v.* The United States of America. Petition for rehearing denied. Mr. Justice Frankfurter and Mr. Justice Clark took no part in the consideration or decision of this application.

No. 624, October Term, 1951. Rose Cadden, petitioner, *v.* The Commonwealth of Kentucky. Motion for leave to file petition for rehearing denied.

No. 714, October Term, 1951. Union Carbide and Carbon Corporation, petitioner, *v.* Graver Tank and Mfg. Co., Inc., and the Lincoln Electric Company. Petition for rehearing denied. Mr. Justice Burton took no part in the consideration or decision of this application.

No. 394, Misc., October Term, 1951. Albert R. House, petitioner, *v.* William H. Hiatt, Warden of the United States Penitentiary at Atlanta, Georgia;

No. 409, Misc., October Term, 1951. Earl C. Weldon, petitioner, *v.* The United States of America;

No. 422, Misc., October Term, 1951. Wayman C. Hamilton, petitioner, *v.* The United States of America;

No. 440, Misc., October Term, 1951. Earl W. Taylor, petitioner, *v.* Dr. Ivan W. Steele, Superintendent, etc.;

No. 475, Misc., October Term, 1951. John R. Ayers, petitioner, *v.* O. K. Parry and Emerson Haines;

No. 481, Misc., October Term, 1951. G. W. Lindsey, petitioner, *v.* J. A. Watson and Mary Watson;

No. 486, Misc., October Term, 1951. Augustine F. Lawrence, petitioner, *v.* United States of America;

No. 487, Misc., October Term, 1951. Frank Casone, petitioner, *v.* State of Tennessee;

No. 503, Misc., October Term, 1951. George Hewlett, petitioner, *v.* People of the State of California ; and

No. 518, Misc., October Term, 1951. Laurie J. Carpenter, petitioner, *v.* Erie Railroad Company. Petitions for rehearing denied.

No. 309, Misc., October Term, 1951. Anthony Freapane, petitioner, *v.* The State of Illinois. Third petition for rehearing denied.

No. 397, Misc., October Term, 1951. Fred Tate, petitioner, *v.* The United States District Court for the Northern District of California, et al. Second petition for rehearing denied.

No. 54, Misc. Phillip C. Slusser, petitioner, *v.* O. B. Ellis, General Manager, Texas Prison System, et al. Motion to amend the petition for writ of certiorari granted.

No. 7, Misc. William L. Mock, a Minor, by Juanita L. Old, as His Guardian ad litem, petitioner, *v.* L. N. Davies, Individually and as a Deputy Sheriff, etc., et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 8, Misc. Frank S. Rubens, petitioner, *v.* L. C. Boies, Sheriff of Maricopa County, et al. Petition for writ of certiorari to the Supreme Court of Arizona denied.

No. 10, Misc. Francisco Cepero, petitioner, *v.* Pan American Airways, Inc. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 11, Misc. George E. Hicks, petitioner, *v.* Curtis Reid, Superintendent, District of Columbia Jail, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 13, Misc. George D. Latimer, petitioner, *v.* State of Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 14, Misc. George Wright, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Criminal Court of Cook County, Illinois, denied.

No. 17, Misc. William C. Hodges, petitioner, *v.* People of State of California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 18, Misc. Israel Jimenez-Melendéz, petitioner, *v.* James Manning Jones, Warden, Insular Penitentiary of Puerto Rico. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 20, Misc. Robert Pratt, petitioner, *v.* State of Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 21, Misc. Joseph D. Daniels, petitioner, *v.* Joseph E. Ragen, Warden, etc. Petition for writ of certiorari to the Circuit Court of Winnebago County, Illinois, denied.

No. 22, Misc. William H. Tully, petitioner, *v.* State of Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 23, Misc. Norman E. Dunbar, petitioner, *v.* State of Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 25, Misc. Dennis Ballard, petitioner, *v.* International Harvester Company. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 30, Misc. Julian Diaz and Madelaine Garvey, otherwise known as Leah Garvey, petitioners, *v.* Frank R. Crom, as Trustee, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 31, Misc. Homer Neal, petitioner, *v.* Robert A. Heinze, Warden, etc. Petition for writ of certiorari to the Supreme Court of California denied.

No. 32, Misc. John Witte, petitioner, *v.* Alfred F. Dowd, as Warden of Indiana State Prison. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. 33, Misc. George C. Bitsakis, petitioner, *v.* Alexander P. Wine, Butchers Mutual Insurance Company, etc. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 35, Misc. Walter Roberts, petitioner, *v.* Commonwealth of Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. 37, Misc. Wayne Youngs, petitioner, *v.* Joseph E. Ragen, Warden, etc. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied.

No. 39, Misc. Leon Pyeatte, petitioner, *v.* Cornelius J. Burke, Warden, etc. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 40, Misc. Jose Cabigting Miranda, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 41, Misc. Stanley Kaval, petitioner, *v.* Joseph E. Ragen, Warden. Petition for writ of certiorari to the Criminal Court of Cook County, Illinois, denied.

No. 42, Misc. Fred Palmer, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 43, Misc. Bernard M. Shotkin, petitioner, *v.* Henry Lindsley, Judge, F. M. Steffes and Hyman Landy. Petition for writ of certiorari to the Supreme Court of Colorado denied.

No. 44, Misc. George Small, petitioner, *v.* Francis C. Shaw, Director, etc. Petition for writ of certiorari to the Court of Appeals of New York, denied.

No. 45, Misc. William J. Gresham, petitioner, *v.* People of State of California, et al. Petition for writ of certiorari to the Supreme Court of California, denied.

No. 47, Misc. Lester S. Lazenby, petitioner, *v.* State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 48, Misc. Charles A. Greene, petitioner, *v.* Browning Robinson, Warden, et al. Petition for writ of certiorari to the Circuit Court of Peoria County, Peoria, Illinois, denied.

No. 49, Misc. Ernest G. Booth, petitioner, *v.* Dr. Marion R. King, etc. Petition for writ of certiorari to the Supreme Court of California, denied.

No. 51, Misc. Maurice Allen, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois, denied.

No. 53, Misc. Alexander Gliva, petitioner, *v.* Emery E. Jacques, Warden, et al. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 55, Misc. James Harmon George, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 56, Misc. Henry Martinez and Louis Bommarito, petitioners, *v.* State of Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 57, Misc. Allen Dixon, petitioner, *v.* Joseph E. Ragen, Warden, etc. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied.

No. 58, Misc. Catherine Hein, petitioner, *v.* John R. Cranor, Superintendent, etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 59, Misc. Corinne C. Waterman, petitioner, *v.* Donald Nelson, Carlton Hayward, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 60, Misc. Hoyle Polk, petitioner, *v.* Harley O. Teets, Warden, etc. Petition for writ of certiorari to the Supreme Court of California denied.

No. 61, Misc. Bernard M. Shotkin, petitioner, *v.* William A. Black, Judge of District Court, City and County of Denver, Colorado, et al.

Petition for writ of certiorari to the Supreme Court of Colorado denied.

No. 62, Misc. Annie Mary Timmons, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 63, Misc. John M. Kershner, petitioner, *v.* State of New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 65, Misc. James Barbee, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 66, Misc. Juan Supero, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Circuit Court of Randolph County, Illinois, denied.

No. 67, Misc. Thomas Gusik, a Minor, by His Father and Next Friend, John Gusik, petitioner, *v.* L. C. Schilder, Warden, etc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 68, Misc. Frank LaSalle, petitioner, *v.* Wm. H. Carty, Warden, New Jersey State Prison. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 71, Misc. Heza H. Packwood, petitioner, *v.* Briggs & Stratton Corporation and Savage Arms Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 73, Misc. Jesse Stewart, petitioner, *v.* Ralph W. Alvis, Warden, Ohio Penitentiary. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 74, Misc. James Bolden, petitioner, *v.* Department of Public Safety, etc., et al. Petition for writ of certiorari to the Criminal Court of Cook County, Illinois, denied.

No. 79, Misc. Gregory Matveychuk, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 80, Misc. Ollie Carey, petitioner, *v.* Keeper of the Montgomery County Prison. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 81, Misc. Charles Maddron, petitioner, *v.* State of Indiana, et al. Petition for writ of certiorari to the Superior Court of Saint Joseph County, Indiana, denied.

No. 82, Misc. John Podolski, petitioner, *v.* People of the State of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 83, Misc. Louis D. Ponce, petitioner, *v.* Robert A. Heinze, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. 84, Misc. Nathaniel Germany, petitioner, *v.* R. H. Hudspeth, Warden, etc., et al. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. 85, Misc. Elizabeth Shannon, petitioner, *v.* Union Barge Line Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 88, Misc. John C. Pierce, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 90, Misc. John Rubino, petitioner, *v.* The People of the State of New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 92, Misc. William J. Frey, petitioner, *v.* The People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 93, Misc. Napoleon Fowler, petitioner, *v.* The People of the State of New York. Petition for writ of certiorari to the Supreme Court of New York, Appellate Division, Third Department, denied.

No. 94, Misc. Arthur Rivers, petitioner, *v.* The State of Indiana, The Honorable Judge Pyle and Prosecutor. Petition for writ of certiorari to the Circuit Court of Saint Joseph County, Indiana, denied.

No. 96, Misc. Edward E. Mimms, petitioner, *v.* The State of California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 97, Misc. John Kerr, Jr., petitioner, *v.* Harley O. Teets, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 98, Misc. Francis Conrad Stelloh, petitioner, *v.* State of Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 100, Misc. William Giron, Albert Gonzales, Cecil Coluya, petitioner, *v.* John Cranor, Superintendent of Washington State Penitentiary. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 103, Misc. Paul S. Wester, petitioner, *v.* The People of the State of California. Petition for writ of certiorari to the District Court of Appeal of California, Fourth Appellate District, denied.

No. 104, Misc. James Robinson, petitioner, *v.* The People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 106, Misc. Nicholas Di Vincenzo, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 108, Misc. Frank Severa, petitioner, *v.* Borough of Throop, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 109, Misc. James R. Knott, petitioner, *v.* Edwin T. Swenson, Warden. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 110, Misc. Almon W. Brewer, petitioner, *v.* The People of the State of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 28, Misc. Leonard B. Fisk, petitioner, *v.* Julian N. Frisbie, Warden. Petition for writ of certiorari to the Supreme Court of Michigan denied. Motion for leave to file petition for writ of habeas corpus also denied.

No. 69, Misc. Darius Golemon, petitioner, *v.* State of Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion certiorari should be granted.

No. 89, Misc. Jesse Reid, petitioner, *v.* State of Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied. Mr. Justice Douglas is of the opinion certiorari should be granted.

No. 126, Misc. Donald Hicks, petitioner, *v.* People of the State of New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Petition for appeal and motion for leave to file petition for writ of habeas corpus also denied.

No. 29, Misc. Sherman Albert Godwin, petitioner, *v.* Walter A. Hunter, Warden, etc., et al.;

No. 34, Misc. George D. F. Evans, petitioner, *v.* Dr. Winfred Overholser, Superintendent, etc.;

No. 36, Misc. Charles E. Greer, petitioner, *v.* State of South Carolina.

No. 46, Misc. Witold H. Curlanis, petitioner, *v.* Dr. Ivan W. Steele, Warden, etc.;

No. 50, Misc. George T. Jordan, petitioner, *v.* Dr. Ivan W. Steele, Warden; and

No. 64, Misc. John Whorton, petitioner, *v.* Ralph N. Eidson, Warden. Motions for leave to file petitions for writs of habeas corpus denied.

No. 38, Misc. Tom Collins, petitioner, *v.* United States District Court for the Northern District of Illinois;

No. 95, Misc. Walter W. Port, petitioner, *v.* Hon. Louis E. Goodman, District Judge; and

No. 125, Misc. Ex parte Greyvan Lines, Inc., petitioner. Motions for leave to file petitions for writs of mandamus denied.

No. 19, Misc. Angus Sanguigni, petitioner, *v.* Julian N. Frisbie, Warden. Motion for leave to file petition for writ of certiorari denied.

No. 26, Misc. In re Ernest E. Clulow, Jr., petitioner. Application denied.

No. 20. Bennie Daniels and Lloyd Ray Daniels, petitioners, *v.* Robert A. Allen, Warden, Central Prison of the State of North Carolina. Reargued by Mr. O. John Rogge and Mr. Murray A. Gordon for the petitioners and by Mr. Ralph Moody for the respondent.

No. 22. Raleigh Speller, petitioner, *v.* Robert A. Allen, Warden, Central Prison of North Carolina, Raleigh, North Carolina. Reargued by Mr. Herman L. Taylor for the petitioner and by Mr. E. O. Brogden, Jr., for the respondent.

No. 32. Clyde Brown, petitioner, *v.* Robert A. Allen, The Warden of the Central Prison of the State of North Carolina at Raleigh, North Carolina. Reargued by Mr. Hosea V. Price for the petitioner and by Mr. R. Brookes Peters for the respondent.

No. 31. The United States of America, ex rel. James Smith, petitioner, *v.* Dr. Frederick S. Baldi, Superintendent of the Philadelphia County Prison. Reargument commenced by Mr. Thomas D. McBride for the petitioner.

Adjourned until tomorrow at 12 o'clock.

The day call for Tuesday, October 14, will be as follows: Nos. 31, 3, 10, 39, 9, 11, 13, 14, 15, and 17.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Arthur Swanson, of Philadelphia, Pa., and Walter Melville Van Sciver, of Chicago, Ill., on motion of Mr. Will Freeman; Thomas B. Van Poole, Jr., of Arlington, Va., on motion of Mr. Charles R. Fenwick; Thomas Thacher, of New York, N. Y., on motion of Mr. Gordon Grand, Jr.; Austin T. Walden, of Atlanta, Ga., on motion of Mr. Oscar H. Davis; and John Charles Houlihan, of Oakland, Calif., on motion of Mr. Sherry Basil Myers, were admitted to practice.

No. 31. The United States of America, ex rel. James Smith, petitioner, *v.* Dr. Frederick S. Baldi, Superintendent of the Philadelphia County Prison. Reargument continued by Mr. Thomas D. McBride for the petitioner and by Mr. Randolph C. Ryder for the respondent. Leave granted to file additional briefs within one week.

No. 3. John Kedroff and Benjamin Fedchenkoff, etc., appellants, *v.* Saint Nicholas Cathedral of the Russian Orthodox Church in North America. Reargued by Mr. Philip Adler for the appellants and by Mr. Ralph Montgomery Arkush for the appellee.

No. 10. The United States of America, petitioner, *v.* Clara Belle Henning, et al. Reargued by Mr. Morton Liftin for the petitioner and by Mr. Richard H. Lee for the respondents.

Adjourned until tomorrow at 12 o'clock.

The day call for Wednesday, October 15, will be as follows: Nos. 39, 9, 11, 13, 14, 15, 17, 23, 18, and 16.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Lloyd J. Skedd, of Helena, Mont., Charles S. Lyon, of New York, N. Y., and Mildred Yates Plummer, of Port Arthur, Tex., on motion of Mr. Acting Solicitor General Robert L. Stern; Major Bird, of Adrian, Mich., on motion of Mr. Francis Dennis Flanagan; Robert J. Emery, of Oklahoma City, Okla., on motion of Mr. H. D. Emery; and Walter Raymond Williams, of Arlington, Va., on motion of Mr. Conrad E. Snow, were admitted to practice.

No. 111. Julius Rosenberg and Ethel Rosenberg, petitioners, *v.* The United States of America; and

No. 112. Morton Sobell, petitioner, *v.* The United States of America. Orders denying certiorari withheld pending the filing and disposition of petitions for rehearing on motions of counsel for petitioners.

No. 39. William Baumet et al., petitioners, *v.* The United States of America et al. Argued by Mr. Louis A. D'Agosto for the petitioner; by Mr. Thomas Thacher for the respondent, Julie Peters; and by Mr. Morton Liftin for the respondent, United States.

No. 9. Wilbur C. King et al., etc., appellants, *v.* The United States of America et al. Argued by Mr. Lewis W. Petteway for the appellants; by Mr. Charles H. Weston for the appellees, United States and Interstate Commerce Commission; and by Mr. Frank W. Gwathmey for the appellees, Atlantic Coast Line R. R. Co. et al.

No. 11. Federal Trade Commission, petitioner, *v.* Minneapolis-Honeywell Regulator Company. Argument commenced by Mr. Acting Solicitor General Stern for the petitioner.

Adjourned until tomorrow at 12 o'clock.

The day call for Thursday, October 16, will be as follows: Nos. 11, 13, 14, 15, 17, 23, 18, 16, 12, and 21.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

James Harry Johnson, of Oklahoma City, Okla., on motion of Mr. Fred Hansen; Clarence Harris Pease, of Sacramento, Calif., on motion of Mr. Hugh T. Fullerton; and Thomas M. Ferrill, Jr., of Garden City, N. Y., on motion of Mr. William E. Schuyler, Jr., were admitted to practice.

No. 11. Federal Trade Commission, petitioner, *v.* Minneapolis-Honeywell Regulator Company. Argument continued by Mr. Albert R. Connelly for the respondent and concluded by Mr. Acting Solicitor General Stern for the petitioner.

No. 13. The United States of America, petitioner, *v.* Bell Aircraft Corporation. Argued by Mr. Paul A. Sweeney for the petitioner and by Mr. Howard C. Westwood for the respondent.

No. 14. Robert M. Wieman, Nancy Kent Ziebur, Werner C. Baum, et al., appellants, *v.* Paul W. Updegraff, the Board of Regents of the Oklahoma Agricultural Colleges, et al. Argued by Mr. H. D. Emery for the appellants, by Mr. Paul W. Updegraff for appellee, Paul W. Updegraff, and by Mr. Fred Hansen for appellees, Board of Regents of the Oklahoma Agricultural Colleges, et al.

Adjourned until tomorrow at 12 o'clock.

The day call for Friday, October 17, will be as follows: Nos. 15, 17, 23, 18, 16, 12, 21, 24, 25, and 28 (and 29).

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Boyd Tackett, of Nashville, Ark., on motion of Mr. Harold E. Mott; William J. Lynch, of Chicago, Ill., and George J. Schaller, of Chicago, Ill., on motion of Mr. Charles Dana Snewind; John J. Mortimer, of Chicago, Ill., on motion of Mr. Charles Sylvanus Rhyne; Sylvan H. Elias, of New York, N. Y., and Stephen C. Vladeck, of New York, N. Y., on motion of Mr. Walter Freedman; Leo G. Blackstock, of Austin, Tex., and Harry Vine III, of Austin, Tex., on motion of Mr. Oscar H. Davis; and Rufus King, of Washington, D. C., on motion of Mr. Gerhard Van Arkel, were admitted to practice.

No. 15. Joseph Mandoli, also known as Guiseppe Mendolia, petitioner, *v.* Dean Acheson, Secretary of State. Argued by Mr. Jack Wasserman for the petitioner and by Mr. Oscar H. Davis for the respondent.

No. 17. Kwong Hai Chew, petitioner, *v.* Captain Svend Colding, Master of the SS "Sir John Franklin," and Edward J. Shaughnessy, etc. Motion for bail submitted by Mr. Carl S. Stern for the petitioner. Argued by Mr. Carl S. Stern for the petitioner and by Mr. John F. Davis for the respondents.

No. 23. The City of Chicago, a Municipal Corporation, petitioner, *v.* The Willett Company, an Illinois Corporation. Argued by Mr. Arthur Magid for the petitioner and by Mr. Charles Dana Snewind for the respondent.

Adjourned until Monday, October 20, next, at 12 o'clock.

The day call for Monday, October 20, will be as follows: Nos. 18, 16, 12, 21, 24, 25, 28 (and 29), 30, 33, and 34.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Hermine Herta Meyer, of New York, N. Y., James L. Beattey, of Indianapolis, Ind., Cassatt Martz, of Indianapolis, Ind., Dennis Edwards, Jr., of New York, N. Y., Joseph Clark Wallace, of Indianapolis, Ind., and Stonewall H. Dyer, of Atlanta, Ga., on motion of Mr. Acting Solicitor General Robert L. Stern; John Willard Holmes, of Pasadena, Calif., on motion of Mr. George A. Hospidor; Marcellus D. Lemaire, of Taunton, Mass., on motion of Mr. Joseph C. Duggan; Joseph O'Leary, of Akron, Ohio, on motion of Mr. Oscar H. Davis; Stanley R. Tupper, of Boothbay Harbor, Maine, on motion of Mr. Will Shafroth; E. Dixie Beggs, of Pensacola, Fla., on motion of Mr. Charles Sylvanus Rhyne; Benjamin Joseph Scheinman, of Pasadena, Calif., on motion of Mr. Karl M. Dollak; Thomas W. LeSage, of Pasadena, Calif., on motion of Mr. David Ginsburg; Nathan Cheney Fitts, of Wellesley, Mass., on motion of Mr. H. Fred Martin, Jr.; Otto H. Wellensick, of Syracuse, Nebr., on motion of Mr. Walter R. Johnson; Stephen Bienieck, of Poughkeepsie, N. Y., on motion of Mr. Willis E. Ruffner; Almon B. McCallum, of San Francisco, Calif., on motion of Mr. Hugh T. Fullerton; and Henry C. Barrett, of Washington, D. C., on motion of Mr. Raymond Coward, were admitted to practice.

No. 126. Civil Aeronautics Board et al. *v.* American Air Transport, Inc., et al. On certificate from the United States Court of Appeals for the District of Columbia Circuit. Motion of Civil Aeronautics Board to send up entire record denied. Certificate dismissed. Mr. Justice Douglas dissents. Opinion *per curiam* announced by Mr. Chief Justice Vinson.

The Chief Justice said:

“The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally.”

No. 70. Algonquin Gas Transmission Company and Texas Eastern Transmission Corporation, petitioners, *v.* Northeastern Gas Transmission Company, Tennessee Gas Transmission Company, Federal Power Commission, et al. The motion to withhold the order denying cer-

tiorari pending the filing and disposition of a petition for rehearing is denied. The Chief Justice took no part in the consideration or decision of this motion.

No. 95. Clementin Wottle, Administrator of the Estate of Edward Begay, Deceased, petitioner, *v.* Atchison, Topeka and Santa Fe Railway Company. On writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Dismissed pursuant to stipulation of counsel.

No. 153. The United States of America, appellant, *v.* Excel Packing Company, Inc.;

No. 154. The United States of America, appellant, *v.* Harold F. Brown et al.;

No. 155. The United States of America, appellant, *v.* Excel Packing Company, Inc., et al.;

No. 156. The United States of America, appellant, *v.* Excel Packing Company, Inc., et al.; and

No. 157. The United States of America, appellant, *v.* Excel Packing Company, Inc., et al. Appeals from the United States District Court of Kansas. Dismissed on motions of counsel for appellant.

No. 230. The Radio Officers' Union of the Commercial Telegraphers Union, AFL., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. 278. Robert Ramspeck et al., petitioners, *v.* Federal Trial Examiners Conference et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted.

No. 287. Al Polizzi, petitioner, *v.* Cowles Magazines, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted. Mr. Justice Douglas took no part in the consideration or decision of this application.

No. 301. National Labor Relations Board, petitioner, *v.* International Brotherhood of Teamsters, Chauffeurs, Warehousemen & Helpers of America et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted. Case assigned for argument immediately following No. 230.

No. 262. Calmar Steamship Corporation, petitioner, *v.* United States of America; and

No. 303. Calmar Steamship Corporation, petitioner, *v.* Sydney Keith Scott, one of the Lloyds Underwriters et al. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. 178. Depew Paving Company, Incorporated, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 232. The United States, petitioner, *v.* George J. Schaeffer and Herman Robbins. Petition for writ of certiorari to the United States Court of Claims denied.

No. 260. Harold G. Aron, petitioner, *v.* John W. Snyder, Secretary of the Treasury, United States of America, Great Lakes Steel Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 272. Shell Oil Company, petitioner, *v.* R. O. Wilkin, Walter E. Hocker, Jr., Martha Hocker, et al.; and

No. 297. R. O. Wilkin, Walter E. Hocker, Jr., Martha Hocker, et al., petitioners, *v.* Shell Oil Company. Petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 276. The Pennsylvania Railroad Company, a Corporation, petitioner, *v.* George W. Donnelly. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 277. The United States of America, petitioner, *v.* Morris Abrams and Howard Abrams, Individually and as Co-Partners d/b/a Curtis Key Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 280. James T. Hobbs, petitioner, *v.* Beulah E. Hobbs. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 281. Robert Klein, petitioner, *v.* Department of Registration and Education of the State of Illinois et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 285. R. H. Johnson & Company and Rupert H. Johnson, Individually petitioners, *v.* Securities and Exchange Commission and National Association of Securities Dealers, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 286. Holland Company, petitioner, *v.* American Steel Foundries. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 288. Chame D. Skinner and Leo C. Bradley, petitioners, *v.* The Dow Chemical Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 324. Emil Ortman, as Special Administrator of the Estate of Donna Jean Ortman, Deceased, petitioner, *v.* Clifford S. Smith and Judith Smith, by Clifford S. Smith, her Guardian ad litem. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 123. Kaiser-Frazer Corporation, petitioner, *v.* Otis & Co. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Black and Mr. Justice Clark took no part in the consideration or decision of this application.

No. 227. The Creek Nation, petitioner, *v.* C. W. McGhee et al., etc.;

No. 247. The United States, petitioner, *v.* C. W. McGhee et al., etc.;

No. 245. The United States, petitioner, *v.* Clyde F. Thompson, William Fuller, Herbert A. Bellas, et al.; and

No. 246. The United States, petitioner, *v.* Ernest Risling, Peter Masten, Mary G. Dornbach, etc. Petitions for writs of certiorari to the United States Court of Claims denied. Mr. Justice Black took no part in the consideration or decision of these applications.

No. 240. The Crummer Company and R. E. Crummer & Company, petitioners, *v.* Jessie Ball duPont et al., as Trustees, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Clark took no part in the consideration or decision of this application.

No. 267. Alton Paris, petitioner, *v.* The State of Texas. Motion to dispense with the printing of petition and record granted. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 271. Charlotte Wild, Administratrix of the Estate of John Wild, Deceased, petitioner, *v.* Atlantic Refining Company and Camden Painting Company. Petition for rehearing on petition for extension of time denied. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 284. Isaac Jack Barber, petitioner, *v.* The United States of America. Motion to dispense with printing the petition and record granted. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 131, Misc. Alexander G. Jeronis, petitioner, *v.* Hon. Raymond W. Starr, U. S. District Judge, etc. Petition for writ of mandamus dismissed on motion of petitioner.

No. 27, Misc. Antonio Padilla, petitioner, *v.* William H. Hiatt, Warden, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 54, Misc. Phillip C. Slusser, petitioner, *v.* O. B. Ellis, General Manager, Texas Prison System, et al. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 75, Misc. Robert Gene Dessauer, petitioner, *v.* People of the State of California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 76, Misc. Jesse Edward Kirkland, petitioner, *v.* William H. Hiatt, Warden, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 105, Misc. Albert R. Jackson, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 111, Misc. William C. Niemoth, petitioner, *v.* The State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 112, Misc. Coles Elliott, petitioner, *v.* The State of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 113, Misc. George Ross Wagner, petitioner, *v.* The People of the State of Illinois et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 119, Misc. Gerald C. Broussard, petitioner, *v.* John R. Cranor, as Superintendent of the Washington State Penitentiary at Walla Walla, Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 120, Misc. Charles Franklin Johnson, petitioner, *v.* The State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 123, Misc. William Medford, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 124, Misc. William E. Geiger, petitioner, *v.* C. J. Burke, Warden, etc. Petition for writ of certiorari to the Supreme Court of Pennsylvania for the Middle District denied.

No. 134, Misc. Donald Ash, petitioner, *v.* State of Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 137, Misc. Louis A. Voltz, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 139, Misc. James Joy Bishop, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 141, Misc. James W. Sprading, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 143, Misc. Thomas Joseph O'Brien, petitioner, *v.* State of Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. 149, Misc. Joseph Cossentino, petitioner, *v.* People of the State of New York. Petition for writ of certiorari to the Supreme Court of New York, Appellate Division, Second Department, denied.

No. 150, Misc. Woodrow Nor Woods, petitioner, *v.* People of State of California. Petition for writ of certiorari to the District Court of Appeal of California, Fourth Appellate District, denied.

No. 155, Misc. A. F. Luse, petitioner, *v.* People of the State of California et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 158, Misc. Mrs. Hattie Carney, petitioner, *v.* V. A. Anderson et al. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. 161, Misc. In re Estate of Henrietta E. Garrett, Deceased, Anna Gadle, petitioner. Petition for writ of certiorari to the Supreme Court of Pennsylvania for the Eastern District denied.

No. 77, Misc. Booker T. Reed, petitioner, *v.* State of Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied. Motion for leave to file petition for writ of habeas corpus also denied.

No. 133, Misc. Joseph Louis Paonessa, petitioner, *v.* People of the State of New York. Petition for writ of certiorari to the Court of Appeals of New York denied for the reason that application therefor was not made within the time provided by law (28 U. S. C. Sec. 2101 (c)).

No. 138, Misc. Everett C. Lyle, petitioner, *v.* Ralph N. Eidson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Motion for leave to file petition for writ of habeas corpus also denied.

No. 140, Misc. Herman Faubert, petitioner, *v.* People of the State of Michigan. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Motion for leave to file petition for writ of habeas corpus also denied.

No. 107, Misc. The Crummer Company and R. E. Crummer & Company, petitioners, *v.* Jessie Ball duPont et al., as Trustees, etc., et al. Motion for leave to file petition for writ of certiorari denied. Mr. Justice Clark took no part in the consideration or decision of this application.

No. 115, Misc. Richard L. Williams, petitioner, *v.* State of Alabama. Motion for leave to file petition for writ of mandamus denied.

No. 116, Misc. James Mulkey, petitioner, *v.* The State of Michigan. Motion for leave to file an appeal denied.

No. 127, Misc. Walter Galloway, petitioner, *v.* U. S. District Court for the Northern District of Indiana et al. Motion for leave to file petition for writ of mandamus denied.

No. 129, Misc. John Edwin Byers, petitioner, *v.* Dr. Ivan W. Steele, Warden. Motion for leave to file petition for writ of habeas corpus denied.

No. 159, Misc. Eugene Schneider, petitioner, *v.* Dr. G. D. Tipton. Application denied.

No. 176, Misc. Charles Kazuyuki Fujimoto, Dwight James Freeman, Jack Wayne Hall, et al., petitioners, *v.* Honorable Jon Wiig, Judge of the United States Court for the District of Hawaii. Motion for leave to file petition for writ of prohibition or mandamus denied. Mr. Justice Black would issue a rule to show cause.

ORDER

The Court will take a recess from Monday, October 27, until Monday, November 10, next.

No. 18. The United States of America and the Interstate Commerce Commission, appellants, *v.* The L. A. Tucker Truck Lines, Incorporated. Argued by Mr. Edward M. Reidy for the appellants and by Mr. B. W. LaTourette for the appellee.

No. 16. The United States of America, petitioner, *v.* Caltex (Philippines), Incorporated, the Shell Company of the Philippine Islands, Limited, et al. Argued by Mr. Assistant Attorney General Baldrige for the petitioner and by Mr. Albert R. Connelly for the respondents, The Shell Co. of the Philippine Islands, Limited, et al. and by Mr. Leo T. Kissam for the respondent, Caltex (Philippines) Inc.

No. 12. Federal Power Commission, petitioner, *v.* Idaho Power Company. Argument commenced by Mr. Philip Elman for the petitioner and continued by Mr. Harry A. Poth, Jr., for the respondent.

Adjourned until tomorrow at 12 o'clock.

The day call for Tuesday, October 21, will be as follows: Nos. 12, 21, 24, 25, 28 (and 29), 30, 33, 34, 40, and 46.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Jack K. Ayer, of Houston, Tex., on motion of Mr. Philip Elman; John Stipeck, of Detroit, Mich., on motion of Mr. Louis M. Hopping; Martin Gang, of Los Angeles, Calif., on motion of Mr. Fulton M. Brylawski; Francis Hopkinson, of Philadelphia, Pa., on motion of Mr. Chas. J. Biddle; David Howard Hood, Jr., of Birmingham, Ala., on motion of Mr. George M. Johnson; Royal Flagg Jonas, of Miami Beach, Fla., on motion of Mr. W. C. Lantaff; Norman D. Archer, of Cristobal, Canal Zone, on motion of Mr. Thurman L. Dodson; and Richard E. Lyon, of Los Angeles, Calif., on motion of Mr. Leonard S. Lyon, were admitted to practice.

No. 12. Federal Power Commission, petitioner, *v.* Idaho Power Company. Argument continued by Mr. Harry A. Poth, Jr., for the respondent and concluded by Mr. A. C. Inman for the respondent.

No. 21. United States of America, petitioner, *v.* Patricia J. Reynolds, Phyllis Brauner, and Elizabeth Pala. Argued by Mr. Samuel D. Slade for the petitioner and by Mr. Charles J. Biddle for the respondents.

No. 24. The Gulf Research and Development Company et al., petitioners, *v.* The Honorable Paul Leahy, United States District Judge, et al. Argued by Mr. Leonard S. Lyon for the petitioners and by Mr. Worthington Campbell for the respondents.

No. 25. Cardox Corporation, petitioner, *v.* C-O-Two Fire Equipment Company. Argument commenced by Mr. George I. Haight for the petitioner.

Adjourned until tomorrow at 12 o'clock.

The day call for Wednesday, October 22, will be as follows: Nos. 25, 28 (and 29), 30, 33, 34, 40, 46, and 51.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Arthur N. Ziegler, of San Francisco, Calif., on motion of Mr. Myron C. Cramer; David B. Buerger, of Pittsburgh, Pa., on motion of Mr. John G. Buchanan; Timothy J. Donovan, of Boston, Mass., and John P. Clair, of Boston, Mass., on motion of Mr. Joseph M. Stone; James Richard Oberly, of Chicago, Ill., on motion of Mr. John F. Donelan; James R. Regester, of Bloomington, Ind., on motion of Mr. Miles H. Knowles; Herbert O. Reid, of Cambridge, Mass., on motion of Mr. George M. Johnson; and Irving I. Erdheim, of New York, N. Y., on motion of Mr. Thomas H. King, were admitted to practice.

No. 25. Cardox Corporation, petitioner, *v.* C-O-Two Fire Equipment Company. Argument continued by Mr. George I. Haight for the petitioner; by Mr. R. Morton Adams for the respondent; and concluded by Mr. George I. Haight for the petitioner.

No. 28. The United States of America, on the Relation of Oscar L. Chapman, Secretary of the Interior, petitioner, *v.* The Federal Power Commission and the Virginia Electric and Power Company; and

No. 29. The Virginia REA Association et al., petitioners, *v.* The Federal Power Commission and the Virginia Electric and Power Company. Three hours allowed for oral argument. Argued by Mr. Gregory Hankin for the petitioner in No. 28; by Mr. Robert Whitehead for the petitioner in No. 29; by Mr. Bradford Ross for the respondent, Federal Power Commission, and by Mr. T. Justin Moore for the respondent, Virginia Electric and Power Co.; and submitted by Mr. Charles F. Rouse and Mr. David W. Robinson for the respondent, Carolina Power & Light Co., and by Mr. Herbert B. Cohn for the respondent, Appalachian Electric Power Co.

Adjourned until tomorrow at 12 o'clock.

The day call for Thursday, October 23, will be as follows: Nos. 30, 33, 34, 40, 46, and 51.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Frederic G. Stickel III, of Newark, N. J., and James J. Langan, of Jersey City, N. J., on motion of Mr. Charles Sylvanus Rhyne; Avrum N. Andaiman, of Chicago, Ill., on motion of Mr. Acting Solicitor General Robert L. Stern; Herman B. Gerringer, of New York, N. Y., and Robert M. Peet, of New York, N. Y., on motion of Mr. Jacquin Frank; Mary C. Griffith, of Denver, Colo., on motion of Mr. Allen C. Phelps; Edward Everett Bennett, of Los Angeles, Calif., on motion of Mr. James M. Souby; I. Beverly Lake, of Wake Forest, N. C., on motion of Mr. Ralph Moody; Stuart H. Russell, of Oklahoma City, Okla., on motion of Mr. Marion R. Garstang; Alan J. Dimond, of Boston, Mass., on motion of Mr. Joseph Kruger; Dewey R. Roark, Jr., of Washington, D. C., on motion of Mr. George E. H. Goodner; James H. Heffern, of Buffalo, N. Y., on motion of Mr. Patrick J. Taft; and Richard Maguire, of Boston, Mass., on motion of Mr. Philip Bergson, were admitted to practice.

No. 30. The United States of America, appellant, *v.* The Beacon Brass Company, Incorporated and Maurice Feinberg. Argued by Mr. Marvin E. Frankel for the appellant and by Mr. Richard Maguire for the appellees.

No. 33. Louis K. Nathanson, Trustee, petitioner, *v.* National Labor Relations Board. Argued by Mr. Joseph Kruger for the petitioner and by Mr. Mozart G. Ratner for the respondent.

No. 34. David Brock, petitioner, *v.* The State of North Carolina. Argued by Mr. Robert S. Cahoon for the petitioner and by Mr. Ralph Moody for the respondent.

No. 40. Margaret Johnson, as Administratrix of the Goods, Chattels and Credits of Charles Johnson, Deceased, petitioner, *v.* The New York, New Haven and Hartford Railroad Co. Argument commenced by Mr. Jacquin Frank for the petitioner and continued by Mr. Robert M. Peet for the respondent.

Adjourned until tomorrow at 12 o'clock.

The day call for Friday, October 24, will be as follows: Nos. 40, 46 and 51.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

John Y. Cassell, of Dallas, Tex., and Cornelius J. Peck, of Washington, D. C., on motion of Mr. Acting Solicitor General Robert L. Stern; William Shain Megonigal, Jr., of Wilmington, Del., and George T. Coulson, of Wilmington, Del., on motion of Mr. Hugh M. Morris; Rosario A. Graziano, of Rockford, Ill., on motion of Mr. Adolph H. Zwerner; Pat O'Keefe Humphreys, of Dallas, Tex., on motion of Mr. John G. Sirica; and Joseph C. Woodle, of New York, N. Y., on motion of Mr. George R. Sherriff, were admitted to practice.

No. 40. Margaret Johnson, as Administratrix of the Goods, Chattels and Credits of Charles Johnson, Deceased, petitioner, *v.* The New York, New Haven and Hartford Railroad Co. Argument concluded by Mr. Robert M. Peet for the respondent.

No. 46. Hugh W. Sanford, petitioner, *v.* Robert C. Kepner. Argued by Mr. J. Preston Swecker for the petitioner and by Mr. Hugh M. Morris for the respondent.

No. 51. F. Donald Arrowsmith and Ruth R. Bauer, Executors, etc., et al., petitioners, *v.* Commissioner of Internal Revenue. Argued by Mr. George Sherriff for the petitioners and by Miss Helen Goodner for the respondent.

Adjourned until Monday, October 27, next, at 12 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Herbert Aden Plummer, of Port Arthur, Tex., Violet G. Kopp, of Los Angeles, Calif., and Carl H. Imlay, of Washington, D. C., on motion of Mr. Acting Solicitor General Robert L. Stern; Stanley D. Halperin, of New York, N. Y., on motion of Mr. Joseph B. Friedman; K. O. Bergstrom, of Oklahoma City, Okla., on motion of Mr. Eugene E. Ditto; Frank C. Conley, of Cheyenne, Wyo., on motion of Mr. Robert Stuart Erdahl; E. Lewis Ferrell, of Washington, D. C., on motion of Mr. Horace O. Pollard; David H. Brill, of Chicago, Ill., on motion of Mr. Bernard I. Nordlinger; John W. Shields, of Wickford, R. I., and Mitchell K. Disney, of Derry, N. H., on motion of Mr. Hugh Lynch, Jr.; Ned Scott Porter, of Ventura, Calif., on motion of Mr. Robert Holt Myers; Wm. A. Wittman, of South Gate, Calif., on motion of Mr. William W. Barron; and Clarence E. Todd, of San Francisco, Calif., on motion of Mr. Herbert S. Thatcher, were admitted to practice.

The Chief Justice announced the following orders of the Court:

No. 13. The United States of America, petitioner, *v.* Bell Aircraft Corporation. On writ of certiorari to the United States Court of Claims. *Per Curiam:* The judgment is affirmed by an equally divided Court. Mr. Justice Jackson took no part in the consideration or decision of this case.

No. 24. The Gulf Research and Development Company et al., petitioners, *v.* The Honorable Paul Leahy, United States District Judge, et al. On writ of certiorari to the United States Court of Appeals for the Third Circuit; and

No. 25. Cardox Corporation, petitioner, *v.* C-O-Two Fire Equipment Company. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. *Per Curiam:* The judgments are affirmed by an equally divided Court. The Chief Justice took no part in the consideration or decision of these cases.

No. 304. Oklahoma City-Ada-Atoka Railway Company et al., appellants, *v.* State of Oklahoma et al. Appeal from the Supreme

Court of Oklahoma. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for the want of a substantial federal question.

No. 321. Frank Kornfeind, Doing Business as Chicago-Nebraska Motor Express, appellant, *v.* United States of America and Interstate Commerce Commission. Appeal from the United States District Court of Illinois, Northern District. *Per Curiam*: The motion to affirm is granted and the judgment is affirmed.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 205. The United States of America, petitioner, *v.* The Public Utilities Commission of the State of California and the California Electric Power Company; and

No. 206. The County of Mineral, State of Nevada, a Political Subdivision of the State of Nevada, petitioner, *v.* The Public Utilities Commission of the State of California and the California Electric Power Company, a Corporation. These cases ordered transferred to the summary docket.

No. 295. Arnett M. Howard, Kenneth M. Johnson, Edward W. Michey, et al., appellants, *v.* The Commissioners of the Sinking Fund of the City of Louisville et al. In this case probable jurisdiction is noted and case transferred to the summary docket.

No. 293. Unexcelled Chemical Corporation, Formerly Unexcelled Manufacturing Company, Inc., petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted and case transferred to the summary docket.

No. 318. National Labor Relations Board, petitioner, *v.* Rockaway News Supply Co., Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted and case transferred to the summary docket.

No. 320. Prock Stone, petitioner, *v.* New York, Chicago and St. Louis Railroad Company. Petition for writ of certiorari to the Supreme Court of Missouri granted and case transferred to the summary docket.

No. 322. N. E. Pope et al., petitioners, *v.* Atlantic Coast Line Railroad Company. Petition for writ of certiorari to the Supreme Court of Georgia granted. Counsel are requested to discuss in their

briefs and an oral argument the question whether the judgment sought to be reviewed is final within the meaning of 28 U. S. C., Sec. 1257.

No. 233. John Burns and Lawrence Nolan, petitioners, *v.* Carolina Power and Light Company. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 243. Sanson Hosiery Mills, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 299. Arthur P. Jacoby, petitioner, *v.* People of the State of New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 306. G. D. Baten, petitioner, *v.* Nona-Fletcher Mineral Company; and

No. 307. W. O. Bowers, Jr., and W. D. Gordon, petitioners, *v.* Nona-Fletcher Mineral Company. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 309. R. W. Eller, Administrator of the Estate of Mit Brown, Deceased, petitioner, *v.* Cincinnati, New Orleans and Texas Pacific Railway Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 310. Eugene Tramaglino, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 311. Agra B. Williams, petitioner, *v.* Protestant Episcopal Theological Seminary in Virginia. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 312. The Borough of Little Ferry, a Municipal Corporation of the State of New Jersey, petitioner, *v.* Bergen County Sewer Authority. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 315. United States of America, petitioner, *v.* Adams Packing Association, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 316. W. C. Nabors, D/B/A W. C. Nabors Company, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 317. Frank A. Whittington, petitioner, *v.* Moore-McCormick Lines, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 319. Roberts Dairy Company, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 323. Carl R. Balduff, Raymond P. Greene, Joanne J. Greene, petitioners, *v.* Ohio Turnpike Commission and Archibald J. Allen, Secretary-Treasurer of the Ohio Turnpike Commission. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 325. Daisye B. Wooton et al., petitioners, *v.* G. M. McWilliams, Trustee in Bankruptcy for F. T. Newton and Mrs. Ethel Flury Newton, Bankrupts. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 326. The Glenn L. Martin Nebraska Company, a Corporation, petitioner, *v.* Wren L. Culkin, Glan West, Francis H. Masker, et al., etc. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 327. Kinston Tobacco Board of Trade, Incorporated, et al., petitioner, *v.* Liggett and Myers Tobacco Company, a Corporation, et al. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. 313. Cecil Lee Davidson, also known as Jack Reynolds, petitioner, *v.* United States of America. Motion to dispense with printing the record granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 328. Anthony A. Centracchio, petitioner, *v.* George F. Garrity, United States Attorney. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. The Chief Justice took no part in the consideration or decision of this application.

No. 12, Misc. Donald E. Hasson, petitioner, *v.* W. H. Hiatt, Warden, U. S. Penitentiary, Atlanta, Georgia. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70, Misc. John Edwin Byers et al., petitioners, *v.* Dr. Ivan W. Steele, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 78, Misc. Silas Theophilus Kuiken, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 91, Misc. Elmer Eugene Chronister, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 101, Misc. Charles Preston Sellers, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 121, Misc. Thomas Henry Robinson, Jr., petitioner, *v.* Edwin B. Swope, Warden, United States Penitentiary, Alcatraz, California.

Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 122, Misc. Joseph Marelia, petitioner, *v.* Cornelius J. Burke, Warden, New Eastern State Penitentiary, Graterford, Pennsylvania. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 136, Misc. Edward Dunbar, petitioner, *v.* State of Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. 142, Misc. Charles Purcilla and Timothy McLean, petitioners, *v.* People of the State of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 144, Misc. Albert Edward Bowen, petitioner, *v.* State of Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 151, Misc. Paul B. DeBruhl, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 152, Misc. Thomas J. Banks, petitioner, *v.* National Organization of Masters, Mates and Pilots of America, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 163, Misc. T. C. Callahan, petitioner, *v.* State of Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 165, Misc. Fred G. Schultz, petitioner, *v.* Commonwealth of Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. 170, Misc. Michael H. P. O'Dwyer, petitioner, *v.* State of Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 171, Misc. Haber B. Spencer, Jr., petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 174, Misc. Albert Allen, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 175, Misc. Henry Norred, petitioner, *v.* People of the State of California. Petition for writ of certiorari to the District Court of Appeal of California, First District, denied.

No. 177, Misc. Luther Carpenter, petitioner, *v.* Robert A. Heinze, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. 179, Misc. Ishmael Washington, petitioner, *v.* The State of Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 181, Misc. Bernie A. Beason, petitioner, *v.* Ralph N. Eidson, Warden. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. 186, Misc. Clark Campbell, petitioner, *v.* Dr. John W. Claudy, Warden, etc., et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. 118, Misc. Charles DuBois, petitioner, *v.* Clifford Mossey and the State Farm Mutual Automobile Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Black and Mr. Justice Douglas would grant certiorari and reverse this judgment on the ground that petitioner has been denied a trial by jury which the Seventh Amendment to the Constitution is intended to guarantee.

No. 132, Misc. In the Matter of the Complaint of Edmond C. Fletcher;

No. 166, Misc. In the Matter of the Complaint of Edmond C. Fletcher; and

No. 167, Misc. In the Matter of the Complaint of Edmond C. Fletcher. The papers herein are stricken. The Chief Justice took no part in the consideration or decision of this question.

No. 146, Misc. Arthur Drexel, petitioner, *v.* State of Ohio et al. Motion for leave to file petition for writ of habeas corpus denied.

No. 156, Misc. Frederic Williams, petitioner, *v.* G. W. Humphrey, Warden, et al. Motion for leave to file petition for writ of certiorari denied.

No. 160, Misc. Haywood Starnes, petitioner, *v.* Hon. Luther M. Swygert, Judge, U. S. District Court, etc. Motion for leave to file petition for writ of mandamus denied.

Adjourned until Monday, November 10, next, at 12 o'clock.

The day call for Monday, November 10, will be as follows: Nos. 37, 38, 41, 79, 80, 43, 44, 27, 42, and 26 (35 and 36).

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Oscar S. Burrows, of Boston, Mass., on motion of Mr. Acting Solicitor Robert L. Stern; V. F. Taylor, of Austin, Tex., on motion of Mr. Homer Thornberry; Malcolm R. Wilkey, of Houston, Tex., on motion of Mr. Paul D. Page, Jr.; Russell E. Dougherty, of Louisville, Ky., Joe L. Dukes, of Paden, Okla., and Francis R. Coogan, of Everett, Mass., on motion of Mr. Bert E. Johnson; Carlos R. Minor, of Los Angeles, Calif., on motion of Mr. Preston C. King, Jr.; James E. Blower, of Vienna, Va., on motion of Mr. George Sipkin; B. Dabney Fox, of Washington, D. C., on motion of Mr. Frank D. Reeves; Wilbur H. Hecht, of New York, N. Y., Walter B. Hall, of Verona, N. J., and Norman M. Barron, of New York, N. Y., on motion of Mr. John Franklin Fort; Robert L. Bryant, of Richmond, Va., on motion of Mr. Walton H. Hamilton; Paul Atlee Walker, Jr., of Tulsa, Okla., on motion of Mr. Paul Atlee Walker; William John Quinn, of St. Paul, Minn., on motion of Mr. William H. Parsons; Michael George Emmanuel, of Tampa, Fla., on motion of Mr. Robert L. Heald; Kenneth H. Murray, of New York, N. Y., on motion of Mr. J. Robert Carey; Albert Melvin Colman, of Detroit, Mich., and Nathan S. Silverberg, of Buffalo, N. Y., on motion of Mr. Nathan L. Silberberg; Leonard B. Susholz, of Washington, D. C., on motion of Mr. Jacob Halper; Richard Kenneth Cooper, of Chicago, Ill., on motion of Mr. Jesse Bowman Mann; Melvin L. Bong, of Buffalo, N. Y., and Laurence J. Olmsted, of Buffalo, N. Y., on motion of Mr. Charles E. McGee; Charles H. Slayman, Jr., of Detroit, Mich., on motion of Mr. Phineas Indritz; David R. Lessler, of Bridgeport, Conn., on motion of Mr. Walter E. Gallagher; and William S. Lott, of Georgetown, Tex., on motion of Mr. Allen Crenshaw, were admitted to practice.

No. 30. The United States of America, appellant, *v.* The Beacon Brass Company, Incorporated, and Maurice Feinberg. Appeal from the United States District Court for the District of Massachusetts. Judgment reversed and case remanded for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Minton. Dissenting: Mr. Justice Black.

No. 18. The United States of America and the Interstate Commerce Commission, appellants, *v.* The L. A. Tucker Truck Lines, Incorporated. Appeal from the United States District Court for the Eastern District of Missouri. Judgment reversed and case remanded to the District Court for determination on the merits. Opinion by Mr. Justice Jackson. Dissenting opinion by Mr. Justice Frankfurter. Dissenting opinion by Mr. Justice Douglas.

No. 12. Federal Power Commission, petitioner, *v.* Idaho Power Company. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment reversed and case remanded to the Court of Appeals for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Douglas. Mr. Justice Burton and Mr. Justice Clark took no part in the consideration or decision of this case.

No. 33. Louis K. Nathanson, Trustee, petitioner, *v.* National Labor Relations Board. On writ of certiorari to the United States Court of Appeals for the First Circuit. Judgment of Court of Appeals reversed and case remanded to the United States District Court for the District of Massachusetts for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Jackson in which Mr. Justice Black joins.

No. 51. F. Donald Arrowsmith and Ruth R. Bauer, Executors, etc., et al., petitioners, *v.* Commissioner of Internal Revenue. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment of Court of Appeals affirmed. Opinion by Mr. Justice Black. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Jackson in which Mr. Justice Frankfurter joins.

No. 46. Hugh W. Sanford, petitioner, *v.* Robert C. Kepner. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgment affirmed with costs and case remanded to the United States District Court for the Middle District of Pennsylvania. Opinion by Mr. Justice Black.

The Chief Justice announced the following orders of the Court:

No. 7. Harry Gordon, Officer in Charge, Immigration and Naturalization Service, Department of Justice, petitioner, *v.* Knut Einar Heikkinen. On writ of certiorari to the United States Court of Appeals for the Eighth Circuit. *Per Curiam:* The judgment of the Court of Appeals is vacated and the case is remanded to the District Court with directions to dismiss the petition for writ of habeas corpus upon the ground that the cause is moot.

No. 335. Ashton Power Wrecker Equipment Company, Incorporated, a Michigan Corporation, appellant, *v.* The State of Michigan and the Department of Revenue of the State of Michigan. Appeal from the Supreme Court of Michigan. *Per Curiam:* The motion to dismiss is granted and the appeal is dismissed for the reason that the application therefor was not made within the time provided by law. 28 U. S. C. Sec. 2101 (c).

No. 343. City of Atlanta, appellant, *v.* Paul Anglin, Sr., Fred J. Bowen, W. M. Callaway, et al. Appeal from the Supreme Court of Georgia. *Per Curiam:* The motion to dismiss is granted and the appeal is dismissed for the want of a substantial federal question.

No. 353. Chicago and North Western Railway Company, appellant, *v.* The United States of America, Interstate Commerce Commission, et al. Appeal from the United States District Court for the Northern District of Illinois. *Per Curiam:* The motions to affirm are granted and the judgment is affirmed.

No. 358. Copperweld Steel Company and Baltimore & Ohio Railroad Company, appellants, *v.* The United States of America and Interstate Commerce Commission. Appeal from the United States District Court for the Western District of Pennsylvania. *Per Curiam:* The motion to affirm is granted and the judgment is affirmed. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and the case set down for argument.

No. 387. Grafton Mahoney, appellant, *v.* The Parole Board of the State of New Jersey. Appeal from the Supreme Court of New Jersey. *Per Curiam:* The motion to dismiss is granted and the appeal is dismissed for the want of a substantial federal question.

No. 128, Misc. Clarence Howard Vetterli, petitioner, *v.* United States of America. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. *Per Curiam:* The motion for leave to proceed in forma pauperis is granted and the petition for writ of certiorari is granted. The judgment of the Court of Appeals is vacated and the case is remanded to the District Court for resentencing without taking into consideration defendant's failure to testify.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 6, Original. The United States of America, plaintiff, *v.* The State of California. The report of the Special Master dated October 14, 1952, is received and ordered filed. Exceptions, if any, to the Re-

port of the Special Master may be filed by the parties on or before January 9, 1953. Mr. Justice Jackson and Mr. Justice Clark took no part in the consideration or decision of this question.

No. 101. Harry Briggs, Jr., et al., appellants, *v.* R. W. Elliott, Chairman, J. D. Carson, et al., Members of Board of Trustees of School District #22, Clarendon County, S. C., et al. The motion for leave to file brief of the American Federation of Teachers as *amicus curiae* is denied.

No. 167. The United States of America, appellant, *v.* Joseph Kahriger. The motion of James W. Penn and others for leave to appear and present oral argument as *amici curiae* is denied.

No. 238. National Labor Relations Board, petitioner, *v.* Gamble Enterprises, Inc. The motion of Local No. 24, American Federation of Musicians, for leave to intervene is denied.

No. 330. Esso Standard Oil Company, appellant, *v.* James Clarence Evans, Commissioner of Finance and Taxation of the State of Tennessee, et al.; and

No. 378. The United States of America, appellant, *v.* James Clarence Evans, Commissioner of Finance and Taxation of the State of Tennessee, et al. In these cases probable jurisdiction is noted. The cases are consolidated for argument, each side to be allowed one hour.

No. 340. William B. Fowler, appellant, *v.* State of Rhode Island. In this case probable jurisdiction is noted and the case is transferred to the summary docket.

No. 341. William Poulos, appellant, *v.* The State of New Hampshire. Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss or affirm is postponed to the hearing of the case on the merits and the case is transferred to the summary docket.

No. 374. The Times-Picayune Publishing Company et al., appellants, *v.* United States of America; and

No. 375. United States of America, appellant, *v.* The Times-Picayune Publishing Company et al. In these cases probable jurisdiction is noted. The cases are consolidated for argument, each side to be allowed one hour.

No. 384. William Albertson and the Communist Party of the State of Michigan, a Voluntary, Unincorporated Association, appellants, *v.* Frank G. Millard, Attorney General of the State of Michigan, et al. In this case probable jurisdiction is noted.

No. 308. Elizabeth H. Dalehite, Henry G. Dalehite, Jr., et al., petitioners, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted. Mr. Justice Clark took no part in the consideration or decision of this application.

No. 413. Spottswood Thomas Bolling et al., petitioners, *v.* C. Melvin Sharpe et al. The petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit is granted and the case is assigned for argument immediately following No. 191.

No. 86, Misc. Stanley J. Orloff, petitioner, *v.* Colonel Rex E. Willoughby, Commandant of Fort Lawton, Seattle, Washington. The motion for leave to proceed in forma pauperis is granted. The petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit is granted and the case is transferred to the appellate docket. The motion for leave to file brief of Committee to Prevent Abuse of Doctors' Draft Act as *amicus curiae* is denied.

No. 292. Geotechnical Corporation of Delaware, petitioner, *v.* The Pure Oil Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 305. Atlantic Coast Line Railroad Company, petitioner, *v.* W. D. Pidd. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 329. Frank Costello, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 332. Central Cuba Sugar Company, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 333. Irene Nunnery Theriot, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 334. Samuel James Gasway, petitioner, *v.* The State of Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 337. Western Air Lines, Inc., petitioner, *v.* Civil Aeronautics Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 338. A. M. Collins and Company, a Partnership, and Mariscos de Panama, S. A., petitioners, *v.* The Panama Railroad Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 339. Monticello Tobacco Company, Inc., petitioner, *v.* The American Tobacco Company, American Suppliers, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 345. Albert G. Dickinson, petitioner, *v.* E. Lewis Burnham and James A. Vaughan, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 346. Charles Peckat Manufacturing Company, petitioner, *v.* John T. Jarecki. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 349. Jennie B. Downey, petitioner, *v.* Herbert Beck. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 350. The People of Puerto Rico, now the Commonwealth of Puerto Rico, petitioner, *v.* Cementerio Buxeda, Inc. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 351. United Construction Workers, Affiliated with United Mine Workers of America, et al., petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 352. James Marpes, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 355. Claude Vernon Cooper, petitioner, *v.* Elizabeth D. Cooper. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 356. Noah J. LaReau, Administrator De Bonis Non, in the Probate Court of Cook County, Illinois, of the Estate of Ralph D. Schellenberger, Deceased, petitioner, *v.* Billie P. Jones, Formerly Billie P. Schellenberger, Administratrix of the Estate of Ralph D. Schellenberger, Deceased, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 359. Eunice Rice Milling Company, petitioner, *v.* Employers Mutual Liability Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 360. Atlantic Coast Line Railroad Company, petitioner, *v.* William C. Chance. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 361. Stanley A. Jonikas, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 362. Nancy Ann Storybook Dolls, Inc., petitioner, *v.* Dollcraft Company, a Corporation, Lester F. Hinz and Robert E. Kerr. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 363. John Donald Walker, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 369. The United States of America, petitioner, *v.* Gladys E. McConville, Administratrix of the Goods, etc., of Frank J. McConville, Deceased, etc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 372. Lewis H. Rice et al., petitioners, *v.* W. L. Sayers et al. Petition for writ of certiorari to the United States Court of Appeals for Tenth Circuit denied.

No. 283. Morris Gordon, petitioner, *v.* Miriam Gordon. Motion to dispense with printing the record granted. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 298. Zephyr Aircraft Corporation, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied. Mr. Justice Clark took no part in the consideration or decision of this application.

No. 331. Otis Hines, petitioner, *v.* City of Maysville. Motion to dispense with printing record granted. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 342. William R. Davena, Jr., petitioner, *v.* United States of America. Motion to dispense with printing record granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 344. James Marr, Doing Business as Marr Duplicator Company, petitioner, *v.* A. B. Dick Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Clark took no part in the consideration or decision of this application.

No. 347. D. E. Miller, petitioner, *v.* E. I. duPont de Nemours & Company. Petition for writ of certiorari to the Supreme Court of Oklahoma denied. Mr. Justice Jackson took no part in the consideration or decision of this application.

No. 70. Algonquin Gas Transmission Company and Texas Eastern Transmission Corporation, petitioners, *v.* Northeastern Gas Transmission Company, Tennessee Gas Transmission Company, Federal Power Commission, et al. Petition for rehearing denied. The Chief Justice took no part in the consideration or decision of this application.

No. 73. H. B. Zachry Company, petitioner, *v.* T. N. Terry;

No. 83. Leo Lichtenstein et al., petitioners, *v.* Federal Trade Commission;

No. 91. 58th Street Plaza Theatre, Inc., and Jeanette Brecher, petitioners, *v.* Commissioner of Internal Revenue;

No. 96. James Monroe Jefferson, appellant, *v.* Chronicle Publishing Company; and

No. 254. Charles E. White, petitioner, *v.* Commissioner of Internal Revenue. Petitions for rehearing denied.

No. 207. Division 26 of the Amalgamated Association of Street, Electric Railway and Motor Coach Employees of America et al., appellants, *v.* The City of Detroit, a Municipal Corporation, etc., et al. Motions for leave to file briefs of American Federation of Labor and Congress of Industrial Organizations as *amici curiae* denied. Petitions for rehearing denied.

No. 503, Misc. October Term, 1951. George Hewlett, petitioner, *v.* People of the State of California. Motion for extension of time to file brief in support of a second petition for rehearing and motion for leave to file a second petition for rehearing denied.

No. 10, Misc. Francisco Cepero, petitioner, *v.* Pan American Airways, Inc.;

No. 54, Misc. Phillip C. Slusser, petitioner, *v.* O. B. Ellis, General Manager, Texas Prison System, et al.;

No. 62, Misc. Annie Mary Timmons, petitioner, *v.* United States of America;

No. 69, Misc. Darius Golemon, petitioner, *v.* State of Texas;

No. 71, Misc. Heza H. Packwood, petitioner, *v.* Briggs & Stratton Corporation and Savage Arms Corporation; and

No. 108, Misc. Frank Severa, petitioner, *v.* Borough of Throop et al. Petitions for rehearing denied.

No. 114, Misc. Paul Dudley Alexander, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 130, Misc. Carl Close, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 145, Misc. Guisepppe Pizzo, Administrator of the Estate of Lawrence Adam Pizzo, petitioner, *v.* Geotechnical Corporation of Delaware. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 148, Misc. Lee Salvaggio, petitioner, *v.* Betty James Salvaggio Barnett and Robert Barnett. Petition for writ of certiorari to the Court of Civil Appeals of Texas, First Judicial District, denied.

No. 154, Misc. Maurine D. Hayslip, petitioner, *v.* The Report of the Grand Jury of Shelby County, Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. 162, Misc. Robert E. Scott, Charles R. Jones, and Thomas W. Johnson, petitioners, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 169, Misc. James Lane Kendall, petitioner, *v.* The People of the State of California. Petition for writ of certiorari to the District Court of Appeals of California, Second Appellate District, denied.

No. 172, Misc. Cyril Melvin Berg, petitioner, *v.* John R. Cranor, Superintendent, etc. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 173, Misc. Joseph G. Lewis, petitioner, *v.* Commonwealth of Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 180, Misc. Claude Bashaw, petitioner, *v.* Robert A. Heinze, Warden, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 183, Misc. Edward Okulczyk, petitioner, *v.* Joseph E. Ragen, Warden, etc. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 185, Misc. Mollie Eagle, petitioner, *v.* Benjamin Cherney and Samuel H. Berger. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 189, Misc. Willie L. Henderson, petitioner, *v.* State of California et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 190, Misc. Harold F. Schwiem, petitioner, *v.* People of the State of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 191, Misc. Henry D. Priestly, petitioner, *v.* Jesse M. Donaldson, as Postmaster, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 193, Misc. George F. Sholter, petitioner, *v.* J. W. Claudy, Warden, etc. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 197, Misc. Thomas Skelly, petitioner, *v.* Joseph E. Ragen, Warden. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 200, Misc. Theodore W. Thomas, petitioner, *v.* People of State of California. Petition for writ of certiorari to the District Court of Appeal of California, Second Appellate District, denied.

No. 202, Misc. Ernest E. Bayne, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 157, Misc. James Newman, petitioner, *v.* Percy I. Lowery et al. Petition for writ of certiorari to the Supreme Court of Ohio denied for the reason that application therefor was not made within the time provided by law, 28 U. S. C., Sec. 2101 (c).

No. 192, Misc. Michael Carengella, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court

of Appeals for the Seventh Circuit denied for the reason that application therefor was not made within the time provided by law. Rule 37 (b) (2) of the Rules of Criminal Procedure.

No. 182, Misc. Harry Gordon Geach, petitioner, *v.* Chief Justice of Criminal Court of Cook County, Illinois. Motion for leave to file petition for writ of mandamus denied.

No. 184, Misc. Joseph Dutton, petitioner, *v.* Joseph E. Ragen, Warden. Application denied.

No. 201, Misc. Jack J. Blume, petitioner, *v.* United States of America. Motion for leave to file petition for writ of habeas corpus denied.

No. 242. Vernie Bailless, County Treasurer, Caddo County, Oklahoma, et al., petitioners, *v.* Juana Paukune. Submitted by Mr. R. L. Lawrence and Mr. R. F. Barry for the petitioners and by Mr. Reford Bond for the respondent.

No. 37. Lloyd A. Fry Roofing Company, petitioner, *v.* Scott Wood et al., as Arkansas Public Service Commission. Argued by Mr. Glenn M. Elliott for the petitioner and submitted by Mr. John R. Thompson and Mr. Eugene R. Warren for the respondents. Leave granted petitioner to file reply brief within the week.

No. 38. Sidney Steele et al., petitioners, *v.* Bulova Watch Company, Inc. Argued by Mr. Wilbur L. Matthews for the petitioners and by Mr. Marx Leva for the respondent.

Adjourned until Wednesday, November 12, next, at 12 o'clock.

The day call for Wednesday, November 12, will be as follows: Nos. 41, 79, 80, 43, 44, 27, 42, 26, 35 (and 36), and 47.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Wayne C. Durham, of Salt Lake City, Utah, on motion of Mr. Harold S. Shertz; Karl E. Weise, of Pittsburgh, Pa., on motion of Mr. Paul Kern Hirsch; C. Farris Bryant, of Ocala, Fla., on motion of Mr. William Paul Shelley, Jr.; Milton W. Lamproplos, of Pittsburgh, Pa., and George Means Heinitsh, Jr., of Pittsburgh, Pa., on motion of Mr. David B. Buerger; William W. Koontz, of Alexandria, Va., and Eastham Waller Dudley, of Alexandria, Va., on motion of Mr. Armistead L. Boothe; Marvin W. Ludington, of Linden, Tex., on motion of Mr. George E. Mickel; Reuben M. Ginsberg, of Dallas, Tex., on motion of Mr. Maury Hughes; and Henry Wade, of Dallas, Tex., and Ray L. Stokes, of Dallas, Tex., on motion of Mr. Acting Solicitor General Robert L. Stern, were admitted to practice.

No. 41. Thomas Schwartz, petitioner, *v.* State of Texas. Leave granted Calvin B. Garwood, Jr., to appear and present oral argument for the respondent, *pro hac vice*, on motion of Mr. Henry Wade.

No. 41. Thomas Schwartz, petitioner, *v.* State of Texas. Argument commenced by Mr. Maury Hughes for the petitioner and continued by Mr. Henry Wade for the respondent and by Mr. Calvin B. Garwood, Jr., for the respondent, *pro hac vice*, by special leave of Court and concluded by Mr. Reuben M. Ginsberg for the petitioner.

No. 79. Martha L. Alison *v.* The United States of America. Argued by Mr. Karl E. Weise for Martha L. Allison and Mr. Hilbert P. Zarky for the United States of America.

No. 80. The United States of America *v.* Stevenson-Chislett, Inc. Argued by Mr. Hilbert P. Zarky for the United States of America and by Mr. David B. Buerger for Stevenson-Chislett, Inc.

Adjourned until tomorrow at 12 o'clock.

The day call for Thursday, November 13, will be as follows: Nos. 43, 44, 27, 42, 26, 35 (and 36), 47, 53, 238, and 85.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Donald H. Ford, of Los Angeles, Calif., on motion of Mr. Dwight D. Taylor; Joseph Luchini, of Beckley, W. Va., on motion of Mr. Carlton Custer Sanders; Robert F. McConnell, of Washington, D. C., on motion of Mr. Thomas H. King; Wood R. Worsley, of Salt Lake City, Utah, on motion of Mr. Edwin Jason Dryer; Peter Frederick Snyder, of Washington, D. C., and Ira M. Lowe, of Washington, D. C., on motion of Mr. William J. Klima; Norman St. Landau, of New Brunswick, N. J., on motion of Mr. George Raymond Jones; and Robert Gordon Slick, of San Francisco, Calif., on motion of Mr. James M. Graves, were admitted to practice.

No. 43. Montgomery Building and Construction Trades Council et al., petitioners, *v.* Ledbetter Erection Company, Inc. Argued by Mr. Herbert S. Thatcher for the petitioners and by Mr. Mozart G. Ratner for the National Labor Relations Board as *amicus curiae* by special leave of Court and by Mr. Jack Crenshaw for the respondent.

No. 44. Public Service Commission of Utah, Hal S. Bennett, et al., petitioners, *v.* Wycoff Company, Incorporated, a Corporation. Motion to substitute Donald Hacking as a party petitioner in place and stead of W. R. McEntire, deceased, submitted by Mr. Wood R. Worsley in that behalf. Argued by Mr. Wood R. Worsley for the petitioners and by Mr. Harold S. Shertz and Mr. Wayne C. Durham for the respondent.

Adjourned until Monday, November 17, next, at 12 o'clock.

The day call for Monday, November 17, will be as follows: Nos. 27, 42, 26, 35 (and 36), 47, 53, 238, and 85.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

John Charles O'Connor, of New York, N. Y., on motion of Mr. Acting Solicitor General Robert L. Stern; Philip E. Grey, of Los Angeles, Calif., and Peter G. Jacobsen, of San Francisco, Calif., on motion of Mr. Charles Sylvanus Rhyne; William V. Richards, Jr., of Dayton, Ohio, on motion of Mr. William Wesley Roberts, Jr.; Herbert Baker, of Columbus, Ohio, and Noel F. George, of Columbus, Ohio, on motion of Mr. Harry E. Boot; Edward Kendall Wheeler, of Washington, D. C., on motion of Mr. B. K. Wheeler; William S. Stanley, of Bethesda, Md., on motion of Mr. A. O. Stanley; E. Neil Rogers, of Richmond, Va., and Edward Emerson Lane, of Richmond, Va., on motion of Mr. Dale C. Dillon; Arthur Curtis Hurt, Jr., of Los Angeles, Calif., on motion of Mr. Richard L. Tedrow; Oscar W. Adams, Jr., of Birmingham, Ala., on motion of Mr. George M. Johnson; Sidney Schulman, of Philadelphia, Pa., on motion of Mr. Philip Werner Amram; Clinton B. D. Brown, of New York, N. Y., on motion of Mr. Edward H. Hickey; Richard E. Elwell, of Washington, D. C., on motion of Mr. James J. Lenihan; Livingston Hall, of Cambridge, Mass., on motion of Mr. Archibald Cox; Louis Fieldman, of New York, N. Y., on motion of Mr. Milton Dunn; Frankie Muse Freeman, of St. Louis, Mo., on motion of Miss Marjorie A. McKenzie; and James Finley Quine, Jr., of Colorado Springs, Colo., on motion of Mr. Allen C. Phelps, were admitted to practice.

No. 10. The United States of America, petitioner, *v.* Clara Belle Henning et al. On writ of certiorari to the United States Court of Appeals for the First Circuit. Judgment of Court of Appeals reversed and case remanded to the United States District Court for the District of Massachusetts for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Clark. Opinion by Mr. Justice Burton concurring in part and dissenting in part in which the Chief Justice joins. Dissenting opinion by Mr. Jackson in which Mr. Justice Frankfurter joins.

No. 39. William Baumet et al., petitioners, *v.* The United States of America et al. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment of Court of Appeals reversed and case remanded to the United States District Court for the Southern District of New York for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Clark. Dissenting: Mr. Justice Frankfurter and Mr. Justice Jackson. Opinion by Mr. Justice Douglas dissenting in part.

No. 40. Margaret Johnson, as Administratrix of the Goods, Chattels and Credits of Charles Johnson, Deceased, petitioner, *v.* The New York, New Haven and Hartford Railroad Co. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment of the Court of Appeals vacated with costs and case remanded to that Court for further proceedings consistent with the opinion of this Court. Opinion by Mr. Justice Black. Dissenting opinion by Mr. Justice Frankfurter in which Mr. Justice Jackson, Mr. Justice Burton, and Mr. Justice Minton join. Dissenting opinion by Mr. Justice Minton.

No. 100. Joseph M. Sweeney, as Sheriff of Cuyahoga County, Ohio, petitioner, *v.* Robert Woodall, a. k. a. Frank Woodall. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari granted. Judgment of Court of Appeals reversed and case remanded to the United States District Court for the Northern District of Ohio for proceedings in conformity with the opinion of this Court. Opinion *per curiam* announced by Mr. Chief Justice Vinson. Concurring opinion by Mr. Justice Frankfurter. Dissenting opinion by Mr. Justice Douglas.

The Chief Justice announced the following order of the Court:

No. 77. W. J. Dillner Transfer Co., appellant, *v.* The United States of America, Interstate Commerce Commission and U. S. A. C. Transport, Inc. Appeal from the United States District Court for the Western District of Pennsylvania. *Per Curiam*: Judgment affirmed. United States *v.* Tucker Truck Lines, No. 18, October Term, 1952, decided November 10, 1952.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 44. Public Service Commission of Utah, Hal S. Bennett, et al., petitioners, *v.* Wycoff Company, Incorporated, a Corporation. The motion to substitute Donald Hacking as a party petitioner in the place and stead of W. R. McEntire, deceased, is granted.

No. 113. Roy Webber Tinder, Jr., petitioner, *v.* The United States of America. It is ordered that William W. Koontz, Esq., of Alexandria, Va., a member of the Bar of this Court, be appointed to serve as counsel for the petitioner in this case.

No. 244. Leona Anderson May, appellant, *v.* Owen Anderson. The motion of appellant to proceed on the typewritten record is granted.

No. 52. John Terry et al., petitioners, *v.* A. J. Adams et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 368. The De La Rama Steamship Company, Inc., petitioner, *v.* The United States of America. The petition for writ of certiorari to the United States Court of Appeals for the Second Circuit is granted limited to the question of the jurisdiction of the District Court and the case is transferred to the summary docket.

No. 185. Seth M. Milliken, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 210. Duveen Brothers, Inc., petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 364. United Mine Workers of America, District 31, and Locals Nos. 4050, et al., petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 366. Frank Verderber, petitioner, *v.* State of Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 367. Springfield Institution for Savings, The Cape Cod Five Cents Savings Bank, et al., petitioners, *v.* Worcester Federal Savings and Loan Association et al. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. 370. John Tisneros, petitioner, *v.* Chicago and North Western Railway Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 377. Oyster Shell Products Corporation, Inc., petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 111. Julius Rosenberg and Ethel Rosenberg, petitioners, *v.* The United States of America; and

No. 112. Morton Sobell, petitioner, *v.* The United States of America. Motion for leave to file brief of Dr. W. E. B. Dubois and others as *amici curiae* denied. Petitions for rehearing denied. Memorandum filed by Mr. Justice Frankfurter in No. 111. Mr. Justice Black adheres to his view that the petitions for certiorari should be granted.

No. 137. Burlington County Bridge Commission et al., petitioners, *v.* Alfred E. Driscoll, Governor of the State of New Jersey, et al.;

No. 184. Richard C. Nongard et al., Individually and as Partners Trading as Ketcham and Nongard, et al., petitioners, *v.* Alfred E. Driscoll, Governor of the State of New Jersey, et al.; and

No. 188. Robert K. Bell, petitioner, *v.* Alfred E. Driscoll, Governor of the State of New Jersey, et al. Petitions for rehearing denied. Mr. Justice Black took no part in the consideration or decision of these applications.

No. 174. J. Howard McGrath, Attorney General's Office, Department of Justice, Washington, D. C., appellant, *v.* National Association of Manufacturers of the United States of America and Kenneth R. Miller. Petition for rehearing denied. Mr. Justice Reed and Mr. Justice Jackson are of the opinion the petition should be granted. Mr. Justice Clark took no part in the consideration or decision of this application.

No. 148. Tide Water Associated Oil Company, appellant, *v.* L. G. Robison, on behalf of Local 445, Oil Workers International Union;

No. 189. Mary Ella Harris, petitioner, *v.* Sadie Beatrice Harris;

No. 192. George H. Taylor, petitioner, *v.* Commonwealth of Kentucky;

No. 201. Fred Slenker and Elizabeth Slenker, petitioners, *v.* Grand Lodge of the State of Illinois of the Independent Order of Odd Fellows;

No. 260. Harold G. Aron, petitioner, *v.* John W. Snyder, Secretary of the Treasury, United States of America, Great Lakes Steel Corporation, et al.;

No. 267. Alton Paris, petitioner, *v.* The State of Texas;

No. 272. Shell Oil Company, petitioner, *v.* R. O. Wilkin, Walter E. Hocker, Jr., Martha Hocker, et al.;

No. 326. The Glenn L. Martin Nebraska Company, a Corporation, petitioner, *v.* Wren L. Culkin, Glan West, Francis H. Masker, et al., etc.;

No. 82, Misc. John Podolski, petitioner, *v.* People of the State of Michigan;

No. 116, Misc. James Mulkey, petitioner, *v.* State of Michigan; and

No. 158, Misc. Mrs. Hattie Carney, petitioner, *v.* V. A. Anderson et al. Petitions for rehearing denied.

No. 4, Misc. Edward Grass, petitioner, *v.* The People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 87, Misc. Gordon Nelson Rolland, petitioner, *v.* People of the State of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 99, Misc. Jonsey E. Duncan, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 147, Misc. John Henry Miller, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 164, Misc. Joe Doe Felornia, Slim Cowboy, et al., petitioners, *v.* W. R. Young, John D. Rogers, et al. Petition for writ of certiorari to the Supreme Court of Utah denied.

No. 168, Misc. Jodie Bailey, petitioner, *v.* Commonwealth of Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 178, Misc. George P. Tartar, petitioner, *v.* Robert A. Heinze, Warden, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 194, Misc. John D. Green, also known as Jack D. Green, petitioner, *v.* Walter A. Gordon, Ervis W. Lester, and Charles W. Dullea. Petition for writ of certiorari to the Supreme Court of California denied.

No. 195, Misc. S. P. Beecher, petitioner, *v.* Leavenworth State Bank et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 198, Misc. George H. Houston, petitioner, *v.* Superior Court in and for the County of Butte, California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 203, Misc. Elza Lee Estes, petitioner, *v.* State of California et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 207, Misc. Leroy Petroski, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 208, Misc. Anthony Sparacino, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 209, Misc. Jerome Williams, petitioner, *v.* Joseph E. Ragen, Warden, etc. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 210, Misc. Frank R. Mell, petitioner, *v.* State of Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 135, Misc. Steve Chorak and Emma Chorak, petitioners, *v.* RKO et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Reed, Mr. Justice Black, and Mr. Justice Douglas are of the opinion certiorari should be granted.

No. 187, Misc. Clarence Bertrand, petitioner, *v.* Joseph E. Ragen, Warden, etc. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied for the reason that application therefor was not made within the time provided by law. 28 U. S. C. 2101 (c).

No. 206, Misc. Bert M. Chapman, petitioner, *v.* People of the State of Michigan. Motion for leave to file petition for writ of habeas corpus and petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 188, Misc. Frank E. Fleck, petitioner, *v.* Edwin B. Swope, Warden. Motion for leave to file petition for writ of habeas corpus denied.

ORDER

The Court will take a recess from Monday, November 24, until Monday, December 8 next.

No. 27. The United States of America, petitioner, *v.* Ira D. Cardiff. Argued by Mr. James L. Morrisson for the petitioner and by Mr. John Lichty for the respondent.

No. 42. F. W. Woolworth Company, petitioner, *v.* Contemporary Arts, Inc. Argued by Mr. Kenneth W. Greenawalt for the petitioner and by Mr. Cedric W. Porter for the respondent.

No. 26. The American Trucking Associations, Incorporated, et al., appellants, *v.* The United States of America and the Interstate Commerce Commission et al.;

No. 35. Eastern Motor Express, Inc., et al., appellants, *v.* The United States of America and Interstate Commerce Commission et al.; and

No. 36. The Secretary of Agriculture of the United States, appellant, *v.* The United States of America and Interstate Commerce Com-

mission et al. Four hours allowed for argument of the cases. Argument commenced by Mr. Harry E. Boot for the appellants in No. 26.

Adjourned until tomorrow at 12 o'clock.

The day call for Tuesday, November 18, will be as follows: Nos. 26 (35 and 36), 47, 53, 238, and 85.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Tom B. Hembree, of Stockton, Mo., Marion F. Thurston, Jr., of Columbia, Mo., and William R. Cohen, of Newark, N. J., on motion of Mr. Wm. H. Churchwell; John M. Aherne, of New York, N. Y., on motion of Mr. Abner H. Ferguson; Arthur D. Holzman, of Brookline, Mass., on motion of Mr. Joseph T. Marioriello; William Simpson Campbell, of Dallas, Tex., on motion of Mr. O. R. McGuire; Malcolm Scott McCorquodale, of Houston, Tex., and Vernon Elledge, of Houston, Tex., on motion of Mr. John C. White, were admitted to practice.

No. 26. The American Trucking Associations, Incorporated, et al., appellants, *v.* The United States of America and the Interstate Commerce Commission et al.;

No. 35. Eastern Motor Express, Inc., et al., appellants, *v.* The United States of America, and Interstate Commerce Commission, et al.; and

No. 36. The Secretary of Agriculture of the United States, appellant, *v.* The United States of America and Interstate Commerce Commission et al. Argument continued by Mr. Harry E. Boot for the appellants in No. 26; by Mr. Howell Ellis for the appellants in No. 35; by Mr. Neil Brooks for the appellant in No. 36; by Mr. Wilbur M. Brucker for the appellants in No. 26; by Mr. Ralph S. Spritzer for the appellees, United States and Interstate Commerce Commission; by Mr. Burton K. Wheeler for the appellee, Teamsters Union; by Mr. Carl Helmetag, Jr., for the appellees, Intervening Railroads; by Mr. Franklin R. Overmyer for the appellees, Chicago Suburban Motor Carriers Association et al.; and concluded by Mr. Howell Ellis for the appellants in No. 35.

No. 47. The United States of America, appellant, *v.* Universal C. I. T. Credit Corporation, George P. Neal, Frank E. Wolfe, et al. Argument commenced by Mr. John F. Davis for the appellant.

Adjourned until tomorrow at 12 o'clock.

The day call for Wednesday, November 19, will be as follows: Nos. 47, 53, 238, and 85.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

George Cabell Busick, of Arlington, Va., on motion of Mr. Adrien F. Busick; William Joseph Burrows, of Washington, D. C., on motion of Mr. Leo A. Rover; Shirley Malach, of Detroit, Mich., on motion of Mr. Miles H. Knowles; Frank C. Heath, of Cleveland, Ohio, and John S. Walker, of Washington, D. C., on motion of Mr. Sturgis Warner; and John G. McQuaid, of Washington, D. C., on motion of Mr. Samuel Walter Ross Langdon, were admitted to practice.

No. 47. The United States of America, appellant, *v.* Universal C. I. T. Credit Corporation, George P. Neal, Frank E. Wolfexx, et al. Argument continued by Mr. John F. Davis for the appellant and by Mr. Melbourne Bergerman for the appellees and concluded by Mr. John F. Davis for the appellant.

No. 53. American Newspaper Publishers Association, petitioner, *v.* National Labor Relations Board. Argued by Mr. Elisha Hanson for the petitioner and by Mr. Bernard Dunau for the respondent.

No. 238. National Labor Relations Board, petitioner, *v.* Gamble Enterprises, Inc. Argued by Mr. Bernard Dunau for the petitioner and by Mr. Frank C. Heath for the respondent.

No. 85. Isidore Edelman, petitioner, *v.* People of the State of California. Argued by Mr. Emanuel Redfield for the petitioner and by Mr. Philip E. Grey for the respondent.

Adjourned until Monday, November 24, next, at 12 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Mary Kipp Nicholson, of Washington, D. C., C. Edward Nicholson, Jr., of Washington, D. C., and John H. Davitt, of Fall River, Mass., on motion of Mr. Acting Solicitor General Robert L. Stern; Daniel Michael Moyer, of Wichita, Kans., on motion of Mr. Will Shafroth; Sam Weiss, of Perth Amboy, N. J., on motion of Mr. Irvin H. Rimel; E. M. Brannon, of Washington, D. C., on motion of Mr. Frederick Bernays Wiener; Thomas M. Brew, of Washington, D. C., on motion of Mr. James Francis Reilly; Marvin Balch, of Holdenville, Okla., on motion of Mr. Bert E. Johnson; John C. Jacobs, of Dallas, Tex., on motion of Mr. Philip Bransfield Brown; John Harrison Boyles, of Washington, D. C., on motion of Mr. Orville H. Walburn; John Colerick Berghoff, of Chicago, Ill., and J. Wesley T. Blades, of Chicago, Ill., on motion of Mr. Earl G. Spiker; Harry D. Graham, of New York, N. Y., on motion of Mr. Eugene Mecham; John Henry Benckenstein, of Beaumont, Tex., on motion of Mr. Thomas B. Van Poole, Jr.; J. Edgar Snider, of Louisville, Ky., on motion of Mr. J. Darwin Bond; George S. Cook, of Seattle, Wash., on motion of Mr. Edmund L. Jones; Evans Vaughan Brewster, of White Plains, N. Y., on motion of Mr. Sutherland G. Taylor 3d; Huyler E. Romond, of Perth Amboy, N. J., on motion of Mr. Ralph E. Becker; Michiro Watanabe, of Honolulu, T. H., on motion of Mr. Irvin William Silverman; James Canada Morris, of Kansas City, Mo., on motion of Mr. William Caverly; Timothy R. Veal, of St. Louis, Mo., on motion of Mr. Belford Vance Lawson, Jr.; and David P. H. Watson, of New York, N. Y., on motion of Mr. James M. Estabrook, were admitted to practice.

No. 15. Joseph Mandoli, also known as Guiseppe Mendolia, petitioner, *v.* Dean Acheson, Secretary of State, On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment of the Court of Appeals reversed and case remanded to the United States District Court for the District of Columbia with directions to enter an order declaring that the petitioner is a citizen

of the United States. Opinion by Mr. Justice Jackson. Dissenting opinion by Mr. Justice Douglas in which the Chief Justice, Mr. Justice Reed, and Mr. Justice Clark concur.

No. 3. John Kedroff and Benjamin Fedchenkoff, as Archbishop, etc., appellants, *v.* Saint Nicholas Cathedral of the Russian Orthodox Church in North America. Appeal from the Court of Appeals of New York. Decree of the Court of Appeals of New York reversed with costs and case remanded to that Court for such further action as it deems proper and not in contravention of the opinion of this Court. Opinion by Mr. Justice Reed. Concurring opinion by Mr. Justice Frankfurter. Mr. Justice Black agrees with the opinion of Mr. Justice Frankfurter on the basis of his view that the Fourteenth Amendment makes the First Amendment applicable to the States. Mr. Justice Douglas, while concurring in the opinion of the Court, also joins in the opinion of Mr. Justice Frankfurter. Dissenting opinion by Mr. Justice Jackson.

No. 8. Oliver Brown, Mrs. Richard Lawton, Mrs. Sadie Emmanuel et al., appellants, *v.* Board of Education of Topeka, Shawnee County, Kansas, et al. Appeal from the United States District Court for the District of Kansas. Opinion *per curiam* announced by Mr. Chief Justice Vinson requesting the State of Kansas to present its views at the oral argument. If the State does not desire to appear the Attorney General of Kansas is requested to advise whether the State's default shall be construed as a concession that the Kansas statute involved is invalid.

The Chief Justice announced the following order of the Court:

No. 408. Penn-Dixie Cement Corporation, appellant, *v.* J. M. Dickinson, Commissioner of Finance and Taxation of Tennessee, et al. Appeal from the Supreme Court of Tennessee. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for the want of a substantial federal question.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 302. Claiborne Dameron, petitioner, *v.* A. S. Brodhead, Manager of Revenue and Ex Officio Treasurer of the City and County of Denver. The petition for writ of certiorari to the Supreme Court of Colorado is granted and the case is transferred to the summary docket.

No. 448. Francis B. Gebhart, William B. Horner, Eugene H. Shallcross, et al., petitioners, *v.* Ethel Louise Belton, an Infant, by Her Guardian ad litem, Ethel Belton et al. The petition for writ of certiorari to the Supreme Court of Delaware is granted. The motion of respondents to advance is granted and the case is advanced and assigned for argument immediately following No. 413. Brief for petitioners is to be filed not later than three weeks after argument.

No. 300. Charles F. Brannan, Secretary of Agriculture of the United States, petitioner, *v.* Charles Kass, Individually and Trading as Babylon Milk and Cream Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 314. Gretchen McRae, petitioner, *v.* Tighe E. Woods, Acting Housing Expediter. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 381. American President Lines, Limited, petitioner, *v.* Immigration and Naturalization Service, Department of Justice, United States of America, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 383. C-O-Two Fire Equipment Company and Maynard A. Laswell, petitioners, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 385. Western New York Water Company and New York Water Service Corporation, petitioners, *v.* Erie County Water Authority. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 397. R. H. Ernest, Trustee in Bankruptcy for National Petroleum Reserves Corporation, Bankrupt, petitioner, *v.* Riverview State Bank. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 398. Local 333B, United Marine Division of International Longshoremen's Association (A. F. L.), et al., petitioners, *v.* Commonwealth of Virginia, at the Relation of Virginia Ferry Corp. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 373. Aaron Kemble, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Mr. Justice Douglas is of the opinion certiorari should be granted.

No. 400. Interstate Commerce Commission, The Pennsylvania Railroad Company, et al., petitioners, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Clark took no part in the consideration or decision of this application.

No. 177. Arthur G. Gage, petitioner, *v.* The United States;

No. 311. Agra B. Williams, petitioner, *v.* Protestant Episcopal Theological Seminary in Virginia;

No. 317. Frank A. Whittington, petitioner, *v.* Moore-McCormick Lines, Inc.; and

No. 140, Misc. Herman Faubert, petitioner, *v.* People of the State of Michigan. Petitions for rehearing denied.

No. 153, Misc. Jesus Lopez, petitioner, *v.* State of Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas, denied.

No. 205, Misc. Frederick Ray Johnson, petitioner, *v.* State of New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 214, Misc. Harry Bowman, petitioner, *v.* State of Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 216, Misc. James Malone, petitioner, *v.* Joseph E. Ragen, Warden, etc. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied.

No. 218, Misc. Amos Arthur Dale, petitioner, *v.* Robert A. Heinze, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. 219, Misc. John Ellis, petitioner, *v.* Robert A. Heinze, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. 220, Misc. Anthony Adams, petitioner, *v.* United States of America. Application denied.

No. 237, Misc. Eric G. Kaufman and Aenni C. Kaufman, petitioners, *v.* Hon. David A. Pine, Judge of the United States District Court for the District of Columbia. Motion for leave to file petition for writ of mandamus denied. Mr. Justice Clark took no part in the consideration or decision of this motion.

No. 243, Misc. Steve Nelson, Benjamin L. Careathers, William Albertson et al., petitioners, *v.* Hon. William Alvah Stewart, Judge, U. S. District Court, etc., et al. Motion for leave to file petition for writ of prohibition or mandamus denied.

Adjourned until Monday, December 8, next at 12 o'clock.

The day call for Monday, December 8, will be as follows: Nos. 60, 75, 86, 66, 8, 101, 191, 413, 448, and 87.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Mr. Attorney General McGranery presented the Honorable Walter J. Cummings, Jr., of Illinois, Solicitor General of the United States.

The Chief Justice said:

“Mr. Solicitor General, the Court welcomes you to the performance of the important duty with which you are specially charged—the duty of representing the Government at the Bar of this Court in all cases in which it asserts an interest. Your commission will be recorded by the Clerk.”

Richard C. Machcinski, of New York, N. Y., and Edwin Weiss, of New York, N. Y., on motion of Mr. Herbert Zelenko; John Kerns Bennett, of Sacramento, Calif., on motion of Mr. Robert L. Stern; William B. Cozad, of Kansas City, Mo., on motion of Mr. James L. Morrisson; Felix A. Raymer, of Houston, Tex., on motion of Mr. John C. White; Francis R. Foley, of Pawtucket, R. I., on motion of Mr. Thomas G. Corcoran; Frederick W. Eisner, of New York, N. Y., on motion of Mr. Sidney B. Jacoby; Robert T. Creasey, of Dallas, Tex., on motion of Mr. Ray R. Murdock; Louis L. Rosen, of New Orleans, La., on motion of Mr. Thomas B. Van Poole, Jr.; George J. Kuehn, of Silver Spring, Md., on motion of Mr. John Lord O'Brian; Arthur Sherman, of New York, N. Y., on motion of Mr. Nathan J. Paulson; David H. Thomas, of East Palestine, Ohio, on motion of Mr. Bert E. Johnson; Jas. A. Vaughan, of New York, N. Y., on motion of Mr. Robert H. Shields; Jack Greenberg, of New York, N. Y., Charles S. Scott, of Topeka, Kans., U. Simpson Tate, of Dallas, Tex., and Reuben E. Lawson, of Roanoke, Va., on motion of Mr. Thurgood Marshall; Joseph D. Mansfield, of Yuma, Ariz., on motion of Mr. Hoyt G. Irving; Raymond J. Consley, of Washington, D. C., on motion of Mr. James Coates Lear; Lucille M. Gannon, of New York, N. Y., on motion of Mr. Harry A. Poth; Aubrey E. Robinson, Jr., of Washington, D. C., on motion of Mr. Belford Vance Lawson, Jr.; Edward S. Macie, of Chicago, Ill., on motion of Mr. James A. Glenn; Walter G. Danielson, of Los Angeles, Calif., on motion of Mr. John O. Dahlgren; and Irving Ferman, of New Orleans, La., on motion of Mr. Phineas Indritz, were admitted to practice.

No. 43. Montgomery Building & Construction Trades Council et al., petitioners, *v. Ledbetter Erection Company, Inc.* On writ of certiorari to the Supreme Court of the State of Alabama. Writ of certiorari dismissed as improvidently granted. Opinion by Mr. Justice Minton. Dissenting opinion by Mr. Justice Douglas in which Mr. Justice Black concurs.

No. 242. Vernie Bailess, County Treasurer, Caddo County, Oklahoma, et al., petitioners, *v. Juana Paukune.* On writ of certiorari to the Supreme Court of the State of Oklahoma. Judgment reversed with costs and case remanded to the Supreme Court of Oklahoma for proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Douglas.

No. 27. The United States of America, petitioner, *v. Ira D. Cardiff.* On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment of Court of Appeals affirmed and case remanded to the United States District Court for the Eastern District of Washington. Opinion by Mr. Justice Douglas. Mr. Justice Jackson concurs in the result. Mr. Justice Burton dissents.

No. 37. Lloyd A. Fry Roofing Company, petitioner, *v. Scott Wood et al., as Arkansas Public Service Commission.* On writ of certiorari to the Supreme Court of the State of Arkansas. Judgment affirmed with costs. Opinion by Mr. Justice Black. Dissenting opinion by Mr. Justice Douglas in which the Chief Justice, Mr. Justice Burton, and Mr. Justice Minton join.

No. 79. Martha L. Alison, *v. The United of America*; and

No. 80. The United States of America, *v. Stevenson-Chislett, Inc.* On certificates from the United States Court of Appeals for the Third Circuit. Judgment of the United States District Court for the Western District of Pennsylvania in No. 79 reversed and case remanded to that court for proceedings in conformity with the opinion of this Court. Judgment of the United States District Court for the Western District of Pennsylvania in No. 80 affirmed and case remanded to the District Court. Opinion by Mr. Justice Black. Dissenting: Mr. Justice Douglas and Mr. Justice Burton.

No. 4. Charles Augustus Dixon, petitioner, *v. Clinton T. Duffy, Warden, San Quentin Prison.* On writ of certiorari to the Supreme Court of the State of California. Judgment of the Supreme Court of California vacated and case remanded to that court for further proceedings. Opinion by Mr. Chief Justice Vinson. Dissenting opinion by Mr. Justice Jackson.

No. 16. The United States, petitioner, *v. Caltex (Philippines), Incorporated, The Shell Company of Philippine Islands, Limited, et al.* On writ of certiorari to the United States Court of Claims. Judgment

ment reversed and case remanded for proceedings in conformity with the opinion of this Court. Opinion by Mr. Chief Justice Vinson. Dissenting opinion by Mr. Justice Douglas in which Mr. Justice Black concurs.

The Chief Justice said :

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 426. William Heikkila, appellant, *v.* Bruce G. Barber, Individually and as District Director of the Immigration and Naturalization Service for the Thirteenth Immigration District, et al. In this case probable jurisdiction is noted.

No. 290. Ernest A. Watson and M. Gladys Watson, petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted and case transferred to the summary docket.

No. 296. Alstate Construction Company, petitioner, *v.* Maurice J. Tobin, Secretary of the United States Department of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted and case transferred to the summary docket.

No. 410. Adam Thomas, petitioner, *v.* Hempt Brothers, a Partnership. Petition for writ of certiorari to the Supreme Court of Pennsylvania granted and case transferred to the summary docket.

No. 89. Automatic Canteen Company of America, petitioner, *v.* Federal Trade Commission. The motion for leave to file brief of National Candy Wholesalers Association, Inc., as *amicus curiae* is denied.

No. 382. Flaviana Tan, Widow of Aniceto Bernal, in Her Own Right, and as Natural Guardian of Her Minor Children, Jose Bernal, et al., etc., petitioners, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 386. Francisca De Guia, Beatriz B. Palmares, Paulino Lorenzo and Raymundo F. Navarro, petitioners, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 388. United Fruit Company, petitioner, *v.* W. E. Hedger Transportation Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 389. Alvah Hovey Weathers, petitioner, *v.* State of Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 399. In re: Joseph F. Vitari, petitioner. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 402. The Western Union Telegraph Company, petitioner, *v.* Thomas P. Lesesne. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 403. George Schmidt, petitioner, *v.* United States of America and Tucker Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 412. District of Columbia, petitioner, *v.* Catholic Education Press, Inc. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 414. United Electrical, Radio and Machine Workers of America-UE and Local 115-F, et al., petitioners, *v.* The Oliver Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 416. Grover Glen Goe, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 417. Westwood Pharmacal Corporation and Foster-Milburn Company, petitioners, *v.* John Fielding, Jr., and Dolph Oberfel. Petition for writ of certiorari to the District Court of Appeal of California, First Appellate District, denied.

No. 418. Southern Pacific Company, petitioner, *v.* Ove E. Erickson. Petition for writ of certiorari to the Supreme Court of California denied.

No. 419. The United Brick & Clay Workers of America and the American Federation of Labor, petitioners, *v.* Deena Artware, Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 424. Otto Boortz, petitioner, *v.* American Motorist Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 433. The Pennsylvania Railroad Company, petitioner, *v.* Joseph J. Purvis. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 354. Carl E. Brown and Paul C. Brown, a Co-Partnership, and California Compensation Insurance Company, petitioners, *v.* The Industrial Accident Commission of the State of California et al. Motion to dispense with printing the record granted. Petition for writ of certiorari to the District Court of Appeal of California, Second Appellate District, denied.

No. 376. Peter B. Olney, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied. Mr. Justice Reed and Mr. Justice Jackson are of the opinion certiorari

should be granted. Mr. Justice Frankfurter took no part in the consideration or decision of this application.

No. 24. The Gulf Research and Development Company et al., petitioners, *v.* The Honorable Paul Leahy, United States District Judge, et al.; and

No. 25. Cardox Corporation, petitioner, *v.* C-O-Two Fire Equipment Company. Petitions for rehearing denied. The Chief Justice took no part in the consideration or decision of these applications.

No. 51. F. Donald Arrowsmith and Ruth R. Bauer, Executors, etc., et al., petitioners, *v.* Commissioner of Internal Revenue;

No. 241. Motors Insurance Corporation, the Avondale Motor Car Company et al., appellants, *v.* Walter A. Robinson, as Superintendent of Insurance of Ohio, et al.;

No. 329. Frank Costello, petitioner, *v.* The United States of America;

No. 353. Chicago and North Western Railway Company, appellant, *v.* The United States of America, Interstate Commerce Commission, et al.;

No. 358. Copperweld Steel Company and Baltimore & Ohio Railroad Company, appellants, *v.* The United States of America and Interstate Commerce Commission; and

No. 173, Misc. Joseph G. Lewis, petitioner, *v.* Commonwealth of Virginia. Petitions for rehearing denied.

No. 213, Misc. John Edwin Byers, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 215, Misc. Thomas Lee Griffin, petitioner, *v.* State of Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 221, Misc. Houston Collins, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 222, Misc. Edwin J. Del'Marmol, petitioner, *v.* Robert A. Heinze, Warden, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 225, Misc. Henry E. Hansen, petitioner, *v.* John C. Burke, Warden. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 226, Misc. Michael R. Simon, petitioner, *v.* Richard A. McGee, et. al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 227, Misc. William Tillman, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 228, Misc. Charles Shields, petitioner, *v.* State of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 230, Misc. Alexander St. John, petitioner, *v.* Bert Rednour, Superintendent, etc. Petition for writ of certiorari to the Circuit Court of Randolph County, Illinois, denied.

No. 231, Misc. Carl Thomas, petitioner, *v.* Frank G. Millard, Attorney General of the State of Michigan, et al. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 232, Misc. Wallace Thompson, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 234, Misc. Bert Eddy, petitioner, *v.* State of Michigan, et al. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 236, Misc. George Harris, petitioner, *v.* State of Texas, et al. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 240, Misc. Francis Michael Murphy, petitioner, *v.* People of State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 241, Misc. Albert Mulvey, petitioner, *v.* Emery E. Jacques, Warden, etc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 244, Misc. Everett Rheim, petitioner, *v.* People of the State of New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 217, Misc. John V. Green, petitioner, *v.* George J. Bott, General Counsel, National Labor Relations Board. Petition for writ of certiorari to United States Court of Appeals for the District of Columbia Circuit denied for the reason that application therefor was not made within the time provided by law (28 U. S. C. 2101 (c)).

No. 211, Misc. Alfredo Lizzi, petitioner, *v.* Dr. Ivan W. Steele, Warden; and

No. 223, Misc. Clarence Dunlap, petitioner, *v.* William F. Steiner, Warden. Motions for leave to file petitions for writs of habeas corpus denied.

No. 212, Misc. William H. Graham, petitioner, *v.* Alfred F. Dowd, Warden, etc., et al. Motion for leave to file petition for writ of mandamus denied.

No. 60. The Pennsylvania Railroad Company, petitioner, *v.* Charles E. O'Rourke. Argued by Mr. John Vance Hewitt for the petitioner and by Mr. Richard C. Machcinski for the respondent.

No. 75. Federal Trade Commission, petitioner, *v.* Motion Picture Advertising Service Company, Inc. Argued by Mr. James L. Morrison for the petitioner and by Mr. Louis L. Rosen for the respondent.

No. 86. Local Union No. 10, United Association of Journeymen Plumbers and Steamfitters, etc., et al., petitioners, *v.* O. J. Graham et al., Partners, Trading as Graham Brothers. Argued by Mr. Herbert S. Thatcher for the petitioners and submitted by Mr. Richmond Moore, Jr., for the respondents.

No. 66. Marcel Max Lutwak, Munio Knoll, and Regina Treitler, petitioners, *v.* The United States of America. Argument commenced by Mr. A. Bradley Eben for the petitioners.

Adjourned until tomorrow, at 12 o'clock.

The day call for Tuesday, December 9, will be as follows: Nos. 66, 8, 101, 191, 413, 448, 87, 76, 138, and 89.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Stuart Marks, of New York, N. Y., Peter O. A. Solbert, of New York, N. Y., Paul E. Wilson, of Topeka, Kans., George Dulaney Solter, of Baltimore, Md., David A. Lindsay, of Huntington, N. Y., and F. Roberts Blair, of New York, N. Y., on motion of Mr. John W. Davis; Samuel Emory Rogers, of Summerton, S. C., and Ernest F. Hollings, of Charleston, S. C., on motion of Mr. Robert McCormick Figg, Jr.; Harry A. Abrams, of Cincinnati, Ohio, and Joseph Lichtenbaum, of Cincinnati, Ohio, on motion of Mr. Alexander Boskoff; Constance Baker Motley, of New York, N. Y., and Harold R. Boulware, of Columbia, S. C., on motion of Mr. Thurgood Marshall; Louis J. Finger, of Wilmington, Del., on motion of Mr. H. Albert Young; Samuel Langerman, of Phoenix, Ariz., on motion of Mr. Henry F. Ashurst; Leonard W. Levine, of New York, N. Y., on motion of Mr. Joseph H. Freehill; and Harvey Levin, of Washington, D. C., on motion of Mr. John Lord O'Brian, were admitted to practice.

No. 66. Marcel Max Lutwak, Munio Knoll, and Regina Treitler, petitioners, *v.* The United States of America. Argument continued by Mr. A. Bradley Eben for the petitioners and concluded by Mr. Marvin S. Frankel for the respondent.

No. 8. Oliver Brown, Mrs. Richard Lawton, Mrs. Sadie Emmanuel, et al. *v.* Board of Education of Topeka, Shawnee County, Kansas, et al. Argued by Mr. Robert L. Carter for the appellants and by Mr. Paul E. Wilson for the appellees.

No. 101. Harry Briggs, Jr., et al., appellants, *v.* R. W. Elliott, Chairman, J. D. Carson, et al., Members of Board of Trustees of School District #22, Clarendon County, S. C., et al. Argument commenced by Mr. Thurgood Marshall for the appellants and continued by Mr. John W. Davis for the appellees.

Adjourned until tomorrow, at 12 o'clock.

The day call for Wednesday, December 10, will be as follows: Nos. 101, 191, 413, 448, 87, 76, 138, 89, 97, and 150 (and 160).

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

G. T. Hanners, of Lovington, N. Mex., on motion of Mr. Philip Elman; J. Bowie Lillard, of Hyattsville, Md., Winton de Ruyter Woods, of Bloomington, Ind., Ralph W. Powers, of Hyattsville, Md., and J. Edwin Hutchinson, of Hyattsville, on motion of Mr. John F. Lillard; Jerry L. Williams, of Danville, Va., and Samuel Wilbert Tucker, of Emporia, Va., on motion of Mr. Oliver W. Hill, Sr.; Leonard J. Kassel, of Chicago, Ill., on motion of Mr. Isadore G. Alk; and Edward L. Carey, of Washington, D. C., on motion of Mr. W. K. Hopkins, were admitted to practice.

No. 101. Harry Briggs, Jr., et al., appellants, *v.* R. W. Elliott, Chairman, J. D. Carson, et al., Members of Board of Trustees of School District #22, Clarendon County, S. C., et al. Argument continued by Mr. John W. Davis for the appellees and concluded by Mr. Thurgood Marshall for the appellants.

No. 191. Dorothy E. Davis, Bertha M. Davis, and Inez D. Davis, etc., et al., appellants, *v.* County School Board of Prince Edward County, Virginia, et al. Argued by Mr. Spottswood Robinson III, for the appellants, and by Mr. T. Justin Moore and Mr. J. Lindsay Almond, Jr., for the appellees.

No. 413. Spottswood Thomas Bolling et al., petitioners, *v.* C. Melvin Sharpe et al. Argument commenced by Mr. E. C. Hayes for the petitioners and continued by Mr. James M. Nabrit, Jr., for the petitioners.

Adjourned until tomorrow, at 12 o'clock.

The day call for Thursday, December 11, will be as follows: Nos. 413, 448, 87, 76, 138, 89, 97, 150 (and 160), 167, and 179.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Stephen Girard Lax, of Washington, D. C., on motion of Mr. Loren K. Olson; Edward O. Hancock, of St. Louis, Mo., on motion of Mr. E. L. Koepenick; C. Arden Gingery, of Los Angeles, Calif., and Wilford A. Nolen, of Dallas, Tex., on motion of Mr. Bert E. Johnson; Eugene M. Foley, of New York, N. Y., and Joseph Elmer Julian, of Youngstown, Ohio, on motion of Mr. Abe Fortas; Talbot Atkins Steel, of Mobile, Ala., on motion of Mr. William A. Glasgow; Ben Kohler, Jr., of Knoxville, Tenn., on motion of Mr. Andrew D. Sharpe; Anthony Victor Lo Popolo, of Philadelphia, Pa., on motion of Mr. Nicholas J. Chase; Ralph E. White, of Larchmont, N. Y., on motion of Mr. Dee R. Bramwell; and Wallace C. Franklin, Jr., of Dallas, Tex., on motion of Mr. Samuel Brian Groner, were admitted to practice.

No. 413. Spottswood Thomas Bolling et al., petitioners, *v.* C. Melvin Sharpe et al. Argument continued by Mr. James M. Nabrit, Jr., for the petitioners and by Mr. Milton D. Korman for the appellees and concluded by Mr. James M. Nabrit, Jr., for the petitioners.

No. 448. Francis B. Gebhart, William B. Horner, Eugene H. Shallcross et al., petitioners, *v.* Ethel Louise Belton, an Infant, by Her Guardian ad litem, Ethel Belton et al. Argued by Mr. R. Albert Young for the petitioners and by Mr. Louis L. Redding and by Mr. Jack Greenberg for the respondents.

No. 87. The United States of America, petitioner, *v.* Edward A. Rumely. Argument commenced by Mr. Oscar H. Davis for the petitioner.

Adjourned until tomorrow, at 12 o'clock.

The day call for Friday, December 12, will be as follows: Nos. 87, 76, 138, 89, 97, 150 (and 160), 167, 179, 182, and 391 (392 and 393).

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Ashton Phelps, of New Orleans, La., on motion of Mr. E. Fontaine Broun; William A. Costello, of Boston, Mass., on motion of Mr. Edward P. Morgan; Reuben Haslam, of Washington, D. C., and John T. Casey, of Portland, Oreg., on motion of Mr. Lambert H. Miller; Frank John Newman, of Chicago, Ill., on motion of Mr. Louis A. Gravelle; Alvin Browdy, of Washington, D. C., on motion of Mr. Lipman Redman; and Manuel Murray Wiseman, of Alton, Ill., on motion of Mr. Donald H. Dalton, were admitted to practice.

No. 87. The United States of America, petitioner, *v.* Edward A. Rumely. Argument continued by Mr. Oscar H. Davis for the petitioner and by Mr. Donald R. Richberg for the respondent and concluded by Mr. Oscar H. Davis for the petitioner.

No. 76. Edwin E. Healy and Gordon W. Hartfield, petitioners, *v.* Commissioner of Internal Revenue. Argued by Mr. James H. Hefern for the petitioners and by Mr. Charles S. Lyon for the respondent.

No. 138. Commissioner of Internal Revenue, petitioner, *v.* Hall C. Smith. Argued by Mr. Charles S. Lyon for the petitioner and by Mr. Sol Goodman for the respondent.

No. 89. Automatic Canteen Company of America, petitioner, *v.* Federal Trade Commission. Argument commenced by Mr. Edward F. Howrey for the petitioner.

Adjourned until Monday, December 15, next, at 12 o'clock.

The day call for Monday, December 15, will be as follows: Nos. 89, 97, 150 (and 160), 167, 179, 182, 391 (392 and 393), 193 (and 194), and 203.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Charles F. Simon, of Chicago, Ill., and Lester S. Jayson, of Silver Spring, Md., on motion of Mr. Solicitor General Walter J. Cummings, Jr.; George W. McManus, Jr., of Baltimore, Md., John Marshall Butler, of Baltimore, Md., Herbert R. O'Connor, Jr., of Baltimore, Md., and Raymond A. Egner, of Baltimore, Md., on motion of Mr. Herbert R. O'Connor; Melvin H. Hoffman, of Long Beach, Calif., on motion of Mr. Clyde Gilman Doyle; Alfred C. Dressler, of Miami, Fla., on motion of Mr. John D. Marsh; John Devereux Kernan, Jr., of New York, N. Y., on motion of Mr. Henry F. Butler; Webster V. Clark, of San Francisco, Calif., William E. Haudek, of New York, N. Y., and David Freidenrich, of San Francisco, Calif., on motion of Mr. Julius Levy; Ceylon B. Frazer, of Memphis, Tenn., on motion of Mr. Newell N. Fowler; Jay W. Linsey, of Grand Rapids, Mich., on motion of Mr. Guilford Stanley Jameson; Eugene L. Burke, of Falls Church, Va., on motion of Mr. Thomas H. Carolan; Frederick A. Wiecking, of Indianapolis, Ind., on motion of Mr. Posey T. Kime; James B. Gray, of New York, N. Y., on motion of Mr. Otis L. Mohundro; Warren M. Sparks, of Tulsa, Okla., on motion of Mr. H. Thomas Austern; Margaret C. Driscoll, of Bridgeport, Conn., on motion of Mr. Milton V. Freeman; Leo A. Roth, of Washington, D. C., on motion of Mr. Leo A. Rover; Harold C. Warnock, of Tucson, Ariz., and Egbert R. Ferguson, Jr., of Washington, D. C., on motion of Mr. John T. M. Reddan; Richard S. T. Marsh, of Washington, D. C., on motion of Mr. Bradford Ross; Abe Arthur Bangel, of Portsmouth, Va., Stanley J. Bangel, of Portsmouth, Va., and Herbert K. Bangel, of Portsmouth, Va., on motion of Mr. David G. Bress; Clyde C. Goebel, of Kansas City, Mo., on motion of Mr. Walter H. Maloney; Phil H. Curry, of Los Angeles, Calif., on motion of Mr. Arthur A. Steffan; F. LeRoy Hanscom, of San Francisco, Calif., on motion of Mr. Hugh T. Fullerton; and Harold Alfred Cranefield, of Detroit, Mich., on motion of Mr. Joseph L. Rauh, Jr., were admitted to practice.

No. 41. Thomas Schwartz, petitioner, *v.* State of Texas. On writ of certiorari to the Court of Criminal Appeals of Texas. Judgment affirmed with costs. Opinion by Mr. Justice Minton. Mr. Justice

Black concurs in the result. Opinion by Mr. Justice Frankfurter concurring in the result. Dissenting opinion by Mr. Justice Douglas.

No. 14. Robert M. Wieman, Nancy Kent Ziebur, Werner C. Baum, et al., appellants, *v.* Paul W. Updegraff, The Board of Regents of the Oklahoma Agricultural Colleges, et al. Appeal from the Supreme Court of Oklahoma. Judgment reversed with costs and case remanded for proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Clark. Mr. Justice Jackson, not having heard the argument, took no part in the consideration or decision of this case. Mr. Justice Burton concurs in the result. Concurring opinion by Mr. Justice Black in which Mr. Justice Douglas joins. Concurring opinion by Mr. Justice Frankfurter in which Mr. Justice Douglas joins.

The Chief Justice announced the following orders of the Court:

No. 447. Nancy Cross, appellant, *v.* John Tustin, Personnel Director, and Civil Service Commission, et al. Appeal from the District Court of Appeal of California, First Appellate District. *Per Curiam*: The motion for leave to proceed in forma pauperis is granted. The appeal is dismissed for the want of jurisdiction (28 U. S. C., Sec. 1257 (2)). Treating the papers whereon the appeal was allowed as a petition for writ of certiorari as required by 28 U. S. C., Sec. 2103, certiorari is denied.

No. 458. Newtex Steamship Corporation and Seatrain Lines, Incorporated, appellants, *v.* The United States of America, Interstate Commerce Commission et al. Appeal from the United States District Court for the Southern District of New York. *Per Curiam*: The motions to affirm are granted and the judgment is affirmed.

No. 461. The United States of America, appellant, *v.* Grower-Shippers Vegetable Association of Central California et al. Appeal from the United States District Court for the Northern District of California. *Per Curiam*: Judgment affirmed. The Chief Justice, Mr. Justice Black, and Mr. Justice Douglas are of the opinion that probable jurisdiction should be noted and the case set down for argument.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 120. The United States of America, appellant, *v.* The Crescent Amusement Company, Rockwood Amusements, Inc., et al. The appeal from the United States District Court for the Middle District of

Tennessee is dismissed on motion of counsel for the appellant. Mr. Justice Black and Mr. Justice Clark took no part in the consideration or decision of this motion.

No. 442. United States of America, appellant, *v.* James J. Carroll. Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits.

No. 404. Warner D. Orvis, Homer W. Orvis, Floyd Y. Keeler, et al., etc., petitioners, *v.* James P. McGranery, Attorney General of the United States, as successor to the Alien Property Custodian. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted. Mr. Justice Clark took no part in the consideration or decision of this application.

No. 422. Robert W. Burns and Herman P. Dennis, Jr., petitioners, *v.* Robert A. Lovett, Secretary of Defense, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted.

No. 439. Louis Levinson and Mitchell A. Hall, petitioners, *v.* William Deupree, Jr., Ancillary Administrator of the Estate of Katherine Wing, Deceased. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted. Motion of the respondent for leave to proceed in forma pauperis granted.

No. 19. Ernest Perez, petitioner, *v.* The People of the State of California et al. Motion to dispense with printing the petition and record granted. Petition for writ of certiorari to the Supreme Court of California denied.

No. 401. R. M. Cox et al., petitioners, *v.* Kirby Lumber Corporation and Meyer Royalty Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 406. Herschel Bullen, Mary N. Bullen, J. C. Hayward and Mirian S. Hayward, petitioners, *v.* Walter B. Scoville. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 415. Margaret Hodges, petitioner, *v.* State of Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 421. California Texas Oil Company, Limited, et al., petitioners, *v.* The Honorable James R. Kirkland, Judge of the United States District Court for the District of Columbia. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 437. Lawrence Albert Razete, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 81. G. Seals Aiken, appellant, *v.* William Richardson. Petition for rehearing denied.

No. 344. James Marr, Doing Business as Marr Duplicator Company, petitioner, *v.* A. B. Dick Company. Petition for rehearing denied. Mr. Justice Clark took no part in the consideration or decision of this application.

No. 158, Misc. Mrs. Hattie Carney, petitioner, *v.* V. A. Anderson et al. Motion for leave to file a second petition for rehearing denied.

No. 3, Misc. Peter Pianezzi, petitioner, *v.* Robert A. Heinze, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. 6, Misc. Junius Lee Robinson, petitioner, *v.* State of Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 117, Misc. Richard Williamson, petitioner, *v.* The State of Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals, Oklahoma, denied.

No. 247, Misc. Russell Squires, petitioner, *v.* Joseph E. Ragen, Warden. Petition for writ of certiorari to the Circuit Court of Winnebago County, Illinois, denied.

No. 251, Misc. Theodore S. Thompson, petitioner, *v.* John R. Cranor, Warden, etc., et al. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 233, Misc. California Texas Oil Company, Limited, et al., petitioners, *v.* Honorable James R. Kirkland, Judge of the United States District Court for the District of Columbia. Motion for leave to file petition for writ of mandamus denied.

No. 242, Misc. Richard J. Williams, petitioner, *v.* J. Vernal Jackson, Warden; and

No. 253, Misc. Stanley Dale Sydow, petitioner, *v.* Frank Golden, United States Marshal for the District of Nebraska, et al. Motions for leave to file petitions for writs of habeas corpus denied.

ORDER

The Court will take a recess from Monday, December 22, until Monday, January 5, 1953.

No. 89. Automatic Canteen Company of America, petitioner, *v.* Federal Trade Commission. Argument continued by Mr. Edward F. Howrey for the petitioner and concluded by Mr. Robert B. Dawkins for the respondent.

No. 97. National Labor Relations Board, petitioner, *v.* Thomas W. Dant et al., Co-Partners, Doing Business as Dant & Russell, Ltd. Argued by Mr. David P. Findling for the petitioner and by Mr. John T. Casey for the respondents.

No. 150. Western Pacific Railroad Corporation and Alexis I. duP. Bayard, Receiver, petitioners, *v.* Western Pacific Railroad Company et al.; and

No. 160. Meredith H. Metzger, Henry Offerman and J. S. Farlee & Co., Inc., petitioners, *v.* Western Pacific Railroad Company et al. Three hours allowed for oral argument. Argument commenced by Mr. Herman Phleger for the petitioners in No. 150.

Adjourned until tomorrow at 12 o'clock.

The day call for Tuesday, December 16, will be as follows: Nos. 150 (and 160), 167, 179, 182, 391 (392 and 393), 193 (and 194), 203, 217, 218, and 226.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Ike Murry, of Little Rock, Ark., on motion of Mr. Sam M. Wassell; John Ossea, Jr., of Appalachia, Va., on motion of Mr. Robert L. Stern; Harry Gillig, Jr., of Wichita, Kans., Robert Allen McGinnis, of Arlington, Va., James Robert Harris, of Arlington, Va., and Edward C. Hall, of Arlington, Va., on motion of Mr. Roy A. Fulcher; J. M. Toro-Nazario, of Rio Piedras, P. R., on motion of Mr. Samuel Karp; Solis Horowitz, of Pittsburgh, Pa., on motion of Mr. George E. McConley; William T. Wofford, of Pittsburgh, Pa., on motion of Mr. Gordon S. Parker; and Allen F. Maulsby, of New York, N. Y., on motion of Mr. Albert R. Connelly, were admitted to practice.

No. 150. Western Pacific Railroad Corporation and Alexis I. duP. Bayard, Receiver, petitioners, *v.* Western Pacific Railroad Company et al.; and

No. 160. Meredith H. Metzger, Henry Offerman and J. S. Farlee & Co., Inc., petitioners, *v.* Western Pacific Railroad Company et al. Argument continued by Mr. Herman Phleger for the petitioners in No. 150, by Mr. Julius Levy for the petitioners in No. 160, and concluded by Mr. Allan P. Matthew for the respondents.

No. 167. The United States of America, appellant, *v.* Joseph Kahriger. Argument commenced by Mr. Robert L. Stern for the appellant and continued by Mr. Jacob Kossman for the appellee.

Adjourned until tomorrow, at 12 o'clock.

The day call for Wednesday, December 17, will be as follows: Nos. 167, 179, 182, 391 (392 and 393), 193 (and 194), 203, 217, 218, and 226.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Leslie E. Howell, of Indianapolis, Ind., on motion of Mr. Alexander McK. Bracken; James G. Lane, of Boston, Mass., on motion of Mr. John Joseph Graham; John C. Marbach, of White Plains, N. Y., and John J. O'Brien, of White Plains, N. Y., on motion of Mr. Philip J. O'Brien; James B. Henderson, of Houston, Tex., and Pat F. Timmons, of Houston, Tex., on motion of Mr. Richard J. Connor; John J. Duff, of New York, N. Y., on motion of Mr. Peter L. F. Sabbatino; and Herbert H. Monsky, of Louisville, Ky., on motion of Mr. Harold Alfred Cranefield, were admitted to practice.

No. 167. The United States of America, appellant, *v.* Joseph Kahriger. Argument continued by Mr. Jacob Kossman for the appellee and concluded by Mr. Robert L. Stern for the appellant.

No. 179. South Buffalo Railway Company, appellant, *v.* Gertrude Sloan Ahern and New York State Workmen's Compensation Board. Argued by Mr. Albert R. Connelly for the appellant and by Mr. Roy Wiedersum for the appellee, New York State Workmen's Compensation Board.

No. 182. Kenneth C. Gordon and Kenneth J. MacLeod, petitioners, *v.* The United States of America. Argument commenced by Mr. George F. Callaghan for the petitioners, continued by Mr. Maurice J. Walsh for the petitioners, and continued by Mr. John R. Wilkins for the respondent.

Adjourned until tomorrow, at 12 o'clock.

The day call for Thursday, December 18, will be as follows: Nos. 182, 391 (392 and 393), 193 (and 194), 203, 217, and 218.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Frank A. Constangy, of Atlanta, Ga., on motion of Mr. Milton Carl Denbo; Harry E. O'Donnell, of New York, N. Y., Anthony Curreri, of Brooklyn, N. Y., and Meyer Scheps, of Jamaica, N. Y., on motion of Mr. Seymour B. Quell; William A. Grimes, of Baltimore, Md., on motion of Mr. Robert W. Williams; and Harlan Street, of Miami Beach, Fla., on motion of Seymour S. Guthman, were admitted to practice.

No. 182. Kenneth C. Gordon and Kenneth J. MacLeod, petitioners, *v.* The United States of America. Argument concluded by Mr. Maurice J. Walsh for the petitioners.

No. 391. Harry A. Stein, petitioner, *v.* The People of the State of New York;

No. 392. Nathan Wissner, petitioner, *v.* The People of the State of New York; and

No. 393. Calman Cooper, petitioner, *v.* The People of the State of New York. Argued by Mr. John J. Duff, by Mr. J. Bertram Wegman, and by Mr. Peter L. F. Sabbatino for the petitioners, and by Mr. John J. O'Brien and by Mr. John C. Marbach for the respondent. Leave granted petitioners to file a reply brief within one week.

No. 193. Ford Motor Company, petitioner, *v.* George Huffman, Individually, and on Behalf of a Class, etc., et al.; and

No. 194. International Union, United Automobile, Aircraft, and Agricultural Implement Workers of America, CIO, etc., petitioner, *v.* George Huffman, Individually, and on Behalf of a Class, etc., et al. Argument commenced by Mr. William T. Gossett for the petitioner in No. 193 and continued by Mr. Harold A. Cranfield for the petitioner in No. 194 and by Mr. Herbert Monsky for the respondents.

Adjourned until tomorrow, at 12 o'clock.

The day call for Friday, December 19, will be as follows: Nos. 193 (and 194), 203, and 217.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Eldon C. Harris, of West Yellowstone, Mont., on motion of Mr. James E. Murray; Howard I. Forman, of Philadelphia, Pa., on motion of Mr. William W. Fleming; Clarence M. Thomas, of Little Rock, Ark., on motion of Mr. Ray Glenn Atherton; Jack Werner, of Minneapolis, Minn., on motion of Mr. Paul Atlee Walker; and William L. Hanaway, of New York, N. Y., on motion of Mr. Charles A. Sweeny, were admitted to practice.

No. 193. Ford Motor Company, petitioner, *v.* George Huffman, Individually etc., et al.; and

No. 194. International Union, United Automobile, Aircraft and Agricultural Implement Workers of America, CIO, etc., petitioner, *v.* George Huffman, Individually, etc., et al. Argument concluded by Mr. Herbert Monsky for the respondents.

No. 203. The City of New York, petitioner, *v.* The New York, New Haven and Hartford Railroad Company. Argued by Mr. Meyer Scheps and Mr. Seymour B. Quel for the petitioner, and by Mr. Edward R. Brumley for the respondent.

No. 217. National Labor Relations Board, petitioner, *v.* Seven-Up Bottling Company of Miami, Inc. Argued by Mr. Mozart G. Ratner for the petitioner, and by Mr. Frank A. Constangy for the respondent.

Adjourned until Monday, December 22d, next, at 12 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Sol Lindenbaum, of El Dorado, Kans., and Raymond J. Pettine, of Providence, R. I., on motion of Mr. Solicitor General Walter J. Cummings, Jr.; Dominic Phillip Renda, of Los Angeles, Calif., on motion of Mr. L. Welch Pogue; John Holt Myers, of Bethesda, Md., on motion of Mr. Paul F. Myers; James A. Kennedy, of New York, N. Y., and John F. Gibbons, of New York, N. Y., on motion of Mr. B. K. Wheeler; William J. Murphy, of Stamford, Conn., P. Lawrence Epifanio, of Stamford, Conn., and Nicholas P. Nanos, of Stamford, Conn., on motion of Mr. Ralph E. Becker; Thomas H. Werdel, of Bakersfield, Calif., on motion of Mr. Raymond C. Cushwa; and P. W. Lanier, of Fargo, N. Dak., on motion of Mr. Robert L. Stern, were admitted to practice.

No. 38. Sidney Steele et al., petitioners, *v.* Bulova Watch Company, Inc. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment of Court of Appeals affirmed with costs and case remanded to the United States District Court for the Western District of Texas. Opinion by Mr. Justice Clark. Mr. Justice Black took no part in the decision of this case. Dissenting opinion by Mr. Justice Reed in which Mr. Justice Douglas joins.

No. 9. Wilbur C. King et al., as and Constituting the Florida Railroad and Public Utilities Commission, appellants, *v.* The United States of America et al. Appeal from the United States District Court for the Northern District of Florida. Judgment affirmed. Opinion by Mr. Justice Burton. Dissenting: Mr. Justice Black. Dissenting opinion by Mr. Justice Douglas in which Mr. Chief Justice Vinson concurs.

No. 42. F. W. Woolworth Company, petitioner, *v.* Contemporary Arts, Inc. On writ of certiorari to the United States Court of Appeals for the First Circuit. Judgment affirmed with costs and case remanded to the United States District Court for the District of Massachusetts. Opinion by Mr. Justice Jackson. Dissenting opinion by Mr. Justice Black in which Mr. Justice Frankfurter concurs.

No. 44. Public Service Commission of Utah, Hal S. Bennett et al., petitioners, *v.* Wycoff Company, Incorporated, a Corporation. On writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Judgment of Court of Appeals reversed with costs and case remanded to the United States District Court for the District of Utah for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Jackson. Concurring opinion by Mr. Justice Reed. Dissenting opinion by Mr. Justice Douglas.

No. 47. The United States of America, appellant, *v.* Universal C. I. T. Credit Corporation, George P. Neal, Frank E. Wolfe, et al. Appeal from the United States District Court for the Western District of Missouri. Judgment affirmed without prejudice to amendment of the information before trial if the evidence to be offered warrants it. Opinion by Mr. Justice Frankfurter. Dissenting opinion by Mr. Justice Douglas.

No. 11. Federal Trade Commission, petitioner, *v.* Minneapolis-Honeywell Regulator Company. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Writ of certiorari dismissed. Opinion by Mr. Chief Justice Vinson. Dissenting opinion by Mr. Justice Black. Dissenting opinion by Mr. Justice Douglas.

The Chief Justice announced the following order of the Court:

No. 455. Northern Pacific Railway Company, Great Northern Railway Company, Chicago, Burlington & Quincy Railroad Company, et al., appellants, *v.* State of Montana, Board of Railroad Commissioners of the State of Montana. Appeal from the United States District Court for the District of Montana. *Per Curiam*: The judgment is vacated and the case is remanded to the District Court for further proceedings in the light of *King v. United States*, No. 9, October Term, 1952, decided this day.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 9, Original. The State of Texas, plaintiff, *v.* The State of New Mexico et al. It is ordered that John Raeburn Green, Esquire, of St. Louis, Missouri, be, and he is hereby, appointed special master in this cause, with authority to summon witnesses, issue subpoenas, and take such evidence as may be introduced and such as he may deem it necessary to call for. The master is directed to hold hearings, take such evidence as may be necessary and, with all convenient speed, to submit a report with recommendations relative to the disposition of the questions raised by the pleadings.

The order entered herein on April 28, 1952, left open the question of the indispensability of the United States as a party for decision after evidence. In hearing the evidence, the master is directed, so far as is practicable, to hear first evidence bearing on the indispensability of the United States, if the United States does not enter its appearance in the case. He is requested to examine and report on that point, if practicable, separately and prior to his report on the other issues, determining particularly whether effective relief could be granted petitioner without affecting the interest of the United States. The master shall give like consideration to any other allegation of indispensability made by any party defendant.

The master shall be allowed his actual expenses and a reasonable compensation for his services to be fixed hereafter by the Court. The allowances to him, the compensation paid to his stenographic and clerical assistants, and the cost of printing his report shall be charged against and be borne by the parties in such proportion as the Court hereafter may direct. If the appointment herein made of a master is not accepted, or if the place becomes vacant during the recess of the Court, the Chief Justice shall have authority to make a new designation which shall have the same effect as if originally made by the Court herein.

The Chief Justice and Mr. Justice Black are of the opinion that the present record establishes the indispensability of the United States and requires the dismissal of the complaint.

No. 303. Calmar Steamship Corporation, petitioner, *v.* Sydney Keith Scott, One of the Lloyds Underwriters, et al. The motion by the Solicitor General, on behalf of the United States, for leave to appear and present oral argument as *amicus curiae* is granted and thirty minutes is allowed for that purpose.

No. 102. Eddie Bratburd and Ruth E. Bratburd, petitioners, *v.* State of Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 357. Gordon Woodroffe Corporation, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 407. Sidney Kross, petitioner, *v.* State of California. Petition for writ of certiorari to the Superior Court of California, Los Angeles County, denied.

No. 431. Carl J. Austrian and Robert G. Butcher, as Trustees of Central States Electric Corporation, petitioners, *v.* Harrison Williams et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 436. Humble Oil & Refining Company and Roy Moseley, petitioners, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 441. Traders Compress Company, petitioner, *v.* Maurice J. Tobin, Secretary of Labor, United States Department of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 12. Federal Power Commission, petitioner, *v.* Idaho Power Company. Petition for rehearing denied. Mr. Justice Burton and Mr. Justice Clark took no part in the consideration or decision of this application.

No. 10. The United States of America, petitioner, *v.* Clara Belle Henning et al.;

No. 185. Seth M. Milliken, petitioner, *v.* Commissioner of Internal Revenue;

No. 210. Duveen Brothers, Inc., petitioner, *v.* Commissioner of Internal Revenue;

No. 314. Gretchen McRae, petitioner, *v.* Tighe E. Woods, Acting Housing Expediter;

No. 78, Misc. Silas Theophilus Kuiken, petitioner, *v.* United States of America; and

No. 135, Misc. Steve Chorak and Emma Chorak, petitioners, *v.* RKO et al. Petitions for rehearing denied.

No. 224, Misc. Alexander G. Jeronis, petitioner, *v.* Emery E. Jacques, Warden, etc. Petition for certiorari to the United States Court of Appeals for the Sixth Circuit denied. Motion for leave to file petition for writ of habeas corpus and petition for allowance of an appeal also denied.

No. 248, Misc. Ernest G. Booth, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 249, Misc. Charles McCullough, petitioner, *v.* State of New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 250, Misc. Ira W. Westbury, petitioner, *v.* State of Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 252, Misc. Fred Tate, petitioner, *v.* People of the State of California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 256, Misc. Harry Pappas, petitioner, *v.* Joseph E. Ragen, Warden, etc. Petition for writ of certiorari to the Circuit Court of Rock Island County, Illinois, denied.

No. 258, Misc. Leroy Carroll, petitioner, *v.* Col. Edwin T. Swenson, Warden. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 257, Misc. Clarence Mahurin, petitioner, *v.* Ralph N. Eidson, Warden, etc. Petition for writ of certiorari to the Supreme Court of Missouri and for other relief denied.

No. 263, Misc. John W. Gibson, petitioner, *v.* United States of America. Motion for leave to file petition for writ of certiorari denied.

No. 265, Misc. Ex parte Lawrence Maynard, petitioner. Motion for leave to file petition for writs of habeas corpus and certiorari denied.

No. 267, Misc. E. Haydon Bozell, petitioner, *v.* E. J. Welch, Supt., Lorton Reformatory, et al.; and

No. 268, Misc. Kenneth Spradling, petitioner, *v.* Ralph N. Eidson, Warden. Motions for leave to file petitions for writs of habeas corpus denied.

No. 276, Misc. Robert L. Knetzer, petitioner, *v.* Elmer W. Schultz, Acting United States Marshal, etc. Motion for leave to file petition for writ of habeas corpus denied. Mr. Justice Black, Mr. Justice Reed, and Mr. Justice Douglas are of the opinion that the application should be transferred under 28 U. S. C., Sec. 2241 (b).

No. 271, Misc. United States of America, petitioner, *v.* United States District Court for the Northern District of Illinois et al. Motion for leave to file petition for writ of mandamus dismissed on motion of counsel for the petitioner.

Adjourned until Monday, January 5, 1953, at 12 o'clock.

The day call for Monday, January 5, 1953, will be as follows: Nos. 218, 274, 187, 197 (and 198), 226, 244, 258, 394, 139, and 230.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Max A. Reinstein, of Chicago, Ill., Alan Monroe Nedry, of Chicago, Ill., and Daniel H. Greenberg, of New York, N. Y., on motion of Mr. Solicitor General Walter J. Cummings, Jr.; Sam Alschuler, of Aurora, Ill., William C. Murphy, of Aurora, Ill., and Ralph C. Putnam, Jr., of Aurora, Ill., on motion of Mr. Frank R. Reid, Jr.; Hobart L. McKeever, of Murphy, N. C., on motion of Mr. Seldon S. McNeer; Ivan A. Elliott, of Carmi, Ill., W. Joe Hill, of Benton, Ill., Murray F. Milne, of Sterling, Ill., and Frank M. Pfeifer, of Springfield, Ill., on motion of Mr. John T. Chadwell; Ernest N. Hudgins, of Fairfax, Va., on motion of Mr. Fred W. Shields; Marvin John Colangelo, of San Francisco, Calif., on motion of Mr. John Carroll Morrissey; Frank W. Springer, of East Palestine, Ohio, on motion of Mr. Ralph Atkinson; Irvin J. Kopf, of Philadelphia, Pa., Barnet Lieberman, of Philadelphia, Pa., and H. Mark Solomon, of Philadelphia, Pa., on motion of Mr. Milton I. Baldinger; and Isadore Engle, of Waukesha, Wis., on motion of Mrs. Elizabeth W. Weston, were admitted to practice.

The Chief Justice said:

“The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally.”

No. 181. Ernest S. Clements, Commissioner of Wild Life and Fisheries of the State of Louisiana, appellant, *v.* Dominic Gospodovich et al. Appeal from the United States District Court for the Eastern District of Louisiana. Appeal dismissed on motion of all of the parties.

No. 308. Elizabeth H. Dalehite, Henry G. Dalehite, Jr., et al., petitioners, *v.* United States of America. The motions for permission to proceed on records reproduced in part by offset lithography in lieu of letterpress printing are granted. Mr. Justice Clark took no part in the consideration or decision of these motions.

No. 440. The United States of America, petitioner, *v.* Gilbert Associates, Inc. Petition for writ of certiorari to the Supreme Court of New Hampshire granted and case transferred to the summary docket.

No. 248. The United States, petitioner, *v.* William G. Price, Jr. Petition for writ of certiorari to the United States Court of Claims denied.

No. 249. The United States, petitioner, *v.* Frederick M. Waterbury. Petition for writ of certiorari to the United States Court of Claims denied.

No. 250. The United States, petitioner, *v.* Cora Presson Partridge, Executrix of the Estate of George McL. Presson. Petition for writ of certiorari to the United States Court of Claims denied.

No. 379. G. W. Danforth, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 396. Harry Kirk Creamer, petitioner, *v.* The Ogden Union Railway and Depot Company. Petition for writ of certiorari to the Supreme Court of Utah denied.

No. 405. Union City Transfer et al., petitioners, *v.* Floyd Adams. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Second Supreme Judicial District, denied.

No. 423. Lois Faurot and Lois Faurot, as Next Friend of Nancy Faurot Achenbach, a Minor, petitioners, *v.* Vera Faurot Moore et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 425. Holmes Projector Company, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 428. Consumer Sales Corporation, Julius J. Blumenfeld, and Myron J. Colin, petitioners, *v.* Federal Trade Commission. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 432. Robert H. Kenney, petitioner, *v.* Wabash Railroad Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 434. Joseph P. Bryant, Jr., petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 435. Robert L. Richmond, petitioner, *v.* St. Louis Southwestern Railway Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 438. Brown Land and Royalty Company, Incorporated, petitioner, *v.* Frances Clark Green et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 449. The United States of America, ex rel. Dominick Daverse, petitioner, *v.* William Hohn, Warden of Westmoreland County Jail.

Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 452. Motorola, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 453. Timothy R. Veal et al., petitioners, *v.* F. R. Leimkuehler et al. Petition for writ of certiorari to the St. Louis Court of Appeals of Missouri denied.

No. 456. William P. McNish, petitioner, *v.* The American Brass Company et al. Petition for writ of certiorari to the Supreme Court of Errors of Connecticut denied.

No. 457. Moses F. Dworsky and Philip Dworsky, Co-Partners Doing Business as Fidelity Factors, petitioners, *v.* Morris R. Leichter. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 462. United Hoisting Co., Inc., and Local 15 C, International Union of Operating Engineers, A. F. L., petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 464. First National Bank in Houston, P. P. Butler, T. W. Gregory, Jr., petitioners, *v.* Charles M. Lake, Trustee of Petrol Terminal Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 467. Kelley, Glover and Vale, Incorporated, Trustee, petitioner, *v.* Charles J. Kramer and Helen Kramer and Peter Evans, Successor Indenture Trustee. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 409. American Snuff Company and Martin J. Condon, Individually and as President of the American Snuff Company, petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Black took no part in the consideration or decision of this application.

No. 420. Perry W. Howard et al., petitioners, *v.* J. E. Hoskins et al. Motion to dispense with printing the petition and record granted. Motion for an extension of time to file petition for writ of certiorari denied. Petition for writ of certiorari to the Supreme Court of Mississippi denied for the reason that application therefor was not made within the time provided by law (28 U. S. C., Sec. 2101 (c)).

No. 523. United Steelworkers of America, CIO, Local 2286, et al., petitioners, *v.* United States of America and American Locomotive Company, Inc. Motion to dispense with printing the record granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 39. William Baumet et al., petitioners, *v.* The United States of America, et al.;

No. 100. Joseph M. Sweeney, as Sheriff of Cuyahoga County, Ohio, petitioner, *v.* Robert Woodall, a. k. a. Frank Woodall;

No. 381. American President Lines, Limited, petitioner, *v.* Immigration and Naturalization Service, Department of Justice, United States of America, et al.;

No. 200, Misc. Theodore W. Thomas, petitioner, *v.* People of State of California; and

No. 475, Misc., October Term, 1951. John R. Ayers, petitioner, *v.* O. K. Parry and Emerson Haines. Petitions for rehearing denied.

No. 199, Misc. Nicholas R. Wilson, petitioner, *v.* John R. Cranor, as Superintendent, etc. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 229, Misc. James Bufford Farnsworth, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 261, Misc. Bill Pyle, petitioner, *v.* State of Kansas et al. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. 264, Misc. M. J. Nations, petitioner, *v.* O. B. Ellis, General Manager, etc. Petition for writ of certiorari to the District Court of Brown County, Brownwood, Texas, denied.

No. 266, Misc. Fleetwood Baugh, petitioner, *v.* Commonwealth of Pennsylvania, et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. 269, Misc. Richard Kamrowski, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 260, Misc. Rufus Leonard, petitioner, *v.* State of North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied for the reason that application therefor was not made within the time provided by law (28 U. S. C., Sec. 2101 (d)). Rule 381½ of the Rules of the Supreme Court.

No. 275, Misc. John Dunlap, petitioner, *v.* Warden, Texas Prison. Motion for leave to file petition for writ of certiorari denied.

No. 187. William E. Bode, Isaac Sandridge, R. E. Sponsler, et al., appellants, *v.* Edward J. Barrett, as Secretary of State of the State of Illinois, et al. Submitted by Mr. Scott W. Lucas, Mr. Charles A. Thomas, and Mr. Hugh J. Graham, Jr., for the appellants and by Mr. John T. Chadwell and Mr. Richard M. Keck for the appellees.

No. 218. Refugio Roman Martinez, petitioner, *v.* Marcus T. Neelly, Successor as of July 1, 1951, to Andrew Jordan, District Director, Immigration and Naturalization Service. Argued by Mr. Eugene Cotton for the petitioner and by Mr. Solicitor General Cummings for the respondent.

No. 274. Co-Ordinated Transport, Inc., of Illinois, et al., appellants, *v.* Edward J. Barrett, as Secretary of State of the State of Illinois, et al. Argued by Mr. Frank R. Reid, Jr., for the appellants and by Mr. John T. Chadwell for the appellees.

No. 197. The United States of America, appellant, *v.* Joseph H. Wilson, Doing Business Under the Name and Style of "Co-Operative Buying Service"; and

No. 198. The United States of America, appellant, *v.* Purchasing Corporation of America, Norman W. Raies, William T. Tweel, et al. Argument commenced by Mr. John F. Davis for the appellant and continued by Mr. Selden S. McNeer for the appellees.

Adjourned until tomorrow at 12 o'clock.

The day call for Tuesday, January 6, will be as follows: Nos. 197 (and 198), 226, 244, 258, 394, 139, 230, 301, 253, and 293.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, and Mr. Justice Minton.

The Chief Justice said:

“Mr. Justice Clark is unavoidably absent because of the death of his mother, Mrs. William H. Clark, Sr. The Court extends its deepest sympathy to Brother Clark and the family in their hour of bereavement.”

Kirkpatrick W. Dilling, of Chicago, Ill., and G. Wallace Roth, of Chicago, Ill., on motion of Mr. William Langer; Frederick U. Reel, of Alexandria, Va., on motion of Mr. Walter T. Nolte, were admitted to practice.

No. 197. The United States of America, appellant, *v.* Joseph H. Wilson, Doing Business Under the Name and Style of “Co-Operative Buying Service”; and

No. 198. The United States of America, appellant, *v.* Purchasing Corporation of America, Norman W. Raies, William T. Tweel, et al. Argument concluded by Mr. Selden S. McNeer for the appellees.

No. 226. J. Lauritzen, petitioner, *v.* Evald Johann Larsen. Argued by Mr. James M. Estabrook for the petitioner and by Mr. George Halpern and Mr. Richard M. Cantor for the respondent.

No. 244. Leona Anderson May, appellant, *v.* Owen Anderson. Argued by Mr. Ralph Atkinson and Mr. F. W. Springer for the appellant and by Mr. I. Engle for the appellee.

Adjourned until tomorrow at 12 o'clock.

The day call for Wednesday, January 7, will be as follows: Nos. 258, 394, 139, 230, 301, 253, 293, 278, 295, and 444.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, and Mr. Justice Minton.

Ross L. Malone, Jr., of Roswell, N. Mex., on motion of Mr. Solicitor General Walter J. Cummings, Jr.; E. Stratford Smith, of Arlington, Va., on motion of Mr. Vincent B. Welch; Herbert H. Scheier, of Arlington, Va., on motion of Mr. Charles H. Kendall; and James M. Marsh, of Philadelphia, Pa., on motion of Mr. J. Harry LaBrum, were admitted to practice.

No. 258. The Baltimore and Ohio Railroad Company et al., appellants, *v.* The United States of America, Interstate Commerce Commission and Texas Citrus and Vegetable Growers and Shippers. Argued by Mr. Robert H. Bierma for the appellants and by Mr. Daniel M. Friedman for the appellees, United States and Interstate Commerce Commission, and submitted by Mr. Frank A. Leffingwell for appellee, Texas Citrus and Vegetable Growers and Shippers.

No. 394. Roberta Wells, as Administratrix of the Estate of Cheek Wells, petitioner, *v.* Simonds Abrasive Company. Argued by Mr. Charles J. Biddle for the petitioner and by Mr. Philip Price for the respondent.

No. 139. Edward J. Shaughnessy, District Director of Immigration and Naturalization, petitioner, *v.* United States of America, ex rel. Ignatz Mezei. Argument commenced by Mr. Ross L. Malone, Jr., for the petitioner.

Adjourned until tomorrow at 12 o'clock.

The day call for Thursday, January 8, will be as follows: Nos. 139, 230, 301, 253, 293, 278, 295, 444, 390, and 205.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Benjamin Harrow, of New York, N. Y., on motion of Mr. Jacob Kirschenbaum; Samuel L. Gold, of Oakland, Calif., and Robert William Sinai, of San Francisco, Calif., on motion of Mr. E. K. Gubin; Sanford M. Swerdlin, of Miami, Fla., on motion of Mr. Ross L. Malone, Jr.; John J. Manning, Jr., of Kansas City, Mo., on motion of Mr. Bernard Dunau; Leo Greenfield, of Miami Beach, Fla., on motion of Mr. Seymour S. Guthman; Urchie B. Ellis, of Wilmington, N. C., on motion of Mr. C. C. Howell; Abner H. Silverman, of New York, N. Y., on motion of Mr. Herbert S. Thatcher; John B. Hurlbut, of Stanford, Calif., on motion of Mr. Timothy V. A. Dillon; and Boris H. Lakusta, of San Francisco, Calif., on motion of Mr. Samuel E. Neel, were admitted to practice.

No. 139. Edward J. Shaughnessy, District Director of Immigration and Naturalization, petitioner, *v.* United States of America, *ex rel.* Ignatz Mezei. Argument continued by Mr. Ross L. Malone, Jr., for the petitioner and by Mr. Jack Wasserman for the respondent and concluded by Mr. Ross L. Malone, Jr., for the petitioner.

No. 230. The Radio Officers' Union of the Commercial Telegraphers Union, AFL., petitioner, *v.* National Labor Relations Board. Argued by Mr. Abner H. Silverman for the petitioner and by Mr. Bernard Dunau for the respondent. Leave granted petitioner to file reply brief within one week.

No. 301. National Labor Relations Board, petitioner, *v.* International Brotherhood of Teamsters, Chauffeurs, Warehousemen & Helpers of America, *et al.* Argument commenced by Mr. Bernard Dunau for the petitioner.

Adjourned until tomorrow at 12 o'clock.

The day call for Friday, January 9, will be as follows: Nos. 301, 253, 293, 278, 295, 444, 390, 205, 206, and 318.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Israel L. Sonenshein, of Washington, D. C., on motion of Mr. Samuel Karp; Arnold Bauman, of New York, N. Y., on motion of Mr. Gerhard Van Arkel; Robert James Tilden, of Falmouth, Mass., on motion of Mr. Leverett Saltonstall; Eric Daenecke, of Columbia, S. C., on motion of Mr. Charles Hilsenroth; Benjamin Rodriguez-Ramón, of San Juan, P. R., on motion of Mr. Henry P. Crawford; Harry Earl Cunningham, of Alexandria, Va., on motion of Mr. Joseph W. Wyatt, were admitted to practice.

No. 301. National Labor Relations Board, petitioner, *v.* International Brotherhood of Teamsters, Chauffeurs, Warehousemen & Helpers of America, et al. Argument concluded by Mr. John J. Manning for the respondents.

No. 253. United States of America, petitioner, *v.* Certain Parcels of Land in the County of Fairfax, Commonwealth of Virginia, and Belle Haven Realty Corporation, et al. Argued by Mr. Rowland F. Kirks for the petitioner and by Mr. Frederick A. Ballard for the respondents.

No. 293. Unexcelled Chemical Corporation, Formerly Unexcelled Manufacturing Company, Inc., petitioner, *v.* United States of America. Argued by Mr. George Morris Fay for the petitioner and by Mr. James R. Browning for the respondent.

No. 278. Robert Ramspeck et al., petitioners, *v.* Federal Trial Examiners Conference et al. Argument commenced by Mr. Robert W. Ginnane for the petitioners.

Adjourned until Monday, January 12, next, at 12 o'clock.

The day call for Monday, January 12, will be as follows: Nos. 278, 295, 444, 390, 205, 206, 318, 320, 262 (and 303), and 368.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Herbert Brownell, Jr., of New York, N. Y., on motion of Mr. Parker McCollester; Alex P. Humphrey, of Louisville, Ky., on motion of Mr. Gilbert Burnett; Robert Dawson Heitsch, of Pontiac, Mich., on motion of Mr. George A. Dondero; Clarence B. Woolston, of White Plains, N. Y., on motion of Mr. Walter W. Ahrens; Paul M. Hupp, of Denver, Colo., on motion of Mr. Byron G. Rogers; Laurence H. Whitlow, of Phoenix, Ariz., on motion of Mr. Henry F. Ashurst; Eustace Seligman, of New York, N. Y., on motion of Mr. John A. Selby; Stanley Faulkner, of New York, N. Y., Ralph E. Powe, of Washington, D. C., and John M. Coe, of Pensacola, Fla., on motion of Mr. David Rein; John Joseph Crean, of Camden, N. J., and Norman Heine, of Camden, N. J., on motion of Mr. Charles Sylvanus Rhyne; Gerald Fitz-Gerald, of Midland, Tex., on motion of Mr. Herbert Stedman French; and James Edwin Smith, of Houston, Tex., on motion of Mr. Francis Joseph Ortman, were admitted to practice.

No. 85. Isidore Edelman, petitioner, *v.* People of the State of California. On writ of certiorari to the Superior Court of California, County of Los Angeles. Writ of certiorari dismissed as improvidently granted. Opinion by Mr. Justice Clark. Mr. Justice Jackson concurs with the exception noted. Dissenting opinion by Mr. Justice Black in which Mr. Justice Douglas concurs.

No. 217. National Labor Relations Board, petitioner, *v.* Seven-Up Bottling Company of Miami, Inc. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Decree of Court of Appeals reversed and case remanded to that court for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Frankfurter. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Minton in which the Chief Justice joins.

No. 26. The American Trucking Associations, Incorporated, et al., appellants, *v.* The United States of America and The Interstate Commerce Commission, et al. Appeal from the United States District Court for the Northern District of Alabama; and

No. 35. Eastern Motor Express, Inc., et al., appellants, *v.* The United States of America, and Interstate Commerce Commission, et al.; and

No. 36. The Secretary of Agriculture of the United States, appellant, *v.* The United States of America and Interstate Commerce Commission, et al. Appeals from the United States District Court for the Southern District of Indiana. Judgments affirmed. Opinion by Mr. Justice Reed. Dissenting opinion by Mr. Justice Black in which Mr. Justice Douglas concurs.

No. 60. The Pennsylvania Railroad Company, petitioner, *v.* Charles E. O'Rourke. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment of Court of Appeals reversed with costs and case remanded to the United States District Court for the Eastern District of New York for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Reed. Dissenting opinion by Mr. Justice Minton in which the Chief Justice, Mr. Justice Black, and Mr. Justice Clark join.

No. 203. The City of New York, petitioner, *v.* The New York, New Haven and Hartford Railroad Company. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment reversed with costs and case remanded to the United States District Court for the District of Connecticut for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Black.

The Chief Justice announced the following orders of the Court:

No. 218. Refugio Roman Martinez, petitioner, *v.* Marcus T. Neely, Successor as of July 1, 1951, to Andrew Jordan, District Director, Immigration and Naturalization Service. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. *Per Curiam*: The judgment is affirmed by an equally divided Court. Mr. Justice Clark took no part in the consideration or decision of this case.

No. 463. Chicago and Eastern Illinois Railroad Company, appellant, *v.* United States of America, Interstate Commerce Commission, et al. Appeal from the United States District Court for the Southern District of Indiana. *Per Curiam*: The motions to affirm are granted and the judgment is affirmed. The Chief Justice, Mr. Justice Black, and Mr. Justice Reed are of the opinion that probable jurisdiction should be noted and the case set down for argument.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. —. Paysoff Tinkoff, petitioner, *v.* United States. The petition to vacate the order denying an extension of time to file petition for writ of certiorari and the motion for an extension of time to file petition for writ of certiorari are denied.

No. 6, Original. The United States of America, plaintiff, *v.* The State of California. An order is entered awarding compensation to the Special Master and allowing his expenses. Mr. Justice Clark took no part in the consideration or decision of this question.

No. 167. The United States of America, appellant, *v.* Joseph Kahriger. The motion for leave to file brief of Allan Cohen as *amicus curiae* is denied.

No. 395. James A. Vaughan, petitioner, *v.* Petroleum Conversion Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 450. The Denver and Rio Grande Western Railroad Company, a Corporation, petitioner, *v.* Will J. McGowan. Petition for writ of certiorari to the Supreme Court of Utah denied.

No. 468. Laura K. Ernst, petitioner, *v.* Jewel Tea Co., Inc., d/b/a Jewel Food Stores. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 16. The United States, petitioner, *v.* Caltex (Philippines), Incorporated, The Shell Company of the Philippine Islands, Limited, et al.;

No. 419. The United Brick & Clay Workers of America and the American Federation of Labor, petitioners, *v.* Deena Artware, Incorporated;

No. 219, Misc. John Ellis, petitioner, *v.* Robert A. Heinze, Warden; and

No. 486, Misc. October Term, 1951. Augustine F. Lawrence, petitioner, *v.* United States of America. Petitions for rehearing denied.

No. 255, Misc. Guy Jaquish, petitioner, *v.* People of the State of California et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 270, Misc. Hollen O. Hubbard, petitioner, *v.* Dr. M. R. King, Supt., etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 272, Misc. James P. Duty, petitioner, *v.* Jerome J. Munie, Warden. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 278, Misc. George Dauphley, also known as William Godfrey, petitioner, *v.* State of New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. 279, Misc. Jack Ross, petitioner, *v.* Joseph E. Ragen, Warden. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied.

No. 280, Misc. Edward Perkins, petitioner, *v.* State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 281, Misc. Chris K. Allison, Jr., petitioner, *v.* Jerome J. Munie, Warden. Petition for writ of certiorari to the Circuit Court of Randolph County, Illinois, denied.

ORDER

The Court will take a recess from Tuesday, January 20 next, until Monday, February 2.

No. 278. Robert Ramspeck et al., petitioners, *v.* Federal Trial Examiners Conference et al. Argument continued by Mr. Charles S. Rhyne for the respondents and concluded by Mr. Robert W. Ginnane for the petitioners.

No. 295. Arnett M. Howard, Kenneth M. Johnson, Edward W. Michey et al., appellants, *v.* The Commissioners of the Sinking Fund of the City of Louisville et al. Argued by Mr. W. A. Armstrong for the appellants and by Mr. Gilbert Burnett and Mr. Alex P. Humphrey for the appellees.

Adjourned until tomorrow at 12 o'clock.

The day call for Tuesday, January 13, will be as follows: Nos. 444, 390, 205, 206, 318, 320, 262 (and 303), 368, 322, and 52.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Louis W. Makley, of Dayton, Ohio, on motion of Mr. John R. Benney; and Mortimer Horowitz, of New York, N. Y., on motion of Mr. Harold D. Cohen, were admitted to practice.

No. 444. Stanley J. Orloff, petitioner, *v.* Colonel Rex E. Willoughby, Commandant of Fort Lawton, Seattle, Washington. Argued by Mr. David Rein and Mr. Stanley Faulkner for the petitioner and by Mr. Robert S. Erdahl for the respondent.

No. 390. Roosevelt Ward, Jr., petitioner, *v.* The United States of America. Argued by Mr. John M. Coe and Mr. Ralph E. Powe for the petitioner and by Mr. John R. Benney for the respondent.

Adjourned until tomorrow at 12 o'clock.

The day call for Wednesday, January 14, will be as follows: Nos. 205, 206, 318, 320, 262 (and 303), 368, 322, and 52.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Louis D. Goldman, of Brooklyn, N. Y., on motion of Mr. Solicitor General Walter J. Cummings, Jr.; James G. Schillin, of New Orleans, La., on motion of Mr. South Trimble, Jr.; Hervey C. Allen, Jr., of New York, N. Y., on motion of Mr. Norman M. Barron; Frank J. Darby, of Cleveland, Ohio, on motion of Mr. Lon Hocker; James Hinton Graves, Jr., of New York, N. Y., on motion of Mr. Joseph W. Bishop, Jr.; Howard J. Heilman, of Cleveland, Ohio, on motion of Mr. Benjamin Freidson; and Allan C. Garden, of Fitzgerald, Ga., on motion of Mr. Douglas W. Matthews, were admitted to practice.

No. 205. The United States of America, petitioner, *v.* The Public Utilities Commission of the State of California and The California Electric Power Company. Argued by Mr. Solicitor General Cummings for the petitioner and by Mr. Boris H. Lakusta for the respondents. Memorandum to come from respondent.

No. 206. The County of Mineral, State of Nevada, a Political Subdivision of the State of Nevada, petitioner, *v.* The Public Utilities Commission of the State of California and The California Electric Power Company, a Corporation. Argued by Mr. L. E. Blaisdell for the petitioner and by Mr. Henry W. Coil for the respondents.

No. 318. National Labor Relations Board, petitioner, *v.* Rockaway News Supply Co., Inc. Argued by Mr. Frederick U. Reel for the petitioner and by Mr. Julius Kass for the respondent.

No. 320. Prock Stone, petitioner, *v.* New York, Chicago and St. Louis Railroad Company. Argued by Mr. Tyree C. Derrick for the petitioner and by Mr. Lon Hocker for the respondent.

Adjourned until tomorrow at 12 o'clock.

The day call for Thursday, January 15, will be as follows: Nos. 262 (and 303), 368, 322, and 52.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Clarence I. McFarlane, of Houston, Tex., and Edgar E. Townes, Jr., of Houston, Tex., on motion of Mr. Fritz G. Lanham; Robert Burett Oliver III, of Cape Girardeau, Mo., on motion of Mr. Howard J. Heilman; Frank G. Kurka, of Wilmington, N. C., on motion of Mr. C. C. Howell; and Victor Wolder, of New York, N. Y., on motion of Mr. Eugene Mills Meacham, were admitted to practice.

No. 262. Calmar Steamship Corporation, petitioner, *v.* United States of America; and

No. 303. Calmar Steamship Corporation, petitioner, *v.* Sydney Keith Scott, One of the Lloyds Underwriters et al. Argued by Mr. Edwin S. Murphy for the petitioner, by Mr. Hubert H. Margolies for the respondent in No. 262 and for the United States as *amicus curiae* in No. 303, by special leave of Court, and by Mr. Russell T. Mount for the respondents in No. 303.

No. 368. The De La Rama Steamship Company, Inc., petitioner, *v.* The United States of America. Argued by Mr. Harold M. Kennedy for the petitioner and by Mr. Benjamin Forman for the respondent.

Adjourned until tomorrow, at 12 o'clock.

The day call for Friday, January 16, will be as follows: Nos. 322 and 52.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

James Mitchell Tucker, of Paoli, Ind., on motion of Mr. William E. Jenner, was admitted to practice.

No. 322. N. E. Pope et al., petitioners, *v.* Atlantic Coast Line Railroad Company. Argued by Mr. Richard M. Maxwell for the petitioners and by Mr. Allan C. Garden and Mr. Charles Cook Howell for the respondent.

No. 52. John Terry et al., petitioners, *v.* A. J. Adams et al. Argued by Mr. J. Edwin Smith and Mr. James M. Nabrit for the petitioners and by Mr. Edgar E. Townes, Jr., and Mr. Clarence I. McFarlane for the respondents.

Adjourned until Monday, January 19, next, at 12 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

John R. Barney, of Indianapolis, Ind., and Alexander M. Clark, of Indianapolis, Ind., on motion of Mr. William E. Jenner; George W. Friede, of Portland, Oreg., on motion of Mr. Wayne Lyman Morse; Arthur I. Vorys, of Columbus, Ohio, and William Schneider, of Columbus, Ohio, on motion of Mr. John M. Vorys; Charles William Atkinson, of Fayetteville, Ark., on motion of Mr. James William Trimble; Arthur Everett Small, Jr., of Denver, Colo., on motion of Mr. Byron G. Rogers; William Henry Snyder, of Bloomington Ind., William G. Bray, of Martinsville, Ind., and George W. Henley, of Bloomington, Ind., on motion of Mr. James J. Robinson; Paul G. Rogers, of West Palm Beach, Fla., on motion of Mr. Dwight T. Rogers; Bernard Bradley, of Chicago, Ill., on motion of Mr. Royal E. Jackson; Howard Ellis Cox, of Westhampton Beach, N. Y., on motion of Mr. Albert L. Cox; Thomas Joel Davis, of Chevy Chase, Md., on motion of Mrs. Elizabeth B. Davis; Warren E. Burger, of St. Paul, Minn., on motion of Mr. George E. MacKinnon; Carleton G. Schenken, of Washington, D. C., on motion of Mr. Stanley Walker Jones; William Drury Fulton, of Kansas City, Mo., on motion of Mr. Samuel H. Horne; Mitchel Moidel, of Los Angeles, Calif., on motion of Mr. Sidney V. Smith; G. Ezra Jordan, of Los Angeles, Calif., on motion of Mr. William Wallace Cochran; William Cody Kelly, of Cincinnati, Ohio, on motion of Mr. Kyle F. Brooks; Eben H. Lewis, of Boothbay Harbor, Maine, on motion of Mr. Thomas B. J. Quinn; Samuel E. Yee, of San Francisco, Calif., on motion of Mr. Lambert O'Donnell; James M. Leak, of Washington, D. C., on motion of Mr. Maurice R. Weeks; Harrison Smith, of Garden City, Kans., on motion of Mr. A. Alan Lane; George R. Blue, of New Orleans, La., on motion of Mr. John Minor Wisdom; Herman Adlerstein, of Brooklyn, N. Y., on motion of Mr. Louis L. Rochmes; Thomas P. Walker, of Los Angeles, Calif., on motion of Mr. Elmer E. Batzell; Carroll Franklin Johnson, of Clinton, Iowa, on motion of Mr. Eugene L. Burke; Robert Michael Devitt, of Long Beach, Calif., on motion of Mr. Carl A. Landis; M. Lewis Lehman, of Los Angeles, Calif., Samuel Albert Kushner, of Danville, Va., and Benjamin Prince Kushner, of Danville, Va., on motion of Mr. Alfred L. Bennett;

Howard Thomas Hogan, of Farmingdale, N. Y., on motion of Mr. Leonard W. Hall; and Wentworth E. Griffin, of Kansas City, Mo., on motion of Mr. Guy W. Green, were admitted to practice.

No. 179. South Buffalo Railway Company, appellant, *v.* Gertrude Sloan Ahern and New York State Workmen's Compensation Board. Appeal from the Court of Appeals of New York. Judgment affirmed with costs. Opinion by Mr. Justice Clark. Dissenting opinion by Mr. Justice Douglas.

The Chief Justice announced the following order of the Court:

No. 429. Lionshead Lake, Inc., appellant, *v.* Township of Wayne, a Municipal Corporation of the County of Passaic and State of New Jersey. Appeal from the Supreme Court of New Jersey. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for the want of a substantial federal question.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 10, Original. State of Arizona, plaintiff, *v.* State of California et al. The motion for leave to file the complaint is granted and process is ordered to issue returnable within 60 days. The motion of the United States for leave to intervene is granted.

No. 355. Claude Vernon Cooper, petitioner, *v.* Elizabeth D. Cooper. The motion of petitioner to retax costs is granted and it is ordered that the sum of \$3,589.46 be taxed against the respondent. Mr. Justice Black and Mr. Justice Douglas would deny the motion to retax costs.

No. 443. Ruth B. Drown, an Individual, Trading as Drown Laboratories, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 469. Pacific Employers Insurance Company, petitioner, *v.* Reed Roller Bit Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 470. United Mine Workers of America, United Mine Workers of America, District 23, et al., petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 472. Joseph A. Wagstaff, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 475. Pearl E. Thomas, Administratrix of the Estate of Clyde R. Thomas, Deceased, petitioner, *v.* The Chesapeake and Ohio Railway Company. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 477. L. A. Goodman Manufacturing Co., petitioner, *v.* Gustave W. Borkland. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 478. Central Fruit & Vegetable Co., and West Texas Produce Company, petitioners, *v.* Associated Fruit Distributors of California et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 479. The Chrysler Corporation, petitioner, *v.* Ruth Kanatser. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 484. Oklahoma Contracting Company, Inc., petitioner, *v.* Magnolia Pipe Line Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 486. Advertisers Exchange, Inc., petitioner, *v.* L. E. Hinkley, Doing Business Under the Trade Name and Style of Hinkley Self Service Grocery. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 365. Jack Dragna, petitioner, *v.* The People of the State of California. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Los Angeles, denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion certiorari should be granted.

No. 465. Air Transport Associates, Inc., petitioner, *v.* Civil Aeronautics Board. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Black, Mr. Justice Reed, and Mr. Justice Douglas are of the opinion certiorari should be granted.

No. 480. Robert Des Marais and Pacific Alaska Air-Express, Inc., petitioners, *v.* Ruth Beckman, as Administratrix of the Estate of Tom Skoland, also known as Thorvald Skoland, Deceased. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Reed is of the opinion certiorari should be granted.

No. 407. Sidney Kross, petitioner, *v.* State of California;

No. 447. Nancy Cross, appellant, *v.* John Tustin, Personnel Director, and Civil Service Commission, et al.; and

No. 455. Northern Pacific Railway Company, Great Northern Railway Company, Chicago, Burlington & Quincy Railroad Company, et al., appellants, *v.* State of Montana, Board of Railroad Commissioners of the State of Montana, et al. Petitions for rehearing denied.

No. 204, Misc. Philip Frankfeld, George Aloysius Meyers, Leroy Hand Wood, et al., petitioners, *v.* United States of America. Motions for leave to file briefs of National Lawyers Guild and John Abt et al., as *amici curiae* denied. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion certiorari should be granted.

No. 262, Misc. Charles H. Cochran, petitioner, *v.* State of Missouri et al. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. 282, Misc. Fred H. Putnam, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 286, Misc. Daniel Bardell, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 289, Misc. Loyal Baldrige, petitioner, *v.* Kane County Circuit Court, Illinois, et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 292, Misc. Leonard Habermann, petitioner, *v.* Walter B. Martin, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

Adjourned until tomorrow at 11 o'clock.

The day call for Monday, February 2, next, will be as follows:
Nos. 384, 290, 296, 410, 340, 341, 302, 404, 422, and 426.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

John Albert Bitter, Jr., of San Antonio, Tex., Clinton Stanley Banks, Jr., of San Antonio, Tex., Theo. F. Weiss, of San Antonio, Tex., John Howland Wood, Jr., of San Antonio, Tex., Thomas Maxey Hart, of San Antonio, Tex., Gilbert Morgan Denman, Jr., of San Antonio, Tex., and Lewis Kayton, of San Antonio, Tex., on motion of Mr. Park Street, were admitted to practice.

The Court took a recess for the purpose of attending the inauguration of the President of the United States.

The oath of office was administered to the Honorable Dwight D. Eisenhower as President of the United States by the Chief Justice, and the Court reconvened.

Adjourned until Monday, February 2, next, at 12 o'clock.

The day call for Monday, February 2, will be as follows: Nos. **384**, **290**, **296**, **410**, **340**, **341**, **302**, **404**, **422**, and **426**.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Norman L. Easley, of Portland, Oreg., on motion of Mr. Guy Cordon; Charles E. McTiernan, of New York, N. Y., on motion of Mr. Robert L. Stern; Archie Smith, of Providence, R. I., on motion of Mr. Solicitor General Walter J. Cummings, Jr.; Frank E. Horka, of Baltimore, Md., on motion of Mr. Herbert R. O'Connor; Frank G. Millard, of Flint, Mich., on motion of Mr. Edmund Elliott Shepherd; William Earl Badgett, of Knoxville, Tenn., on motion of Mr. Howard H. Baker; Edward H. Kavinoky, of Buffalo, N. Y., on motion of Mr. Richard S. T. Marsh; Henry Dowst, Jr., of Epsom, N. H., on motion of Mr. Gordon M. Tiffany; Samuel A. Schreckengaust, Jr., of Camp Hill, Pa., and James H. Booser, of Harrisburg, Pa., on motion of Mr. Gilbert Nurick; Robert L. Myers, Jr., of Camp Hill, Pa., on motion of Mr. Henry C. Kessler, Jr.; Joseph A. Brown, of Detroit, Mich., on motion of Mr. Ernest Goodman; William Holt Maness, of Jacksonville, Fla., and Warren O. Windle, of Fort Lauderdale, Fla., on motion of Mr. Thomas E. Byrne, Jr.; Elizabeth R. Young, of Washington, D. C., on motion of Mr. John Wingfield Jackson; Paul C. Kemeny, of Perth Amboy, N. J., on motion of Mr. M. Joseph Matan; Eugene Bradley McKinney, of Eugene, Oreg., on motion of Mr. John Harry Coffman; Arthur McGregor, of Los Angeles, Calif., on motion of Mr. Carl F. Bauersfeld; John L. Green, of Athens, Ga., on motion of Miss Clara E. Smith; Henry Teichert, of Sacramento, Calif., on motion of Mr. Richard Arnold Mullens; David Goldsmith, of Perth Amboy, N. J., on motion of Mr. Harold Irving Baynton; Bruce W. Wayne, of New York, N. Y., on motion of Mr. Ralph E. Becker; Eugene E. Andereck, of Trenton, Mo., on motion of Mr. Russell N. Pickett; Robert E. Burns, of San Francisco, Calif., on motion of Mr. Roger Kent; Walter G. Powers, of Taunton, Mass., and Richard K. Martin, of Taunton, Mass., on motion of Mr. Chauncey P. Carter, Jr.; Joseph E. Cassidy, of New York, N. Y., on motion of Mr. Herbert Lipsitz; Wm. L. Paul, Jr., of Juneau, Alaska, on motion of Mr. James Craig Peacock; Luther Kenneth Say, of Fresno, Calif., and William S. Andrews, of Berkeley, Calif., on motion of

Mr. James R. Murphy; and Murry I. Cohen, of New York, N. Y., on motion of Mr. Leonard W. Levine, were admitted to practice.

No. 34. David Brock, petitioner, *v.* The State of North Carolina. On writ of certiorari to the Supreme Court of North Carolina. Judgment affirmed. Opinion by Mr. Justice Minton. Concurring opinion by Mr. Justice Frankfurter. Dissenting opinion by Mr. Chief Justice Vinson. Dissenting opinion by Mr. Justice Douglas. Mr. Justice Black took no part in the consideration or decision of this case.

No. 182. Kenneth C. Gordon and Kenneth J. MacLeod, petitioners, *v.* The United States of America. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment reversed and case remanded to the United States District Court for the Northern District of Illinois for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Jackson.

No. 75. Federal Trade Commission, petitioner, *v.* Motion Picture Advertising Service Company, Inc. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment reversed and case remanded to the said Court of Appeals for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Frankfurter in which Mr. Justice Burton joins.

No. 320. Prock Stone, petitioner, *v.* New York, Chicago and St. Louis Railroad Company. On writ of certiorari to the Supreme Court of Missouri. Judgment reversed with costs and case remanded to the Supreme Court of Missouri for proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Frankfurter in which Mr. Justice Reed and Mr. Justice Jackson join:

No. 368. The De La Rama Steamship Company, Inc., petitioner, *v.* The United States of America. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment of Court of Appeals reversed and case remanded to the United States Court of Appeals for the Second Circuit for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Frankfurter. Mr. Justice Douglas concurs in the result.

No. 97. National Labor Relations Board, petitioner, *v.* Thomas W. Dant et al., Co-Partners, Doing Business as Dant & Russell, Ltd. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed and case remanded to the Court of

Appeals for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Reed.

The Chief Justice announced the following orders of the Court:

No. 197. The United States of America, appellant, *v.* Joseph H. Wilson, Doing Business Under the Name and Style of "Co-Operative Buying Service"; and

No. 198. The United States of America, appellant, *v.* Purchasing Corporation of America, Norman W. Raies, William T. Tweel, et al. Appeals from the United States District Court for the Eastern District of Louisiana. *Per Curiam*: The judgments are affirmed. Mr. Justice Douglas and Mr. Justice Burton dissent. Mr. Justice Clark took no part in the consideration or decision of these cases.

No. 390. Roosevelt Ward, Jr., petitioner, *v.* The United States of America. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. *Per Curiam*: The indictment in this case charged that between the dates of March 30, 1951, and May 31, 1951, petitioner "knowingly" failed to furnish his local Selective Service Board with a correct address where mail might be delivered to him. 50 U. S. C. App. Secs. 462 (a), 645 (b); 32 C. F. R. Sec. 1641.3. The record does not support the charge that, during this period, there was deliberate purpose on the part of petitioner not to comply with the Selective Service Act or the regulation issued thereunder. Accordingly, the decision below is reversed.

No. 459. National Labor Relations Board, petitioner, *v.* American Thread Company. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit; and

No. 460. National Labor Relations Board, petitioner, *v.* Nina Dye Works Co., Inc. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit. *Per Curiam*: The petitions for writs of certiorari are granted and the judgments are reversed. National Labor Relations Board *v.* Dant, No. 97, October Term, 1952, decided this day.

No. 503. Herrin Transportation Co., Inc., Mobile Express, Inc., and Robert T. Herrin, appellants, *v.* United States of America, Interstate Commerce Commission, et al. Appeal from the United States District Court for the Eastern District of Louisiana. *Per Curiam*: The motions to affirm are granted and the judgment is affirmed. Mr. Justice Black is of the opinion that probable jurisdiction should be noted and the case set down for argument.

No. 505. Malone Freight Lines, Inc., appellant, *v.* The United States of America, Interstate Commerce Commission, et al. Appeal from the United States District Court for the Northern District of Alabama. *Per Curiam:* The motion to affirm is granted and the judgment is affirmed. Mr. Justice Black and Mr. Justice Douglas are of the opinion that probable jurisdiction should be noted and the case set down for argument.

No. 516. Charles D. Redwine, State Revenue Commissioner, Mayor and Council of the City of Athens, City of Union Point, and Fulton County, appellants, *v.* Georgia Railroad and Banking Company. Appeal from the United States District Court for the Northern District of Georgia. *Per Curiam:* The motion to affirm is granted and the judgment is affirmed. *Wright v. Georgia R. R. & Banking Co.*, 216 U. S. 420; *Georgia R. Co. v. Redwine*, 342 U. S. 299. Mr. Justice Black dissents. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and the case set down for argument.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 296. Alstate Construction Company, petitioner, *v.* Maurice J. Tobin, Secretary of the United States Department of Labor;

No. 336. E. C. Johnson and Leila B. Johnson, Doing Business as the Bramhall Company, petitioners, *v.* Maurice J. Tobin, Secretary of Labor, United States Department of Labor; and

No. 380. Pennington-Winter Construction Company, a Corporation, petitioner, *v.* Maurice J. Tobin, Secretary of Labor, United States Department of Labor. The motions by the Solicitor General to substitute Martin P. Durkin, present Secretary of Labor, as the party respondent herein in the place and stead of Maurice J. Tobin, former Secretary, are granted.

No. 488. The Callanan Road Improvement Company, a Corporation, South Bethlehem, New York, appellant, *v.* The United States of America, Interstate Commerce Commission and Cornell Steamboat Company; and

No. 532. United States of America, appellant, *v.* W. T. Grant Company, S. H. Kress & Company and John M. Hancock, et al. In these cases probable jurisdiction is noted and the cases are transferred to the summary docket.

No. 508. United States of America, petitioner, *v.* International Building Company, a Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted and case transferred to the summary docket.

No. 466. John A. Malone and Eleanor F. Dana, petitioners, *v.* The United States District Court for the Northern District of California et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 473. United States of America, petitioner, *v.* The Town of Clarksville, Virginia. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 485. Margaret Penn, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 489. Roland P. Place, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 490. Irene B. Whetstone, petitioner, *v.* Ernest J. Sauber, Director of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 491. Hoxsey Cancer Clinic, a Partnership, and Harry M. Hoxsey, an Individual, petitioners, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 492. One 1951 Ford Pick-up $\frac{3}{4}$ Ton Truck, Engine No. F2R1CS13966, et al., petitioners, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 493. Martin Duane McGuire, petitioner, *v.* State of Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 510. W. T. Grant Company, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 481. Raymond W. Clawson, petitioner, *v.* United States of America. Motion to proceed on typewritten record granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 483. Eusebius James Biggs, petitioner, *v.* Michael Feinberg, Grover C. Niemeyer, and John Tuohy, etc. Motion to dispense with printing the record granted. Motion to strike respondent's brief denied. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 435. Robert L. Richmond, petitioner, *v.* St. Louis Southwestern Railway Company. Petition for rehearing denied.

No. 441. Traders Compress Company, petitioner, *v.* Maurice J. Tobin, Secretary of Labor, United States Department of Labor. Motion of petitioner to substitute Martin P. Durkin, present Secretary of Labor, as the party respondent herein in the place and stead of Maurice J. Tobin, former Secretary, granted. Petition for rehearing denied.

No. 252, Misc. Fred Tate, petitioner, *v.* People of the State of California. Petition for rehearing denied.

No. 196, Misc. Elmer Stevens Whiting, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 246, Misc. William J. Clark, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 254, Misc. John T. McQuaid, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 274, Misc. Lyle Woollomes, petitioner, *v.* Robert A. Heinze, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 284, Misc. John Kells, petitioner, *v.* O. B. Ellis, General Manager, Texas Prison System, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 285, Misc. T. H. Henson, petitioner, *v.* O. B. Ellis, General, Texas Prison System. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 287, Misc. William Kirsch, petitioner, *v.* Joseph E. Ragen, Warden. Petition for writ of certiorari to the Criminal Court of Cook County, Illinois, denied.

No. 288, Misc. Paul Kocielko, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 296, Misc. Carl Preston Spencer, petitioner, *v.* People of the State of New York. Petition for writ of certiorari to the Court of General Sessions of New York, New York County, denied.

No. 297, Misc. E. J. Moore, petitioner, *v.* State of North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. 301, Misc. Albert Edward Bowen, petitioner, *v.* State of Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 305, Misc. Robert L. Chesney, petitioner, *v.* People of the State of California. Petition for writ of certiorari to the Superior Court of the County of Los Angeles of California, Appellate Department, denied.

No. 306, Misc. Lawrence O'Connell, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 309, Misc. John J. Holly, petitioner, *v.* Commonwealth of Pennsylvania et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. 313, Misc. Roland R. Mosher, petitioner, *v.* People of the State of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 316, Misc. John McGhee, petitioner, *v.* People of the State of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 318, Misc. Earnest Connors, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 328, Misc. Lew Wallace, nee Louis Goldberg, petitioner, *v.* Oswald D. Heck, as Assemblyman and Speaker of the State Assembly of New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 303, Misc. John Henley, petitioner, *v.* H. E. Moore, Warden. On consideration of the suggestion of a diminution of the record and a motion for a writ of certiorari in that relation, the motion for a writ of certiorari is denied. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit also denied.

No. 294, Misc. Clark Campbell, petitioner, *v.* Commonwealth of Pennsylvania et al.;

No. 295, Misc. William E. Howell, petitioner, *v.* Herbert H. Hann, Warden;

No. 317, Misc. George W. Henry, petitioner, *v.* Frederick S. Baldi, Superintendent, etc.; and

No. 320, Misc. James R. Riley, petitioner, *v.* Louis Steinberg, M. D. Supt., Elgin State Hospital. Motions for leave to file petitions for writs of habeas corpus denied.

No. 308, Misc. William A. Marshall, petitioner, *v.* United States of America. Motion for leave to file petition for writ of mandamus and for other relief denied.

No. 323, Misc. Harry G. Geach, petitioner, *v.* Criminal Court of Cook County, Illinois, etc. Motion for leave to file petition for writ of mandamus denied.

ORDER

The Court will take a recess from Monday, February 9, until Monday, March 9, next.

No. 384. William Albertson and the Communist Party of the State of Michigan, a Voluntary, Unincorporated Association, appellants, *v.* Frank G. Millard, Attorney General of the State of Michigan, et al. Owen J. Cleary, present Secretary of State of the State of Michigan substituted as a party appellee in the place and stead of Fred M. Alger, Jr., retired, on motion of Mr. Ernest Goodman in that behalf.

Motion to substitute Joseph A. Childs, present Commissioner of the Michigan State Police and Donald S. Leonard, present Chief of Police of the City of Detroit, Michigan, as parties appellee in the place and stead of Donald S. Leonard, resigned, and George F. Boos, resigned, respectively, submitted by Mr. Ernest Goodman in that behalf.

No. 384. William Albertson and the Communist Party of the State of Michigan, a Voluntary, Unincorporated Association, appellants, *v.* Frank G. Millard, Attorney General of the State of Michigan, et al. Argued by Mr. Ernest Goodman for the appellants and by Mr. Edmund E. Shepherd for the appellees.

No. 290. Ernest A. Watson and M. Gladys Watson, petitioners, *v.* Commissioner of Internal Revenue. Argued by Mr. Arthur McGregor for the petitioners and by Mr. Ellis N. Slack for the respondent.

No. 296. Alstate Construction Company, petitioner, *v.* Martin P. Durkin, Secretary of the United States Department of Labor. Argument commenced by Mr. S. A. Schreckengaust, Jr. for the petitioner.

Adjourned until tomorrow at 12 o'clock.

The day call for Tuesday, February 3, will be as follows: Nos. 296, 410, 340, 341, 302, 404, 422, 426, and 439.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

J. St. Clair Favrot, of Baton Rouge, La., on motion of Mr. James H. Morrison; Isaac K. Hay, of Covington, Ga., on motion of Mr. Edward M. Reidy; John F. Harding, of New York, N. Y., on motion of Mr. Hugh Lynch, Jr.; Herbert Lasky, of Arlington, Va., on motion of Mr. Irving K. Schwartz; Manuel Lee Robbins, of New York, N. Y., on motion of Mr. Howell John Hatcher; Will M. Preston, of Miami, Fla., on motion of Mr. Harry A. Poth, Jr.; Kenyon Carl Keller, of San Francisco, Calif., on motion of Mr. Dayton M. Harrington; John Nicholas Nassikas, of Manchester, N. H., on motion of Mr. Mac Asbill, Jr.; and William Palmer Witman, of Washington, D. C., on motion of Mr. Cornelius J. Peck, were admitted to practice.

No. 296. Alstate Construction Company, petitioner, *v.* Martin P. Durkin, Secretary of the United States Department of Labor. Argument continued by Mr. S. A. Schreckengaust, Jr., for the petitioner and concluded by Miss Bessie Margolin for the respondent.

No. 410. Adam Thomas, petitioner, *v.* Hempt Brothers, a Partnership. Argued by Mr. Henry C. Kessler, Jr., for the petitioner and by Mr. James H. Booser for the respondent.

No. 340. William B. Fowler, appellant, *v.* State of Rhode Island. Argued by Mr. Hayden C. Covington for the appellant and by Mr. Raymond J. Pettine for the appellee.

No. 341. William Poulos, appellant, *v.* The State of New Hampshire. Argued by Mr. Hayden C. Covington for the appellant and by Mr. Gordon M. Tiffany for the appellee.

Adjourned until tomorrow, at 12 o'clock.

The day call for Wednesday, February 4, will be as follows: Nos. 302, 404, 426, 422, and 439.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Robert B. Halloran, of Newport, Ky., on motion of Mr. Brent Spence; Claude Porter Dowis, of Lansing, Mich., on motion of Mr. Kit F. Clardy; Henry R. Carr, of Miami, Fla., on motion of Mr. W. C. Lantaff; William A. Patty, of New York, N. Y., on motion of Mr. Eugene F. Bogan; Daniel R. Ohlbaum, of New York, N. Y., on motion of Mr. Benedict P. Cottone; Frederick K. Randolph, of Hamilton, Ohio, on motion of Mr. Page Belcher; William S. Gordon, Jr., of Wethersfield, Conn., on motion of Mr. George J. Bott; Lloyd E. McMurray, of San Francisco, Calif., on motion of Mr. Joseph Forer; and S. Wesley Powell, of Hampton Falls, N. H., on motion of Mr. Neil Tolman, were admitted to practice.

No. 302. Claiborne Dameron, petitioner, *v.* A. S. Brodhead, Manager of Revenue and Ex-Officio Treasurer of the City and County of Denver. Argued by Mr. Philip Elman for the petitioner and by Mr. Leonard M. Campbell for the respondent.

No. 404. Warner D. Orvis, Homer W. Orvis, Floyd Y. Keeler, et al., etc., petitioners, *v.* James P. McGranery, Attorney General of the United States, as Successor to the Alien Property Custodian. Herbert Brownell, Jr., present Attorney General, substituted as the party respondent herein in the place and stead of James P. McGranery, former Attorney General, on motion of Mr. James L. Morrisson in that behalf.

No. 404. Warner D. Orvis, Homer W. Orvis, Floyd Y. Keeler, et al., etc., petitioners, *v.* Herbert Brownell, Jr., Attorney General of the United States, as Successor to the Alien Property Custodian. Argued by Mr. Donald Marks for the petitioners and by Mr. James L. Morrisson for the respondent.

No. 426. William Heikkila, appellant, *v.* Bruce G. Barber, Individually and as District Director of the Immigration and Naturalization Service for the Thirteenth Immigration District, et al. Argument commenced by Mr. Joseph Forer for the appellant.

Adjourned until tomorrow, at 12 o'clock.

The day call for Thursday, February 5, will be as follows: Nos. 426, 422, and 439.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Marion J. Blake, of Tulsa, Okla., on motion of Mr. John L. McClelland; Alfred J. Skaf, of New York, N. Y., on motion of Mr. Philip Goldstein; Harvey Burnstein, of Washington, D. C., on motion of Mr. James Lee Rankin; Marion W. Moore, of Covington, Ky., on motion of Mr. Willmer A. Hill; Saul Stephan Davis, of New York, N. Y., on motion of Mr. Philip M. Baker; William E. Kirk, Jr., of Charleston, W. Va., and Joseph A. Sommer, of Washington, D. C., on motion of Mr. Joseph M. Howard; and Reginald B. Jackson, of Washington, D. C., on motion of Mr. George E. C. Hayes, were admitted to practice.

No. 426. William Heikkila, appellant, *v.* Bruce G. Barber, Individually and as District Director of the Immigration and Naturalization Service for the Thirteenth Immigration District, et al. Argument continued by Mr. Lloyd E. McMurray for the appellant and concluded by Mr. Robert W. Ginnane for the appellees.

No. 422. Robert W. Burns and Herman P. Dennis, Jr., petitioners, *v.* Robert A. Lovett, Secretary of Defense, et al. Charles E. Wilson, present Secretary of Defense, substituted as a party respondent herein in the place and stead of Robert A. Lovett, former Secretary of Defense, and Harold E. Talbott, present Secretary of the Air Force, substituted as a party respondent in the place and stead of Thomas K. Finletter, former Secretary of the Air Force, on motion of Mr. Robert L. Carter in that behalf.

No. 422. Robert W. Burns and Herman P. Dennis, Jr., petitioners, *v.* Charles E. Wilson, Secretary of Defense, et al. Argued by Mr. Robert L. Carter and Mr. Frank D. Reeves for the petitioners and by Mr. Solicitor General Cummings for the respondents.

No. 439. Louis Levinson and Mitchell A. Hall, petitioners, *v.* William Deupree, Jr., Ancillary Administrator of the Estate of Katherine Wing, Deceased. Argument commenced by Mr. Charles E. Lester for the petitioners and continued by Mr. Robert S. Marx for the respondent.

Adjourned until tomorrow, at 12 o'clock.

The day call for Friday, February 6, will be as follows: No. 439.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Gladstone L. Kohloss, of Orlando, Fla., on motion of Mr. James R. Golden, was admitted to practice.

No. 439. Louis Levinson and Mitchell A. Hall, petitioners, *v.* William Deupree, Jr., Ancillary Administrator of the Estate of Katherine Wing, Deceased. Argument continued by Mr. Robert S. Marx for the respondent and concluded by Mr. Charles E. Lester for the petitioners. Memorandum to come from counsel for petitioners.

Adjourned until Monday, February 9, next, at 12 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Rayfield Lundy, of Los Angeles, Calif., on motion of Mr. Clyde Gilman Doyle; James K. Groves, of Grand Junction, Colo., on motion of Mr. Wayne N. Aspinall; Sam Pickard, Jr., of El Dorado, Ark., on motion of Mr. Oren Harris; Carl B. Munck, of Oakland, Calif., on motion of Mr. John J. Allen, Jr.; Harry H. Ruskin, of Chicago, Ill., on motion of Mr. Joseph Rosenbaum; Pomeroy Sinnock, Jr., of Mount Summit, Ind., on motion of Mr. John H. Pickering; Walter J. Cahill, of Washington, D. C., on motion of Mr. Charles Orlando Pratt; Wayne T. Geissiner, of Columbus, Ohio, on motion of Mr. Charles A. Webb; George W. Herz, of Ridgewood, N. Y., on motion of Mr. Leo Brown; Truman H. Lührman, of New York, N. Y., and James H. Tully, of New York, N. Y., on motion of Mr. Ira L. Ewers; Robert Markewich, of New York, N. Y., on motion of Mr. Arthur M. Becker; Richard Edmund Minor Ely, of Alexandria, Va., on motion of Mr. Richard P. Whiteley; Charles Jules Rose, of Washington, D. C., on motion of Mr. Dayton M. Harrington; Mitchell Edmond Giblo, of Annapolis, Md., on motion of Mr. Frederick H. Livingstone; John Clarke Mason, of Arlington, Va., on motion of Mr. Willard W. Gatchell; James William Faulkner, of Joliet, Ill., and Thomas P. Faulkner, of Joliet, Ill., on motion of Mr. James E. Markham; Fred D. Turnage, of Ayden, N. C., on motion of Mr. James E. Kilday; Frank Joseph Zito, of Washington, D. C., on motion of Mr. John Franklin Fort; Wayne K. Hill, of Silver Spring, Md., on motion of Mr. Michael F. Markel; Joseph Zorn, of White Plains, N. Y., on motion of Mr. Ralph E. Becker; and Charles C. Martin, of Savannah, Ga., on motion of Mr. George G. McCoy, were admitted to practice.

No. 66. Marcel Max Lutwak, Munio Knoll, and Regina Treitler, petitioners, *v.* The United States of America. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment affirmed and case remanded to the United States District Court for the Northern District of Illinois. Opinion by Mr. Justice Minton. Dissenting opinion by Mr. Justice Jackson in which Mr. Justice Black and Mr. Justice Frankfurter join.

No. 295. Arnett M. Howard, Kenneth M. Johnson, Edward W. Michey, et al., appellants, *v.* The Commissioners of the Sinking Fund of the City of Louisville et al. Appeal from the Court of Appeals of Kentucky. Judgment affirmed with costs. Opinion by Mr. Justice Minton. Dissenting opinion by Mr. Justice Douglas in which Mr. Justice Black concurs.

No. 17. Kwong Hai Chew, petitioner, *v.* Captain Svend Colding, Master of the SS "Sir John Franklin," and Edward J. Shaughnessy, etc. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment reversed and case remanded to the United States District Court for the Eastern District of New York for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Burton. Mr. Justice Minton dissents.

No. 187. William E. Bode, Isaac Sandridge, R. E. Sponsler, et al., appellants, *v.* Edward J. Barrett, as Secretary of State of the State of Illinois, et al., and

No. 274. Co-Ordinated Transport, Inc. of Illinois, et al., appellants, *v.* Edward J. Barrett, as Secretary of State of the State of Illinois, et al. Appeals from the Supreme Court of Illinois. Judgments affirmed with costs. Opinion by Mr. Justice Douglas. Mr. Justice Burton concurs in the result. Dissenting opinion by Mr. Justice Frankfurter in which Mr. Justice Jackson joins. Mr. Justice Clark took no part in the consideration or decision of these cases.

No. 23. The City of Chicago, a Municipal Corporation, petitioner, *v.* The Willett Company, an Illinois Corporation. On writ of certiorari to the Supreme Court of Illinois. Judgment reversed with costs and case remanded to the Supreme Court of Illinois for proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Frankfurter. Opinion by Mr. Justice Reed concurring in the judgment in which the Chief Justice joins. Dissenting opinion by Mr. Justice Douglas announced by Mr. Justice Reed.

No. 32. Clyde Brown, petitioner, *v.* Robert A. Allen, the Warden of the Central Prison of the State of North Carolina at Raleigh, North Carolina;

No. 22. Raleigh Speller, petitioner, *v.* Robert A. Allen, Warden, Central Prison of North Carolina, Raleigh, North Carolina; and

No. 20. Bennie Daniels and Lloyd Ray Daniels, petitioners, *v.* Robert A. Allen, Warden, Central Prison of the State of North Carolina. On writs of certiorari to the United States Court of Appeals for the Fourth Circuit. Judgments affirmed and cases remanded to the United States District Court for the Eastern District of North Carolina. Opinion by Mr. Justice Reed. Mr. Justice Jackson concurs in the result for the reasons stated in a separate opinion. Statement by Mr. Justice Burton and Mr. Justice Clark joining in the judgment

of the Court and concurring in part in the opinion of the Court. Separate opinion by Mr. Justice Frankfurter. Dissenting opinion by Mr. Justice Black in which Mr. Justice Douglas concurs. Dissenting opinion by Mr. Justice Frankfurter in which Mr. Justice Black and Mr. Justice Douglas join.

No. 31. The United States of America, ex rel. James Smith, petitioner, *v.* Dr. Frederick S. Baldi, Superintendent of the Philadelphia County Prison. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgment affirmed and case remanded to the United States District Court for the Eastern District of Pennsylvania. Opinion by Mr. Justice Reed. Dissenting opinion by Mr. Justice Frankfurter in which Mr. Justice Black and Mr. Justice Douglas join.

No. 499. The United States of America, petitioner, *v.* Lane Motor Company. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Petition for writ of certiorari granted. Judgment affirmed and case remanded to the United States District Court for the Eastern District of Oklahoma. Opinion *per curiam* announced by Mr. Chief Justice Vinson.

The Chief Justice said:

“The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally.”

No. 5, Original. October Term, 1950. The State of New Jersey, Complainant, *v.* The State of New York and the City of New York. The motion of the State of New Jersey for leave to file amended and supplemental answer is granted. The motion of the Commonwealth of Pennsylvania for leave to file amended answer is granted. The motion of the City of Philadelphia for leave to intervene is assigned for argument on Monday, March 9, next, twenty minutes to be allowed each party appearing.

No. 14. Robert M. Wieman, Nancy Kent Ziebur, Werner C. Baum, et al., appellants, *v.* Paul W. Updegraff, The Board of Regents of the Oklahoma Agricultural Colleges, et al. The motion of appellee Updegraff as to taxation of costs is denied. Mr. Justice Jackson took no part in the consideration or decision of this motion.

No. 226. J. Lauritzen, petitioner, *v.* Evald Johann Larsen. The motion for leave to file brief of the Danish Sailors' and Firemen's Union, New York Branch, as *amicus curiae*, is denied.

No. 384. William Albertson and the Communist Party of the State of Michigan, a Voluntary, Unincorporated Association, appellants, *v.* Frank G. Millard, Attorney General of the State of Michigan, et al. The motion to substitute Joseph A. Childs, present Commis-

sioner of the Michigan State Police and Donald S. Leonard, present Chief of Police of the City of Detroit, Michigan, as parties appellee in the place and stead of Donald S. Leonard, resigned, and George F. Boos, resigned, respectively, is granted.

No. 509. Transcontinental & Western Air, Inc., petitioner, *v.* Joseph H. Koppal. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted limited to questions 1 and 2 presented by the petition for the writ.

No. 411. Charles Mullen, petitioner, *v.* Fitz Simons and Connell Dredge and Dock Company, a Corporation. Motion to dispense with printing the petition and record granted. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 504. The Stilley Plywood Company, Inc., petitioner, *v.* The National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 507. Adele Weiss, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 513. Earl Suver and Arthur Chaney, petitioners, *v.* Commonwealth of Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 514. Jewell Frizzell, petitioner, *v.* Wabash Railroad Company. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 519. Sig Ellingson & Company, a Corporation, petitioner, *v.* R. T. DeVries, Sr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 520. Sig Ellingson & Company, a Corporation, petitioner, *v.* E. C. Butenbach, d/b/a Garner Sales Company. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 530. Hansen Manufacturing Company, Inc., petitioner, *v.* General Time Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 9. Wilbur C. King et al., as and Constituting the Florida Railroad and Public Utilities Commission, appellants, *v.* The United States of America et al. Petition for rehearing denied.

No. 300, Misc. In re Disbarment of Norman J. Griffin. It is ordered that Norman J. Griffin, of Philadelphia, Pa., be suspended from the practice of the law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of the law in this Court.

No. 277, Misc. Ralph Mahoney, a Minor, etc., petitioner, *v.* Sarah Edna Bowles et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 298, Misc. Mrs. Lillian Davis Glenn, as Administratrix of the Estate of John Edward Glenn, Deceased, petitioner, *v.* Atlantic Coast Line Railroad Company. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 299, Misc. Robert (Ezekiel) Obie, petitioner, *v.* State of Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. 304, Misc. Roy Fink, petitioner, *v.* State of Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 314, Misc. Joseph M. Brennan, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 315, Misc. Fausto DeLorenzo, petitioner, *v.* State of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 321, Misc. Emanuel Scott, petitioner, *v.* John E. Babb, as Sheriff of Cook County, Illinois, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 325, Misc. Harold A. Gadsden, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 326, Misc. James I. Hardman, petitioner, *v.* State of New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 332, Misc. Richard Clark, petitioner, *v.* Joseph E. Ragen, Warden. Petition for writ of certiorari to the Circuit Court of Lake County, Ill., denied.

No. 335, Misc. Paul Malek, petitioner, *v.* Warden, Michigan State Prison, Jackson, Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **322**, Misc. Charles W. Enders, petitioner, *v.* Emery E. Jacques, Warden, et al. Petition for writ of certiorari to the Supreme Court of Michigan denied. Motion for leave to file petition for writ of habeas corpus also denied.

No. **324**, Misc. Vito Gerundo, petitioner, *v.* People of the State of California. Petition for writ of certiorari to the District Court of Appeal of California, Third Appellate District, denied for the reason that application therefor was not made within the time provided by law (28 U. S. C. Sec. 2101 (d) ; Rule 381½ of the Rules of the Supreme Court).

No. **302**, Misc. Nicholas J. Curtis, petitioner, *v.* Phillip Forman, U. S. District Judge, et al. Motion for leave to file petition for writ of mandamus or prohibition denied.

No. **310**, Misc. Vito Gerundo, petitioner, *v.* Harley O. Teets, Warden, etc.;

No. **311**, Misc. Charles Wesley Edwards, petitioner, *v.* Dr. Winifred Overholser;

No. **312**, Misc. Russell Emerson, petitioner, *v.* Harlan S. Callahan, Sheriff of King County, Washington;

No. **329**, Misc. Winston Posey, petitioner, *v.* Alfred F. Dowd, Warden of the Indiana State Prison; and

No. **330**, Misc. William Henry Graham, petitioner, *v.* Alfred F. Dowd, Warden of the Indiana State Prison. Motions for leave to file petitions for writs of habeas corpus denied.

No. **333**, Misc. John H. Allen, petitioner, *v.* United States of America. Motion for leave to file petition for writ of certiorari denied.

Adjourned until Monday, March 9, next, at 12 o'clock.

The day call for Monday, March 9, will be as follows: Nos. **287**, **330** (and **378**), **374** (and **375**), **440**, and **442**.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Thomas Edward Cole, of Knoxville, Tenn., David Loeb Krupsaw, of Washington, D. C., and John Thomas Gilbertson, of Knoxville, Tenn., on motion of Mr. Acting Solicitor General Robert L. Stern; Joseph D. Mladinov, of Tacoma, Wash., on motion of Mr. Warren G. Magnuson; Edward Rooney, of Topeka, Kans., and Jacob Alan Dickinson, of Topeka, Kans., on motion of Mr. Andrew F. Schoepel; D. Bailey Merrill, of Evansville, Ind., on motion of Mr. William E. Jenner; Roscoe Pickett, Jr., of Jasper, Ga., Richard David Carr, of Atlanta, Ga., Garland T. Byrd, of Reynolds, Ga., Pete Wheeler, of Crawford, Ga., Howard Thomas Overby, of Gainesville, Ga., and Jack Murr, of Americus, Ga., on motion of Mr. Jas. C. Davis; Samuel N. Burts, of Spartanburg, S. C., and Hugo S. Sims, of Orangeburg, S. C., on motion of Mr. Jos. R. Bryson; Adrian A. Cote, of Lewiston, Maine, on motion of Mr. Robert Hale; Ambert D. Morgan, of Herrin, Ill., on motion of Mr. Chauncey W. Reed; Dwight L. Rogers, Jr., of Fort Lauderdale, Fla., on motion of Mr. Dwight L. Rogers; William E. Shannon, of Davenport, Iowa, Meyer H. Dreezy, of Dayton, Ohio, Fred B. Hammond, Jr., of Portland, Oreg., and Hubert L. Allensworth, of Lubbock, Tex., on motion of Mr. Reginald Carl Harmon; Jeremiah Buckley, of Chicago, Ill., and Edward R. Finnegan, of Chicago, Ill., on motion of Mr. Edgar A. Jonas; Claude Fendall Cooper, of Blytheville, Ark., on motion of Mr. W. L. Pope; Robert Lee McCarty, of Alexandria, Va., on motion of Mr. Northcutt Ely; Carl Edward Lundin, Jr., of Hartford, Conn., on motion of Mr. Herbert Elliott Ost; Sidney A. Schwartz, of New York, N. Y., on motion of Mr. Edward Ash; Ewell Lee Smith, Jr., of Dallas, Tex., on motion of Mr. Thurman W. Arnold; Everett M. Raffel, of Washington, D. C., and Vincent P. Rao, of New York, N. Y., on motion of Mr. Mario C. Constantini; Harland B. Cope, of Pratt, Kans., on motion of Mr. Robert E. Cummings; T. M. Fieschko, of Highland Park, N. J., and Arnold S. Worfolk, of Manhasset, N. Y., on motion of Mr. John J. Gibson, Jr.; Lawrence J. M. Rice, of Takoma Park, Md., on motion of Mr. Josephus C. Trimble; Thomas F. Turley, Jr., of Memphis, Tenn., and Cooper Turner, Jr., of Memphis, Tenn., on motion of Mr. John J. Wilson; Rudolph Stand, of New York, N. Y.,

on motion of Mrs. Loretta M. Coots; Robert E. M. Shuff, of Akron, Ohio, on motion of Mr. Ray R. Murdock; Robert Thomas Bryan, Jr., of Arlington, Va., on motion of Mr. Felthan Watson; Raymond G. Brodahl, of Pittsburgh, Pa., on motion of Mr. Gordon S. Parker; Vernon Ralph Gould, of Seattle, Wash., on motion of Mr. Hal J. Webb; James J. Thornton, of New York, N. Y., John Suglia, of New York, N. Y., John Vincent Thornton, of New York, N. Y., and Edward L. Ryan, of Troy, N. Y., on motion of Mr. John P. McGrath; Aaron Levy, of Chicago, Ill., on motion of Mr. Roger S. Foster; Harry Lee Dyer, of Tulsa, Okla., on motion of Mr. Zolla B. Hyde; Herbert W. Varner, of Houston, Tex., on motion of Mr. Roger E. Johnson; Robert M. Landis, of Philadelphia, Pa., on motion of Mr. Abraham L. Freedman; Norman Edward Jorgensen, of Washington, D. C., on motion of Mr. Seymour Krieger; Orville O. Gold, of Kansas City, Mo., and Dewitt C. Briggs, of Kansas City, Mo., on motion of Mr. Albert L. Reeves, Jr.; Herbert Silberman, of New York, N. Y., on motion of Mr. Samuel Brian Groner; Charles W. Davis, of Vandalia, Ill., on motion of Mr. Paul E. Treusch; and Alfred Feingold, of New York, N. Y., on motion of Mr. M. Taft Woodruff, were admitted to practice.

No. 278. Robert Ramspeck et al., petitioners, *v.* Federal Trial Examiners Conference et al. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment of Court of Appeals reversed and case remanded to the United States District Court for the District of Columbia with directions to dismiss the complaint. Opinion by Mr. Justice Minton. Dissenting opinion by Mr. Justice Black in which Mr. Justice Frankfurter and Mr. Justice Douglas concur.

No. 53. American Newspaper Publishers Association, petitioner, *v.* National Labor Relations Board. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment of Court of Appeals sustaining dismissal of the complaint, insofar as it was based upon § 8 (b) (6) of the National Labor Relations Act, affirmed. Opinion by Mr. Justice Burton. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Clark in which the Chief Justice joins.

No. 238. National Labor Relations Board, petitioner, *v.* Gamble Enterprises, Inc. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment of the Court of Appeals reversed and cause remanded to it for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Burton. Dissenting opinion by Mr. Justice Jackson. Dissenting opinion by Mr. Justice Clark in which the Chief Justice joins.

No. 318. National Labor Relations Board, petitioner, *v.* Rockaway News Supply Co., Inc. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment of Court of Appeals affirmed. Opinion by Mr. Justice Jackson. Dissenting opinion by Mr. Justice Black in which Mr. Justice Douglas and Mr. Justice Minton concur.

No. 444. Stanley J. Orloff, petitioner, *v.* Colonel Rex E. Willoughby, Commandant of Fort Lawton, Seattle, Washington. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed and case remanded to the United States District Court for the Western District of Washington. Opinion by Mr. Justice Jackson. Dissenting opinion by Mr. Justice Black in which Mr. Justice Frankfurter and Mr. Justice Douglas concur. Dissenting opinion by Mr. Justice Frankfurter in which Mr. Justice Black and Mr. Justice Douglas join.

No. 293. Unexcelled Chemical Corporation, formerly Unexcelled Manufacturing Company, Inc., petitioner, *v.* United States of America. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgment of the Court of Appeals reversed and case remanded to the United States District Court for the District of New Jersey for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Douglas.

No. 340. William B. Fowler, appellant, *v.* State of Rhode Island. Appeal from the Supreme Court of the State of Rhode Island. Judgment reversed with costs and case remanded to the Supreme Court of Rhode Island for proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Douglas. Mr. Justice Frankfurter concurs in the opinion of the Court with the exception noted. Mr. Justice Jackson concurs in the result.

No. 87. The United States of America, petitioner, *v.* Edward A. Rumely. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment of Court of Appeals affirmed and case remanded to the United States District Court for the District of Columbia. Opinion by Mr. Justice Frankfurter. Concurring opinion by Mr. Justice Douglas in which Mr. Justice Black concurs. Mr. Justice Burton and Mr. Justice Minton took no part in the consideration or decision of this case.

No. 167. The United States of America, appellant, *v.* Joseph Kahrieger. Appeal from the United States District Court for the Eastern District of Pennsylvania. Judgment reversed and case remanded for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Reed. Concurring opinion by Mr. Justice Jackson. Dissenting opinion by Mr. Justice Black in which Mr. Justice Douglas concurs. Dissenting opinion by Mr. Justice Frankfurter.

No. 296. Alstate Construction Company, petitioner, *v.* Martin P. Durkin, Secretary of the United States Department of Labor. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgment affirmed and case remanded to the United States District Court for the Middle District of Pennsylvania. Opinion by Mr. Justice Black. Dissenting opinion by Mr. Justice Douglas in which Mr. Justice Frankfurter concurs.

No. 410. Adam Thomas, petitioner, *v.* Hempt Brothers, a Partnership. On writ of certiorari to the Supreme Court of the Commonwealth of Pennsylvania. Judgment reversed with costs and case remanded to the Supreme Court of Pennsylvania for proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Black. Dissenting: Mr. Justice Frankfurter and Mr. Justice Douglas.

No. 21. The United States of America, petitioner, *v.* Patricia J. Reynolds, Phyllis Brauner, and Elizabeth Palya. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgment of the Court of Appeals reversed and case remanded to the United States District Court for the Eastern District of Pennsylvania for further proceedings consistent with the views expressed in the opinion of this Court. Opinion by Mr. Chief Justice Vinson. Dissenting: Mr. Justice Frankfurter and Mr. Justice Jackson.

The Chief Justice announced the following order of the Court:

No. 451. Grady D. Allen, appellant, *v.* State of Mississippi. Appeal from the Supreme Court of Mississippi. *Per Curiam*: The appeal is dismissed for the want of jurisdiction (28 U. S. C. § 1257 (2)). The petition for writ of certiorari is denied.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 203. The City of New York, petitioner, *v.* The New York, New Haven and Hartford Railroad Company. The motion to modify the judgment is denied.

No. 374. The Times-Picayune Publishing Company et al., appellants, *v.* United States of America. The motion for leave to file brief of Post Publishing Company of Boston and for leave to appear and present oral argument as *amicus curiae* is granted.

No. 378. The United States of America, appellant, *v.* James Clarence Evans, Commissioner of Finance and Taxation of the State of

Tennessee, et al. The motion of appellant to substitute Z. D. Atkins, present Commissioner of Finance and Taxation, as a party appellee in the place and stead of J. M. Dickinson is granted.

No. 371. Gaynor News Company, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. 498. Maryland Casualty Company et al., petitioners, *v.* Gertrude Picard Cushing et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 517. Olive B. Barrows, Richard Pikaar, and M. M. O'Gara, petitioners, *v.* Leola Jackson. Petition for writ of certiorari to the District Court of Appeal of California, Second Appellate District, granted.

No. 567. Federal Communications Commission, petitioner, *v.* RCA Communications, Incorporated; and

No. 568. Mackay Radio and Telegraph Company, Incorporated, petitioner, *v.* RCA Communications, Incorporated. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted.

No. 512. Securities and Exchange Commission, petitioner, *v.* Ralston Purina Company. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted and case transferred to the summary docket.

No. 521. Central Bank, a Corporation, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims granted and case transferred to the summary docket.

No. 525. The New York, New Haven, and Hartford Railroad Company, petitioner, *v.* Mrs. George Nothnagle et al. Petition for writ of certiorari to the Supreme Court of Errors of Connecticut granted and case transferred to the summary docket.

No. 566. Carter H. Harrison, Individually and as Collector of Internal Revenue, petitioner, *v.* Edwin J. Bohnen, Executor of the Estate of Mary A. Bohnen, and Individually, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted and case transferred to the summary docket.

No. 533. Patrick E. Irvine, petitioner, *v.* People of the State of California. Motion to proceed on the typewritten record granted. Petition for writ of certiorari to the District Court of Appeal of California, Second Appellate District, granted.

No. 548. Harry Renton Bridges, Henry Schmidt, and J. R. Robertson, petitioners, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Cir-

cuit granted limited to questions 1 and 2 presented by the petition for the writ. Motions for leave to file briefs of International Longshoremen's & Warehousemen's Union and Local 8, International Longshoremen's & Warehousemen's Union, and others, as *amici curiae*, in Nos. 548 and 549 are denied. Mr. Justice Clark took no part in the consideration or decision of these applications.

No. 102, Misc. James Avery, petitioner, *v.* The State of Georgia. Motion for leave to proceed in forma pauperis granted. Petition for writ of certiorari to the Supreme Court of Georgia granted and case transferred to the appellate docket and placed on the summary docket.

No. 264. Dr. Frederick S. Baldi, Superintendent, Philadelphia County Prison, et al., petitioners, *v.* United States of America, ex rel. David Almeida. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 427. Agra B. Williams, petitioner, *v.* The Virginia Military Institute, a Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 445. Benevolent and Protective Order of Elks of the United States of America, petitioner, *v.* George R. Joslyn et al.; and

No. 501. New Jersey Equities Company and Horace A. Young, as Trustee in Bankruptcy, petitioners, *v.* George R. Joslyn et al. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 471. Gus Hall, petitioner, *v.* The United States of America; and

No. 522. The United States of America, petitioner, *v.* Gus Hall. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 476. Robert Glenn Johnson, Sr., L. P. Johnson, James Parks, and Ike Welborn, petitioners, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 500. The United States of America, petitioner, *v.* One 1948 Plymouth Sedan, Engine No. P15-590266, Serial No. 11842034, etc. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 515. Bonwit Teller, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 518. Deena Artware, Incorporated, petitioner, *v.* National

Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 524. Pennsylvania Threshermen & Farmers' Mutual Casualty Insurance Company, petitioner, *v.* V. L. Phillips & Company, Incorporated, and V. Lance Phillips. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 528. Anthony D. Duke, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 529. Marjorie F. Ridgely Saulsbury, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 534. Anthony Cefaratti, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 539. Harry Byers and Byers Transportation Company, Incorporated, petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 543. Richard Griffin, petitioner, *v.* State of Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 545. Mattie J. Lewis, Richmond Investment Co., et al., petitioners, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 546. Caldwell Furniture Company, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 547. Aquilla Redditt, James Williford Redditt, and Mildred Ion Redditt, non compos mentis, etc., et al., petitioners, *v.* James C. Hale, Individually, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 550. United States of America, petitioner, *v.* Chicago, Burlington and Quincy Railroad Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 552. Mid-States Freight Lines, Incorporated, et al., petitioners, *v.* Spencer E. Bates et al., etc. Petition for writ of certiorari to the Court of Appeals for New York denied.

No. 553. Benjamin L. Smith and Michael J. Gaul, petitioners, *v.* Steamship "Mormacdale" and Steamship "Robert Luckenbach." Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 554. Brotherhood of Locomotive Firemen and Enginemen, petitioner, *v.* Central of Georgia Railway Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 557. Pan American Petroleum & Transport Company, petitioner, *v.* Seaboard Air Line Railroad Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 560. Love Tractor, Incorporated, petitioner, *v.* Continental Farm Equipment Company, Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 561. Oran H. Rupert, petitioner, *v.* The Empire District Electric Company, a Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 562. Spring Packing Corporation, petitioner, *v.* National Waste Company, Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 564. Milwaukee Towne Corporation, petitioner, *v.* Loew's, Incorporated, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 569. Miles Shoes Incorporated, petitioner, *v.* R. H. Macy and Company, Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 571. Harry I. Mattson, Charles V. Wellner, and William A. Kaffer, etc., petitioners, *v.* Belle Heggie Birkett et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 579. James Robert Bacom, petitioner, *v.* James A. Sullivan, as Sheriff of Dade County, Florida. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 601. Randolph Laboratories, Inc., petitioner, *v.* Specialties Development Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 487. Ted Vernon Head, petitioner, *v.* United States of America. Motion to proceed on the typewritten record granted. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 526. The United States of America, petitioner, *v.* The United States Cartridge Company. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion certiorari

should be granted. Mr. Justice Clark took no part in the consideration or decision of this application.

No. 536. Robert Russell Tyrrell, petitioner, *v.* The United States of America. Motion to dispense with printing the record granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 541. James P. McGranery, Attorney General of the United States, as Successor to the Alien Property Custodian, petitioner, *v.* Paul Wm. Vort et al., Trustees, etc.; and

No. 542. Paul Wm. Vort et al., Trustees, etc., petitioners, *v.* James P. McGranery, Attorney General of the United States. The motion to substitute Herbert Brownell, Jr., present Attorney General, in the place and stead of James P. McGranery, resigned, is granted. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Clark took no part in the consideration or decision of these applications.

No. 563. Joint Anti-Fascist Refugee Committee et al., petitioners, *v.* James P. McGranery, Attorney General of the United States. The motion to substitute Herbert Brownell, Jr., present Attorney General, as the party respondent in the place and stead of James P. McGranery, resigned, is granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Clark took no part in the consideration or decision of these applications.

No. 35. Eastern Motor Express, Inc., et al., appellants, *v.* The United States of America, and Interstate Commerce Commission, et al.; and

No. 37. Lloyd A. Fry Roofing Company, petitioner, *v.* Scott Wood et al., as Arkansas Public Service Commission. Petitions for rehearing denied.

No. 60. The Pennsylvania Railroad Company, petitioner, *v.* Charles E. O'Rourke. The motion for leave to file brief of Order of Railway Conductors, Pennsylvania Railroad Lines East et al., as *amici curiae* is denied. Petition for rehearing denied.

No. 75. Federal Trade Commission, petitioner, *v.* Motion Picture Advertising Service Company, Inc.;

No. 102. Eddie Bratburd and Ruth E. Bratburd, petitioners, *v.* State of Maryland;

No. 320. Prock Stone, petitioner, *v.* New York, Chicago and St. Louis Railroad Company;

No. 365. Jack Dragna, petitioner, *v.* The People of the State of California;

No. 425. Holmes Projector Company, petitioner, *v.* The United States;

No. 465. Air Transport Associates, Inc., petitioner, *v.* Civil Aeronautics Board;

No. 481. Raymond W. Clawson, petitioner, *v.* United States of America;

No. 485. Margaret Penn, petitioner, *v.* Commissioner of Internal Revenue;

No. 491. Hoxsey Cancer Clinic, a Partnership, and Harry M. Hoxsey, an Individual, petitioners, *v.* United States of America;

No. 503. Herrin Transportation Co., Inc., Mobile Express, Inc., and Robert T. Herrin, appellants, *v.* United States of America, Interstate Commerce Commission, et al.;

No. 505. Malone Freight Lines, Inc., appellant, *v.* The United States of America, Interstate Commerce Commission, et al.; and

No. 507. Adele Weiss, petitioner, *v.* The United States of America. Petitions for rehearing denied.

No. 80, Misc. October Term, 1950. Thomas Gibbs, petitioner, *v.* R. E. Bushong, Superintendent. Motion for leave to file petition for rehearing denied.

No. 204, Misc. Philip Frankfeld, George Aloysius Meyers, Leroy Hand Wood, et al., petitioners, *v.* United States of America. Motion for leave to file brief of Sam Houston Allen, and others, as *amici curiae* denied. Petition for rehearing denied.

No. 294, Misc. Clark Campbell, petitioner, *v.* Commonwealth of Pennsylvania et al.; and

No. 328, Misc. Lew Wallace, nee Louis Goldberg, petitioner, *v.* Oswald D. Heck, as Assemblyman and Speaker of the State Assembly of New York. Petitions for rehearing denied.

No. 239, Misc. Robert Lee Alexander, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 245, Misc. James E. Bishop, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 290, Misc. Clayton Octave Fouquette, petitioner, *v.* Arthur E. Bernard, Warden, etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 291, Misc. Lillian Lynn, petitioner, *v.* Jay J. Lynn. Petition for certiorari to the Supreme Court of Nevada and Second Judicial District Court of Nevada, Washoe County, denied.

No. 319, Misc. William Lee, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 327, Misc. John E. Gawron, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 334, Misc. Jesse Maughs, petitioner, *v.* M. L. Royster, Supt. of State Prison Farm. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 337, Misc. Gordon K. Darcy, petitioner, *v.* Robert A. Heinze, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. 339, Misc. Lewis Carpenter, petitioner, *v.* People of the State of California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 342, Misc. Richard Gilmore, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 343, Misc. Raymond C. Humes, petitioner, *v.* State of Maine. Petition for writ of certiorari to the Supreme Judicial Court of Maine denied.

No. 344, Misc. Francis Stelloh, petitioner, *v.* State of Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 348, Misc. John F. Brennan, petitioner, *v.* State of New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 351, Misc. Emanuel Cannady, petitioner, *v.* Joseph E. Ragen, Warden. Petition for writ of certiorari to the Circuit Court of Will County, Illinois, denied.

No. 365, Misc. Jimmie Lee Brown, petitioner, *v.* State of Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 338, Misc. Otis Loper, petitioner, *v.* Court of Criminal Appeals of Texas. Motion for leave to file petition for writ of mandamus denied.

No. 340, Misc. Jesse W. Connor, petitioner, *v.* Nathan Mayo, Custodian of Florida State Prison; and

No. 350, Misc. William Watkins, petitioner, *v.* Alfred F. Dowd, Warden. Motions for leave to file petitions for writs of habeas corpus denied.

ORDER

The Court will take a recess from Monday, March 16, until Monday, April 6, next.

No. 5, Original. October Term, 1950. The State of New Jersey, Complainant, *v.* The State of New York and the City of New York. Argued on the motion of the City of Philadelphia for leave to intervene by Mr. Abraham L. Freedman for the movant in support of the motion, and by Mr. John P. McGrath for the City of New York, by Mr. Edward L. Ryan for the State of New York, by Mr. Bernard G. Segal for the Commonwealth of Pennsylvania, and by Mr. Kenneth H. Murray for the State of New Jersey in opposition thereto.

Adjourned until tomorrow at 12 o'clock.

The day call for Tuesday, March 10, will be as follows: Nos. 287, 330 (and 378), 374 (and 375), 440, and 442.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Patrick J. Hillings, of Arcadia, Calif., and William F. Price, of Arcadia, Calif., on motion of Mr. Vice President Richard M. Nixon; E. Ross Adair, of Fort Wayne, Ind., and James Anthony Angelone, of Butler, Ind., on motion of Mr. Shepard J. Crumpacker, Jr.; Leo E. Berson, of New York, N. Y., on motion of Mr. Isidore Dollinger; John A. McNiff, of Lawrence, Mass., on motion of Mr. Thomas J. Lane; Rebecca Roberts Shelly, of Norristown, Pa., on motion of Mrs. Elizabeth M. Cox; J. Clarence Young, of Alexandria, Va., on motion of Mr. Horace O. Pollard; Bernard J. Mellman, of St. Louis, Mo., and Sidney M. Glazer, of St. Louis, Mo., on motion of Mr. Morris A. Shenker; Robert D. L'Heureux, of Manchester, N. H., on motion of Mr. James John Hayden; John J. Donohue, of Albany, N. Y., on motion of Mr. Thomas H. King; and Barrington D. Parker, of Washington, D. C., on motion of Mr. George E. C. Hayes, were admitted to practice.

No. 287. Al Polizzi, petitioner, *v.* Cowles Magazines, Inc. Argued by Mr. A. C. Dressler for the petitioner and by Mr. Manuel Lee Robbins for the respondent.

No. 330. Esso Standard Oil Company, appellant, *v.* James Clarence Evans, Commissioner of Finance and Taxation of the State of Tennessee, et al.; and

No. 378. The United States of America, appellant, *v.* James Clarence Evans, Commissioner of Finance and Taxation of the State of Tennessee et al. Argued by Mr. Oscar H. Davis for the appellant in No. 378, by Mr. William Waller for the appellant in No. 330, and by Mr. K. Harlan Dodson, Jr., for the appellees.

Adjourned until tomorrow at 12 o'clock.

The day call for Wednesday, March 11, will be as follows: Nos. 374 (and 375), 440, and 442.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Joe M. Kilgore, of McAllen, Tex., on motion of Mr. Lloyd M. Bentsen, Jr.; William James Lemmon, of Miami, Fla., on motion of Miss Helen Newman; John Henley Eversole, of Phoenix, Ariz., Edward W. Scruggs, of Tucson, Ariz., Henry G. Zipf, of Tucson, Ariz., and John J. Rhodes, of Mesa, Ariz., on motion of Mr. Burr Sutter; Alan Y. Cole, of Washington, D. C., and Richard Watson Best, of Fort Gaines, Ga., on motion of Mr. Acting Solicitor General Robert L. Stern; Herman Goldman, of New York, N. Y., on motion of Mr. Elkan Turk; Harry S. Benjamin, Jr., of Huntington Woods, Mich., on motion of Mr. Craig S. Atkins; Charlotte P. Murphy, of Washington, D. C., on motion of Mr. Frank Barrett; John C. Lacy, of Brookline, Mass., on motion of Mr. Francis X. Driscoll; Henry J. Clay, of New York, N. Y., on motion of Mr. Monroe Karasik; Robert Carey, Jr., of Newark, N. J., on motion of Mr. Leonard J. Emmerglick; Harold L. Warner, Jr., of Kansas City, Mo., on motion of Mr. William Caverly; James G. Choulas, of Washington, D. C., on motion of Mr. John W. Kopeck; Stuart B. Bradley, of Chicago, Ill., on motion of Mr. Harry Clifton Ames; Roger Wilfrid Marcoux, of Auburn, Maine, on motion of Mr. John Marshall Martin, Jr.; and David Scribner, of New York, N. Y., on motion of Mr. David Rein, were admitted to practice.

No. 374. The Times-Picayune Publishing Company, et al., appellants, *v.* United States of America; and

No. 375. United States of America, appellant, *v.* The Times-Picayune Publishing Company, et al. Argued by Mr. Acting Solicitor General Stern for the United States, by Mr. Edward O. Proctor for the Post Publishing Company of Boston, as *amicus curiae*, by special leave of Court, by Mr. Ashton Phelps for the Times-Picayune Publishing Co., et al., by Mr. John T. Cahill for 98 Newspaper Publishers, as *amicus curiae*, by special leave of Court.

No. 440. The United States of America, petitioner, *v.* Gilbert Associates, Inc., et al. Argued by Mr. Harry Baum for the petitioner. No appearance for the respondents.

No. 442. United States of America, appellant, *v.* James J. Carroll.
Argument commenced by Mr. Marvin E. Frankel for the appellant.

Adjourned until tomorrow at 12 o'clock.

The day call for Thursday, March 12, will be as follows: No. 442.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

William Earl Sharp, of Longview, Tex., and David C. Moore, of Longview, Tex., on motion of Mr. Price Daniel, were admitted to practice.

No. 442. United States of America, appellant, *v.* James J. Carroll. Argument continued by Mr. Marvin E. Frankel for the appellant, by Mr. Morris A. Shenker for the appellee, and concluded by Mr. Marvin E. Frankel for the appellant.

Adjourned until Monday, March 16, next, at 12 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Jackson, Mr. Justice Douglas, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Thomas Henry Kuchel, of Anaheim, Calif., and Howard H. Schmidt, of Monterey Park, Calif., on motion of Mr. Vice President Richard M. Nixon; Tate Earnest Carty, of Knoxville, Tenn., and John Deaderick Kreis, of Knoxville, Tenn., on motion of Mr. Howard H. Baker; Irvin Richard McClellan, of Chicago, Ill., on motion of Mr. John A. Kratz; Ringgold Hart, of Washington, D. C., on motion of Mr. Roger J. Whiteford; Melvin Edward Schaengold, of Cincinnati, Ohio, on motion of Mr. John J. O'Brien; David Fleming Matchett, Jr., of Chicago, Ill., on motion of Mr. Henry P. Chandler; Charles R. Covert, of Bridgeport, Conn., on motion of Mr. George M. Morris; Herbert Myerberg, of Baltimore, Md., on motion of Mr. Israel J. Mendelson; Cyril Francis Brickfield, of Brooklyn, N. Y., on motion of Mr. Chauncey W. Reed; Kenneth B. Sherhouse, Jr., of Miami, Fla., on motion of Mr. Claude Pepper; Joseph Andrew Robie, of Toledo, Ohio, on motion of Mr. Edward J. Hickey, Jr.; and Jacob Levin, of Lorain, Ohio, on motion of Mr. Robert Stuart Erdahl, were admitted to practice.

No. 139. Edward J. Shaughnessy, District Director of Immigration and Naturalization, petitioner, *v.* United States of America, *ex rel.* Ignatz Mezei. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment reversed and case remanded to the United States District Court for the Southern District of New York for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Clark. Dissenting opinion by Mr. Justice Black in which Mr. Justice Douglas concurs. Dissenting opinion by Mr. Justice Jackson in which Mr. Justice Frankfurter joins.

No. 426. William Heikkila, appellant, *v.* Bruce G. Barber, Individually and as District Director of the Immigration and Naturalization Service for the Thirteenth Immigration District, et al. Appeal from the United States District Court for the Northern District of California. Judgment affirmed. Opinion by Mr. Justice Clark. Dissenting opinion by Mr. Justice Frankfurter in which Mr. Justice Black joins.

No. 86. Local Union No. 10, United Association of Journeymen Plumbers and Steamfitters, etc., et al., petitioners, *v.* O. J. Graham et al., Partners, Trading as Graham Brothers. On writ of certiorari to the Supreme Court of Appeals of the Commonwealth of Virginia. Judgment affirmed with costs. Opinion by Mr. Justice Burton. Dissenting: Mr. Justice Black. Dissenting opinion by Mr. Justice Douglas.

No. 404. Warner D. Orvis, Homer W. Orvis, Floyd Y. Keeler, et al., etc., petitioners, *v.* Herbert Brownell, Jr., Attorney General of the United States, as Successor to the Alien Property Custodian. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment of Court of Appeals affirmed and case remanded to the United States District Court for the Southern District of New York. Opinion by Mr. Justice Jackson. Dissenting opinion by Mr. Justice Douglas in which Mr. Justice Frankfurter joins. Mr. Justice Clark took no part in the consideration or decision of this case.

No. 28. The United States of America, on the relation of Oscar L. Chapman, Secretary of the Interior, petitioner, *v.* The Federal Power Commission and The Virginia Electric and Power Company; and

No. 29. The Virginia REA Association et al., petitioners, *v.* The Federal Power Commission and The Virginia Electric and Power Company. On writs of certiorari to the United States Court of Appeals for the Fourth Circuit. Judgments affirmed and cases remanded to the Court of Appeals. Opinion by Mr. Justice Frankfurter. Concurring opinion by Mr. Justice Clark. Dissenting opinion by Mr. Justice Douglas in which the Chief Justice and Mr. Justice Black concur.

No. 258. The Baltimore and Ohio Railroad Company et al., appellants, *v.* The United States of America, Interstate Commerce Commission and Texas Citrus and Vegetable Growers and Shippers. Appeal from the United States District Court for the Eastern District of Missouri. Judgment affirmed. Opinion by Mr. Justice Black. Dissenting opinion by Mr. Justice Douglas in which the Chief Justice concurs. Mr. Justice Clark took no part in the consideration or decision of this case.

No. 384. William Albertson and The Communist Party of the State of Michigan, a Voluntary, Unincorporated Association, appellants, *v.* Frank G. Millard, Attorney General of the State of Michigan, et al. Appeal from the United States District Court for the Eastern District of Michigan. Judgment vacated and cause remanded to the District Court with directions to vacate the restraining order it issued and to hold the proceedings in abeyance a reasonable time pending construction of the statute by the state courts either in pending litigation or other litigation which may be instituted. Opinion *per*

curiam announced by Mr. Chief Justice Vinson. Dissenting: Mr. Justice Black. Dissenting opinion by Mr. Justice Douglas.

The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 308. Elizabeth H. Dalehite, Henry G. Dalehite, Jr., et al., petitioners, *v.* United States of America. The motion for leave to file brief of Joseph W. Cash as *amicus curiae* is denied. Mr. Justice Clark took no part in the consideration or decision of this motion.

No. 10, Original. State of Arizona, complainant, *v.* State of California et al. The motion of Sidney Kartus et al. for leave to intervene is denied.

No. 540. United States of America, petitioner, *v.* Harry Gray Nugent; and

No. 573. United States of America, petitioner, *v.* Lester Packer. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit granted and cases transferred to the summary docket.

No. 336. E. C. Johnson and Leila B. Johnson, Doing Business as the Bramhall Company, petitioners, *v.* Martin P. Durkin, Secretary of Labor, United States Department of Labor. Petitions for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 380. Pennington-Winter Costruction Company, a Corporation, petitioner, *v.* Martin P. Durkin, Secretary of Labor, United States Department of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 474. Leslie D. Bloom and Ida Dubose, Guardians of Flora Alward Rohnert, etc., petitioners, *v.* John W. Willis et al. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 497. Seatrain Lines, Inc., petitioner, *v.* Pennsylvania Railroad Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 502. Atlantic Coast Line Railroad Company, petitioner, *v.* The State of South Carolina, ex relatione of The Public Service Commission of South Carolina, et al. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. 544. Park and Tilford Distillers Corporation, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 551. United States of America, petitioner, *v.* Hamilton Martell. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 565. John A. Turini, petitioner, *v.* Allens Manufacturing Company. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 572. Padua Alarm Systems, Incorporated, petitioner, *v.* General Time Corporation and Anthony J. Parissi. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 582. The New York, New Haven and Hartford Railroad Company, petitioner, *v.* Ellen E. Zermani, Administratrix. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 585. J. I. Case Company, Bettendorf Works, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 494. Minniola O. Miller, petitioner, *v.* Ufa E. Guthrie, Town of Suffield and The Malvy Realty Company. Motion to dispense with printing the petition and record granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 578. Henrik Mannerfrid, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Clark took no part in the consideration or decision of this application.

No. 598. The State of New York, petitioner, *v.* Joseph Cardinal, Doing Business under the Name and Style of Cardinal Engineering Company. Petition for writ of certiorari to the Court of Appeals of New York denied for the reason that application therefor was not made within the time provided by law (28 U. S. C. § 2101 (c)).

No. 66. Marcel Max Lutwak, Munio Knoll, and Regina Treitler, petitioners, *v.* The United States of America;

No. 490. Irene B. Whetstone, petitioner, *v.* Ernest J. Sauber, Director of Internal Revenue; and

No. 325, Misc. Harold A. Gadsden, petitioner, *v.* The United States. Petitions for rehearing denied.

No. 259, Misc. James Clark, petitioner, *v.* Orel J. Skeen, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion the petition should be granted.

No. 331, Misc. Camilo Weston Leyra, petitioner, *v.* The People of the State of New York. Petition for writ of certiorari to the Court of Appeals of New York denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion the petition should be granted.

No. 345, Misc. Joseph Rushkowsky, Jr., petitioner, *v.* C. J. Burke, Warden, et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied for the reason that application therefor was not made within the time provided by law (28 U. S. C. § 2101 (c)).

No. 349, Misc. Patrick J. Hirons, petitioner, *v.* Edwin T. Swenson, Warden. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 353, Misc. Otis Parsons, petitioner, *v.* H. E. Moore, Warden, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 354, Misc. Raymond Harold Brown, Jr., petitioner, *v.* State of Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 360, Misc. John C. Mathews, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 364, Misc. James Earnest Coker, petitioner, *v.* People of the State of California. Petition for writ of certiorari to the District Court of Appeal of California, Third Appellate District, denied.

No. 377, Misc. Cecil Denny, petitioner, *v.* State of Indiana. Petition for writ of certiorari to the Circuit Court of Clay County, Indiana, denied.

No. 367, Misc. John Edwin Byers, petitioner, *v.* United States of America. Motion for leave to file petition for writ of certiorari denied.

No. 384, Misc. John Edwin Byers, petitioner, *v.* M. E. Curtis. Application for injunction denied.

No. 389, Misc. Clifford Pullins, petitioner, *v.* State of Ohio et al. Motion for leave to file petition for writ of habeas corpus denied.

No. 406, Misc. Ex parte International Workers Order, Inc., Helen Bobroff, Isadore Slitzan, et al., petitioners. Motion for leave to file petition for writ of mandamus denied.

Adjourned until Monday, April 6, next, at 12 o'clock.

The day call for Monday, April 6, will be as follows: Nos. 308, 488, 508, 509, 532, and 113.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Irving P. Kartell, of Brooklyn, N. Y., Irwin E. Schlüssel, of New York, N. Y., and Maurice J. Coughlin, of Erie, Pa., on motion of Mr. Acting Solicitor General Robert L. Stern; Henry Lafayette Anderton, of Birmingham, Ala., on motion of Mr. John Sparkman; Frank Richards Schofield, of Green River, Wyo., on motion of Mr. Errett P. Scrivner; Henry T. Matthews, Jr., of San Antonio, Tex., and Charles E. Browning, of San Antonio, Tex., on motion of Mr. Paul J. Kilday; Nelson S. Shapero, of Detroit, Mich., on motion of Mr. George D. O'Brien; Stanley Hillel Rudman, of Boston, Mass., on motion of Mr. William J. Hughes, Jr.; Leonard H. Schlather, of Casper, Wyo., on motion of Mr. Joseph C. O'Mahoney; Constance Kamberos, of Chicago, Ill., on motion of Mr. Royal E. Jackson; Russell H. Markwell, of Galveston, Tex., and Robert Preston Shirley, of Galveston, Tex., on motion of Mr. Malcolm Scott McCorquodale; H. Hayne Crum, of Denmark, S. C., on motion of Mr. Fleming B. Bomar; Maurice H. Rich, of New York, N. Y., on motion of Mr. Joseph B. Friedman; Nathan Daniel Golden, of Washington, D. C., on motion of Mr. Harold L. Schilz; Donald Stephen Ferito, of Pittsburgh, Pa., on motion of Mr. Edward W. Shepard; Joseph M. Caffall, of St. Louis, Mo., on motion of Mr. Albert M. Kuhfeld; George D. Vail, Jr., of New York, N. Y., on motion of Mr. Austin Y. Bryan Jr.; Joel David Wolfsohn, of Chicago, Ill., and Martin L. Friedman, of Jersey City, N. J., on motion of Mr. Oscar L. Chapman; Ray D. Jones, Jr., of Kansas City, Mo., and Frederick J. Freely, of Kansas City, Mo., on motion of Mr. Ruby D. Garrett; Thomas Fennell Leary, of Omaha, Nebr., on motion of Mr. Dominick Manoli; Morgan Paul Ames, of Stamford, Conn., on motion of Mr. J. Edward Burroughs, Jr.; Dennie Gooch, Jr., of Somerset, Ky., and William H. Downs, of Miami, Fla., on motion of Mr. Frank W. Barton; Frank C. Painter, of Jackson, Mich., on motion of Mr. Milton Carl Denbo; Alvin Hirsch, of Los Angeles, Calif., on motion of Mr. Edward P. Morgan; Irwin R. Buchalter, of Los Angeles, Calif., on motion of Mr. E. K. Gubin; H. H. Baskin, Sr., of Clearwater, Fla., on motion of Mr. Robert L. Heald; William John Hickey, of Washington, D. C., on motion of Mr. Edward J. Hickey, Jr.; L. Martin Gazik, of Arlington,

Va., on motion of Mr. John Paul Jones; Malcolm I. Frank, of St. Louis, Mo.; on motion of Mr. Newell Blair; Warren H. Young, of Christiansted, V. I. U. S., on motion of Mr. Delmar W. Holloman; Charles L. Levin, of Detroit, Mich., on motion of Mr. Theodore Levin; and Eliot L. Richardson, of Boston, Mass., on motion of Mr. Philip Elman, were admitted to practice.

No. 440. The United States of America, petitioner, *v.* Gilbert Associates, Inc., et al. On writ of certiorari to the Supreme Court of the State of New Hampshire. Judgment reversed and case remanded to the Supreme Court of New Hampshire for proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Minton. Dissenting opinion by Mr. Justice Frankfurter in which Mr. Justice Reed joins.

No. 253. United States of America, petitioner, *v.* Certain Parcels of Land in the County of Fairfax, Commonwealth of Virginia, and Belle Haven Realty Corporation et al. On writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Judgment reversed and case remanded to the United States District Court for the Eastern District of Virginia for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Clark. Dissenting opinion by Mr. Chief Justice Vinson in which Mr. Justice Reed joins. Mr. Justice Jackson took no part in the consideration or decision of this case.

No. 193. Ford Motor Company, petitioner, *v.* George Huffman, Individually and on behalf of a Class, etc., et al.; and

No. 194. International Union, United Automobile, Aircraft and Agricultural Implement Workers of America, CIO, etc., petitioner, *v.* George Huffman, Individually, and on behalf of a Class, etc., et al. On writs of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment of the Court of Appeals reversed with costs. Judgment of the United States District Court for the Western District of Kentucky affirmed and case remanded to that Court. Opinion by Mr. Justice Burton.

No. 205. The United States of America, petitioner, *v.* The Public Utilities Commission of the State of California and The California Electric Power Company; and

No. 206. The County of Mineral, State of Nevada, a Political Subdivision of the State of Nevada, petitioner, *v.* The Public Utilities Commission of the State of California and The California Electric Power Company, a Corporation. On writs of certiorari to the Supreme Court of the State of California. Judgments reversed and cases remanded to the Supreme Court of California for proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Jus-

Reed. Concurring opinion by Mr. Justice Black. Concurring opinion by Mr. Justice Jackson. Separate opinion by Mr. Justice Frankfurter.

No. 302. Claiborne Dameron, petitioner, *v.* A. S. Brodhead, Manager of Revenue and *Ex Officio* Treasurer of the City and County of Denver. On writ of certiorari to the Supreme Court of the State of Colorado. Judgment reversed and case remanded to the Supreme Court of Colorado for proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Reed. Dissenting opinion by Mr. Justice Douglas in which Mr. Justice Black concurs.

No. 150. Western Pacific Railroad Corporation and Alexis I. duP. Bayard, Receiver, petitioners, *v.* Western Pacific Railroad Company et al.; and

No. 160. Meredith H. Metzger, Henry Offerman and J. S. Farlee & Co., Inc., petitioners, *v.* Western Pacific Railroad Company et al. On writs of certiorari to the United States Court of Appeals for the Ninth Circuit. Order of the division of the Court of Appeals denying petitioners a rehearing vacated. Order of the full court denying petitioners leave to file a motion to reinstate their petition for rehearing en banc vacated, and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Chief Justice Vinson. Separate opinion by Mr. Justice Frankfurter. Dissenting opinion by Mr. Justice Jackson.

No. 76. Edwin E. Healy and Gordon W. Hartfield, petitioners, *v.* Commissioner of Internal Revenue. On writ of certiorari to the United States Court of Appeals for the Second Circuit; and

No. 138. Commissioner of Internal Revenue, petitioner, *v.* Hall C. Smith. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment of Court of Appeals in No. 76 affirmed. Judgment in No. 138 reversed and case remanded to the Court of Appeals for the Sixth Circuit for proceedings in conformity with the opinion of this Court. Opinion by Mr. Chief Justice Vinson. Mr. Justice Douglas dissents.

No. 5, Misc. In re Disbarment of Abraham J. Isserman. Ordered that Abraham J. Isserman be disbarred from the practice of law in this Court. Opinion by Mr. Chief Justice Vinson. Dissenting opinion by Mr. Justice Jackson in which Mr. Justice Black, Mr. Justice Frankfurter, and Mr. Justice Douglas join. Mr. Justice Clark took no part in the consideration or decision in this proceeding.

No. 5, Original. October Term, 1950. The State of New Jersey, plaintiff, *vs.* The State of New York. Motion of the City of Philadelphia for leave to intervene and file an answer denied. Opinion *per curiam* announced by Mr. Chief Justice Vinson. Dissenting opinion by Mr. Justice Jackson in which Mr. Justice Black joins.

The Chief Justice said:

"The orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

ORDER

It is ordered that Leland L. Tolman, of Washington, D. C., be, and he hereby is, appointed a member of the Advisory Committee, appointed by the order of June 3, 1935, and designated as a continuing Committee to advise the Court with respect to amendments or additions to the Rules of Civil Procedure for the District Courts of the United States, by the order of January 5, 1942.

No. 548. Harry Renton Bridges, Henry Schmidt, and J. R. Robertson, petitioners, *v.* The United States of America. The petition for enlargement of the scope of review is denied. Mr. Justice Clark took no part in the consideration or decision of this application.

No. 634. United States of America, appellant, *v.* Lester E. Granger;

No. 635. United States of America, appellant, *v.* Joseph C. Clavere and William G. Kennedy; and

No. 636. United States of America, appellant, *v.* Joseph C. Clavere, William G. Kennedy and A. L. Shapiro. In these cases probable jurisdiction is noted. The cases are transferred to the summary docket and assigned for argument immediately following No. 548.

No. 527. The United States of America, petitioner, *v.* Stanley Klinger, William Cantor, and Morris Sandler. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted and the case assigned for argument immediately following Nos. 634, 635, and 636. The motions of Stanley M. Klinger and William Cantor for leave to proceed *in forma pauperis* are granted and it is ordered that Louis Bender, Esquire, of New York City, be appointed to serve as counsel for those respondents.

No. 617. District of Columbia, petitioner, *v.* John R. Thompson Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted and case assigned for argument on Monday, April 27, next.

No. 289. Harry S. Connelly and Marion E. Connelly et al., a Partnership, etc., petitioners, *v.* Irene Ethel Jennings. Petition for writ of certiorari to the Supreme Court of Oklahoma denied.

No. 446. International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, Local Union Number 406, et al., petitioners, *v.* Harold F. Postma, Doing Business as Harold F. Postma Gravel Company et al. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 555. Leo Brown, Individually and as Guardian ad litem for Joseph J. Brown, a Minor, and Joseph J. Brown, petitioners, *v.* Continental Casualty Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 559. The United States, petitioner, *v.* American Construction Co. Petition for writ of certiorari to the United States Court of Claims denied.

No. 577. Michael W. McCranie, by his Next Friend Mrs. Virginia Smith McCranie, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 580. Pacific Atlantic Steamship Company, petitioner, *v.* Florence G. Holliday, as Administratrix of the Estate of Clinton Holliday, Deceased. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 581. W. F. Vahlberg, petitioner, *v.* State of Oklahoma. Petition for writ of certiorari to the Criminal Court of Appeals of Oklahoma denied.

No. 583. Joseph H. Lyons and Jessie H. Lyons, Individually and as Copartners Doing Business Under the Name and Style of Lyons Electrical Distributing Company, petitioners, *v.* Westinghouse Electric Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 584. Glyco Products Company, Incorporated, petitioner, *v.* Federal Security Administrator: and

No. 610. Atlas Powder Company, a Corporation, petitioner, *v.* Oscar R. Ewing, Federal Security Administrator. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 586. Roy A. H. Knisely, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 587. Julie Johnson, petitioner, *v.* Clifford E. Halpin, Acting Director of the Department of Revenue of the State of Illinois, et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 588. The Warner & Swasey Company, petitioner, *v.* War Contracts Price Adjustment Board, and Maurice Hirsch, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 589. James G. McConkey and Claudine W. McConkey, Husband and Wife, petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 590. Charles C. Kocmond, Matt Klarsch, and Robert Klotz, petitioners, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 597. Chris C. Maletis, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 600. Stanley Conforti, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 603. Nelson Radio and Supply Company, Inc., petitioner, *v.* Motorola, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 604. Isthmian Steamship Company, petitioner, *v.* Compania de Navegacion Cebaco, S. A. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 605. Joseph F. Remelius and Anthony P. Araneo, et al., petitioners, *v.* Lazarus Joseph, as Comptroller of the City of New York, et al. Petition for writ of certiorari to the Supreme Court of New York denied.

No. 606. A. B. Motors, Inc. et al., petitioners, *v.* Joseph Freehill, Director of Price Stabilization. Petition for writ of certiorari to the United States Emergency Court of Appeals denied.

No. 611. Michael Starego, petitioner, *v.* John Soboliski and Michael Stofego. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 613. Pang-Tsu Mow and Ve-Shuen Hsiang, petitioners, *v.* Republic of China. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 615. Charles E. Wilson, as Secretary of Defense, et al., petitioners, *v.* Clark F. Reynolds et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 618. Ray E. Friedman and American Produce Company, petitioners, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 619. Watson Moulthrop, petitioner, *v.* Edward Matus. Petition for writ of certiorari to the Supreme Court of Errors of Connecticut denied.

No. 620. The Buckeye Steamship Company, petitioner, *v.* Joseph McDonough, Administrator of the Estate of William F. Kerr, Deceased. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 621. Edward D. Hendrickson, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 633. Ole A. Jensen, petitioner, *v.* Peoples Finance Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 638. Potlatch Oil & Refining Company, Jean P. Gerlough, tSanley H. Hodgman, et al., etc., petitioners, *v.* The Ohio Oil Company. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 348. Abraham J. Isserman, petitioner, *v.* Ethics Committee of the Essex County Bar Association. Motion for leave to file brief of National Lawyers Guild as *amicus curiae* is denied. Petition for writ of certiorari to the Supreme Court of New Jersey denied. Memorandum filed by Mr. Justice Black. Mr. Justice Clark took no part in the consideration or decision of these applications.

No. 576. United States of America, ex rel. Nereo Dolenz, petitioner, *v.* Edward J. Shaughnessy, District Director, New York, Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion certiorari should be granted.

No. 167. The United States of America, appellant, *v.* Joseph Kahriger;

No. 278. Robert Ramspeck et al., petitioners, *v.* Federal Trial Examiners Conference et al.;

No. 444. Stanley J. Orloff, petitioner, *v.* Colonel Rex E. Willoughby, Commandant of Fort Lawton, Seattle, Washington; and

No. 524. Pennsylvania Threshermen & Farmers' Mutual Casualty Insurance Company, petitioner, *v.* V. L. Phillips & Company, Incorporated, and V. Lance Phillips. Petitions for rehearing denied.

No. 218. Refugio Roman Martinez, petitioner, *v.* Marcus T. Neelly, Successor as of July 1, 1951, to Andrew Jordan, District Director, Immigration and Naturalization Service; and

No. 274. Co-Ordinated Transport, Inc. of Illinois, et al., appellants, *v.* Edward J. Barrett, as Secretary of State of the State of Illinois, et al. Petition for rehearing denied. Mr. Justice Clark took no part in the consideration or decision of these applications.

No. 252, Misc. Fred Tate, petitioner, *v.* People of the State of California. Second petition for rehearing denied.

No. 299, Misc. October Term, 1951. Iva Ikuko Toguri d'Aquino, petitioner, *v.* The United States of America. Motion for leave to file a second petition for rehearing denied. Mr. Justice Clark took no part in the consideration or decision of this application.

No. 300, Misc. In re Disbarment of Norman J. Griffin. An order is entered disbaring Norman J. Griffin, of Philadelphia, Pennsylvania, from the further practice of the law in this Court.

No. 72, Misc. Frank Sukowski, petitioner, *v.* Joseph E. Ragen, Warden, etc. Petition for writ of certiorari to the Criminal Court of Cook County of Illinois denied.

No. 307, Misc. Melvin Cramer, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Circuit Court of Randolph County of Illinois denied.

No. 336, Misc. Clarence C. Johnson, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 347, Misc. Patrick Clifford King, petitioner, *v.* People of the State of California. Petition for writ of certiorari to the District Court of Appeals of California, First Appellate District, denied.

No. 355, Misc. Joseph Nitch, petitioner, *v.* Superintendent of Norwich State Hospital, etc. Petition for writ of certiorari to the Supreme Court of Errors of Connecticut denied.

No. 356, Misc. Edward Bernatowicz, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 358, Misc. John Richard Bayless, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 359, Misc. H. W. McCutcheon and J. A. Frederick, petitioners, *v.* State of Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 361, Misc. Robert C. Burton and Jessie Burton, petitioners, *v.* Jerome J. Waters, Jr., Warden. Petition for writ of certiorari to the Criminal Court of Appeals of Oklahoma denied.

No. 368, Misc. Florence McMillan Goodman and Frances Brodsky, petitioners, *v.* Ed Leigh McMillan. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. 369, Misc. Walter O. Olsen, petitioner, *v.* State of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 372, Misc. Frank Severa, petitioner, *v.* State of New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 373, Misc. Charles Skinner, petitioner, *v.* Jerome J. Munie, Warden, etc. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 374, Misc. Thomas Joseph O'Brien, petitioner, *v.* State of Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. 375, Misc. Olan Williams, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 378, Misc. Sam Miner, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 380, Misc. Celestian L. Strzep, petitioner, *v.* J. Vernal Jackson, Warden. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 383, Misc. Glenn Dale Atkins, petitioner, *v.* H. E. Moore, Warden, et al. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 388, Misc. Frank A. Hourihan, petitioner, *v.* National Labor Relations Board et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 391, Misc. Lafayette Miller, petitioner, *v.* State of North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. 392, Misc. George C. Nickerson, petitioner, *v.* State of New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 395, Misc. Michael Deveny, petitioner, *v.* Harley O. Teets, Warden, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 400, Misc. Ralph Brink, petitioner, *v.* Commonwealth of Pennsylvania et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 411, Misc. Bernard M. Shotkin, petitioner, *v.* Stangard-Dickerson Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 420, Misc. Commonwealth of Pennsylvania ex rel. Ollie Carey, petitioner, *v.* Keeper of the Montgomery County Prison. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 293, Misc. Carl W. Burkholder, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Motion for leave to file petition for writ of habeas corpus also denied.

No. 357, Misc. Macie Miller, petitioner, *v.* R. N. Eidson, Warden;
 No. 362, Misc. William Bergen, petitioner, *v.* Warden, Maryland State Penitentiary;

No. 370, Misc. Gerald Glen Boyden, petitioner, *v.* Richard A. McGee, Director, etc.;

No. 371, Misc. Harrison Tarver, petitioner, *v.* Edward M. Fay, Warden, etc.;

No. 376, Misc. George E. Duncan, petitioner, *v.* Warden, Nebraska State Penitentiary;

No. 379, Misc. Samuel White, petitioner, *v.* William H. Hiatt, Warden; and

No. 393, Misc. In re Vincent Oppedisano, petitioner. Motions for leave to file petitions for writs of habeas corpus denied.

No. 363, Misc. Arthur L. DeJordy, petitioner, *v.* State of Michigan et al. Application denied.

No. 366, Misc. In the matter of the Application of Alexander G. Jeronis, petitioner. Motion for preliminary injunction denied.

No. 409, Misc. William A. Marshall, petitioner, *v.* United States of America. Motion for leave to file petition for writ of mandamus denied.

ORDER

The Court will take a recess from Monday, April 13, until Monday, April 27, next.

No. 308. Elizabeth H. Dalehite, Henry G. Dalehite, Jr., et al., petitioners *v.* United States of America. Six hours allowed for argument. Argument commenced by Mr. John Lord O'Brian for the petitioners, Dalehite and certain others, and continued by Mr. Howard C. Westwood for the petitioners, Dalehite and certain others.

Adjourned until tomorrow at 12 o'clock.

The day call for Tuesday, April 7, will be as follows: Nos. 308, 488, 508, 509, 532, and 113.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Walter D. McCloud, of Vienna, Va., and Edward L. Boisseree, of Omaha, Nebr., on motion of Mr. Edward M. Reidy; Joseph G. Feldman, of Philadelphia, Pa., and Harry Norman Ball, of Philadelphia, Pa., on motion of Mr. Julian Robert Wilhelm; Robert Dunn Symmes, of Indianapolis, Ind., on motion of Mr. W. Russell Mules; James B. Utt, of Santa Ana, Calif., on motion of Mr. Allan Oakley Hunter; Irving Levine, of New York, N. Y., on motion of Mr. Mordecai M. Merker; Donald W. Nofri, of Chicago, Ill., on motion of Mr. Hercules V. Galie; William A. Sheehan, of New York, N. Y., on motion of Mr. Robert E. Kline, Jr.; Leonard von Bibra Sutton, of Colorado Springs, Colo., on motion of Mr. Carl F. Bauersfeld; Mortimer Feuer, of New York, N. Y., on motion of Mr. Philip Levy; Carleton S. Connor, of New York, N. Y., on motion of Mr. Edward E. Rigney; Robert O. Kiplinger, of Omaha, Nebr., on motion of Mr. Walter R. Johnson; Frank James Whalen, Jr., of Washington, D. C., on motion of Mr. Frank S. Ketcham; Lawrence Dumas, Jr., of Birmingham, Ala., on motion of Mr. Frederic A. Ballard; Abraham S. Goldstein, of Washington, D. C., and Herbert J. Hansell, of Cleveland, Ohio, on motion of Mr. Milton M. Gottesman; Drexel A. Sprecher, of Bethesda, Md., on motion of Mr. Herbert S. Thatcher, were admitted to practice.

No. 308. Elizabeth H. Dalehite, Henry G. Dalehite, Jr., et al., petitioners, *v.* United States of America. Argument continued by Mr. Austin Y. Bryan, Jr., for the petitioners, Pan American Refining Corporation et al., and by Mr. Morton Liftin and Mr. Oscar H. Davis for the respondent.

Adjourned until tomorrow at 12 o'clock.

The day call for Wednesday, April 8, will be as follows: Nos. 308, 488, 508, 509, 532, and 113.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Maurice A. Walsh, Jr., of New York, N. Y., Francis X. Fahy, of New York, N. Y., and James Patrick Evers, of Hawthorne, N. J., on motion of Mr. Richard S. Doyle; Morton L. Zubres, of Albany, N. Y., on motion of Mr. Sanford H. Bolz; Francis E. Koch, of New York, N. Y., on motion of Mr. Horace G. Hitchcock; Sherwood K. Booth, of Arlington, Va., on motion of Mr. William Wolcott Goodrich; Bryan F. Williams, Jr., of Galveston, Tex., on motion of Mr. Arthur C. Perry; and Joseph N. Friedman, of New York, N. Y., on motion of Mr. Philip Elman, were admitted to practice.

No. 308. Elizabeth H. Dalehite, Henry G. Dalehite, Jr., et al., petitioners, *v.* United States of America. Argument continued by Mr. Oscar H. Davis for the respondent, and concluded by Mr. John Lord O'Brian for petitioners, Dalehite and certain others.

No. 488. The Callanan Road Improvement Company, a Corporation, South Bethlehem, New York, appellant, *v.* The United States of America, Interstate Commerce Commission and Cornell Steamboat Company. Argued by Mr. William A. Roberts for the appellant, by Mr. William J. Hickey for the appellees, United States and Interstate Commerce Commission, and by Mr. R. Granville Curry for the appellee, Cornell Steamboat Company.

No. 508. United States of America, petitioner, *v.* International Building Company, a Corporation. Argued by Mr. Philip Elman for the petitioner and by Mr. Malcolm I. Frank for the respondent.

No. 509. Transcontinental & Western Air, Inc., petitioner, *v.* Joseph H. Koppal. Argument commenced by Mr. Horace G. Hitchcock for the petitioner.

Adjourned until tomorrow at 12 o'clock.

The day call for Thursday, April 9, will be as follows: Nos. 509, 532, and 113.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Thomas T. Oyler, of Cincinnati, Ohio, on motion of Mr. Abe Fortas; Asher H. Ende, of New York, N. Y., on motion of Mr. Arthur A. Gladstone; Harman Hawkins, of New York, N. Y., on motion of Mr. Eustace Seligman; Carl Morgenstern, of Hamilton, Ohio, on motion of Mr. Frederick K. Randolph; and Owen Gallagher, of Boston, Mass., on motion of Mr. Joseph Edward Casey, were admitted to practice.

No. 509. Transcontinental & Western Air, Inc., petitioner, *v.* Joseph H. Koppal. Argument continued by Mr. Horace G. Hitchcock for the petitioner and by Mr. Fred J. Freel and Mr. Ray D. Jones, Jr., for the respondent.

No. 532. United States of America, appellant, *v.* W. T. Grant Company, S. H. Kress & Company, and John M. Hancock, et al. Argued by Mr. Victor H. Kramer for the appellant; by Mr. Eustace Seligman for the appellees, John M. Hancock et al.; by Mr. Abe Fortas for the appellees, Kroger Company; and submitted by Mr. Harry H. Wiggins for the appellee, S. H. Kress & Company.

No. 113. Roy Webber Tinder, Jr., petitioner, *v.* The United States of America. Argument commenced by Mr. William W. Koontz for the petitioner.

Adjourned until tomorrow at 12 o'clock.

The day call for Friday, April 10, will be as follows: No. 113.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Rudolph Naccarato, of Olympia, Wash., on motion of Mr. Henry M. Jackson; Chat Chancellor, of Frankfort, Ky., on motion of Mr. Heber H. Rice, were admitted to practice.

No. 113. Roy Webber Tinder, Jr., petitioner, *v.* The United States of America. Argument continued by Mr. William W. Koontz for the petitioner and concluded by Mr. Murry Lee Randall for the respondent.

Adjourned until Monday, April 13, next, at 12 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Leslie G. Johnson, of Logan, Ohio, on motion of Mr. William Langer; John Giles Roberts, of Washington, D. C., on motion of Mr. Acting Solicitor General Robert L. Stern; Joseph Henry Stiller, of Chicago, Ill., and William Henry Fields, of Aurora, Ill., on motion of Mr. Chauncey W. Reed; James Otis Herrington, of San Antonio, Tex., on motion of Mr. Paul J. Kilday; R. E. Fendler, of Atlanta, Ga., on motion of Mr. Jas. C. Davis; Max L. Chill, of Chicago, Ill., on motion of Mr. Henry P. Chandler; Mary Rose Deering, of Washington, D. C., on motion of Mrs. Ida Simrall Alys; Edward S. Crudele, of Cleveland, Ohio, on motion of Mr. Paul R. Harmel; William Dalton McBee, of Oklahoma City, Okla., on motion of Mr. William C. Lewis, Jr.; Elihu Pearlman, of Boston, Mass., on motion of Mr. Eliot L. Richardson; Joseph Anton Bogan, Sr., of Elizabeth, Pa., on motion of Mr. Wilbur Brice O'Brien; Raymond J. Budinger, of Chicago, Ill., and Eugene William Lederer, of State College, Pa., on motion of Mr. Heber H. Rice; Worth B. McCauley, of Oklahoma City, Okla., on motion of Mr. Labre R. Garcia; Jacob Jerome Kilimnik, of Philadelphia, Pa., on motion of Mr. Harry P. Warner; James Eben Hart, of Oklahoma City, Okla., on motion of Mr. Wesley E. Disney; Warren M. Christopher, of Los Angeles, Calif., on motion of Mr. Robert M. Vaughan; Wilbur D. Atkins, of Baton Rouge, La., on motion of Mr. John L. Madden; Henry R. Rolph, of San Francisco, Calif., on motion of Mr. Clarence Lea; Robert Hastings Lounsbury, of New York, N. Y., on motion of Mr. Philip Bransfield Brown; J. Lawrence Holleran, of Chicago, Ill., on motion of Mr. Donald C. Beeler; Louis Clark Stephens, of New York, N. Y., on motion of Mr. Oliver Ellis Stone; Eileen Colligan Morrissey, of New York, N. Y., on motion of Mr. John Carroll Morrissey; John L. MacDonnell, of New York, N. Y., on motion of Mr. Robert W. Minor; Irvin M. Kent, of Poughkeepsie, N. Y., and Bernard A. Feuerstein, of New York, N. Y., on motion of Mr. Roger M. Currier; and F. Morgan Anglin, of Reno, Nev., on motion of Mr. William R. Vallance, were admitted to practice.

No. 556. United States of America, appellant, *v.* L. P. Jones. Appeal from the United States District for the Southern District of Florida. Appeal remanded to the United States Court of Appeals for the Fifth Circuit for further proceedings. Opinion *per curiam* announced by Mr. Chief Justice Vinson.

The Chief Justice announced the following orders of the Court:

No. 511. The Central Railroad Company of New Jersey et al., appellants, *v.* The Department of Public Utilities, Board of Public Utility Commissioners, State of New Jersey. Appeal from the Supreme Court of New Jersey. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for the want of a substantial federal question.

No. 648. October Term, 1951. The Bradley Mining Company, a Corporation, petitioner, *v.* Edward H. Boice. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. *Per Curiam*: The petition for rehearing is granted. The order entered May 5, 1952, denying certiorari is vacated and the petition for writ of certiorari is granted. The order of the division of the Court of Appeals denying petition for rehearing en banc is vacated and the case is remanded to the Court of Appeals for further proceedings in the light of *Western Pacific Railroad Corporation v. Western Pacific Railroad Company*, Nos. 150 and 160, decided April 6, 1953.

No. 266. William H. Banks Warehouses, Inc., and John Alfred Halford, petitioners, *v.* George L. Watt, William Watt, Roland Ulrich, et al. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. *Per Curiam*: The petition for writ of certiorari is granted. The order of the division of the Court of Appeals denying petition for rehearing en banc is vacated and the case is remanded to the Court of Appeals for further proceedings in the light of *Western Pacific Railroad Corporation v. Western Pacific Railroad Company*, Nos. 150 and 160, decided April 6, 1953.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

ORDER

It is ordered that Professor James William Moore, of Yale University, be, and he is hereby, appointed a member of the Advisory Committee, appointed by the order of June 3, 1935, and designated as a continuing Committee to advise the Court with respect to amend-

ments or additions to the Rules of Civil Procedure for the District Courts of the United States, by order of January 5, 1942.

— Original. The State of Mississippi, complainant, *v.* The State of Louisiana. A rule is ordered to issue returnable within forty days, requiring the defendant to show cause why leave to file the bill of complaint should not be granted.

No. 371. Gaynor News Company, Inc., petitioner, *v.* National Labor Relations Board. The motion for leave to file brief of N. A. A. C. P. Legal Defense and Educational Fund, Inc., as *amicus curiae* is denied.

No. 617. District of Columbia, petitioner, *v.* John R. Thompson, Inc. The motion of the United States for leave to appear and present oral argument as *amicus curiae* is granted and one hour is allowed for that purpose.

No. 614. Bankers Life and Casualty Company, petitioner, *v.* The Honorable John W. Holland, as Chief Judge of the United States District Court for the Southern District of Florida, et al. The petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit is granted limited to question 1 presented by the petition for the writ and the case is transferred to the summary docket.

No. 291. Wisconsin Michigan Power Company, petitioner, *v.* Federal Power Commission; and

No. 294. State of Wisconsin and Public Service Commission of Wisconsin, petitioners, *v.* Federal Power Commission. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 495. California Electric Power Company, petitioner, *v.* Federal Power Commission et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 574. State of Wisconsin and Public Service Commission of Wisconsin, petitioners, *v.* Federal Power Commission; and

No. 575. Wisconsin Power and Light Company, petitioner, *v.* Federal Power Commission. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 599. M. H. Demko, as Administratrix of the Estate of M. I. Anglin and as Trustee for M. I. Anglin, et al., petitioners, *v.* Lauderdale-By-The-Sea, a Municipal Corporation of the State of Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 608. William A. H. Howland, petitioner, *v.* Amber Justiz

Stitzer, now Remarried and Known as Mrs. Sherman Hawes, Jr., et al. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. 612. Franz Georg Bloch, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 623. L. B. Binion, alias Benny Binion, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 624. Winthrop Taylor, petitioner, *v.* Joseph P. Marcelle, Collector of Internal Revenue, First District of New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 625. Felipe Fernandez, petitioner, *v.* United Fruit Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 628. Abie A. Sher, petitioner, *v.* Clifford W. DeHaven and Clayton Rose. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 537. L. S. "Bob" Cornett, petitioner, *v.* The State of Nebraska. Petition for writ of certiorari to the Supreme Court of Nebraska denied. Mr. Justice Black is of the opinion certiorari should be granted.

No. 602. Alexandros Theodorakis, petitioner, *v.* John Xilas, as Master; Theofana Maritime Company, Limited, as Owner, et al. Motion to dispense with printing the petition, brief, and record granted. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 325, Misc. Harold A. Gadsden, petitioner, *v.* The United States. Second petition for rehearing denied.

No. 345, Misc. Joseph Rushkowski, Jr., petitioner, *v.* C. J. Burke, Warden, et al. Petition for rehearing denied for the reason that the application was not received within the time provided by Rule 33.

No. 273, Misc. Dale Word, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied for the reason that application therefor was not made within the time provided by law. Rule 37 (b) (2) of the Rules of Criminal Procedure.

No. 381, Misc. Leonard H. Lundberg, petitioner, *v.* Emery E. Jacques, Warden. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 390, Misc. Edward D. Malone, petitioner, *v.* Dr. Marion R. King. Petition for writ of certiorari to the Supreme Court of California denied.

No. 401, Misc. On Lee, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 413, Misc. Luther C. Sykes, Jr., petitioner, *v.* E. T. Swenson, Warden, etc. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 415, Misc. Wesley E. Enochs, petitioner, *v.* Harley O. Teets, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. 416, Misc. Clyde Wagner, petitioner, *v.* Joseph E. Ragen, Warden. Petition for writ of certiorari to the Circuit Court of Madison County, Illinois, denied.

No. 418, Misc. Clifford Webb, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 419, Misc. Trivis Rawlings, petitioner, *v.* Marion County Criminal Court et al. Petition for writ of certiorari to the Marion County Criminal Court of Indiana denied.

No. 397, Misc. Henry Elliott, petitioner, *v.* Alfred F. Dowd, Warden. Motion for leave to file petition for writ of habeas corpus denied.

Adjourned until Monday, April 27, next, at 12 o'clock.

The day call for Monday, April 27, will be as follows: Nos. 371, 498, 512, 517, 521, 525, 566, 567 (and 568), 648, and 540 (and 573).

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Bruce Bennett, of El Dorado, Ark., on motion of Mr. Oren Harris; William P. Dodds, of Beebe, Ark., on motion of Mr. Wilbur D. Mills; Max E. Cooper, of Brooklyn, N. Y., and M. Jay Meckler, of Brooklyn, N. Y., on motion of Mr. Acting Solicitor General Robert L. Stern; Ted P. Stockmar, of Denver, Colo., on motion of Mr. E. D. Millikin; Lester A. Ottenheimer, of East Chicago, Ind., on motion of Mr. Ray J. Madden; Louis I. Fisher, of Chicago, Ill., John L. East, Jr., of Chicago, Ill., and John J. Hogan, of Chicago, Ill., on motion of Mr. Chauncey W. Reed; George R. Johnson, of Long Beach, Calif., on motion of Mr. Allan Oakley Hunter; Mendon Morrill, of Paterson, N. J., on motion of Mr. Joel David Wolfsohn; Edward M. Koza, of Chicago, Ill., and David S. Ligon, of Manhasset, N. Y., on motion of Mr. Elmore Whitehurst; John C. Miles, of Los Angeles, Calif., and J. Wallace McKnight, of Los Angeles, Calif., on motion of Mr. John C. Connaughton; Willis T. Barber, of Cleveland, Ohio, on motion of Mr. Arnold B. Christen; Sylvia S. Ellison, of Atlanta, Ga., on motion of Mr. James H. Shelton; Glenn D. Curtis, of Detroit, Mich., on motion of Mr. Arthur L. Quinn; Edwin R. Fischer, of New York, N. Y., on motion of Mr. Donald H. Dalton; Hayden J. Price, of San Antonio, Tex., on motion of Mr. Dwight L. Rogers; Albert Byrne Litschgi, of Tampa, Fla., on motion of Mr. F. Cleveland Hedrick; Elizabeth Barnes Aduston Rogers, of Eutaw, Ala., and Arden L. Andresen, of Washington, D. C., on motion of Mr. Roger S. Foster; Bernard B. Laven, of Los Angeles, Calif., on motion of Mr. Carl J. Batter; Oscar J. Cadwallader, Jr., of Houston, Tex., Tracy Lovett Riddle, of Jacksonville, Fla., and Clyde Germany Trammell, Jr., of West Palm Beach, Fla., on motion of Mr. James R. Golden; René H. Himel, Jr., of New Orleans, La., on motion of Mr. Eberhard P. Deutsch; Abraham Fishbein, of New York, N. Y., on motion of Mr. Gerhard Van Arkel; Isadore H. Y. Muchnick, of Boston, Mass., on motion of Mr. Eugene T. Kinnaly; Richardson Wadsworth Nahstoll, of Portland, Oreg., on motion of Mr. Neil Brooks; Marion C. Ladwig, of Washington, D. C., on motion of Mr. Bernard Dunau; Charles A. Kothe, of Tulsa, Okla., on motion of Mr. Sam Clammer; Morris B.

Abram, of Atlanta, Ga., on motion of Mr. Harold F. Reis; Frederick B. Cohen, of Bremerton, Wash., on motion of Mr. Albert Brick; Joseph S. Dubin, of Los Angeles, Calif., on motion of Mr. Fulton M. Brylawski; Haviland Hobbs, of Washington, D. C., on motion of Mr. J. Austin Latimer; Harold A. Wasserman, of New York, N. Y., on motion of Mr. Joseph Forer; Maxwell M. Albach, of Newark, N. J., and Jerome S. Lieb, of Newark, N. J., on motion of Mr. Maurice A. Roberts; Samuel J. Stoll, of Jamaica, N. Y., on motion of Mr. Robert Irving Dennison; Bernard Justin Greenfield, of Los Angeles, Calif., on motion of Mr. Howard H. Schmidt; John Joseph Griffin, of Oklahoma City, Okla., on motion of Mr. Peyton Ford; George J. Regan, of Whitestone, N. Y., William Kerwick, of New York, N. Y., Anthony J. DiPaola, of New York, N. Y., James Pasta, of Woodhaven, N. Y., Joseph Lonardo, of Flushing, N. Y., James P. McGrattan, of Rego Park, N. Y., Anthony P. Savarese, Jr., of New York, N. Y., Peter T. Farrell, of Jamaica, N. Y., George S. Ives, of Norwich, N. Y., Charles Margett, of Jamaica, N. Y., Moses Arthur Feuer, of Long Island City, N. Y., Bernard Dubin, of Forest Hills, N. Y., C. Parke Masterson, of Long Island City, N. Y., Walter A. Maggiolo, of Brooklyn, N. Y., Leonard Capone, of Flushing, N. Y., Harold L. Strauss, of Rego Park, N. Y., John M. Londergan, of Flushing, N. Y., Bernard M. Patten, of Queens Village, N. Y., Alphonse P. Guardino, of Richmond Hill, N. Y., Frank R. Klein, of Long Island City, N. Y., Frank J. Crisona, of Far Rockaway, N. Y., Lawrence Peirez, of Woodside, N. Y., Jerome Zachary Lorber, of Woodside, N. Y., John S. Groat, of Queens Village, N. Y., Harold C. Fields, of Jamaica, N. Y., Dwyer W. Shugrue, of Alexandria, Va., David Kusnetz, of Long Island City, N. Y., Thomas P. Cullen, of Long Island City, N. Y., J. Wolfe Chassen, of Ridgewood, N. Y., A. Edward Markowitz, of Long Island City, N. Y., John F. Kreppein, of Flushing, N. Y., Harold Tessler, of Jamaica, N. Y., and Lawrence T. Gresser, Jr., of Jamaica, N. Y., on motion of Mr. William B. Groat, Jr., were admitted to practice.

No. 442. United States of America, appellant, *v.* James J. Carroll. Appeal from the United States District Court for the Western District of Missouri. Judgment affirmed. Opinion by Mr. Justice Douglas.

No. 303. Calmar Steamship Corporation, petitioner, *v.* Sydney Keith Scott, one of the Lloyds Underwriters, et al. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment of the Court of Appeals vacated with costs and cause remanded to that court for proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Frankfurter. Dissenting:

Mr. Justice Minton. Dissenting opinion by Mr. Justice Douglas in which the Chief Justice concurs.

No. 262. Calmar Steamship Corporation, petitioner, *v.* United States of America. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment of the Court of Appeals vacated and cause remanded to that court for proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Frankfurter.

No. 341. William Poulos, appellant, *v.* The State of New Hampshire. Appeal from the Supreme Court of the State of New Hampshire. Judgment affirmed with costs. Opinion by Mr. Justice Reed. Opinion by Mr. Justice Frankfurter concurring in the result. Dissenting opinion by Mr. Justice Black. Dissenting opinion by Mr. Justice Douglas in which Mr. Justice Black concurs.

No. 322. N. E. Pope et al., petitioners, *v.* Atlantic Coast Line Railroad Company. On writ of certiorari to the Supreme Court of the State of Georgia. Judgment reversed with costs and cause remanded to the Supreme Court of Georgia for proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Chief Justice Vinson. Concurring: Mr. Justice Black and Mr. Justice Reed. Dissenting opinion by Mr. Justice Frankfurter.

The Chief Justice announced the following orders of the Court:

No. 662. Olin E. Darby, appellant, *v.* People of the State of California. Appeal from the District Court of Appeal of California, Second Appellate District. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for the want of a substantial federal question.

No. 675. James Petty and Tom E. Deane, appellants, *v.* State of Idaho. Appeal from the Supreme Court of Idaho. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for the want of a final judgment. 28 U. S. C., § 1257.

The Chief Justice said:

“The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally.”

No. 548. Harry Renton Bridges, Henry Schmidt, and J. R. Robertson, petitioners, *v.* The United States of America. The motions for leave to file briefs of Western Mechanics Local 700, International Union Mine, Mill, and Smelter Workers of Los Angeles, and Interna-

tional Longshoremen's and Warehousemen's Union, as *amici curiae*, are denied. Mr. Justice Clark took no part in the consideration or decision of these motions.

No. 617. District of Columbia, petitioner, *v.* John R. Thompson Company, Inc. The motion for leave to file brief of N. A. A. C. P. Legal Defense and Educational Fund, Inc., as *amicus curiae*, is denied.

No. 454. Frank Stoner and Irene Stoner, petitioners, *v.* Charles Bellows and Downing & Bellows Co., Ltd. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 482. The Rosicrucian Fellowship, a Corporation, et al., petitioners, *v.* The Rosicrucian Fellowship Non-Sectarian Church, a Corporation, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 531. S. Buchsbaum and Company, Incorporated, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 607. William J. Heitsch, Executor of the Estate of Janet H. Heitsch, Deceased, petitioner, *v.* Giles Kavanagh, United States Collector of Internal Revenue at Detroit, Michigan, etc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 616. Morristown Trust Co., as Executor of the Last Will and Testament of Henry W. Williams, Deceased, petitioner, *v.* John E. Manning, United States Internal Revenue Collector for the Fifth District of New Jersey. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 622. Commissioner of Internal Revenue, petitioner, *v.* Isadore Golonsky and Frank Gold. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 626. Ione S. Wynne, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 627. The H. J. Lewis Oyster Company, petitioner, *v.* The United States, the State of Connecticut, Intervenor. Petition for writ of certiorari to the United States Court of Claims denied.

No. 630. William Sellas, petitioner, *v.* Jesse Kirk, as Range Manager, Bureau of Land Management, Nevada Grazing District No. 4 Ely, Nevada. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 632. Oscar L. Mims, petitioner, *v.* Metropolitan Life Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 637. The Marine Midland Trust Company of New York, petitioner, *v.* John J. McGirl, Trustee of Solar Manufacturing Corporation, Debtor, and the Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 639. Sanford Service Company, petitioner, *v.* Harold Caswell. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 640. Hammermill Paper Company, petitioner, *v.* City of Erie. Petition for writ of certiorari to the Supreme Court of Pennsylvania denied.

No. 642. Clarence E. Hood, Jr., et al., petitioners, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 645. Mines & Metals Corporation, Steel, Inc., Bertrand L. Ball, et al., petitioners, *v.* Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 650. Lester Rothschild, Individually and Trading as Gen-O-Pak Company, petitioner, *v.* Federal Trade Commission. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 652. Waterman Steamship Corporation, petitioner, *v.* Ship-owners and Merchants Towboat Co., Ltd., a Corporation, and Tug Sea Fox, Inc., a Corporation, etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 653. London and Lancashire Insurance Company, Ltd., petitioner, *v.* Gas Service Company. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 657. W. T. Odell, R. R. Ivey, J. A. Russell, et al., petitioners, *v.* Humble Oil and Refining Company, a Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 659. Fargo Glass & Paint Co., petitioner, *v.* Globe American Corporation and the Maytag Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 665. Jacob Lichter and Jennie L. Lichter, petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 672. The Biever Motor Car Company, petitioner, *v.* Chrysler Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 629. Alger Hiss, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Reed, Mr. Justice Frankfurter, and Mr. Justice Clark took no part in the consideration or decision of this application.

No. 644. Banks and Rumbaugh, petitioner, *v.* Maurice J. Tobin, Secretary of Labor, United States Department of Labor. The motion to substitute Martin P. Durkin, present Secretary of Labor, as the party respondent in the place and stead of Maurice J. Tobin, resigned, is granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 188, October Term, 1951. George Gillette, petitioner, *v.* The United States of America. Motion for leave to file a second petition for rehearing denied.

No. 20. Bennie Daniels and Lloyd Ray Daniels, petitioners, *v.* Robert A. Allen, Warden, Central Prison of the State of North Carolina;

No. 22. Raleigh Speller, petitioner, *v.* Robert A. Allen, Warden, Central Prison of North Carolina, Raleigh, North Carolina;

No. 32. Clyde Brown, petitioner, *v.* Robert A. Allen, the Warden of the Central Prison of the State of North Carolina at Raleigh, North Carolina;

No. 129. Jessie C. Babb, petitioner, *v.* Mandel Benjamin, Chief of the Chicago Area, Social Security Administration, et al.;

No. 264. Dr. Frederick S. Baldi, Superintendent, Philadelphia County Prison, et al., petitioners, *v.* United States of America, ex rel. David Almeida;

No. 426. William Heikkila, appellant, *v.* Bruce G. Barber, Individually and as District Director of the Immigration and Naturalization Service for the Thirteenth Immigration District, et al.;

No. 474. Leslie D. Bloom and Ida Dubose, Guardians of Flora Alward Rohnert, etc., petitioners, *v.* John W. Willis et al.;

No. 586. Roy A. H. Knisely, petitioner, *v.* United States of America;

No. 364, Misc. James Earnest Coker, petitioner, *v.* People of the State of California;

No. 372, Misc. Frank Severa, petitioner, *v.* State of New Jersey;

No. 420, Misc. Commonwealth of Pennsylvania ex rel. Ollie Carey, petitioner, *v.* Keeper of the Montgomery County Prison; and

No. 331, Misc. Camilo Weston Leyra, petitioner, *v.* The People of the State of New York. Petitions for rehearing denied.

No. 2, Misc. In re Disbarment of Alger Hiss. An order is entered disbarring Alger Hiss, of New York City, from the further practice of the law in this Court. Mr. Justice Reed, Mr. Justice Frankfurter, and Mr. Justice Clark took no part in the consideration or decision of this question.

No. 238, Misc. William Henry Ward, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 352, Misc. Alva Wallace, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 396, Misc. John Joseph Mango, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 403, Misc. Ivan M. Elchibegoff, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 405, Misc. Virgil Current petitioner, *v.* Robert H. Hudspeth, Warden. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. 408, Misc. William Mahler, petitioner, *v.* People of the State of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 412, Misc. John Darman, petitioner, *v.* People of the State of New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 414, Misc. Bernard H. Oliver, Jr., petitioner, *v.* H. E. Moore, Warden, etc. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 423, Misc. Armando Corvino, petitioner, *v.* State of New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 424, Misc. Harold Lawrence, petitioner, *v.* Ralph N. Eidson, Warden. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. 426, Misc. Bernard Ephraim, petitioner, *v.* State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 427, Misc. Charlie Simpson, petitioner, *v.* O. J. Nygaard, Warden. Petition for writ of certiorari to the Supreme Court of North Dakota denied.

No. 428, Misc. William Edward McGuire, petitioner, *v.* Joseph E. Ragen, Warden. Petition for writ of certiorari to the Circuit Court of Will County of Illinois denied.

No. 429, Misc. Elmer Kunkle, petitioner, *v.* Dr. John W. Claudy, Warden. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. 430, Misc. David Darrin, petitioner, *v.* Capital Transit Company. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 432, Misc. Joseph J. DeSantis, petitioner, *v.* People of the State of New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 442, Misc. William H. Draper, petitioner, *v.* People of the State of New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 446, Misc. Charles J. Fitzgerald, petitioner, *v.* Robert A. Heinze, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. 386, Misc. Corinne C. Waterman, petitioner, *v.* People of the State of New York. Petition for writ of certiorari to the Court of Special Sessions of the City of New York, New York, denied for the reason that application therefor was not made within the time provided by law. 28 U. S. C., § 2101 (c).

No. 387, Misc. Corinne C. Waterman, petitioner, *v.* Saul Schatten et al. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied for the reason that application therefor was not made within the time provided by law. 28 U. S. C., § 2101 (c).

No. 398, Misc. John T. Miller, petitioner, *v.* Standard Oil Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion the petition should be granted.

No. 402, Misc. Carl J. Kunz and Paul Lyons, petitioner, *v.* People of the State of New York. Petition for writ of certiorari to the Court of Special Sessions of the City of New York, Appellate Part, denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion the petition should be granted.

No. 283, Misc. Haywood Starnes, petitioner, *v.* Alfred F. Dowd, Warden;

No. 399, Misc. Alexander G. Jeronis, petitioner, *v.* Emery E. Jacques, Warden;

No. 407, Misc. Antonio Simeone, petitioner, *v.* Warden, U. S. Penitentiary, Lewisburg, Pa.;

No. 410, Misc. Theodore A. Baldwin, petitioner, *v.* William H. Hiatt, Warden; and

No. 425, Misc. Ray Schrader, petitioner, *v.* Joseph E. Ragen, Warden, etc. Motions for leave to file petitions for writs of habeas corpus denied.

No. 371. Gaynor News Company, Inc., petitioner, *v.* National Labor Relations Board. Argued by Mr. Julius Kass for the petitioner and by Mr. Bernard Dunau for the respondent.

No. 498. Maryland Casualty Company et al., petitioners, *v.* Gertrude Picard Cushing et al. Argument commenced by Mr. Eberhard P. Deutsch for the petitioners.

Adjourned until tomorrow at 12 o'clock.

The day call for Tuesday, April 28, will be as follows: Nos. 498, 512, 517, 521, 525, 566, 567 (and 568), 648, 617, and 540 (and 573).

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Jesse D. Wright, of Indianapolis, Ind., and Cale J. Holder, of Indianapolis, Ind., on motion of Mr. William E. Jenner; Artemas C. Leslie, of Pittsburgh, Pa., on motion of Mr. George Horace Hafer; W. Keith Hamill, of Newton, Iowa, on motion of Mr. Thomas Ellsworth Martin; James Scott Hill, of New Brunswick, N. J., on motion of Mr. Stanley C. Smoyer; Kenneth Cooper, of Bay Minette, Ala., on motion of Mr. Alfred Connor Bowman; Crawford Joseph Cofer, of Brownsville, Tex., on motion of Mr. Lloyd M. Bentsen, Jr.; Richard G. Garties, of Dayton, Ohio, on motion of Mr. Donald T. Ruby; Paul G. Dolan, of Joliet, Ill., on motion of Mr. Henry H. Pike; Walter Akerman, Jr., of Orlando, Fla., on motion of Mr. Alexander Akerman, Jr.; Henry L. Spencer, of Jackson, Ky., and John J. Kelley, Jr., of Cincinnati, Ohio, on motion of Mr. Berryman Green; William LaFayette Norton, Jr., of Gainesville, Ga., on motion of Mr. Carlton Fox; Jack Lawrence Friedlander, of Washington, D. C., Charles Stanely Sures, of Washington, D. C., and Frederick T. M. Crowley, of Washington, D. C., on motion of Mr. Nathan M. Lubar; Hilbert Fefferman, of Washington, D. C., and Ashley A. Foard, of Arlington, Va., on motion of Mr. Adolph H. Zwerner; Murray Louis Schwartz, of Washington, D. C., on motion of Mr. Oscar Davis; Edwin H. Hall, of Stratford, Conn., and Thomas J. O'Sullivan II, of Orange, Conn., on motion of Mr. Gregory S. Prince; and Stephen S. Barone, of New York, N. Y., on motion of Mr. Conder C. Henry, were admitted to practice.

No. 498. Maryland Casualty Company et al., petitioners, *v.* Gertrude Picard Cushing et al. Argument continued by Mr. Eberhard P. Deutsch for the petitioners and by Mr. James J. Morrison for the respondents and concluded by Mr. Eberhard P. Deutsch for the petitioners.

No. 512. Securities and Exchange Commission, petitioner, *v.* Ralston Purina Company. Argued by Mr. Roger S. Foster for the petitioner and by Mr. Thomas S. McPheeters for the respondent.

No. 517. Olive B. Barrows, Richard Pikaar, and M. M. O'Gara, petitioners, *v.* Leola Jackson. Argument commenced by Mr. J. Wallace McKnight for the petitioners and continued by Mr. Loren Miller for the respondent.

Adjourned until tomorrow at 12 o'clock.

The day call for Wednesday, April 29, will be as follows: Nos. 517, 521, 525, 566, 567 (and 568), 648, 617, 540 (and 573), 548, and 634 (635 and 636).

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Donald C. Jacobson, of DeLand, Fla., Harold L. Holt, of Hamilton, Mont., Frank L. Price, of Washington, D. C., Robert A. Crandall, of Essex Junction, Vt., Frank H. Strong, of Maryville, Mo., John Joseph Murphy, Jr., of Brooklyn, N. Y., and Robert Margolis, of Bethlehem, Pa., on motion of Mr. Acting Solicitor General Robert L. Stern; Chas. H. Heltzel, of Salem, Oreg., on motion of Mr. Guy Cordon; Lester Cave Arvin, of Wichita, Kans., on motion of Mr. Edward Herbert Rees; Harry J. Liederbach, of Philadelphia, Pa., on motion of Mr. Robert H. Rathburn; Rosanna Alexander Blake, of Huntington, W. Va., on motion of Mr. Samuel M. Singer; Arnold Malkan, of New York, N. Y., on motion of Mr. Nestor Shea Foley; Marvin Phillip Sadur, of Washington, D. C., on motion of Mr. Leonard B. Sussholz; Ruth L. Hall, of Washington, D. C., on motion of Mr. Elmer E. Batzell; and Spencer M. Beresford, of Wellesley, Mass., on motion of Mr. W. Crosby Roper, Jr., were admitted to practice.

No. 517. Olive B. Barrows, Richard Pikaar, and M. M. O'Gara, petitioners, *v.* Leola Jackson. Argument continued by Mr. Loren Miller for the respondent and concluded by Mr. J. Wallace McKnight for the petitioners.

No. 521. Central Bank, a Corporation, petitioner, *v.* The United States. Argued by Mr. George H. Koster for the petitioner and by Mr. Lester S. Jayson for the respondent.

No. 525. The New York, New Haven and Hartford Railroad Company, petitioner *v.* Mrs. George Nothnagle et al. Argued by Mr. T. J. O'Sullivan for the petitioner and by Mr. John A. Danaher for the respondent. Leave granted petitioner to file reply brief within one week.

No. 566. Carter H. Harrison, Individually and as Collector of Internal Revenue, petitioner, *v.* Edwin J. Bohnen, Executor of the Estate of Mary A. Bohnen, and Individually, et al. Argued by Mr. Lee A. Jackson for the petitioner and by Mr. George S. Stansell for the respondents.

No. 567. Federal Communications Commission, petitioner, *v.* RCA Communications, Incorporated; and

No. 568. Mackay Radio and Telegraph Company, Incorporated, petitioner, *v.* RCA Communications, Incorporated. Argument commenced by Mr. Acting Solicitor General Stern for the petitioner in No. 567.

Adjourned until tomorrow at 12 o'clock.

The day call for Thursday, April 30, will be as follows: Nos. 567 (and 568), 648, 617, 540 (and 573), 548, 634 (635 and 636), and 527.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Lawrence A. Long, of Denver, Colo., on motion of Mr. Willis Smith; Arthur S. Lawless, of Buffalo, N. Y., Sydney Saxon, of New York, N. Y., and Benton C. Tolley, Jr., of Washington, D. C., on motion of Mr. Reginald Carl Harmon; John M. Nagle, of Chicago, Ill., Albert Joel Ushana, of Chicago, Ill., Victor Matthew Theis, of Chicago, Ill., Hugh Moore Matchett, of Chicago, Ill., Jerome Andrew Deming, of Chicago, Ill., Karl A. Koch, of Chicago, Ill., Edward B. Henslee, Jr., of Chicago, Ill., Robert G. Mackey, of Chicago, Ill., Mitchell Sheridan Rieger, of Chicago, Ill., and Leon Loren Butler, of Chicago, Ill., on motion of Mr. Edward N. Logan; Max Freeman, of Arlington, Va., on motion of Mr. Acting Solicitor General Robert L. Stern; Maurice S. Close, of Lawrence, Mass., on motion of Mr. Thomas J. Lane; L. Paul Webb, of Atlanta, Ga., on motion of Mr. Marmaduke Hardeman Blackshear; Salvatore E. Capozzi, of Montclair, N. J., on motion of Mr. Irving K. Schwartz; Jack I. Sperling, of Chicago, Ill., on motion of Mr. Cyril Francis Brickfield; Robert Emerson Potts, of Columbus, Ohio, on motion of Mr. Robert W. Minor; Mitchell J. Cooper, of Chevy Chase, Md., on motion of Mr. Gerald W. Siegel; Leonard G. Nierman, of Chicago, Ill., and Claron N. White, of Chicago, Ill., on motion of Mr. Roland Alfred Anderson; Lyman Boniface Sutter, of Long Beach, Calif., on motion of Mr. Charles K. Chapman; Maurice Sapienza, of Hilo, Hawaii, T. H., on motion of Mr. John T. Sapienza; and Lawrence J. McKay, of New York, N. Y., on motion of Mr. John T. Cahill, were admitted to practice.

No. 567. Federal Communications Commission, petitioner, *v.* RCA Communications, Incorporated; and

No. 568. Mackay Radio and Telegraph Company, Incorporated, petitioner, *v.* RCA Communications, Incorporated. Argument continued by Mr. Ralph M. Carson for the petitioner in No. 568 and by Mr. John T. Cahill for the respondent, and concluded by Mr. Ralph M. Carson for the petitioner in No. 568.

No. 648. James Avery, petitioner, *v.* The State of Georgia. Argued by Mr. Frank M. Gleason for the petitioner and by Mr. M. H. Blackshear, Jr., for the respondent.

No. 617. District of Columbia, petitioner, *v.* John R. Thompson Company, Inc. Argument commenced by Mr. Chester H. Gray for the petitioner and continued by Mr. Philip Elman for the United States, as *amicus curiae*, by special leave of Court. Leave granted petitioner to file reply brief within one week.

Adjourned until tomorrow at 12 o'clock.

The day call for Friday, May 1, will be as follows: 617, 540 (and 573), 548, 634 (635 and 636), and 527.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Charles M. Metzner, of New York, N. Y., on motion of Mr. James Lee Rankin; Harold W. Adams, Jr., of Salem, Oreg., on motion of Mr. Wayne Lyman Morse; Charles W. Kennedy, Jr., of Crockett, Tex., on motion of Mr. Price Daniel; John V. Dowdy, of Athens, Tex., on motion of Mr. John E. Lyle, Jr.; John J. Fish, of Dearborn, Mich., on motion of Mr. Thaddeus M. Machrowicz; and Mathias F. Correa, of New York, N. Y., on motion of Mr. Loftus E. Becker, were admitted to practice.

No. 617. District of Columbia, petitioner, *v.* John R. Thompson Company, Inc. Argument continued by Mr. Philip Elman for the United States, as *amicus curiae*, by special leave of Court, by Mr. Ringgold Hart for the respondent, by Mr. Edward F. Colladay for the Washington Board of Trade, as *amicus curiae*, by special leave of Court, and concluded by Mr. Chester H. Gray for the petitioner.

No. 540. United States of America, petitioner, *v.* Harry Gray Nugent; and

No. 573. United States of America, petitioner, *v.* Lester Packer. Argument commenced by Mr. Robert W. Ginnane for the petitioner and continued by Mr. Hayden C. Covington for the respondents.

Adjourned until Monday, May 4, next, at 12 o'clock.

The day call for Monday, May 4, next, will be as follows: Nos. 540 (and 573), 548, 634 (635 and 636), and 527.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Louis Sherman, of Newark, N. J., and Lawrence B. Raff, of Newark, N. J., on motion of Mr. Acting Solicitor General Robert L. Stern; John Kendrick Sloan, of Los Angeles, Calif., Robert Emmett Halting, of San Francisco, Calif., Philip C. Wilkins, of Sacramento, Calif., and J. Tom Watson, of Lakeland, Fla., on motion of Mr. Justin Leroy Johnson; P. Allen Rickles, of Seattle, Wash., on motion of Mr. Warren G. Magnuson; George J. Talianoff, of Miami Beach, Fla., on motion of Mr. W. C. Lantaff; David Silverton, of Los Angeles, Calif., on motion of Mr. Samuel Wm. Yorty; Aaron Lowenstein, of Negaunee, Mich., on motion of Mr. John B. Bennett; Samuel Dolf, of Minneapolis, Minn., on motion of Mr. Will Shafroth; Robert Richard Thornton, of Galveston, Tex., Leslie Munger Ball, of Port Arthur, Tex., and Arthur S. Goldberg, of Dallas, Tex., on motion of Mr. Arthur C. Perry; Robert B. Ross, of Washington, D. C., on motion of Mr. Ellis N. Slack; Charles Frank Renz, of Pittsburgh, Pa., on motion of Mr. Gordon F. Parker; Louis Bender, of New York, N. Y., on motion of Miss Beatrice Rosenberg; Willard Winter, of Washington, D. C., on motion of Mr. Bruce M. Docherty; Walter Laughn Lewis, of Proffitt, Va., on motion of Mr. Joseph E. Cassidy; Charles J. Miller, of Boston, Mass., and Sumner S. Miller, of Boston, Mass., on motion of Mr. Paul W. Norton; Fritz L. Puls, Jr., of Bethesda, Md., on motion of Mr. Sydney J. Schneider; Herbert Kunzel, of San Diego, Calif., on motion of Mr. Merle Thorpe, Jr.; William Max Nathan, of Houston, Tex., on motion of Mr. Milton K. Eckert; Douglas DeVane Batchelor, of Miami, Fla., and Robert Elmer Dunne, of Los Angeles, Calif., on motion of Mr. Charles R. Mathis, Jr.; William John Sheridan, Jr., of Chicago, Ill., on motion of Mr. Eugene Mills Meacham; Richard Newman, of Newport News, Va., on motion of Mr. Sidney V. Smith; Harold S. Dobbs, of San Francisco, Calif., on motion of Mr. Francis V. Keesling, Jr.; Myron K. Ellison, of Kansas City, Mo., on motion of Mr. Albert L. Reeves, Jr.; George J. Solomon, of East Orange, N. J., and Kenneth Simon, of New York, N. Y., on motion of Mr. Telford Taylor; Robert J. Stevenson, of Washington, D. C., on motion of Mr. Henry F. Butler; David A. Rose, of Boston, Mass., and Jackson J. Holtz, of Boston, Mass., on motion of Mr. Eugene T.

Kinnaly; and M. Stuart Goldin, of Philadelphia, Pa., on motion of Mr. Harvey Levin, were admitted to practice.

No. 488. The Callanan Road Improvement Company, a Corporation, South Bethlehem, New York, appellant, *v.* The United States of America, Interstate Commerce Commission, and Cornell Steamboat Company. Appeal from the United States District Court for the Northern District of New York. Judgment affirmed. Opinion by Mr. Justice Minton. Mr. Justice Black concurs in the result. Mr. Justice Douglas dissents.

No. 508. United States of America, petitioner, *v.* International Building Company, a Corporation. On writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Judgment of the Court of Appeals reversed and case remanded to the United States District Court for the Eastern District of Missouri for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Douglas.

No. 330. Esso Standard Oil Company, appellant, *v.* James Clarence Evans, Commissioner of Finance and Taxation of the State of Tennessee, et al.; and

No. 378. The United States of America, appellant, *v.* James Clarence Evans, Commissioner of Finance and Taxation of the State of Tennessee, et al. Appeals from the Supreme Court of the State of Tennessee. Judgment affirmed. Opinion by Mr. Justice Reed. The Chief Justice, Mr. Justice Black, and Mr. Justice Jackson dissent. Mr. Justice Frankfurter, not having heard the argument, took no part in the consideration or decision of this case.

No. 52. John Terry et al., petitioners, *v.* A. J. Adams et al. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment of the Court of Appeals reversed with costs. Judgment of the District Court holding that the combined Jaybird-Democratic general election machinery has deprived these petitioners of their right to vote on account of their race and color affirmed. The case is remanded to the District Court for proceedings in conformity with the judgment announced by Mr. Justice Black. Mr. Justice Black announced the judgment of the Court and an opinion in which Mr. Justice Douglas and Mr. Justice Burton join. Separate opinion by Mr. Justice Frankfurter. Concurring opinion by Mr. Justice Clark, in which the Chief Justice, Mr. Justice Reed, and Mr. Justice Jackson join. Dissenting opinion by Mr. Justice Minton.

The Chief Justice announced the following orders of the Court:

No. 566. Carter H. Harrison, Individually and as Collector of Internal Revenue, petitioner, *v.* Edwin J. Bohnen, Executor of the Estate of Mary A. Bohnen, and Individually, et al. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. *Per Curiam*: The judgment is affirmed by an equally divided Court. Mr. Justice Jackson took no part in the consideration or decision of this case.

No. 341, Misc. Harold Roland Christoffel, petitioner, *v.* United States of America. On petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. *Per Curiam*: The motion for leave to proceed *in forma pauperis* is granted. The petition for writ of certiorari is granted. The judgment of the Court of Appeals is vacated and the case is remanded to the United States District Court for the District of Columbia for resentencing under 18 U. S. C. (1946 Ed.), Sec. 231. Mr. Justice Clark took no part in the consideration or decision of this case.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 700. United States of America, appellant, *v.* Robert M. Har-riss et al. In this case probable jurisdiction is noted.

No. 609. National Labor Relations Board, petitioner, *v.* Local Union No. 1229, International Brotherhood of Electrical Workers. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted, and case transferred to the summary docket. The motion of Jefferson Standard Broadcasting Company for leave to intervene is denied.

No. 670. St. Joe Paper Co., Jesse Ball DuPont, Elbert Dent, et al., petitioners, *v.* The Atlantic Coast Line Railroad Co.;

No. 702. S. A. Lynch, S. A. Lynch Corporation, et al., petitioners, *v.* The Atlantic Coast Line Railroad Company;

No. 705. J. Bryson Aird and Bank of the Manhattan Company, Successor Mortgage Trustees, petitioners, *v.* The Atlantic Coast Line Railroad Company;

No. 710. W. G. Welbon, E. N. Claughton, and A. W. Corbett, petitioners, *v.* The Atlantic Coast Line Railroad Company. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth

Circuit granted limited to question I presented by the petition for writ of certiorari in No. 670.

No. 683. S. G. Olberding, Doing Business as Vess Transfer Company, and Charles Darnell, petitioners, *v. Illinois Central Railroad Company, Inc.* Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted and the case is transferred to the summary docket.

No. 651. Harry Schennault, petitioner, *v. United States of America.* Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 655. Florence B. Bigelow et al., petitioners, *v. Loew's Incorporated, a Corporation.* Petition for writ of certiorari to the United State Court of Appeal for the Seventh Circuit denied.

No. 664. National Fruit Products Company, Incorporated, petitioner, *v. United States of America.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 666. Martin Wunderlich Co., etc., et al., petitioners, *v. The Secretary of War of the United States.* Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 669. Mathilda Fiorivanti, petitioner, *v. Quirino Fiorivanti.* Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 698. Charles Welch, petitioner, *v. Atlantic Gulf and West Indies Steamship Lines.* Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 538. Johnnie Lee Morris, petitioner, *v. The State of Texas.* Motion to dispense with printing the record granted. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 646. Michael (Mickey) Cohen, petitioner, *v. United States of America.* Motion to dispense with printing the record granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 656. Milwaukee Towne Corporation, a Corporation, petitioner, *v. Loew's Incorporated, a Corporation, et al.* Motion to dispense with reprinting portions of the record granted. Motion for leave to file brief of Allied States Association of Motion Picture Exhibitors as *amicus curiae* denied. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 591. Mallonee, Bucklin and Fergus, et al., petitioners, *v. Fahey, Ammann, as Conservator, Home Loan Bank Board, et al.;*

No. 592. Wilmington Federal Savings & Loan Association and W. I. Gilbert, Jr., petitioners, *v.* Home Loan Bank Board et al.;

No. 593. Home Investment Co., petitioner, *v.* John H. Fahey et al.;

No. 594. Ernest R. Utley, as Receiver for Federal Home Loan Banks of Los Angeles, Portland, or San Francisco, Whichever Exists, petitioner, *v.* John H. Fahey et al.;

No. 595. Robert H. Wallis and George Turner, petitioners, *v.* Fahey, Ammann, as Conservator, Home Loan Bank Board et al.;

No. 596. Title Service Company, Trustee on Deeds of Trust of 8,000 Homeowners, petitioner, *v.* Fahey, Ammann, as Conservator, Home Loan Bank Board, et al.; and

No. 658. John D. Willhoit, petitioner, *v.* John H. Fahey et al., and Federal Home Loan Bank of San Francisco. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Clark took no part in the consideration or decision of these applications.

No. 422, Misc. Earl C. Weldon, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 431, Misc. Louis Sandro, petitioner, *v.* Joseph A. Graber, Chief Justice of the Criminal Court of Cook County, Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 435, Misc. Francis J. Hilderbrand, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 436, Misc. Louis Lutz, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 437, Misc. Carlton Edward Norecross, petitioner, *v.* John R. Cranor, Supt., etc. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 438, Misc. William C. Hodges, petitioner, *v.* Robert A. Heinze, Warden. Petition for writ of certiorari to the District Court of Appeal of California, Third Appellate District, denied.

No. 439, Misc. Oran Johnson, petitioner, *v.* State of Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 444, Misc. Michael R. Harman, petitioner, *v.* Cornelius J. Burke, Warden. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Middle District, denied.

No. 447, Misc. Eugene V. Spears, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 460, Misc. Oscar Bryant, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 481, Misc. Carl Austin DeWolf, petitioner, *v.* Jerome J. Waters, Warden. Petition for writ of certiorari to the Criminal Court of Appeals of Oklahoma denied.

No. 394, Misc. Thomas Graziano, petitioner, *v.* Criminal Court of Cook County, Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied for the reason that application therefor was not made within the time provided by law. 28 U. S. C., § 2101 (c).

No. 417, Misc. Carlo L. Anselmi, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Motion for leave to file a petition for writ of habeas corpus also denied.

No. 449, Misc. Leonard Nuneley, petitioner, *v.* Joseph E. Ragen, Warden. Motion for leave to file a petition for writ of prohibition denied.

No. 451, Misc. William Tillman, petitioner, *v.* Ross V. Randolph, Warden. Motion for leave to file a petition for writ of certiorari denied.

No. 455, Misc. Ovie George Hall, petitioner, *v.* Orel J. Skeen, Warden. Motion for leave to file a petition for writ of habeas corpus denied.

ORDER

It is ordered that the call of the docket, except for special assignments, be suspended for the term upon the conclusion of the argument in case No. 527, and that the Court will take a recess until Monday, May 18, next.

No. 540. United States of America, petitioner, *v.* Harry Gray Nugent; and

No. 573. United States of America, petitioner, *v.* Lester Packer. Argument concluded by Mr. Hayden C. Covington for the respondents.

No. 548. Harry Renton Bridges, Henry Schmidt, and J. R. Robertson, petitioners, *v.* The United States of America. Argued by Mr. Telford Taylor for the petitioners and by Mr. John F. Davis for the respondent.

No. 634. United States of America, appellant, *v.* Lester E. Grainger;

No. 635. United States of America, appellant, *v.* Joseph C. Clavere and William G. Kennedy; and

No. 636. United States of America, appellant, *v.* Joseph C. Clavere, William G. Kennedy and A. L. Shapiro. Argument commenced by Mr. John F. Davis for the appellant.

Adjourned until tomorrow at 12 o'clock.

The day call for Tuesday, May 5, will be as follows: Nos. 634 (635 and 636), and 527.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Ellis L. Phillips, Jr., of Jericho, N. Y., and Schuyler William Livingston, of Fairfax, Va., on motion of Mr. Frederick A. Ballard; William Rann Newcomb, of Denver, Colo., on motion of Mr. Byron G. Rogers; Laurence Anthony Davis, of Tucson, Ariz., on motion of Mr. Ernest F. Hom; David Aaron Topek, of Houston, Tex., on motion of Mr. William Max Nathan; John Lewis Kelly, of Washington, D. C., on motion of Mr. Patrick J. Taft, were admitted to practice.

No. 634. United States of America, appellant, *v.* Lester E. Grainger;

No. 635. United States of America, appellant, *v.* Joseph C. Clavere and William G. Kennedy; and

No. 636. United States of America, appellant, *v.* Joseph C. Clavere, William G. Kennedy, and A. L. Shapiro. Argument continued by Mr. John F. Davis for the appellant, by Mr. Jack L. Miller for the appellee in No. 634, by Mr. John W. Lewis for the appellees in Nos. 635 and 636, and concluded by Mr. John F. Davis for the appellant.

No. 527. The United States of America, petitioner, *v.* Stanley Klinger, William Cantor, and Morris Sandler. Argued by Miss Beatrice Rosenberg for the petitioner and by Mr. Louis Bender for the respondents.

Adjourned until Monday, May 18, next, at 12 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Jackson, Mr. Justice Douglas, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Victor H. Miles, of Newark, N. J., James P. Piragine, of Chicago, Ill., Joseph L. Newman, of Cleveland, Ohio, Ray Clements, of Lakeland, Fla., Jacob X. Schwartz, of Waukegan, Ill., and Jerome G. Sherman, of Chicago, Ill., on motion of Mr. Acting Solicitor General Robert L. Stern; Vernon Romney, of Salt Lake City, Utah, on motion of Mr. Robert A. Taft; Frank E. Kenney, of Detroit, Mich., Joseph S. Radom, of Detroit, Mich., and Harold E. Mountain, Jr., of Detroit, Mich., and John Sklar, of Detroit, Mich., on motion of Mr. Homer Ferguson; Frank E. Nash, of Portland, Oreg., James F. Lonergan, of Portland, Oreg., and Ernest M. Jachetta, of Portland, Oreg., on motion of Mr. Guy Cordon; John Ben Shepperd, of Austin, Tex., Dow H. Heard, Jr., of Austin, Tex., and E. Jake Jacobsen, of Austin, Tex., on motion of Mr. Price Daniel; Maurice Louik, of Pittsburgh, Pa., on motion of Mr. Wilbur D. Mills; Murray M. Chotiner, of Los Angeles, Calif., on motion of Mr. Patrick J. Hillings; Philip M. O'Hara, of Knoxville, Tenn., on motion of Mr. Howard H. Baker; Charles M. Bosley, of Palisade, Nebr., on motion of Mr. Carl T. Curtis; Ellis E. Patterson, of Los Angeles, Calif., on motion of Mr. Clyde Gilman Doyle; Van Lee Hood, of Los Angeles, Calif., and Bruce Parkhill, of Chicago, Ill., on motion of Mr. Henry P. Chandler; Bernard Hellring, of Newark, N. J., on motion of Mr. Israel B. Greene; Edward E. Ashbaugh, of Little Rock, Ark., on motion of Mr. Brooks Hays; Lawson F. Bernstein, of New York, N. Y., on motion of Miss Helen F. Humphrey; George F. Roberts, of Utica, Mich., on motion of Mr. Jesse P. Wolcott; Cecil H. Lichliter, of Jacksonville, Fla., on motion of Mr. William A. Paisley; David M. Scheffer, of Chicago, Ill., on motion of Mr. Heber H. Rice; Francis P. Pomar, of New York, N. Y., on motion of Mr. Albert J. Clark; Thurman Hill, of Washington, D. C., on motion of Mr. James M. Barnes; Robert B. Frank, of Washington, D. C., on motion of Mr. Milton W. King; Wallace Luchs, Jr., of Washington, D. C., on motion of Mr. Bernard I. Nordlinger; James Luther Davis, of Tucson, Ariz., on motion of Mr. William M. Briggs; Francis E. Jenney, of Los Angeles, Calif., and Reginald L. Knox, Jr., of El Centro, Calif., on motion of Mr. Robert Lee McCarty; David J.

Markun, of Balboa Heights, C. Z., on motion of Mr. W. M. Whitman; Benjamin G. McFate, of Oil City, Pa., on motion of Mr. Arthur A. Steffan; Rolland N. Montgomery, of Saginaw, Mich., on motion of Mr. Clarence G. Pechacek; Franz Otto Willenbacher, of Bethesda, Md., on motion of Mr. Murry Lee Randall; Edwin G. Moorhead, of Houston, Tex., on motion of Mr. Paul D. Page, Jr.; Bernard M. Newburg, of Louisville, Ky., and Edward F. Seiller, of Louisville, Ky., on motion of Mr. Neville Miller; Raymond J. Zollner, of Louisville, Ky., on motion of Mr. Charles Morris Irelan, Jr.; Robert N. Chaffin, of Torrington, Wyo., on motion of Mr. Joseph C. O'Mahoney; Isadore A. Honig, of Washington, D. C., on motion of Mr. Milton I. Baldinger; and William L. Woodward, Jr., of Washington, D. C., on motion of Mr. James R. Murphy, were admitted to practice.

No. 244. Leona Anderson May, appellant, *v.* Owen Anderson. Appeal from the Supreme Court of the State of Ohio. Treating the appeal as a petition for writ of certiorari, certiorari is granted. The judgment of the Supreme Court of Ohio is reversed with costs and cause remanded to it for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Burton. Concurring opinion by Mr. Justice Frankfurter. Dissenting opinion by Mr. Justice Jackson in which Mr. Justice Reed joins. Dissenting opinion by Mr. Justice Minton. Mr. Justice Clark, not having heard oral argument, took no part in the consideration or decision of this case.

No. 290. Ernest A. Watson and M. Gladys Watson, petitioners, *v.* Commissioner of Internal Revenue. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed and case remanded to the Court of Appeals. Opinion by Mr. Justice Burton. Dissenting opinion by Mr. Justice Minton in which Mr. Justice Reed and Mr. Justice Douglas join.

No. 394. Roberta Wells, as Administratrix of the Estate of Cheek Wells, petitioner, *v.* Simonds Abrasive Company. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgment affirmed and case remanded to the United States District Court for the Eastern District of Pennsylvania. Opinion by Mr. Chief Justice Vinson. Dissenting opinion by Mr. Justice Jackson in which Mr. Justice Black and Mr. Justice Minton join. Mr. Justice Clark, not having heard oral argument, took no part in the consideration or decision of this case.

The Chief Justice announced the following order of the Court:

No. 723. L. E. (Prince) Wales, d/b/a Wales Trucking Company, et al., appellants, *v.* The United States of America et al. Appeal from

the United States District Court for the Northern District of Texas. *Per Curiam*: The motions to affirm are granted and the judgment is affirmed. United States *v.* Tucker Truck Lines, 345 U. S. 33; United States *v.* Detroit Navigation Co., 326 U. S. 236, 241.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

— Original. State of Arkansas, complainant, *v.* State of Texas et al. A rule is ordered to issue, returnable within 40 days, requiring the defendants to show cause why leave to file the complaint should not be granted.

No. 667. The Atchison, Topeka and Santa Fe Railway Company, appellant, *v.* Public Utilities Commission of the State of California and City of Los Angeles. Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits and the case is transferred to the summary docket.

No. 712. Julius Salsburg, appellant, *v.* State of Maryland. In this case probable jurisdiction is noted and the case is transferred to the summary docket.

No. 730. United States of America, appellant, *v.* Roscoe Denmark; and

No. 731. United States of America, appellant, *v.* Milton M. Braun. In these cases probable jurisdiction is noted. The cases are consolidated for argument and transferred to the summary docket.

No. 739. Southern Pacific Company, appellant, *v.* Public Utilities Commission of California et al. Further consideration of the question of the jurisdiction of this Court in this case is postponed to the hearing of the case on the merits. The case is transferred to the summary docket and assigned for argument immediately following No. 667.

No. 661. Hugh A. Voris, Deputy Commissioner, Bureau of Employees' Compensation, U. S. Department of Labor, etc., petitioner, *v.* Charles Eikel and B. D. Harris, d/b/a Southern Stevedoring & Contracting Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted and case transferred to the summary docket.

No. 691. Federal Power Commission, petitioner, *v.* Niagara Mohawk Power Corporation. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted.

No. 703. Howell Chevrolet Company, a Corporation, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 570. Doris Sullivan and Samuel Fishman, petitioners, *v.* People of the State of California. Petition for writ of certiorari to the District Court of Appeal of California, Fourth Appellate District, denied.

No. 643. Austin Scarlett, petitioner, *v.* State of Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 654. The United States, petitioner, *v.* Retta A. Marr, Administratrix of the Estate of Edwin Eugene Wilkinson, Deceased, et al. Petition for writ of certiorari to the United States Court of Claims denied.

No. 671. Othello Washington, Ralph W. McKnight, Loretta J. Wallace, et al., petitioners, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 673. Terminal Railroad Association of Saint Louis, a Corporation, petitioner, *v.* Ferriell M. Barnett. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 677. Muriel Dodge Neeman (Formerly Muriel Dodge Conklin), petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 678. Guy E. Williams, Chancellor, etc., petitioner, *v.* Claude A. Rankin, Arkansas Commissioner of State Lands. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. 682. Joel S. Cooper, petitioner, *v.* C. A. Peak et al. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. 686. Teamsters and Truck Drivers Local No. 164, American Federation of Labor, et al., petitioners, *v.* The Way Baking Company, a Michigan Corporation. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 689. Israel G. Halpert, as Trustee in Bankruptcy of the Car-buretor Corporation, petitioner, *v.* Engine Air Service, Inc., Lawrence A. Hauft, Lena P. Hauft, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 692. Jesse M. Allen, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 701. Capitol Motor Courts, Downtown Realty Company, Galveston Broadcasting Company, et al., petitioners, *v.* The LeBlanc Corporation (a Maryland Corporation) et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 709. Frank Adam Electric Company, petitioner, *v.* Federal Electric Products Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 713. E. B. McInnis, Trustee, petitioner, *v.* Melvin Weeks and Bertha Weeks. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 714. Red Top Brewing Company, petitioner, *v.* Leonard Henry George Mazzotti and Hull Underwriters Association, Ltd. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 98. Susie V. Watwood, petitioner, *v.* Stone's Mercantile Agency, Inc., a Corporation. Motion for leave to file petition for rehearing denied.

No. 253. United States of America, petitioner, *v.* Certain Parcels of Land in the County of Fairfax, Commonwealth of Virginia, and Belle Haven Realty Corporation, et al. Petition for rehearing denied. Mr. Justice Jackson took no part in the consideration or decision of this application.

No. 138. Commissioner of Internal Revenue, petitioner, *v.* Hall C. Smith;

No. 205. The United States of America, petitioner, *v.* The Public Utilities Commission of the State of California and The California Electric Power Company; and

No. 206. The County of Mineral, State of Nevada, a Political Sub-division of the State of Nevada, petitioner, *v.* The Public Utilities Commission of the State of California and The California Electric Power Company, a Corporation;

No. 446. International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, Local Union Number 406,

et al., petitioners, *v.* Harold F. Postma, Doing Business as Harold F. Postma Gravel Company, et al.;

No. 495. California Electric Power Company, petitioner, *v.* Federal Power Commission et al.;

No. 581. W. F. Vahlberg, petitioner, *v.* State of Oklahoma;

No. 618. Ray E. Friedman and American Produce Company, petitioners, *v.* United States of America;

No. 623. L. B. Binion, alias Benny Binion, petitioner, *v.* United States of America;

No. 72, Misc. Frank Sukowski, petitioner, *v.* Joseph E. Ragen, Warden, etc.;

No. 334, Misc. Jesse Maughs, petitioner, *v.* M. L. Royster, Supt. of State Prison Farm;

No. 336, Misc. Clarence C. Johnson, petitioner, *v.* United States of America;

No. 368, Misc. Florence McMillan Goodman and Frances Brodsky, petitioners, *v.* Ed Leigh McMillan; and

No. 388, Misc. Frank A. Hourihan, petitioner, *v.* National Labor Relations Board et al. Petitions for rehearing denied.

No. 345, Misc. Joseph Rushkowski, Jr., petitioner, *v.* C. J. Burke, Warden, et al. Second petition for rehearing denied.

No. 475, Misc. October Term, 1951. John R. Ayers, petitioner, *v.* O. K. Parry and Emerson Haines. Petition for rehearing denied.

No. 421, Misc. Mary M. Riley, petitioner, *v.* Department of the Air Force, George F. Titus, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 433, Misc. Edward McKenna, petitioner, *v.* Herbert H. Hann, Warden. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. 440, Misc. Russell Pickwell, petitioner, *v.* C. J. Burke, Warden. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 441, Misc. Charles Irven Burns, petitioner, *v.* State of Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. 443, Misc. Calause Livingston, petitioner, *v.* The State of South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. 448, Misc. Lester Sparks, petitioner, *v.* People of the State of California et al. Petition for writ of certiorari to the District Court of Appeal of California, Third Appellate District, denied.

No. 452, Misc. William Vanderwyde, petitioner, *v.* People of the State of New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 453, Misc. James Morris Johnson, petitioner, *v.* Commonwealth of Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 457, Misc. Hugh Norman Harrison, petitioner, *v.* R. N. Eidson, Warden. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. 459, Misc. Elijah Stingley, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 461, Misc. William A. Reed, petitioner, *v.* John R. Cranor, Superintendent, etc. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 465, Misc. Harry Griffin, petitioner, *v.* People of the State of Illinois et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 472, Misc. James E. Marron, Jr., petitioner, *v.* Joseph E. Ragen, Warden, etc. Petition for writ of certiorari to the Criminal Court of Cook County, Illinois, denied.

No. 473, Misc. Wardell Tucker, petitioner, *v.* People of the State of California. Petition for writ of certiorari to the District Court of Appeal of California, Second Appellate District, denied.

No. 476, Misc. Clarence Jackson, petitioner, *v.* Vernon A. Morhous, as Warden. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 477, Misc. Angelo Cascio, petitioner, *v.* People of the State of New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. 485, Misc. J. Miles Brunstoun and Samuel Kelley, petitioners, *v.* Simon H. Grow et al. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 489, Misc. Logan M. Franey, petitioner, *v.* State of Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 490, Misc. Cleveland Thompson, petitioner, *v.* Charles L. Dye, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 454, Misc. Frederic Williams, petitioner, *v.* G. W. Humphrey, Warden, etc., et al.;

No. 474, Misc. Joe Doyle Banning, petitioner, *v.* George W. Humphrey, Warden; and

No. 487, Misc. Ralph Brink, petitioner, *v.* Dr. John W. Claudy, Warden, et al. Motions for leave to file petitions for writs of habeas corpus denied.

The Court will take a recess from today until Monday, May 25, next.

Adjourned until Monday, May 25, next, at 12 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, and Mr. Justice Clark.

William G. Grande, of Providence, R. I., Sam A. Colarusso, of Newark, N. J., Fred George McGearry, of Denver, Colo., Joseph A. Klausner, of New York, N. Y., and Wiley B. Barefoot, of Washington, D. C., on motion of Mr. Acting Solicitor General Robert L. Stern; Louis I. Kaplan, of New York, N. Y., on motion of Mr. Olin D. Johnston; Norman E. Berman, of Denver, Colo., on motion of Mr. Byron G. Rogers; James E. Taylor, of Sharon Springs, Kans., on motion of Mr. Andrew F. Schoeppel; John Howard Collett, of Maynardville, Tenn., on motion of Mr. B. Carroll Reece; John E. Hurt, of Martinsville, Ind., on motion of Mr. William G. Bray; Oliver M. Jamison, of Fresno, Calif., T. Newton Russell, of Fresno, Calif., and William N. Snell, of Fresno, Calif., on motion of Mr. Allan Oakley Hunter; Leonard E. Kust, of New York, N. Y., on motion of Mr. John H. Pickering; Jack B. Brooks, of Beaumont, Tex., on motion of Mr. Sam Rayburn; Daniel O. Omer, of Alexandria, Va., and Alexander Nuta, of Washington, D. C., on motion of Mr. William E. Leahy; Lyman J. Umstead, of Alexandria, Va., on motion of Mr. Milton D. Korman; Harold S. Saxe, of Arlington, Va., on motion of Mr. Philip Elman; Francis Joseph O'Brien, of Meridian, Conn., on motion of Mr. Vincent L. Toomey; David Harold Baker, of Portsmouth, Va., on motion of Mr. John Alvin Crogan; John P. O'Hara, Jr., of Detroit, Mich., on motion of Mr. Harold Allen Kertz; Edward Ridley Finch, Jr., of New York, N. Y., on motion of Mr. Edgar Allyn Buttle; Donald M. Murtha, of Washington, D. C., on motion of Miss Bessie Margolin; William Tucker Dean, of Ithaca, N. Y., on motion of Mr. Robert E. Coulson; Clarence MacKey, Jr., of Milwaukee, Wis., on motion of Mr. Robert W. Schroeder; Elizabeth Dudley, of Washington, D. C., on motion of Mr. John C. Harrington; David Waters, of Washington, D. C., on motion of Mr. Michael T. Corcoran; Harvey A. Katz, of Glastonbury, Conn., on motion of Mr. William Brecht Hanback; Ralph E. Hennessey, of Bethesda, Md., on motion of Mr. Oscar P. Glaser; Alexander Stuard Young, Jr., of Philadelphia, Pa., on motion of Mr. A. Stuard Young; Claude T. Allen of Houston, Tex., on motion of Mr. Albert Boggess; James A. Strite, of Chambersburg, Pa., Charles H. Davison, of Chambersburg, Pa., and J. Glenn Bene-

dict, of Chambersburg, Pa., on motion of Mr. Joseph W. Kiernan; Gladys R. Yeaman, of Sioux City, Iowa, on motion of Mr. Charles T. Akre; Ralph Earl Garner, of Cincinnati, Ohio, on motion of Mr. Charles A. Webb; Hughie Ragan, of Jackson, Tenn., and Robert J. Benes, of Chicago, Ill., on motion of Mr. William M. Burkhalter; James Keeley Everhart, Jr., of Pittsburgh, Pa., and Eugene Franklin Buell, of Pittsburgh, Pa., on motion of Mr. William A. Smith, Jr.; Robert J. Lansdowne, of Buffalo, N. Y., on motion of Mr. Albert E. Conradis; Clarence K. Marion, of New York, N. Y., on motion of Mr. Hugh T. Fullerton; Paul Max Craig, of Washington, D. C., and Paul Max Craig, Jr., of Washington, D. C., on motion of Mr. Bernard Dunau; and Ben D. Smith, of Somerset, Ky., on motion of Mr. Thomas J. Beddow, were admitted to practice.

No. 374. The Times-Picayune Publishing Company et al., appellants, *v.* United States of America; and

No. 375. United States of America, appellant, *v.* The Times-Picayune Publishing Company et al. Appeals from the United States District Court for the Eastern District of Louisiana. Judgment reversed and cause remanded for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Clark. Dissenting opinion by Mr. Justice Burton in which Mr. Justice Black, Mr. Justice Douglas, and Mr. Justice Minton join.

No. 532. United States of America, appellant, *v.* W. T. Grant Company, S. H. Kress & Company, and John M. Hancock, et al. Appeal from the United States District Court for the Southern District of New York. Judgments affirmed. Opinion by Mr. Justice Clark, Dissenting opinion by Mr. Justice Douglas in which Mr. Justice Black concurs.

No. 226. J. Lauritzen, petitioner, *v.* Evald Johann Larsen. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment of Court of Appeals reversed with costs and case remanded to the United States District Court for the Southern District of New York for proceedings consistent with the opinion of this Court. Opinion by Mr. Justice Jackson. Dissenting: Mr. Justice Black. Mr. Justice Clark, not having heard oral argument, took no part in the consideration or decision of this case.

No. 113. Roy Webber Tinder, Jr., petitioner, *v.* The United States of America. On writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Judgment reversed and case remanded to the United States District Court for the Eastern District of Virginia to correct the sentence imposed on petitioner. Opinion by Mr. Justice Reed. Dissenting: Mr. Justice Burton, Mr. Justice

Clark, and Mr. Justice Minton. The Chief Justice, not having heard all of the oral argument, took no part in the consideration or decision of this case.

No. 648. James Avery, petitioner, *v.* The State of Georgia. On writ of certiorari to the Supreme Court of the State of Georgia. Judgment reversed with costs and case remanded to the Supreme Court of Georgia for proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Chief Justice Vinson. Mr. Justice Black concurs in the result. Concurring opinion by Mr. Justice Reed. Concurring opinion by Mr. Justice Frankfurter. Mr. Justice Jackson took no part in the consideration or decision of this case.

The Chief Justice announced the following orders of the Court:

No. 694. Walter A. Gorman and Edward Rogers, Jr., appellants, *v.* The City of New York, Thomas F. Murphy, John Wynne, et al. Appeal from the Court of Appeals of New York. *Per Curiam*: The motion to dismiss is granted and the appeal is dismissed for the want of a substantial federal question.

No. 711. Leonard T. Pockman, appellant, *v.* J. Paul Leonard, as President of the San Francisco State College, et al. Appeal from the Supreme Court of California. *Per Curiam*: The appeal is dismissed for the want of a substantial federal question. Mr. Justice Black is of the opinion that probable jurisdiction should be noted.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 230. The Radio Officers' Union of the Commercial Telegraphers Union, AFL, petitioner, *v.* National Labor Relations Board;

No. 301. National Labor Relations Board, petitioner, *v.* International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, et al.; and

No. 371. Gaynor News Company, Inc., petitioner, *v.* National Labor Relations Board. These cases are ordered restored to the docket for reargument.

No. 558. United States of America, appellant, *v.* Five Gambling Devices, Labeled in Part "Mills," and Bearing Serial Numbers 593-221; etc. In this case probable jurisdiction is noted and the case is transferred to the summary docket.

No. 641. Partmar Corporation and Fanchon and Marco, Inc., petitioners, *v.* Paramount Pictures Theatres Corporation et al. Peti-

tion for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted limited to the issue of dismissal of the counterclaims.

No. 649. Theatre Enterprises, Inc., petitioner, *v.* Paramount Film Distributing Corp. et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted.

No. 647. George Earl Toolson, petitioner, *v.* New York Yankees, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted and case transferred to the summary docket.

No. 668. Walter J. Kowalski, petitioner, *v.* Albert B. Chandler, Individually and as Commissioner of Baseball, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted and case transferred to the summary docket.

No. 674. Jack Corbett and El Paso Baseball Club, Inc., petitioners, *v.* Albert B. Chandler, Individually and as Commissioner of Baseball, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted and case transferred to the summary docket.

No. 704. Manuel S. Madruga, petitioner, *v.* Superior Court of the State of California, in and for the County of San Diego. Petition for writ of certiorari to the Supreme Court of California granted and case transferred to the summary docket.

No. 496. Margaret Quinn, Administratrix of the Estate of John M. Quinn, Deceased, et al., petitioners, *v.* Simonds Abrasive Company, Successor to Abrasive Company of Philadelphia. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 680. Harvey Aluminum, Inc., and Harvey Machine Co., Inc., petitioners, *v.* American Cyanamid Company, Berbice Company Limited and Reynolds Metals Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 690. United States of America, petitioner, *v.* Lucien W. Rolland. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 708. Fanchon & Marco, Inc., petitioner, *v.* Paramount Pictures, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 716. Amalgamated Association of Street, Electric Railway, and Motor Coach Employees of America, Division No. 1127, etc., et al., petitioners, *v.* Southern Bus Lines, Incorporated. Petition for

writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 717. Amalgamated Association of Street, Electric Railway, and Motor Coach Employees of America, Division No. 1127, etc., et al., petitioners, *v.* Southern Bus Lines, Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 719. Morton Sobell, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 748. Ouner Anderson Patterson, petitioner, *v.* Rosetta Anderson, Individually and as Administratrix of the Estate of Philip Anderson, Deceased. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 761. Compania Sud-Americana de Vapores, Sued Herein as "Chilean Line," also known as Sud-Americana de Zapores of Valparaiso, petitioner, *v.* Anthony Mollica. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 684. Belle Marachowsky, etc., petitioner, *v.* United States of America; and

No. 685. J. H. Marachowsky, etc., petitioner, *v.* United States of America. Motions to dispense with printing the record granted. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 687. Julius Rosenberg and Ethel Rosenberg, petitioners, *v.* The United States of America. Motions for leave to file briefs of National Lawyers Guild and Joseph Brainin et al., as *amici curiae* denied. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. The order of the United States Court of Appeals of February 17, 1953, granting a stay of execution is vacated. Mr. Justice Black and Mr. Justice Frankfurter referring to the positions they took when these cases were here last November, adhere to them. 344 U. S. 889. Mr. Justice Douglas is of the opinion the petition for certiorari should be granted.

No. 699. Anthony Forgione and Salvatore Nicaastro, petitioners, *v.* United States of America et al. Motion to dispense with printing petition and record granted. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 721. Paul F. Scholla, petitioner, *v.* Lois T. Scholla, Individually and as Next Friend of Her Son, Paul Frederick Scholla, Jr., et al. Motion to proceed on typewritten record granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 450, Misc. Harry Dwight Smith, petitioner, *v.* People of the State of California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 464, Misc. Lois T. Scholla, as Next Friend of Her Son, Paul Frederick Scholla, Jr., etc., petitioner, *v.* Paul F. Scholla. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 466, Misc. Oliver Snell, petitioner, *v.* State of Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 467, Misc. Commonwealth of Pennsylvania, ex rel. Anthony Baerchus, petitioner, *v.* Cornelius J. Burke, Warden. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 468, Misc. In re Paysoff Tinkoff, petitioner. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 475, Misc. Donald Hugh Lilyroth, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 478, Misc. Major Byrd, petitioner, *v.* New York Central Railroad Company and John Doe, etc. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 479, Misc. Cyril Melvin Berg, petitioner, *v.* John R. Cranor, Superintendent, etc. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 483, Misc. Eugene J. Pettus, petitioner, *v.* John R. Cranor, as Superintendent of Washington State Penitentiary. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 484, Misc. Mount Olive Fire Baptized Holiness Church of God of the Americas et al., petitioners, *v.* Simon H. Grow et al. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 486, Misc. Robert J. Koalska, petitioner, *v.* Edwin Swenson, Warden. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. 488, Misc. Clyde Dixon Hinkle, petitioner, *v.* Orel J. Skeen, Warden, etc. Petitioner for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. 491, Misc. Henry Conway, petitioner, *v.* Jerome J. Waters, Jr., Warden. Petition for writ of certiorari to the Criminal Court of Appeals of Oklahoma denied.

No. 493, Misc. Joseph John Hotianovich et al., petitioners, *v.* State of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 494, Misc. Robert Lee Crowder, petitioner, *v.* John C. Burke, Warden, et al. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 497, Misc. Joe Heath, petitioner, *v.* State of North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. 482, Misc. Homer W. Holloway, petitioner, *v.* People of the State of Michigan. Motion for leave to file petition for writ of mandamus denied.

ORDER

In pursuance of section 1926 of Title 28 of the United States Code, It is now here ordered by this Court that the following revised schedule fees to be charged in the United States Court of Customs and Patent Appeals be, and the same is hereby, adopted and approved, viz:

There shall be paid for each admission to practice, including certificate thereof, \$5. For each certificate under seal, \$1. For making or copying any record or other paper and certifying the same, per folio of 100 words, 20 cents. For filing and docketing each customs appeal, \$15, this fee to be in full of all fees in the case: *Provided*, That when an appeal is taken by the United States, no payment of fees shall be required. For filing and docketing each patent appeal, \$15, this fee to be in full of all fees in the case, except the charge for preparing and supervising the printing of the record: *Provided*, That when an appeal is taken by or on behalf of the United States, no payment of fees shall be required. For certifying a printed record, \$2.

It is further ordered that the fees and costs to be allowed the marshal shall be, and hereby are, fixed the same as those allowed the marshal of the Supreme Court of the United States.

ORDER

The Court will take a recess from today until Monday, June 1, from that day until Monday, June 8, and from that day until Monday, June 15, upon which day it will adjourn for the term unless otherwise ordered. No motions, except motions for admission to practice, will be received after the session next before the date fixed for adjournment of the term.

Adjourned until Monday, June 1, next, at 12 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

Clarence I. Landsverk, of Portland, Oreg., on motion of Mr. Guy Cordon; Robert Edward Russell, of Topeka, Kans., on motion of Mr. Andrew F. Schoepel; Ewart Lytton Merica, of San Francisco, Calif., on motion of Mr. John J. Allen, Jr.; Benjamin T. Goodwin, of Tyler, Tex., on motion of Mr. Paul J. Kilday; Arthur S. Caine, of Minneapolis, Minn., on motion of Mr. Acting Solicitor General Robert L. Stern; Edgar Greer Shelton, Jr., of Austin, Tex., on motion of Mr. Homer Thornberry; James P. Bennett, of St. Petersburg, Fla., on motion of Mr. Dwight L. Rogers; Jefferson K. Stickney, Jr., of San Diego, Calif., on motion of Mr. James Elden McFarland; Grove Stafford, of Alexandria, La., on motion of Mr. Hale Boggs; Robert L. Condon, of Martinez, Calif., on motion of Mr. Samuel Wm. Yorty; Constantine N. Avgerin, of Chicago, Ill., on motion of Mr. Henry P. Chandler; Milton Gould, of New York, N. Y., on motion of Mr. Louis P. Haffer; Hugh J. Downey III, of San Francisco, Calif., on motion of Mr. Hugh T. Fullerton; Julius L. Baller, of New York, N. Y., on motion of Mr. Jacob K. Javits; Mr. Miles D. Kennedy, of New York, N. Y., on motion of Mr. William B. Jones; Kenneth W. Thomas, of Greensburg, Pa., on motion of Mr. Gordon S. Parker; John T. Ganahl, of Corona, Calif., on motion of Mr. John Lewis Kelly; Raymond Kermit Fried, of Chicago, Ill., and Edward David Feinberg, of Chicago, Ill., on motion of Mr. Barney Joseph Keren; H. Raymond Cluster, of Baltimore, Md., on motion of Mr. Charles H. Mayer; Richard Homer Nicolaides, of Washington, D. C., on motion of Mr. Phidias J. J. Nicolaides; John Joseph Dwyer, of Washington, D. C., on motion of Mr. Donald H. Dalton; Sidney W. Russell, of Washington, D. C., and Robert H. Trenkamp, of Cleveland, Ohio, on motion of Mr. Charles M. Thomas; John Robert Burton, of Sacramento, Calif., on motion of Mr. Leland O. Graham; J. Kenton Cochran, of Russellville, Ark., on motion of Mr. Walter L. Pope; Victor G. Rosenblum, of New York, N. Y., and Robert M. Bor, of New York, N. Y., on motion of Mr. Harry I. Rand; John A. Pullins, of Cleveland, Ohio, on motion of Mr. Fred B. Hammond, Jr.; Bailey Brown, of Memphis, Tenn., on motion of Mr. George Bailey Walsh; John Wesley McInnis, of San Diego, Calif., on motion of Mr. Cecil A.

Beasley, Jr.; Earl A. Brown, Jr., of Houston, Tex., on motion of Mr. John E. McClure; Pat McKinney Baskin, of Austin, Tex., on motion of Mr. William W. Goodrich; Lyon L. Tyler, Jr., of Washington, D. C., on motion of Mr. Vincent B. Welch; Robert Haydock, Jr., of Washington, D. C., on motion of Mr. Don V. Harris, Jr.; Ena Monica St. Louis, of Washington, D. C., on motion of Mr. DeCosta V. Mason; Leone Pecoraro, of Peekskill, N. Y., on motion of Mr. Lester P. Schoene; George Malcolm Lentz, of Mounds, Ill., on motion of Mr. Charles J. Zinn; and Yates Flower Hamm, of Antioch, Calif., on motion of Mr. Howard H. Schmidt, were admitted to practice.

No. 287. Al Polizzi, petitioner, *v.* Cowles Magazines, Inc. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment of the Court of Appeals reversed with costs and case remanded to the United States District Court for the Southern District of Florida to take jurisdiction of the action and determine whether the District Court acquired jurisdiction of respondent by proper service. Opinion by Mr. Justice Minton. Opinion by Mr. Justice Black, in which Mr. Justice Jackson joins, concurring in part and dissenting in part, announced by Mr. Justice Jackson. Opinion by Mr. Justice Burton concurring in part and dissenting in part. Mr. Justice Frankfurter, not having heard the argument, took no part in the consideration and disposition of this case. Mr. Justice Douglas took no part in the consideration or decision of this case.

No. 509. Transcontinental & Western Air, Inc., petitioner, *v.* Joseph H. Koppal. On writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Judgment of the Court of Appeals reversed with costs. Judgment of the United States District Court for the Western District of Missouri affirmed and case remanded to it. Opinion by Mr. Justice Burton. Dissenting: Mr. Justice Douglas. Mr. Justice Reed took no part in the consideration or decision of this case.

No. 439. Louis Levinson and Mitchell A. Hall, petitioners, *v.* William Deupree, Jr., Ancillary Administrator of the Estate of Katherine Wing, Deceased. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment affirmed with costs and case remanded to the United States District Court for the Eastern District of Kentucky. Opinion by Mr. Justice Frankfurter.

No. 521. Central Bank, a Corporation, petitioner, *v.* The United States. On writ of certiorari to the United States Court of Claims. Judgment reversed and case remanded to the Court of Claims for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Reed. Dissenting: The Chief Justice, Mr. Justice

Burton, and Mr. Justice Clark. Mr. Justice Black and Mr. Justice Jackson took no part in the consideration or decision of this case.

The Chief Justice announced the following order of the Court:

No. 688. Allan Gordon and Eli Tempkin, petitioners, *v.* United States of America. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. *Per Curiam*: The petition for writ of certiorari is granted. The judgment is vacated and the case is remanded to the Court of Appeals for consideration in the light of the Government's confession of error.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 10, Original. State of Arizona, plaintiff, *v.* State of California et al. The answer to the bill of complaint is received and filed and leave is granted the complainant to reply thereto on or before September 1, next. The motion for leave to file brief of Colter Water Project Association, Inc., as *amicus curiae* is denied.

No. 498. Maryland Casualty Company et al., petitioners, *v.* Gertrude Picard Cushing et al. This case is ordered restored to the docket for reargument.

No. 695. Louis Lober et al., as Executors of the Last Will and Testament of Morris Lober, Deceased, petitioners, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims granted.

No. 715. Anthony Wilko, petitioner, *v.* Joseph E. Swan et al., Individually and Doing Business Under the Firm Name and Style of Hayden Stone and Co. et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted and case transferred to the summary docket.

No. 697. William C. McDougall, petitioner, *v.* United States Civil Service Commission, Individually and Officially, etc. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 706. Elizabeth B. Mays, Sole Legatee of the Estate of Fred L. Mays, Deceased, petitioner, *v.* William P. Bowers, Collector of In-

ternal Revenue for the District of South Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 722. Cyril Lionel Robert James, petitioner, *v.* Edward J. Shaughnessy, District Director of Immigration and Naturalization Service of the Port of New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 724. William M. Estep and Dora Estep, petitioners, *v.* The People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 727. Edwin K. Atwood, Alice B. Atwood, Bascom Cox, et al., petitioners, *v.* Humble Oil & Refining Company et al. Petition for writ of certiorari to the Supreme Court of Texas denied.

No. 729. John W. Williamson, John W. Williamson, and Inez Williamson, petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 735. C. C. Romine, as Administrator of the Estate of George A. Romine, Deceased, petitioner, *v.* Southern Pacific Company, a Corporation. Petition for writ of certiorari to the Supreme Court of Arizona denied.

No. 303. Calmar Steamship Corporation, petitioner, *v.* Sydney Keith Scott, One of the Lloyds Underwriters, et al.;

No. 494. Minniola O. Miller, petitioner, *v.* Ufa E. Guthrie, Town of Suffield, and The Malvy Realty Company;

No. 602. Alexandros Theodorakis, petitioner, *v.* John Xilas, as Master; Theofana Maritime Company, Limited, as Owner, et al.; and

No. 642. Clarence E. Hood, Jr., et al., petitioners, *v.* United States of America. Petitions for rehearing denied.

No. 372, Misc. Frank Severa, petitioner, *v.* State of New Jersey. Second petition for rehearing denied.

No. 386, Misc. Corinne C. Waterman, petitioner, *v.* People of the State of New York; and

No. 387, Misc. Corinne C. Waterman, petitioner, *v.* Saul Schatten et al. Petition for rehearing and for other relief denied.

No. 398, Misc. John T. Miller, petitioner, *v.* Standard Oil Company; and

No. 430, Misc. David Darrin, petitioner, *v.* Capital Transit Company. Petitions for rehearing denied.

No. 463, Misc. United States of America ex rel. Fletcher Mills, petitioner, *v.* Richardson Dilworth, District Attorney of Philadelphia County, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit and the United States District Court for the Eastern District of Pennsylvania denied.

No. 513, Misc. Norman E. Dunbar, petitioner, *v.* John R. Cranor, Supt., etc. Motion for leave to file petition for writ of certiorari denied.

Adjourned until Monday, June 8, next, at 12 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

William L. Keller, of Dallas, Tex., Walter C. Phillips, of Lanett, Ala., William Robert Morgan, of San Jose, Calif., and James C. Utrecht, of Cincinnati, Ohio, on motion of Mr. Acting Solicitor General Robert L. Stern; Lloyd P. Lochridge, Jr., of Mission, Tex., on motion of Mr. Lloyd M. Bentsen, Jr.; William Keeshan, of Albion, Nebr., on motion of Mr. James Lee Rankin; Jesse Drake Coon, of Sioux Falls, S. Dak., on motion of Mr. Olin D. Johnston; Joseph P. Sullivan, of Whiting, Ind., on motion of Mr. Ray J. Madden; William J. Eggenberger, of Detroit, Mich., on motion of Mr. George A. Dondero; Wendell Burton Barnes, of Tulsa, Okla., on motion of Mr. Page Belcher; Fred M. Pickens, Jr., of Newport, Ark., on motion of Mr. Wilbur D. Mills; Jack Winton Robbins, of New York, N. Y., on motion of Mr. E. Fontaine Broun; Joseph D. Bulman, of Washington, D. C., and Sidney M. Goldstein, of Washington, D. C., on motion of Mr. Harry I. Rand; John L. Vest, of Walton, Ky., on motion of Mr. Robert H. McNeill; Glen Earl Weston, of Washington, D. C., and David Claudius Murchison, of Washington, D. C., on motion of Mr. William H. Dorsey, Jr.; De Long Harris, of Washington, D. C., on motion of Mr. B. Dabney Fox; Murray I. Sommer, of New York, N. Y., on motion of Mr. Francis E. Koch; Eugene Newcomb Curtis, of San Mateo, Calif., on motion of Mr. George D. Sullivan; Walter William Burns, Jr., of Arlington, Va., on motion of Mr. Walter William Burns; Seymour Bieber, of New York, N. Y., on motion of Mr. Joseph M. Stone; Marie Manley Christie, of Quincy, Fla., and Walter Wilson Manley, of Lakeland, Fla., on motion of Mr. Frederick W. Smith; Julius Silverstein, of New York, N. Y., on motion of Mr. Thurman Hill; Edmond A. Edmondson, Jr., of Muskogee, Okla., and William Seth Agent, of Sallisaw, Okla., on motion of Mr. Paul Atlee Walker; Charles Edward McNabb, of Knoxville, Tenn., on motion of Mr. Howard H. Baker; Martin Joseph Carroll, of Pittsburgh, Pa., on motion of Mr. Edward W. Shepard; Albert Foster York, of Evanston, Ill., on motion of Mr. Roland Alfred Anderson; William L. Woodruff, Jr., of Fort Sam Houston, Tex., on motion of Mr. John J. Donnelly; James Baylis Earle, of Tuscaloosa, Ala., on motion of Mr. William B. Hanback; Joseph Burns Kelly, of Cin-

cinnati, Ohio, on motion of Mr. Richard G. Garties; Roger Ralph Dawson, of Butte, Mont., on motion of Mr. Raymond Godbersen; Edward Cornelius Maher, of Worcester, Mass., on motion of Mr. Warren Gates Harris; Thomas Oren Arnold, of Houston, Tex., on motion of Mr. J. Austin Stone; Francis H. White, of Boston, Mass., on motion of Mr. John C. Lacy; William K. Coblentz, of San Francisco, Calif., on motion of Miss Elizabeth Barnes Aduston Rogers; John F. McKenna, Jr., of Los Angeles, Calif., on motion of Mr. William Stanley, Jr.; Osro Cobb, of Little Rock, Ark., on motion of Mr. Wilbur L. Pope; John Lockwood Bradley, of San Francisco, Calif., and John Donelson Whalley, of Nashville, Tenn., on motion of Mr. Roger Kent; Edward Kalman Adelsheim, of Minneapolis, Minn., on motion of Mr. William W. Goodrich; and Milton H. Friedman, of New York, N. Y., and Thomas Russell Jones, of Brooklyn, N. Y., on motion of Mr. Joseph Forer, were admitted to practice.

No. 512. Securities and Exchange Commission, petitioner, *v.* Ralston Purina Company. On writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Judgment reversed and case remanded to the United States District Court for the Eastern District of Missouri for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Clark. The Chief Justice and Mr. Justice Burton dissent. Mr. Justice Jackson took no part in the consideration or decision of this case.

No. 525. The New York, New Haven and Hartford Railroad Company, petitioner, *v.* Mrs. George Nothnagle et al. On writ of certiorari to the Supreme Court of Errors of Connecticut. Judgment of Supreme Court of Errors of Connecticut affirmed with costs. Opinion by Mr. Justice Clark. Mr. Justice Jackson took no part in the consideration or decision of this case.

No. 617. District of Columbia, petitioner, *v.* John R. Thompson Company, Inc. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment of the Court of Appeals reversed with costs and case remanded to the Court of Appeals for the District of Columbia Circuit for proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Douglas. Mr. Justice Jackson took no part in the consideration or decision of this case.

No. 89. Automatic Canteen Company of America, petitioner, *v.* Federal Trade Commission. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. The judgment of the Court of Appeals is reversed as to the charges in Count II of the complaint (Count I is not before the Court), and the case is remanded to that court with instructions to remand it to the Federal Trade

Commission for such further action as is open under the opinion of this Court. Opinion by Mr. Justice Frankfurter. Dissenting opinion by Mr. Justice Douglas in which Mr. Justice Black and Mr. Justice Reed concur.

No. 567. Federal Communications Commission, petitioner, *v.* RCA Communications, Incorporated, and

No. 568. Mackay Radio and Telegraph Company, Incorporated, petitioner, *v.* RCA Communications, Incorporated. On writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment of Court of Appeals vacated and case remanded to that court with instructions to remand it to the Federal Communications Commission for such disposition as is open under the opinion of this Court. Opinion by Mr. Justice Frankfurter. Mr. Justice Black is of the opinion that the Commission's findings have substantial evidential support, that the findings adequately support the Commission's order, that the judgment of the Court of Appeals should be reversed and that the Commission's order should be affirmed. Dissenting opinion by Mr. Justice Douglas. Mr. Justice Reed and Mr. Justice Jackson took no part in the consideration or decision of this case.

No. 308. Elizabeth H. Dalehite, Henry G. Dalehite, Jr., et al., petitioners, *v.* United States of America. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment of the Court of Appeals affirmed and case remanded to the United States District Court for the Southern District of Texas. Opinion by Mr. Justice Reed. Dissenting opinion by Mr. Justice Jackson in which Mr. Justice Black and Mr. Justice Frankfurter join. Mr. Justice Douglas and Mr. Justice Clark took no part in the consideration or decision of this case.

No. 540. United States of America, petitioner, *v.* Harry Gray Nugent; and

No. 573. United States of America, petitioner, *v.* Lester Packer. On writs of certiorari to the United States Court of Appeals for the Second Circuit. Judgments of Court of Appeals reversed and cases remanded to the United States District Court for the Southern District of New York for proceedings in conformity with the opinion of this Court. Opinion by Mr. Chief Justice Vinson. Dissenting opinion by Mr. Justice Frankfurter in which Mr. Justice Black and Mr. Justice Douglas join. Dissenting opinion by Mr. Justice Douglas in which Mr. Justice Black concurs. Mr. Justice Jackson took no part in the consideration or decision of these cases.

The Chief Justice announced the following order of the Court:

No. 818. John T. Robinson, appellant, *v.* Barrow-Penn and Company, Incorporated. Appeal from the Supreme Court of Appeals of Virginia. *Per Curiam*: The motion for leave to proceed *in forma pauperis* is granted. The appeal is dismissed for the want of jurisdiction. 28 U. S. C. § 1257 (2). Treating the papers whereon the appeal was allowed as a petition for writ of certiorari as required by 28 U. S. C. § 2103, certiorari is denied.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 8. Oliver Brown, Mrs. Richard Lawton, Mrs. Sadie Emmanuel, et al., appellants, *v.* Board of Education of Topeka, Shawnee County, Kansas, et al.;

No. 101. Harry Briggs, Jr., et al., appellants, *v.* R. W. Elliott, Chairman, J. D. Carson, et al., Members of Board of Trustees of School District # 22, Clarendon County, S. C., et al.;

No. 191. Dorothy E. Davis, Bertha M. Davis, and Inez D. Davis, etc., et al., appellants, *v.* County School Board of Prince Edward County, Virginia, et al.;

No. 413. Spottswood Thomas Bolling et al., petitioners, *v.* C. Melvin Sharpe et al.; and

No. 448. Francis B. Gebhart, William B. Horner, Eugene H. Shallcross, et al., petitioners, *v.* Ethel Louise Belton, an Infant, by Her Guardian ad litem, Ethel Belton et al.

"Each of these cases is ordered restored to the docket and is assigned for reargument on Monday, October 12, next. In their briefs and on oral argument counsel are requested to discuss particularly the following questions insofar as they are relevant to the respective cases:

"1. What evidence is there that the Congress which submitted and the State legislatures and conventions which ratified the Fourteenth Amendment contemplated or did not contemplate, understood or did not understand, that it would abolish segregation in public schools?

"2. If neither the Congress in submitting nor the States in ratifying the Fourteenth Amendment understood that compliance with it would require the immediate abolition of segregation in public schools, was it nevertheless the understanding of the framers of the Amendment

"(a) that future Congresses might, in the exercise of their power under section 5 of the Amendment, abolish such segregation, or

“(b) that it would be within the judicial power, in light of future conditions, to construe the Amendment as abolishing such segregation of its own force?”

“3. On the assumption that the answers to questions 2 (a) and (b) do not dispose of the issue, is it within the judicial power, in construing the Amendment, to abolish segregation in public schools?”

“4. Assuming it is decided that segregation in public schools violates the Fourteenth Amendment

“(a) would a decree necessarily follow providing that, within the limits set by normal geographic school districting, Negro children should forthwith be admitted to schools of their choice, or

“(b) may this Court, in the exercise of its equity powers, permit an effective gradual adjustment to be brought about from existing segregated systems to a system not based on color distinctions?”

“5. On the assumption on which questions 4 (a) and (b) are based, and assuming further that this Court will exercise its equity powers to the end described in question 4 (b),

“(a) should this Court formulate detailed decrees in these cases;

“(b) if so what specific issues should the decrees reach;

“(c) should this Court appoint a special master to hear evidence with a view to recommending specific terms for such decrees;

“(d) should this Court remand to the courts of first instance with directions to frame decrees in these cases, and if so what general directions should the decrees of this Court include and what procedures should the courts of first instance follow in arriving at the specific terms of more detailed decrees?”

“The Attorney General of the United States is invited to take part in the oral argument and to file an additional brief if he so desires.”

No. 696. United States of America, petitioner, *v.* Robert Patrick Morgan. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted and case transferred to the summary docket.

No. 744. Avondale Marine Ways, Inc., petitioner, *v.* Joseph H. Henderson, Deputy Commissioner, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted and case transferred to the summary docket.

No. 720. LeRoy G. Charles, John L. Charles, et al., petitioners, *v.* City of Chicago, a Municipal Corporation. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 725. Charles Sedlacek, petitioner, *v.* Herbert H. Hann, Warden. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. 728. Jesse Miller Sinclair, petitioner, *v.* The United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 734. Estate of Mabel Cochran, Deceased; Sidney Elmer Cochran et al., Executors et al., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 737. Herbert E. Toor and Florence D. Toor, petitioners, *v.* Harry C. Westover. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 743. United States of America, *ex rel.* Mike Spinella, petitioner, *v.* Joseph Savoretti, District Director of United States Immigration and Naturalization Service, District No. 6, Miami, Florida. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 745. Julius Allen, petitioner, *v.* National Tube Company, a Corporation. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 660. Victrylite Candle Co., a Wisconsin Corporation, petitioner, *v.* Charles F. Brannan, Secretary of Agriculture, et al. The motion to substitute Ezra Taft Benson, present Secretary of Agriculture in the place and stead of Charles F. Brannan, resigned; and Herbert Brownell, Jr., present Attorney General, in the place and stead of James P. McGranery, resigned, is granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 718. Japan-Atlantic and Gulf Freight Conference et al., petitioners, *v.* United States of America et al; and

No. 774. Federal Maritime Board, petitioner, *v.* United States of America and Isbrandtsen Company, Incorporated. The motions in No. 718 for a stay and to advance, and for leave to file brief of A/S J. Ludwig Mowinckels Rederi and others as *amici curiae* are denied. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 732. Silvio DeVita, petitioner, *v.* State of New Jersey; and

No. 733. Joseph Grillo, petitioner, *v.* State of New Jersey. Petitions for writs of certiorari to the Supreme Court of New Jersey denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that the petitions should be granted.

No. 740. Monte G. Cly, petitioner, *v.* United States of America. Motion to proceed on the typewritten record granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 788. Robert Lopez, petitioner, *v.* American-Hawaiian Steamship Company. Motion to dispense with printing the petition and record granted. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 341. William Poulos, appellant, *v.* The State of New Hampshire;

No. 488. The Callanan Road Improvement Company, a Corporation, South Bethlehem, New York, appellant, *v.* The United States of America, Interstate Commerce Commission and Cornell Steamboat Company; and

No. 508. United States of America, petitioner, *v.* International Building Company, a Corporation. Petitions for rehearing denied.

No. 566. Carter H. Harrison, Individually and as Collector of Internal Revenue, petitioner, *v.* Edwin J. Bohnen, Executor of the Estate of Mary A. Bohnen, and Individually, et al. Petition for rehearing denied. Mr. Justice Jackson took no part in the consideration or decision of this application.

No. 591. Mallonee, Bucklin, and Fergus, et al., petitioners, *v.* Fahey, Ammann, as Conservator, Home Loan Bank Board, et al.:

No. 592. Wilmington Federal Savings & Loan Association and W. I. Gilbert, Jr., petitioners, *v.* Home Loan Bank Board et al.;

No. 593. Home Investment Co., petitioner, *v.* John H. Fahey et al.;

No. 594. Ernest R. Utley, as Receiver for Federal Home Loan Banks of Los Angeles, Portland or San Francisco, Whichever Exists, petitioner, *v.* John H. Fahey et al.;

No. 595. Robert H. Wallis and George Turner, petitioners, *v.* Fahey, Ammann, as Conservator, Home Loan Bank Board, et al.;

No. 596. Title Service Company, Trustee on Deeds of Trust of 8,000 Homeowners, petitioner, *v.* Fahey, Ammann, as Conservator, Home Loan Bank Board, et al.; and

No. 658. John D. Willhoit, petitioner, *v.* John H. Fahey et al., and Federal Home Loan Bank of San Francisco. Petition for rehearing denied. Mr. Justice Clark took no part in the consideration or decision of this application.

No. 462, Misc. James Luther Tatum, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 499, Misc. Commonwealth of Pennsylvania *ex rel.* Theodore Elliott, petitioner, *v.* Frederick S. Baldi, Supt., etc. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 501, Misc. E. Haydon Bozell, petitioner, *v.* United States of America et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 502, Misc. Barney Mallow, petitioner, *v.* People of the State of New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 504, Misc. United States *ex rel.* Robert Patrick Morgan, petitioner, *v.* Walter B. Martin, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 507, Misc. Fannie McHarness, petitioner, *v.* State of Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. 508, Misc. Rudolph LaMarr, petitioner, *v.* People of the State of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 509, Misc. Joseph Bernovich, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 512, Misc. Edward Gilbert, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 519, Misc. Jay H. Staley, petitioner, *v.* Nathan Mayo, as State Prison Custodian. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 522, Misc. Jesse Van Dyke, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 530, Misc. Melvin W. Hershey, petitioner, *v.* Pennsylvania Board of Parole et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 523, Misc. Henry Gartner, petitioner, *v.* Dr. Winfred Overholser, Superintendent. Motion for leave to file petition for writ of habeas corpus denied.

Adjourned until Monday, June 15, next, at 12 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

John A. Royse, of Indianapolis, Ind., and Howard P. Travis, of Indianapolis, Ind., on motion of Mr. William E. Jenner; Ralph Roger Williams, of Tuscaloosa, Ala., on motion of Mr. John Sparkman; Charles Lee Barnett, of Shreveport, La., on motion of Mr. James H. Morrison; Clemmense M. White, of St. Joseph, Mo., on motion of Mr. William C. Cole; Wingate H. Lucas, of Grapevine, Tex., on motion of Mr. Fritz G. Lanham; Anthony C. Iannuccillo, of Ogunquit, Maine, on motion of Mr. Robert Hale; Mark W. Gray, of Indianapolis, Ind., on motion of Mr. Elmore Whitehurst; Henry J. Burt, Jr., of Louisville, Ky., and Robert E. Hatton, of Louisville, Ky., on motion of Mr. Henry P. Chandler; Huey B. Howerton, Jr., of Oxford, Miss., and Merton Roland Nachman, Jr., of Montgomery, Ala., on motion of Mr. Louis F. Oberdorfer; Richard A. Billups, Jr., of Jackson, Miss., on motion of Mr. William P. MacCracken, Jr.; Harlan Hagen, of Hanford, Calif., on motion of Mr. Clyde Gilman Doyle; Harry Cohn, of Newark, N. J., and Thomas F. Salter, of Camden, N. J., on motion of Mr. Oscar H. Davis; Albert Wald, of New York, N. Y., on motion of Mr. Norman S. Altman; Charles Jay Hardee, Sr., of Tampa, Fla., on motion of Heber H. Rice; Kenneth Koman Simon, of Kansas City, Mo., on motion of Mr. Walter H. Maloney; Aaron Schwartz, of New York, N. Y., on motion of Mr. Thos. E. Lodge; Charlotte Maskey, of Washington, D. C., on motion of Mr. Dorsey K. Offutt; Amos D. Moscrip, Jr., of Albany, N. Y., on motion of Mr. Robert Llewellyn Wright; Harry Zimmerman, of Mount Vernon, N. Y., on motion of Mr. Julius S. Wikler; George Samuel Clark, of Baltimore, Md., on motion of Mr. Stanley L. Temko; Irwin Schneiderman, of New York, N. Y., on motion of Mr. James E. Greeley; Mary Elizabeth Burke, of Helena, Mont., on motion of Mr. Edward R. Burke; Lawrence Scheewe, of Washington, D. C., on motion of Mr. Rowland F. Kirks; Kenneth Dwight Berger, of Bessemer, Mich., on motion of Mr. Charles K. Chaplin; Edward E. Rousar, of Arlington, Va., on motion of Mr. Robert Allen McGinnis; Louis N. Nichols, of Washington, D. C., Claire O. Ducker, Sr., of Washington, D. C., on motion of Mr. William C. DeLacy; Max Davis Wiviott, of Milwaukee, Wis., on motion of Mr.

George D. Sullivan; Lamar Elliott Kemp, of Washington, D. C., on motion of Mr. Walter Raymond Williams; John P. Moore, of Chevy Chase, Md., on motion of Mr. Frank James Whalen, Jr.; Marshall A. Levin, of Baltimore, Md., on motion of Mr. Harry O. Levin; Calvin H. Cobb, Jr., of Chevy Chase, Md., on motion of Mr. Elisha Hanson; Emmett L. Sheehan, Jr., of Washington, D. C., on motion of Mr. Emmett Leo Sheehan; David V. Lansden, of Cairo, Ill., on motion of Mr. Alexander M. Heron; Matthew H. Brandenburg, of New York, N. Y., on motion of Mr. Ralph E. Becker; Willard H. Shaffer, of Topeka, Kans., on motion of Mr. Richard B. McEntire; Albert H. Greene, of New York, N. Y., on motion of Mr. Isidore H. Wachtel; Edward W. Fisher, of Alexandria, Va., and Thomas Richard Witmer, of Alexandria, Va., on motion of Mr. Donald C. Beeler were admitted to practice.

No. 517. Olive B. Barrows, Richard Pikaar, and M. M. O'Gara, petitioners, *v.* Leola Jackson. On writ of certiorari to the District Court of Appeal of the State of California, Second Appellate District. Judgment affirmed with costs. Opinion by Mr. Justice Minton. Dissenting opinion by Mr. Chief Justice Vinson. Mr. Justice Reed and Mr. Justice Jackson took no part in the consideration or decision of this case.

No. 548. Harry Renton Bridges, Henry Schmidt, and J. R. Robertson, petitioners, *v.* The United States of America. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment of Court of Appeals reversed and case remanded to the United States District Court for the Northern District of California with direction to dismiss the indictment. Opinion by Mr. Justice Burton. Dissenting opinion by Mr. Justice Reed in which the Chief Justice and Mr. Justice Minton join. Mr. Justice Jackson and Mr. Justice Clark took no part in the consideration or decision of this case.

No. 634. United States of America, appellant, *v.* Lester E. Grainger;

No. 635. United States of America, appellant, *v.* Joseph C. Clavere and William G. Kennedy; and

No. 636. United States of America, appellant, *v.* Joseph C. Clavere, William G. Kennedy, and A. L. Shapiro. Appeals from the United States District Court for the Northern District of California. Judgment reversed and cases remanded for further proceedings consistent with the opinion of this Court. Opinion by Mr. Justice Burton. Dissenting: Mr. Justice Black, Mr. Justice Frankfurter, and Mr. Justice Douglas. Mr. Justice Jackson took no part in the consideration or decision of these cases.

No. 391. Harry A. Stein, petitioner, *v.* The People of the State of New York;

No. 392. Nathan Wissner, petitioner, *v.* The People of the State of New York; and

No. 393. Calman Cooper, petitioner, *v.* The People of the State of New York. On writs of certiorari to the Court of Appeals of New York. Judgments affirmed. Opinion by Mr. Justice Jackson. Dissenting opinion by Mr. Justice Black. Dissenting opinion by Mr. Justice Frankfurter. Dissenting opinion by Mr. Justice Douglas in which Mr. Justice Black concurs.

No. 422. Robert W. Burns and Herman P. Dennis, Jr., petitioners, *v.* Charles E. Wilson, Secretary of Defense, et al. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment affirmed and case remanded to the United States District Court for the District of Columbia. Mr. Chief Justice Vinson announced the judgment of the Court in an opinion in which Mr. Justice Reed, Mr. Justice Burton, and Mr. Justice Clark join. Mr. Justice Jackson concurs in the result. Opinion by Mr. Justice Minton concurring in the affirmance of the judgment. Separate opinion by Mr. Justice Frankfurter. Dissenting opinion by Mr. Justice Douglas in which Mr. Justice Black concurs.

No. 235, Misc. Paul Shelton, petitioner, *v.* United States of America. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. The petition for certiorari is granted. Upon consideration of the Government's confession of error, after reviewing the record in this case, we vacate the judgments of the Court of Appeals and the District Court. The case is remanded to the District Court for further proceedings in light of the confession of error. Opinion *per curiam* announced by Mr. Chief Justice Vinson.

The Chief Justice announced the following orders of the Court:

No. 527. The United States of America, petitioner, *v.* Stanley Klinger, William Cantor, and Morris Sandler. On writ of certiorari to the United States Court of Appeals for the Second Circuit. *Per Curiam*: The judgment is affirmed by an equally divided Court. Mr. Justice Jackson took no part in the consideration or decision of this case.

No. 549. Harry Renton Bridges, petitioner, *v.* The United States of America. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. *Per Curiam*: The petition for writ of certiorari is granted. The judgment is reversed and the case is remanded to the District Court with directions to dismiss the

proceedings. The Chief Justice, Mr. Justice Reed, and Mr. Justice Minton dissent for the reasons given in Mr. Justice Reed's dissenting opinion in *Bridges v. United States*, No. 548, decided this day. Mr. Justice Jackson and Mr. Justice Clark took no part in the consideration or decision of this case.

No. 750. *United States of America*, appellant, *v. William B. Berman and Theodore E. Berman*. Appeal from the United States District Court for the Northern District of California. *Per Curiam*: Judgment reversed. *United States v. Grainger et al.*, Nos. 634, 635, and 636, decided this day. Mr. Justice Black, Mr. Justice Frankfurter, and Mr. Justice Douglas, adopting the reasoning in the opinion of Judge Learned Hand in *United States v. Klinger*, 199 F. 2d 645, would affirm the District Court in dismissing this indictment. Mr. Justice Jackson took no part in the consideration or decision of this case.

No. 676. *Serve Yourself Gasoline Stations Association, Inc., et al.*, appellants, *v. A. A. Brock*, as Director of the Department of Agriculture of the State of California, et al. Appeal from the Supreme Court of California; and

No. 757. *Frank Delay, Harry Arnold (True Name Henry Armel)*, appellants, *v. People of the State of California*. Appeal from the Superior Court in and for the County of Los Angeles, California. *Per Curiam*: The motions to dismiss are granted and the appeals are dismissed for the want of a substantial federal question.

No. 800. *Dart Transit Company*, appellant, *v. Interstate Commerce Commission United States of America, and Illinois-Minnesota Motor Carriers Conference, Inc.* Appeal from the United States District Court for the District of Minnesota. *Per curiam*: The motion to affirm is granted and the judgment is affirmed. Mr. Justice Black and Mr. Justice Douglas are of the opinion probable jurisdiction should be noted and the case set down for oral argument.

The Chief Justice said:

"The other orders of the Court appear upon the list certified by the Chief Justice and filed with the Clerk and will not be announced orally."

No. 5, Original. *The State of Nebraska*, complainant, *v. The State of Wyoming and the State of Colorado*. The joint motion for approval of a stipulation and to modify and supplement the decree is granted and an order is entered in compliance with the stipulation.

No. 11, Original. *The State of Mississippi*, plaintiff, *v. The State of Louisiana*. The motion for leave to file bill of complaint is granted and process is ordered to issue returnable within 60 days.

— Ernest H. Norback et al., appellants, *v.* Grand Central Aircraft Co. The application for a stay of the interlocutory injunction is denied. The Chief Justice and Mr. Justice Burton are of the opinion the application should be granted. Mr. Justice Jackson took no part in the consideration or decision of this application.

No. 287. Al Polizzi, petitioner, *v.* Cowles Magazines, Inc. The petition for clarification of the opinion is denied. Mr. Justice Frankfurter and Mr. Justice Douglas took no part in the consideration or decision of this application.

No. 696. United States of America, petitioner, *v.* Robert Patrick Morgan. The motion of the respondent for leave to proceed *in forma pauperis* is granted.

No. 823. Public Utilities Commission of the State of California et al., appellants, *v.* United Air Lines, Inc., Catalina Air Transport and Civil Aeronautics Board. Further consideration of the question of the jurisdiction of this Court in this case and of the motion to dismiss or affirm is postponed to the hearing of the case on the merits.

No. 535. Pope & Talbot, Inc., petitioner, *v.* Charles Hawn and Haenn Ship Ceiling and Refitting Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted and case transferred to the summary docket.

No. 764. Victor Emanuel Pereira and Eugene H. Brading, petitioners, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted and case transferred to the summary docket.

No. 765. United States of America, petitioner, *v.* Henry Debrow;

No. 766. United States of America, petitioner, *v.* James H. Wilkinson;

No. 767. United States of America, petitioner, *v.* Roy F. Brashier;

No. 768. United States of America, petitioner, *v.* Curtis Rogers; and

No. 769. United States of America, petitioner, *v.* Forrest B. Jackson. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit granted and case transferred to the summary docket.

No. 773. Joseph Garner and A. Joseph Garner, Trading as Central Storage and Transfer Company, petitioners, *v.* Teamsters, Chauffeurs, and Helpers Local Union No. 776 (A. F. L.), et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Middle District, granted and case transferred to the summary docket.

No. 777. George Lewis Dickinson, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court

of Appeals for the Ninth Circuit granted and case transferred to the summary docket.

No. 784. State of Nevada and the People of the State of New York, petitioners, *v.* Joseph Stacher. Petition for writ of certiorari to the Seventh Judicial District Court in and for the County of White Pine, Nev., granted and case transferred to the summary docket.

No. 480, Misc. Sam Walder, petitioner, *v.* United States of America. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted and case transferred to the appellate docket and placed on the summary docket.

No. 787. Mississippi River Fuel Corporation, petitioner, *v.* Federal Power Commission. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit dismissed on motion of counsel for the petitioner.

No. 506. Accinanto, Ltd., et al., petitioners, *v.* A/S J. Ludwig Mowinckels Rederi, and Cosmopolitan Shipping Co., Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 631. Continental Casualty Company, as Subrogee of Atlantic and Gulf Stevedores, Incorporated, petitioner, *v.* Steamship "Benny Skou", in rem. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 707. Scott Publishing Company and Hugh A. Scott and Erma Scott, his Wife, petitioners, *v.* William J. Gaffney. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 738. Robert Spikings, petitioner, *v.* Wabash Railroad Company, a Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 741. Atlantic Coast Line Railroad Company, petitioner, *v.* Brotherhood of Railway and Steamship Clerks, Freight Handlers, Express and Station Employees, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 746. Michael M. Schneider, petitioner, *v.* Dan Gallagher, Sheriff of the City and County of San Francisco, State of California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 751. Pearl Pearce, petitioner, *v.* Previews, Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 752. Marianne Yglesias, petitioner, *v.* Gulfstream Park Racing Association, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 753. Joseph Yglesias, petitioner, *v.* Gulfstream Park Racing Association, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 754. Louis Pollock, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 755. The Reporter Publishing Company, Incorporated, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 756. Bascom Launder Corporation, Blue Rose Laundry Corporation, et al., petitioners, *v.* Telecoin Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 759. Virginia Skovgaard, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 760. Trenton Chemical Company, a Michigan Corporation, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 770. The United States, petitioner, *v.* Gordon C. Thomas;

No. 771. The United States, petitioner, *v.* Edward W. Ramsey;
and

No. 772. The United States, petitioner, *v.* James William Frame. Petitions for writs of certiorari to the United States Court of Claims denied.

No. 775. Brier Creek Hunting and Fishing Club, Inc., petitioner, *v.* Screven County et al., Individually and as Board of County Commissioners of Screven County. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 776. W. K. Ingram, Administrative Officer and County Judge of Crittenden County, Arkansas, et al., petitioners, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 780. Joseph J. Schallerer, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 781. Painters District Council No. 6, Brotherhood of Painters, Decorators, and Paperhangers of America, AFL, et al., petitioners, *v.*

National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 783. Morris Ratett, petitioner, *v.* Leo Kaplan, Trustee in Bankruptcy of New Strand Theatre, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 786. Jack Smith Beverages, Inc., a Michigan Corporation, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 791. Marshall Neal, Jr., petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 792. Kenneth Powell Davis, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 793. Caroline McDonald Wismiller, petitioner, *v.* Estate of Henrietta E. Garrett, Deceased. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 808. John W. Pattison, Aletheia E. Pattison, Anna W. Pattison, et al., petitioners, *v.* The Union Central Life Insurance Company. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 812. General Motors Corporation and City Chevrolet Company, petitioners, *v.* John W. J. Ackermans. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 816. J. R. Cantrall and Jo G. Cantrall, Doing Business as J. R. Cantrall Company, et al., petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 820. U. S. A. C. Transport, Inc. (also d/b/a U. S. Airplane Transport, Inc.), petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 821. United States of America, ex rel. Mary Beck, petitioner, *v.* Marcus T. Neelly, District Director, Immigration and Naturalization Service, United States Department of Justice. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 825. James M. Reilly, Jr., a Minor, by James M. Reilly, Sr., His Father and Next Friend, petitioner, *v.* Chicago and North Western Railway Company, a Corporation, et al. Petition for writ of

certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 826. The Great Western Food Distributors, Inc., et al., petitioners, *v.* Ezra Taft Benson (Successor to Charles F. Brannan), Secretary of Agriculture, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 836. 24 Digger Merchandising Machines, 1,428 Rouge Boxes, 16 Metal Boots, etc., et al., petitioners, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 843. Robert Krause, Lawrence Miller, Thomas J. McManus, Jr., et al., petitioners, *v.* William G. Bucher. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 845. Etta Mae Ferguson, Surety, petitioner, *v.* The United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 681. Frank Cammarata, petitioner, *v.* State of Ohio. Motion to dispense with printing the record granted. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 726. Leonard S. Gordon, petitioner, *v.* The United States of America. Motion to dispense with printing record granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 742. Charles C. Patterson, petitioner, *v.* Lillie M. Saunders et al. Motion to defer consideration denied. Motion to dispense with printing petition, brief, and record granted. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 840. Miguel Gonzalez-Martinez, petitioner, *v.* H. R. Landon, Los Angeles, District Director, Immigration and Naturalization Service, et al. Motion to dispense with printing petition and record granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 52. John Terry et al., petitioners, *v.* A. J. Adams et al.;

No. 290. Ernest A. Watson and M. Gladys Watson, petitioners, *v.* Commissioner of Internal Revenue;

No. 671. Othello Washington, Ralph W. McKnight, Loretta J. Wallace, et al., petitioners, *v.* United States of America; and

No. 719. Morton Sobell, petitioner, *v.* The United States of America. Petitions for rehearing denied.

No. 314. Gretchen McRae, petitioner, *v.* Tighe E. Woods, Acting Housing Expeditor. Motion for leave to file a second petition for rehearing denied.

No. 687. Julius Rosenberg and Ethel Rosenberg, petitioners, *v.* The United States of America. Petition for rehearing denied. Mr. Justice Frankfurter deems it appropriate to state once more that the reasons that preclude publication by the Court, as a general practice, of votes on petition for certiorari guide him in all cases, so that it has been his "unbroken practice not to note dissent from the Court's disposition of petitions for certiorari." *Chemical Bank Co. v. Investors*, 343 U. S. 982; *Maryland v. Baltimore Radio Show*, 338 U. S. 912; *Darr v. Burford*, 339 U. S. 200, 227; *Agoston v. Pennsylvania*, 340 U. S. 844; *Bondholders, Inc. v. Powell*, 342 U. S. 921; *Rosenberg v. United States*, 344 U. S. 889, 345 U. S. 965. Partial disclosure of votes on successive stages of a certiorari proceeding does not present an accurate picture of what took place.

Mr. Justice Black is of the opinion the petition for rehearing should be granted.

No. 368, Misc. Florence McMillan Goodman and Frances Brodsky, petitioners, *v.* Ed Leigh McMillan. Second petition for rehearing denied.

No. 421, Misc. Mary M. Riley, petitioner, *v.* Department of the Air Force, George F. Titus et al.;

No. 452, Misc. William Vanderwyde, petitioner, *v.* People of the State of New York; and

No. 460, Misc. Oscar Bryant, petitioner, *v.* United States of America. Petitions for rehearing denied.

No. 382, Misc. Harold Normandale, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 385, Misc. Edward Grass, petitioner, *v.* People of the State of Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 404, Misc. Elbert Henry White, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 434, Misc. Gene McCann, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 445, Misc. Lewis Stephen Work, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 471, Misc. Theron Leroy Elder, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 492, Misc. Aaron Robinson, petitioner, *v.* State of Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 495, Misc. Theodore W. Thomas, petitioner, *v.* People of the State of California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 498, Misc. Ida M. Picking and Guy W. Picking, petitioners, *v.* Pennsylvania Railroad Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 500, Misc. John P. Jordan, petitioner, *v.* Joseph E. Ragen, Warden. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 503, Misc. Robert W. Laughton, petitioner, *v.* John R. Cranor, Supt., etc. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 510, Misc. United States, ex rel. John Eldon Wells, petitioner, *v.* Joseph E. Ragen, Warden, Illinois State Penitentiary. Petition for writ of certiorari to the Circuit Court of Madison County, Ill., denied.

No. 514, Misc. Gilbert F. Collie, petitioner, *v.* Robert A. Heinze, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. 515, Misc. Calvin Elton Barnett, petitioner, *v.* Roy E. Doerfler, Sheriff of Will County, Ill., etc. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 518, Misc. Leo Luke, petitioner, *v.* State of Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 520, Misc. John Kells, petitioner, *v.* O. B. Ellis, General Manager, Texas Prison System. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 521, Misc. John H. Lee, petitioner, *v.* William C. Kindelan, Warden. Petition for writ of certiorari to the Supreme Court of Rhode Island denied.

No. 524, Misc. James Crosby, petitioner, *v.* Joseph E. Ragen, Warden. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 525, Misc. Paul Woodward Brink, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 526, Misc. Frank Whitney, petitioner, *v.* People of the State of California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 529, Misc. Clarence Schell, petitioner, *v.* Ralph N. Eidson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 532, Misc. Bernard Tabor, petitioner, *v.* United States of America. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 534, Misc. Sarah Ann Sanders, Administratrix, etc., petitioner, *v.* Southern Railway Co. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 536, Misc. Roosevelt Allen, petitioner, *v.* Orel J. Skeen, Warden, etc. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. 537, Misc. Harold Peer, petitioner, *v.* Orel J. Skeen, Warden, etc., Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. 542, Misc. Robert Landgraver, petitioner, *v.* Joseph E. Ragen, Warden. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 543, Misc. John E. Gawron, petitioner, *v.* Joseph E. Ragen, Warden. Petition for writ of certiorari to the Criminal Court of Cook County, Illinois, denied.

No. 546, Misc. Raymond Koenig, petitioner, *v.* John R. Cranor, Superintendent. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 547, Misc. Tom Eskridge, petitioner, *v.* John R. Cranor, Superintendent. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 549, Misc. Harley Butler, petitioner, *v.* Ross V. Randolph, Warden. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 552, Misc. William Rupoli, petitioner, *v.* People of the State of New York. Petition for writ of certiorari to the Supreme Court

of New York, Appellate Division, Second Judicial Department, denied.

No. 553, Misc. Spencer Walden, petitioner, *v.* C. J. Burke, Warden. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 469, Misc. Marjorie A. Bowen, petitioner, *v.* County of Los Angeles et al. Petition for writ of certiorari to the Supreme Court of California denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion the petition should be granted.

No. 470, Misc. Richard W. Petherbridge et al., petitioners, *v.* County of Los Angeles et al. Petition for writ of certiorari to the Supreme Court of California denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion the petition should be granted.

No. 505, Misc. Frank Houston, petitioner, *v.* State of Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied for the reason that application therefor was not made within the time provided by law. 28 U. S. C. 2101 (d); Rule 38½ of the Rules of this Court.

No. 511, Misc. John Harry Lee, petitioner, *v.* State of Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee denied for the reason that application therefor was not made within the time provided by law. 28 U. S. C. 2101 (d); Rule 38½ of the Rules of this Court.

No. 540, Misc. Wiley J. Williams, petitioner, *v.* United States of America. Motion to enlarge time denied. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 545, Misc. Steve Kado, petitioner, *v.* Commonwealth of Pennsylvania et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied. Motion for leave to file petition for writ of habeas corpus also denied.

No. 458, Misc. Lewis Stephen Work, petitioner, *v.* Chesley H. Looney;

No. 516, Misc. In the Matter of the Petition of Alexander G. Jernis, Petitioner, for an Original Writ of Habeas Corpus;

No. 517, Misc. Edwin J. Del'Marmol, petitioner, *v.* Robert A. Heinze, Warden;

No. 528, Misc. Ex parte Horst Baumgarten, petitioner;

No. 531, Misc. Elmer S. Whiting, petitioner, *v.* C. H. Looney, Warden, U. S. Penitentiary, Leavenworth, Kansas;

No. 533, Misc. William B. Sullivan, petitioner, *v.* Harley O. Teets, Warden;

No. 539, Misc. Henry A. Swanson, petitioner, *v.* H. H. HAIN, Warden; and

No. 544, Misc. Carl William Burkholder, petitioner, *v.* United States of America. Motions for leave to file petitions for writs of habeas corpus denied.

No. 548, Misc. Frank Severa, petitioner, *v.* Lloyd M. McCorkle, Acting Warden. Motion for leave to file petition for writ of habeas corpus and for other relief denied.

No. 506, Misc. Nancy Cross, petitioner, *v.* Supreme Court of California. Motion for leave to file petition for writ of mandamus denied.

No. 527, Misc. In the Matter of John Wilson, petitioner. Application denied.

No. — Julius Rosenberg and Ethel Rosenberg, petitioners, *v.* United States. An application for stay of execution was filed herein on June 12, 1953. It was referred to Mr. Justice Jackson, the appropriate Circuit Justice. Mr. Justice Jackson referred it to the Court for consideration and action, with the recommendation "that it be set for oral hearing on Monday, June 15, 1953, at which time the parties have agreed to be ready for argument."

Upon consideration of the recommendation, the Court declined to hear oral argument on the application.

Mr. Justice Frankfurter and Mr. Justice Burton, agreeing with Mr. Justice Jackson's recommendation, believe that the application should be set for hearing on Monday, June 15, 1953.

Thereupon, the Court gave consideration to the application for the stay, and denies it, Mr. Justice Burton joining in such denial.

Mr. Justice Frankfurter and Mr. Justice Jackson, believing that the application for a stay should not be acted upon without a hearing before the full Court, do not agree that the stay should be denied.

Mr. Justice Black is of the opinion that the Court should grant a rehearing and a stay pending final disposition of the case. But since a sufficient number do not vote for a rehearing, he is willing to join those who wish to hear argument on the question of a stay.

Mr. Justice Douglas would grant a stay and hear the case on the merits, as he thinks the petition for certiorari and the petition for rehearing present substantial questions. But since the Court has decided not to take the case, there would be no end served by hearing oral argument on the motion for a stay. For the motion presents no new substantial question not presented by the petition for certiorari and by the petition for rehearing.

No. — Julius Rosenberg and Ethel Rosenberg, petitioners, *v.* Wilford L. Denno, Warden of Sing Sing Prison. Motion for leave to file

petition for original writ of habeas corpus and stay of execution submitted by Mr. John F. Finerty for petitioners.

ORDER

All cases submitted and all business before the Court at this term in readiness for disposition having been disposed of,

It is ordered by this Court that all cases on the docket be, and they are hereby, continued to the next term.

Adjourned to the time and place appointed by law.

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SUPREME COURT OF THE UNITED STATES

The Court met in Special Term pursuant to a call by the Chief Justice having the approval of all the Associate Justices.

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

No. 1, Misc. Julius Rosenberg and Ethel Rosenberg, petitioners, *v.* Wilford L. Denno, Warden of Sing Sing Prison. The motion for leave to file petition for an original writ of habeas corpus is denied. Mr. Justice Black dissents.

Mr. Justice Frankfurter:

“The disposition of an application to this Court for habeas corpus is so rarely to be made by this Court directly that Congress has given the Court authority to transfer such an application to an appropriate district court. 28 U. S. C., § 2241. I do not favor such a disposition of this application because the substance of the allegations now made has already been considered by the District Court for the Southern District of New York and on review by the Court of Appeals for the Second Circuit. Neither can I join the Court in denying the application without more. I would set the application down for hearing before the full Court tomorrow forenoon. Oral argument frequently has a force beyond what the written word conveys.”

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SUPREME COURT OF THE UNITED STATES

The Court met in Special Term pursuant to a call by the Chief Justice.

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

The Chief Justice said:

“The Court is now convened in Special Term to consider an application by the Attorney General (1) to review the stay of execution of Julius Rosenberg and Ethel Rosenberg, granted by Mr. Justice Douglas on June 17, 1953, or (2) for reconsideration and reaffirmance of this Court’s order of June 15, 1953, in No. 1, Misc., Julius Rosenberg and Ethel Rosenberg, petitioners, *v.* Wilford L. Denno, Warden of Sing Sing Prison, June 1953 Special Term, denying a stay.

“The Special Term convenes with the approval of all the Associate Justices except Mr. Justice Black, who objects.”

No. — Julius Rosenberg and Ethel Rosenberg *v.* United States. Argument on the motion of the Attorney General commenced by Mr. Acting Solicitor General Stern in support of the motion; continued by Mr. Daniel C. Marshall, *pro hac vice*, by special leave of Court, on motion of Mr. Emanuel H. Bloch in that behalf; by Mr. Emanuel H. Bloch; by Mr. John F. Finerty; and by Mr. Fyke Farmer, in opposition thereto; and concluded by Mr. Acting Solicitor General Stern.

Adjourned until tomorrow at 12 o’clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Vinson, Mr. Justice Black, Mr. Justice Reed, Mr. Justice Frankfurter, Mr. Justice Douglas, Mr. Justice Jackson, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton.

No. — Julius Rosenberg and Ethel Rosenberg *v.* United States of America. On motion to vacate a stay. Order of Mr. Justice Douglas granting stay of execution of death sentences vacated. Opinion *per curiam* announced by Mr. Chief Justice Vinson. Mr. Justice Frankfurter is of opinion that the questions raised for the first time yesterday before the full Court by the application of the Attorney General are complicated and novel. I believe that, in order to enable the Court to adjudicate these issues upon adequate deliberation, this application should be disposed of only after opportunity has been afforded to counsel for both sides to make an adequate study and presentation. In due course, I will set forth more specifically the grounds for this position. Opinion by Mr. Justice Jackson in which Mr. Chief Justice Vinson, Mr. Justice Reed, Mr. Justice Burton, Mr. Justice Clark, and Mr. Justice Minton join. Opinion by Mr. Justice Clark in which Mr. Chief Justice Vinson, Mr. Justice Reed, Mr. Justice Jackson, Mr. Justice Burton, and Mr. Justice Minton join. Dissenting opinion by Mr. Justice Black. Dissenting opinion by Mr. Justice Frankfurter. Dissenting opinion by Mr. Justice Douglas.

Motion of counsel for petitioners for a further stay submitted by Mr. Emanuel H. Bloch.

Motion for reconsideration of the question of the Court's power to vacate Mr. Justice Douglas' stay order and to hear oral argument submitted by Mr. Fyke Farmer.

Per Curiam: Motion of the petitioners for a further stay of the execution, as set forth in the written motion, is denied. Opinion *per curiam* announced by Mr. Chief Justice Vinson. Dissenting: Mr. Justice Black.

Mr. Justice Frankfurter:

"On the assumption that the sentences against the Rosenbergs are to be carried out at 11 o'clock tonight, their counsel ask this Court to stay their execution until opportunity has been afforded to them to invoke the constitutional prerogative of clemency. The action of

this Court, and the division of opinion in vacating the stay granted by Mr. Justice Douglas are, of course, a factor in the situation, which arose within the last hour. It is not for this Court even remotely to enter into the domain of clemency reserved by the Constitution exclusively to the President. But the Court must properly take into account the possible consequences of a stay or of a denial of a stay of execution of death sentences upon making an appeal for executive clemency. Were it established that counsel are correct in their assumption that the sentences of death are to be carried out at 11 p. m. tonight, I believe that it would be right and proper for this Court formally to grant a stay with a proper time limit to give appropriate opportunity for the process of executive clemency to operate. I justifiably assume, however, that the time for the execution has not been fixed as of 11 o'clock tonight. Of course I respectfully assume that appropriate consideration will be given to a clemency application by the authority constitutionally charged with the clemency function."

Per Curiam: The motion for reconsideration of the question of the Court's power to vacate Mr. Justice Douglas' stay order and hear oral argument is denied. Opinion *per curiam* announced by Mr. Chief Justice Vinson. Dissenting: Mr. Justice Black. Mr. Justice Frankfurter desires that it be noted that he too would deny the motion to reconsider the power of this Court to review Mr. Justice Douglas' order to stay the execution, but not because he thinks the matter is free from doubt. See his dissenting opinion in *Ex parte Peru*, 318 U. S. 578, 590, in connection with *Lambert v. Barrett*, 157 U. S. 697 and *Carper v. Fitzgerald*, 121 U. S. 87.

The Special Term is adjourned.

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