

OCTOBER TERM, 1970

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(1)

STATISTICS <sup>1</sup>

	Original	Paid Cases	In Forma Pauperis Cases	Total
Number of cases on docket.....	20	1, 903	2, 289	4, 212
Cases disposed of.....	7	1, 613	1, 802	3, 422
Remaining on docket.....	13	290	487	790

## Cases docketed during term :

Paid Cases.....	1, 578
In Forma Pauperis Cases.....	1, 831
Original Cases.....	10
Total.....	3, 419

Cases remaining from last term.....	793
Total cases on docket.....	4, 212
Cases disposed of.....	3, 422
Number remaining on docket.....	790

## Petitions for certiorari granted :

In paid cases.....	74
In in forma pauperis cases.....	30

## Appeals granted :

In paid cases.....	46
In in forma pauperis cases.....	11

Total cases granted plenary review.....	161
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Cases argued during term.....	151
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Number disposed of by full opinions.....	126
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Number disposed of by per curiam opinions.....	22
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Number set for reargument next term.....	3
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Cases available for argument at beginning of term.....	94
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Disposed of summarily after review was granted.....	9
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Cases reviewed and decided without oral argument.....	192
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Total cases available for argument at start of next term.....	107
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Number of written opinions of the Court.....	109
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Number of lawyers admitted to practice.....	6, 682
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<sup>1</sup> The table has been rearranged this year because there is no longer a distinction between the Miscellaneous and Appellate Dockets. Additional data have been added.

## GENERAL:

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

“The 1970 Term of the Supreme Court of the United States is now convened.”

## ADMISSIONS TO THE BAR

Francis H. Kennedy, Jr., of St. Louis, Mo., Bernard J. McDonnell, Jr., of River Grove, Ill., John G. Hicks, of Louisville, Ky., Robert M. Jernigan, of Oklahoma City, Okla., and Leonard Clarence Mannas, of Tulsa, Okla., on motion of Mr. Solicitor General Erwin N. Griswold; Ronald J. Carlson, of Jamestown, N.Y., and Chester C. Lowe, Jr., of Little Rock, Ark., on motion of Mr. John L. McClellan; Yardley Drake Buckman, of Jacksonville, Fla., and James C. Rinaman, Jr., of Jacksonville, Fla., on motion of Mr. Charles E. Bennett; Thomas D. Benson, of Nashville, Tenn., on motion of Mr. David H. Pryor; Charles E. Sandler, of Rockville, Md., on motion of Mr. Lawrence J. Hogan; Richard Brickman, of Los Angeles, Calif., and Patrick Lee Barnes, of Alhambra, Calif., on motion of Mr. Charles E. Wiggins; Olney G. Wallis, of Llano, Tex., on motion of Mr. Omar Burleson; Samuel Lee Stockman, of Mobile, Ala., on motion of Mr. Tom Bevill; Herbert J. Brown, of Fort Worth, Tex., on motion of Mr. Munson H. Lane; Thomas Edwards Abernathy, IV, of Chattanooga, Tenn., on motion of Mr. James Thomas Martin; Janet Lenora King, of Lakeland, Fla., on motion of Mr. A. R. Carver; Alton Gifford Hall, of Springfield, Ill., on motion of Mr. Evan Howell; Lindsey R. Jeanblanc, of New Braunfels, Tex., on motion of Mr. James K. Jeanblanc; Iver J. Longeteig, III, of Meridian, Idaho, on motion of Mr. James C. Morfitt; John Edward Hilliard, of Newton, Tex., and Ernest J. Altgelt, III, of San Antonio, Tex., on motion of Mr. Martin J. Linsky; Ramon J. Morganstern, of St. Louis, Mo., and Bruce T. Leitman, of Birmingham, Mich., on motion of Mr. Francis Raymond Hammill, Jr.

William Bennett Thompson, of Detroit, Mich., on motion of Mr. Richard F. Fellrath; Jerome D. Winegarden, of Flint, Mich., on motion of Mr. Robert Ira Waxman; Thomas Penfield Jackson, of Chevy Chase, Md., on motion of Mr. Thomas S. Jackson; Ralph G. Pagter, of Anaheim, Calif., on motion of Mr. Tyler Abell; J. Nicholas McGrath, Jr., of San Francisco, Calif., on motion of Mr. Daniel M. Friedman; James C. Baggott, of Dayton, Ohio, on motion of Mr. Ronald Gilbert Birch; A. H. Ehrgood, Jr., of Lebanon, Pa., on motion of Mr. Shewin T. McDowell; Robert Atkin Calvert, of Denver, Colo., and David Ross Calvert, of Denver, Colo., on motion of Mr. John F. Dee, Jr.; Herbert Stanley Ezrin, of Washington, D.C., Ronald D. West, of Washington, D.C., Samuel N. Klewans, of Springfield, Va., Samuel M. Shapiro, of Washington, D.C., and Theodore Kligman, of Silver Spring, Md., on motion of Mr. F. Joseph Donohue; Milton S. Winters, of Princeton, N. J., on motion of Mr. Roland A. Linger; Henry H. McVey, III, of Richmond, Va., on motion of Mr. Robert Bruce Carter; Julius LeVonne Chambers, of Charlotte, N.C., Norman J. Chachkin, of New York, N.Y., and John Fako, Jr., of Chicago, Ill., on motion of Mr. Lawrence Gerald Wallace; Charles F. Cottam, of Providence, R.I., on motion of Mr. John H. Davitt; Phoebe Nan Matthews, of Chevy Chase, Md., on motion of Mr. Robert Worley, Jr.; James J. McCarthy, of Los Angeles, Calif., on motion of Mr. Arthur J. Keeffe; Ignatius Semmes Luckett, of Clarksdale, Miss., on motion of Mr. Frank Roberson; John Maguire Dowd, of Boston, Mass., on motion of Mr. George F. Lynch; David A. Oxford, of Tuscaloosa, Ala., George W. Hargraves, of Pocatello, Idaho, and James Thomas Jones, of Eden, Idaho, on motion of Mr. Emery David Doane, Jr.; Edward Patrick Burns, of Fargo, N. Dak., on motion of Mr. Hugh J. Kelly; and Milburn D. Moore, Sr., of Philadelphia, Miss., on motion of Mr. Peter M. Stockett, were admitted to practice.

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Adjourned until Monday, October 12, 1970, at 10 o'clock.

The day call for Monday, October 12, 1970, will be as follows: Nos. 281, 349, and 444 (and 498).

## SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORDERS IN PENDING CASES

**No. 43, Original.** State of Oregon, plaintiff, *v.* John N. Mitchell, Attorney General of the United States. The motion for leave to file the bill of complaint is granted. The motion of the New York City Board of Elections for leave to intervene in this case and in No. 44, **Original** is denied. The motion of Youth Franchise Coalition et al., for leave to participate in oral argument, as *amici curiae*, in this case and in No. 46, **Original** is denied.

**No. 44, Original.** State of Texas, plaintiff, *v.* John N. Mitchell, Attorney General of the United States. The motion for leave to file the bill of complaint is granted. The motion of the State of Indiana for leave to participate in oral argument, as *amicus curiae*, is denied. The motion of the State of Indiana for leave to join the State of Arkansas et al. in *amicus curiae* brief of State of Indiana is granted.

**No. 46, Original.** United States, Plaintiff, *v.* State of Arizona. The motion for leave to file the bill of complaint is granted. The motion of defendant for permission for two attorneys for leave to participate in oral argument is granted.

**No. 47, Original.** United States, plaintiff, *v.* State of Idaho. The motion for leave to file the bill of complaint is granted. The motion of the Commonwealth of Virginia for leave to participate in oral argument, as *amicus curiae*, is denied.

**No. 281.** James E. Swann et al., petitioners, *v.* Charlotte-Mecklenburg Board of Education et al. The motion of the Solicitor General for leave to participate in the oral argument in this case and in No. 349, as *amicus curiae*, is granted and thirty minutes are allotted for that purpose. An additional fifteen minutes is allotted to each side in these cases and the cases are consolidated with a total of three hours for oral argument. The motions of the National Education Association; William C. Cramer; and The Governor of Florida for leave to participate in the oral argument, as *amicus curiae*, are denied. The motion of The Classroom Teachers Association of the Charlotte-Mecklenburg School System, Inc., for leave to participate in oral argument, as *amicus curiae*, in this case and in No. 349, is denied. The motions of the Commonwealth of Virginia; and the Attorney General of Florida

for leave to participate in the oral argument, as *amicus curiae*, are denied: The Chief Justice, Mr. Justice Black, Mr. Justice Harlan and Mr. Justice Marshall dissent from the denial of the latter motions. The motion of Newton Collier Estes for leave to file a brief, as *amicus curiae*, is granted, but the motion for leave to participate in oral argument, as *amicus curiae*, is denied. The motion of Albert W. Watson et al., for leave to join in the *amicus curiae* brief of William C. Cramer is granted. The motion of the Charlotte-Mecklenburg Board of Education for an ancillary writ of certiorari in this case and in No. 349 pertaining to the proceedings subsequent to the granting of certiorari in No. 281 is granted and treating the motion as a petition for a writ of certiorari it is also granted.

#### APPEALS—JURISDICTION NOTED OR POSTPONED

No. 444. Mrs. Robert Lee Moore et al., appellants, *v.* Charlotte-Mecklenburg Board of Education et al. Appeal from the United States District Court for the Western District of North Carolina. Further consideration of the question of jurisdiction in this case postponed to the hearing of the case on the merits. Case consolidated with No. 498 for oral argument. One hour allotted for oral argument for the appellees in No. 498 and a similar amount of time allotted to all of the other parties in both cases. Cases set for oral argument immediately following No. 349. Motion of appellants as to scheduling oral argument and apportionment of time denied.

No. 498. North Carolina State Board of Education et al., appellants, *v.* James E. Swann et al. Appeal from the United States District Court for the Western District of North Carolina. In this case probable jurisdiction noted. Motion of the Charlotte-Mecklenburg Board of Education to join in appeal granted.

#### CERTIORARI GRANTED

No. 349. Charlotte-Mecklenburg Board of Education et al., petitioners, *v.* James E. Swann et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted.

No. 420. Charles McDaniel, Superintendent of Schools, et al., petitioners *v.* Joseph Barresi, Jr., et al. Petition for writ of certiorari to the Supreme Court of Georgia granted and case set for oral argument immediately following No. 498. Motion of State of Georgia for leave to participate in oral argument, *amicus curiae*, denied. The Chief Justice, Mr. Justice Black, Mr. Justice Harlan, and Mr. Justice Marshall dissent from the denial of the motion.

No. 436. Birdie Mae Davis et al., petitioners, *v.* Board of School Commissioners of Mobile County et al. Motion for leave to supplement petition and petition for writ of certiorari to the United States Court

of Appeals for the Fifth Circuit granted. Case set for oral argument immediately following No. 420. Motion of Solicitor General for additional time for oral argument granted and thirty minutes allotted for that purpose. An additional fifteen minutes allotted to each side. Motion of State of Mississippi for leave to participate in oral argument, as *amicus curiae*, denied. The Chief Justice, Mr. Justice Black, Mr. Justice Harlan, and Mr. Justice Marshall dissent from the denial of this motion. Motion of respondents Mobile County Council Parent-Teachers Association et al., for additional time for oral argument denied, except as indicated above, and permission granted for two attorneys to participate in oral argument for the respondents.

#### ASSIGNMENT ORDER

An order of the Chief Justice designating and assigning Mr. Justice Clark (retired) to perform judicial duties in the United States Court of Appeals for the Sixth Circuit for the week beginning November 30, 1970, and for such further time as may be required to complete unfinished business, pursuant to 28 U.S.C. § 294(a), is ordered entered on the minutes of this Court, pursuant to 28 U.S.C. § 295.

#### ORDER

It is ordered that William M. Allison be, and he hereby is, appointed a Deputy Clerk of this Court.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORDERS IN PENDING CASES

No. 281. James E. Swann et al., petitioners, *v.* Charlotte-Mecklenburg Board of Education et al. The motion of Charles E. Bennett for leave to file a brief, as *amicus curiae*, is granted. The motion of Charles E. Bennett for leave to participate in oral argument, as *amicus curiae*, is denied.

No. ——. Don B. Pratt and Luther J. Wilson, appellants, *v.* Leila Begley, Secretary of State of Kentucky, et al. The application for injunction pending appeal presented to Mr. Justice Stewart, and by him referred to the Court, is denied.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

### OPINIONS PER CURIAM

No. 297. E. Michael McCann, District Attorney of Milwaukee County, appellant, *v.* Sidney G. Babbitz. Appeal from the United States District Court for the Eastern District of Wisconsin. The appeal is dismissed. Opinion *per curiam*.

No. 350. The Los Angeles Herald-Examiner et al., petitioners, *v.* Ralph E. Kennedy et al. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion of The Chamber of Commerce of the United States for leave to file a brief, as *amicus curiae*, granted. Motion to defer consideration of petition for certiorari denied. Petition for writ of certiorari granted, orders vacated, and case remanded to the United States District Court for the Northern District of California with directions to dismiss the case as moot. Opinion *per curiam*. Mr. Justice Douglas took no part in the consideration or decision of these motions and petition.

No. 5156. Dudley George Hanemann, petitioner, *v.* Florida. On petition for writ of certiorari to the Supreme Court of Florida. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the District Court of Appeal of Florida, First District, for further consideration in light of *Ashe v. Swenson, Warden*, 397 U.S. 436. Opinion *per curiam*.

No. 5191. Thomas Hall, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Petition for writ of certiorari granted, judgment vacated and case remanded to the United States District Court for the Middle District of Alabama with directions to dismiss the motion as moot. Opinion *per curiam*.

### APPEALS—SUMMARY DISPOSITIONS

No. 114. Corlon C. Keller, appellant, *v.* Department of Alcoholic Beverage Control of the State of California. Appeal from the Court



of Appeal of California, Second Appellate District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 170. Louis Weiner dba Louis Weiner Real Estate Co., et al., appellants, *v.* State Real Estate Commission of the State of Nebraska. Appeal from Supreme Court of Nebraska. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 218. Loren B. Belker, appellant, *v.* Board of Educational Lands and Funds et al. Appeal from the Supreme Court of Nebraska. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 220. Chester F. Jacobs, as County Treasurer of the County of Suffolk, et al., appellants, *v.* William Rogers et al.; and

No. 221. Pact Realty Corp., appellant, *v.* William Rogers et al. Appeals from the Court of Appeals of New York. The appeals are dismissed for want of jurisdiction. Treating the papers whereon the appeals were taken as petitions for writs of certiorari, certiorari is denied.

No. 234. William E. Goetz et al., appellants, *v.* Board of Regents, State Senior Colleges, et al. Appeal from the Supreme Court of Texas. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 311. James Tygart, appellant, *v.* Arkansas. Appeal from the Supreme Court of Arkansas. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for a writ of certiorari, certiorari is denied.

No. 348. Roy Welch, appellant, *v.* Mississippi. Appeal from the Supreme Court of Mississippi. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 405. The Connelly Foundation, appellant, *v.* The School District of Haverford Township. Appeal from the Supreme Court of Pennsylvania, Eastern District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 486. George W. Wheelright et al., appellants, *v.* The County of Marin et al. Appeal from Supreme Court of California. The appeal is dismissed for want of jurisdiction. Treating the papers

whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

**No. 5149.** Anthony B. Borrás, appellant, *v.* Florida. Appeal from the Supreme Court of Florida. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

**No. 5296.** Olen Winston Melton, appellant, *v.* Tom Lawson McCall et al. Appeal from Supreme Court of Oregon. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

**No. 119.** Cora McKinnon, appellant, *v.* Willie Brown. Appeal from the Appellate Department of the Superior Court of California, County of Riverside. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Douglas is of the opinion that further consideration of the question of jurisdiction should be postponed to a hearing of the case on the merits.

**No. 159.** Rudy Rios, appellant, *v.* Texas. Appeal from the Court of Civil Appeals of Texas, Fourth Supreme Judicial District. The appeal is dismissed. Mr. Justice Black is of the opinion that probable jurisdiction should be noted.

**No. 223.** Southland Racing Corporation, appellant, *v.* Porter Rodgers et al. Appeal from the Supreme Court of Arkansas. The appeal is dismissed for want of a substantial federal question.

**No. 418.** H. H. Robertson Co. and Liberty Mutual Insurance Co., appellants, *v.* Kenneth Newberry, etc. Appeal from the Supreme Court of Michigan. The appeal is dismissed for want of a substantial federal question.

**No. 256.** First Mercantile Consumer Discount Company, appellant, *v.* Anthony E. Stefanelli et al.; and

**No. 257.** Oxford Consumer Discount Company of North Philadelphia, appellant, *v.* Anthony E. Stefanelli et al. Appeals from the Supreme Court of New Jersey. The appeals are dismissed. Mr. Justice Black and Mr. Justice Stewart are of the opinion that probable jurisdiction should be noted.

**No. 357.** William Pate et al., appellants, *v.* El Paso County, Texas, et al. Appeal from the United States District Court for the Western District of Texas. The judgment is affirmed.

**No. 482.** Nelson A. Rockefeller, Governor of the State of New York, et al., appellants, *v.* Socialist Workers Party et al. Appeal from the United States District Court for the Southern District of New York.

The judgment is affirmed and the stay order of Mr. Justice Harlan vacated. The Chief Judge, Mr. Justice Harlan, and Mr. Justice Stewart dissent from the affirmance of the judgment and are of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. **5425**. Joe Jones, Jr., appellant, *v.* California. Appeal from the Appellate Department of the Superior Court of California, County of Los Angeles. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted.

#### ORDERS IN PENDING CASES

No. **853**. In Matter of Disbarment of Russell L. Wolden. It is ordered that Russell L. Wolden, of San Francisco, California, be suspended from the practice of law in this Court and that a rule issue returnable within forty days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. ——. Carlos Juan Rivera et al., petitioners, *v.* Stanley S. Resor et al.; and

No. ——. James P. Pachl, petitioner, *v.* Melvin R. Laird et al. The applications for stays granted by Mr. Justice Douglas and by him referred to the Court are denied. Mr. Justice Douglas is of the opinion that the stays should be continued.

No. ——. Irving Engelman et al., appellants, *v.* Carolyn Amos et al. The application for a stay presented to Mr. Justice Brennan, and by him referred to the Court, is granted. Mr. Justice Douglas took no part in the consideration or decision of this application.

No. ——. Francile Sirak, petitioner, *v.* Ted W. Brown, Secretary of State, et. al. The application for a stay and temporary injunction presented to Mr. Justice Stewart, and by him referred to the Court, is denied.

No. ——. Frederick J. Christopher, Jr., et al., appellants, *v.* John N. Mitchell, Attorney General of the United States, et al. The motion to dispense with printing, to dispense with the jurisdictional statement, to expedite and for other relief is denied.

No. **43, Original**. State of Oregon, plaintiff, *v.* John N. Mitchell, Attorney General of the United States;

No. **44, Original**. State of Texas, plaintiff, *v.* John N. Mitchell, Attorney General of the United States;

No. **46, Original**. United States, plaintiff, *v.* State of Arizona; and

No. **47, Original**. United States, plaintiff, *v.* State of Idaho. The

motion of the Solicitor General to consolidate these cases for oral argument is granted. The motion of Frederick J. Christopher, Jr., et al., for leave to intervene and participate in oral argument in No. 46, **Original** is denied.

No. 40, **Original**. Commonwealth of Pennsylvania, plaintiff *v.* State of New York et al. The motion of the State of Connecticut for leave to intervene as a party plaintiff is granted.

IT IS HEREBY ORDERED that John F. Davis, Esquire, of Washington, D.C., be, and he is hereby, appointed Special Master in this case with authority to fix the time and conditions for the filing of additional pleadings and to direct subsequent proceedings, and 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 submit such reports as he may deem appropriate.

The compensation of the Special Master, the allowances to him, the compensation paid to his technical, stenographic, and clerical assistants, the cost of printing his report, and all other proper expenses shall be charged against and be borne by the parties in such proportion as the Court hereafter may direct.

IT IS FURTHER ORDERED that if the position of Special Master in this case becomes vacant during a recess of Court, the Chief Justice shall have the authority to make a new designation which shall have the same effect as if originally made by the Court herein.

No. 41, **Original**. State of Ohio, plaintiff, *v.* Wyandotte Chemicals Corporation et al. This case is set for oral argument on the motion for leave to file the bill of complaint and the responses thereto. The Solicitor General is invited to file a brief expressing the views of the United States and to participate in the oral argument, as *amicus curiae*.

No. 29. U.S. Bulk Carriers, Inc., petitioner, *v.* Dominic B. Arguelles. Treating the motion of the respondent for leave to proceed further herein in forma pauperis as a motion to dispense with printing the respondent's brief, the motion is granted.

No. 51. Archie William Hill, Jr., petitioner, *v.* California. The motion of The International Association of Chiefs of Police, Inc., et al., for leave to file a brief, as *amici curiae*, is granted.

No. 59. National Association of Securities Dealers, Inc., petitioner, *v.* Securities and Exchange Commission et al. The motion of the Solicitor General for leave to participate in the oral argument, as *amicus curiae*, is granted and an additional 15 minutes allotted for argument. An additional 15 minutes allotted to counsel for the petitioner. The Chief Justice took no part in the consideration or decision of this motion.

No. 61. Investment Company Institute et al., petitioners, *v.* William B. Camp, Comptroller of the Currency, et al. The motion of the Solicitor General for additional time for oral argument is granted, and 15 minutes allotted for that purpose. An additional 15 minutes allotted to counsel for the petitioner. The Chief Justice took no part in the consideration or decision of this motion.

No. 63. Grove Press, Inc., et al., appellants, *v.* Maryland State Board of Censors. The motions of The Adult Film Association of America, Inc.; The Motion Picture Association of America, Inc.; and National Association of Theater Owners, Inc., for leave to file briefs, as *amicus curiae*, are granted. Mr. Justice Douglas took no part in the consideration or decision of these motions.

No. 75. California, petitioner, *v.* Jonathan Todd Byers. The motion of the respondent for the appointment of counsel is granted, and it is ordered that John W. Poulos, Esquire, of Davis, California be, and he is hereby, appointed to serve as counsel for the respondent in this case.

No. 84. United States, appellant, *v.* Milan Vuitch. The motions of Robert L. Sassone; and The National Legal Program on Health Problems of the Poor for leave to file briefs, as *amicus curiae*, are granted. The motion of Dr. Bart Heffernan for leave to participate in the oral argument, as *amicus curiae*, is denied.

No. 107. Hazel Palmer et al., petitioners, *v.* Allen C. Thompson, Mayor, City of Jackson, et al. The motion of James Moore et al., for leave to file a brief, as *amici curiae*, is granted.

No. 108. Elliot L. Richardson, Secretary of Health, Education and Welfare, petitioner, *v.* Pedro Perales. The motion of The American Bar Association for leave to file a brief, as *amicus curiae*, is granted.

No. 113. Bernard M. Decker, United States District Judge, et al., petitioners, *v.* Harper & Row Publishers, Inc., et al. The motion of The American Bar Association for leave to file a brief, as *amicus curiae*, is granted. The motions of the Illinois State Bar Association; Ohio State Bar Association; and Minnesota Bar Association for leave to join in *amicus curiae* brief of The American Bar Association are granted. The motions of The Association of the Bar of City of New York et al.; and Edward S. Irons et al., for leave to file briefs, as *amici curiae*, are granted.

No. 115. Caesario Jimenez et al., appellants, *v.* Eugene Naff, Yakima County Auditor, et al. The motion of the appellants to consolidate with No. 46, **Original** for oral argument is denied.

No. 123. International Brotherhood of Boilermakers, Iron Shipbuilders, Blacksmiths, Forgers and Helpers, AFL-CIO, petitioner, *v.* George W. Hardeman. The motion of The American Federation of

Labor and Congress of Industrial Organizations for leave to file a brief, as *amicus curiae*, is granted.

**No. 124.** Willie S. Griggs et al., petitioners, *v.* Duke Power Company. The motion of The United Steelworkers of America, AFL-CIO, for leave to file a brief, as *amicus curiae*, is granted. Mr. Justice Brennan took no part in the consideration or decision of this motion.

**No. 128.** In re Barbara Burrus et al., petitioners. The motion of The Commonwealth of Massachusetts for leave to participate in the oral argument, as *amicus curiae*, is denied.

**No. 203.** Dennis Councle McGautha, petitioner, *v.* California; and

**No. 204.** James Edward Crampton, petitioner, *v.* Ohio. The motions of the N.A.A.C.P. Legal Defense and Educational Fund, Inc., et al., for leave to file a brief, as *amici curiae*, is granted and the motion to participate in the oral argument, as *amici curiae*, is denied. Mr. Justice Marshall took no part in the consideration or decision of these motions. The motions of The American Friends Service Committee et al.; and The American Civil Liberties Union, Illinois Division, et al., for leave to file briefs, as *amici curiae*, in No. 204, are granted. The motion of the Solicitor General for leave to participate in the oral argument, as *amicus curiae*, is granted and 30 minutes allotted for that purpose. An additional 15 minutes allotted to counsel in each of these cases.

**No. 299.** Paul Robert Cohen, appellant, *v.* California. The motion of The American Civil Liberties Union of Northern California for leave to file a brief, as *amicus curiae*, is granted.

**No. 323.** Edward H. Coolidge, Jr., petitioner, *v.* New Hampshire. The motion of petitioner for the appointment of counsel is granted and it is ordered that Archibald Cox, Esquire, of Cambridge, Massachusetts, a member of the Bar of this Court, be, and he is hereby, appointed to serve as counsel for the petitioner in this case.

**No. 324.** Preston A. Tate, petitioner, *v.* Herman Short, Chief of Police, Houston, Texas. The motion of The National Legal Aid and Defender Association for leave to file a brief, as *amicus curiae*, is granted. The Chief Justice took no part in the consideration or decision of this motion.

**No. 242.** Apostolos Samadjopulos, petitioner, *v.* National Western Life Insurance Company;

**No. 326.** Erlene Crosslin et vir, petitioners, *v.* The Mountain States Telephone and Telegraph Company; and

**No. 463.** Sea Pak, a Division of W. R. Grace & Company, appellant, *v.* Industrial, Technical and Professional Employees, Division

of National Maritime Union, AFL-CIO. The Solicitor General is invited to file a brief expressing the views of the United States.

No. **281**. James E. Swann et al., petitioners, *v.* Charlotte-Mecklenburg Board of Education et al.; and

No. **436**. Birdie Mae Davis et al., petitioners, *v.* Board of School Commissioners of Mobile County et al. The motion of the United Negro College Fund, Inc., et al., for leave to file a brief, as *amici curiae*, is granted. The motions of the Commonwealth of Virginia; and William C. Cramer for reconsideration of the denials for leave to participate in the oral argument, as *amicus curiae*, in No. **281**, are denied.

No. **286**. Alaska et al., petitioners, *v.* United States et al. The parties are requested to file further memoranda on the following questions: (1) Must Congress authorize or ratify the withdrawal of territorial lands by the President?, (2) If so, did Executive Order No. 8979 have the necessary authorization or ratification?, and (3) Was this matter adequately raised below?

No. **409**. The Board of Education of the Little Rock School District et al., petitioners, *v.* Dolores Clark et al. The motion to advance is denied. Mr. Justice Blackmun took no part in the consideration or decision of this motion.

No. **420**. Charles McDaniel, Superintendent of Schools, et al., petitioners, *v.* Joseph Barresi, Jr., et al. The motion to dispense with printing respondents' brief is granted.

No. **430**. Sally M. Reed, appellant, *v.* Cecil R. Reed, Administrator, etc. The Attorney General of Idaho is invited to file a brief expressing the views of the State of Idaho. The parties are requested to file supplemental briefs on the question of the residence of each of the litigants at the time of the instigation of this litigation.

No. **679**. Seymour Friedman, appellant, *v.* Maurice J. O'Rourke et al. The application for injunctive and affirmative relief presented to Mr. Justice Harlan, and by him referred to the Court, is denied.

No. **704**. Ramsay Wood et al., appellants, *v.* Felix Putterman et al. The application for interim injunctive relief presented to The Chief Justice, and by him referred to the Court, is denied. Mr. Justice Douglas took no part in the consideration or decision of this application.

No. **769**. Buford Ellington, Governor of the State of Tennessee, et al., appellants, *v.* James F. Blumstein. The application for stay presented to Mr. Justice Stewart, and by him referred to the Court, is denied. The Chief Justice and Mr. Justice White are of the opinion that the stay should be granted. The motion to advance is denied.

No. **5167**. Ronald Lewis, petitioner, *v.* J. Licavoli, Probation Of-

ficer, Juvenile Court, City and County of San Francisco, California. The motion to defer consideration of the petition for certiorari is granted.

#### APPEALS—JURISDICTION NOTED

No. **133**. United States, appellant, *v.* Thirty-seven (37) Photographs, Milton Luros, Claimant. Appeal from the United States District Court for the Central District of California. In this case probable jurisdiction noted.

No. **160**. United States, appellant, *v.* Maryland Savings-Share Insurance Corporation. Appeal from the United States District Court for the District of Maryland. In this case probable jurisdiction noted.

No. **534**. United States, appellant, *v.* Norman George Reidel. Appeal from the United States District Court for the Central District of California. In this case probable jurisdiction noted. Case set for oral argument with No. **133**.

No. **5257**. Lou Bertha Labine, Natural Tutrix of Minor Child, Rita Nell Vincent, appellant, *v.* Simon Vincent, Administrator of the Succession of Ezra Vincent. Appeal from the Supreme Court of Louisiana. Motion for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction noted.

#### CERTIORARI GRANTED

No. **125**. United States, petitioner, *v.* William L. Randall, Trustee. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted.

No. **189**. Chicago and North Western Railway Company, petitioner, *v.* United Transportation Union. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted.

No. **370**. Magnesium Casting Company, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United State Court of Appeals for the First Circuit granted.

No. **434**. United Transportation Union, petitioner, *v.* The State Bar of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan granted.

No. **5175**. Adolfo Perez et ux., petitioners, *v.* David H. Campbell, Superintendent, Motor Vehicle Division, Arizona Highway Department, et al. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. **5342**. James Wintforded Rewis and Mary Lee Williams, peti-



tioners, *v.* United States. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

#### CERTIORARI DENIED

No. 139. Jack St. Clair Kilby, petitioner, *v.* Robert N. Noyce. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied.

No. 140. William Earl Bigham, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 150. California State Board of Equalization, petitioner, *v.* Richard A. Carlson. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 155. Transportation-Communication Division, Brotherhood of Railway, Airline and Steamship Clerks, Freight Handlers, Express and Station Employes, et al., petitioners, *v.* St. Louis-San Francisco Railway Company. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 161. Melvin Lee Ross, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 163. The Cleveland Trust Company et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 164. Continental Can Company, Inc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 165. Jonathan Earl Stamp et al., petitioners, *v.* California. Petition for writ of certiorari to the Court of Appeals of California, Second Appellate District, denied.

No. 166. Alvin C. Moyer, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 167. Exton Drive-In, Inc., petitioner, *v.* The Home Indemnity Co., et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 168. American National Bank of Austin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 171. Frederick Snare Corporation, petitioner, *v.* Vigo Steamship Corporation et al. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 172. Joseph Lee Nolan and Samuel F. Comeaux, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 174. Gila River Pima-Maricopa Indian Community et al., petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 176. Shakespeare Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 177. Gabriel Felice, petitioner, *v.* The Long Island Railroad Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 178. Malcomb B. Devers, petitioner, *v.* District of Columbia National Bank. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 180. Louis Zemler, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 181. Peter J. Ladzinski, petitioner, *v.* Sperling Steamship & Trading Corp. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 182. L. L. McGuire, petitioner, *v.* John F. Baker et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 183. American Aloe Corporation, petitioner, *v.* Aloe Creme Laboratories, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 184. William Mitchell Hood, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 185. Deane Hill Country Club, Inc., petitioner, *v.* George P. Shultz, Secretary of Labor, United States Department of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 188. Frank Guglielmini, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 192. Calvin Clark, petitioner, *v.* United States. Petition for

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

**No. 193.** Fryd Construction Corporation et al., petitioners, *v.* T/N Plumbing & Heating Co.; and

**No. 382.** United States for the use and benefit of T/N Plumbing & Heating Co., petitioner, *v.* American Fire & Casualty Company et al. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 194.** Robert W. Monday and John A. Monday, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 195.** Harry Davis dba Davis Mfg. Co., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 197.** Roger Calvin Eckerd and Jack Raymond Scott, petitioners, *v.* South Dakota. Petition for writ of certiorari to the Supreme Court of South Dakota denied.

**No. 198.** Barthelmio Dalli, petitioner, *v.* United States; and

**No. 5303.** Thomas Pytel, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 199.** Sam Frank Urbana, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 201.** Winston Bryant McConney, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

**No. 202.** Patricia Perez, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeals of Florida, Third District, denied.

**No. 208.** Universal Builders, Inc., et al., petitioners, *v.* Sidney Clark et al.

**No. 213.** Action Realty Co., et al., petitioners, *v.* Charles Baker et al.; and

**No. 222.** Charles Baker et al., petitioners, *v.* F & F Investment et al. Petition for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 210.** Charles Davida, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 211. Detroit Vital Foods, Inc., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 212. Crane Company, petitioner, *v.* Westinghouse Air Brake Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 216. The B. F. Goodrich Company, petitioner, *v.* Northwest Industries, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 219. United Mine Workers of America, petitioner, *v.* Tennessee Products & Chemical Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 224. Frank J. Vlcek et ux., petitioners, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. 225. Tom Joe Arruda, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 227. Anthony Russo, petitioner, *v.* New Jersey. Petition for writ of certiorari to the ~~Supreme~~ <sup>SUPERIOR</sup> Court of New Jersey, Appellate Division, denied.

No. 230. Leo Vitello, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 231. County of Orange et al., petitioners, *v.* Sterling Liquor Distributors, Inc. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 232. William Oscar Mattox, Jr., and Cecil Frederick Lowe, petitioners, *v.* Dale Carson, Sheriff of Duval County, Florida. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 235. Stanley, Inc., petitioner, *v.* Paul A. Schuster, District Director, Internal Revenue Service. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 237. Jewel G. Berend, petitioner, *v.* J. F. Pritchard & Co. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 239. Ramon Feliciano et al., petitioners, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 240. J. Norman Jones, petitioner, *v.* United States. Petition for

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

No. 241. United States, petitioner, *v.* William A. McGugin, Trustee. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 243. Ernest Samuel Nossen et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 245. Willie Calvin Jackson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 247. St. Michael and Archangel Russian Orthodox Greek Catholic Church et al., petitioners, *v.* Peter Uhnat et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 249. Schmerler Ford, Inc., et al., petitioners, *v.* National Labor Relations Board; and

No. 250. Borek Motor Sales, Inc., petitioner, *v.* National Labor Relations Board. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 252. Robert F. Wilson, petitioner, *v.* Massachusetts. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. 258. Neva M. Shanklin etc., petitioner, *v.* American National Trust et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 259. Kennedy Book Store, Inc., petitioner, *v.* Department of Revenue et al. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 260. Mary Granger, petitioner, *v.* Elliot L. Richardson, Secretary of Health, Education and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 263. Bristol-Myers Company, petitioner, *v.* Federal Trade Commission et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 264. Helen Joan Berkaw et al., petitioners, *v.* Mayflower Congregational Church. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. 266. S. S. Silberblatt, Inc., et al., petitioners, *v.* The Renegotiation Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 271. Ralph L. Williams, petitioner, *v.* International Typographical Union, AFL-CIO, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 272. John Calarco, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 273. Arthur J. Porth, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 274. Forrest Parrott and Donald Parrott, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 278. Singleton Packing Corporation, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 279. United Transportation Union, petitioner, *v.* Clinchfield Railroad Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 280. Vincent H. Conboy et al., petitioners, *v.* The City of Naples et al. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. 282. Hicks-Ponder 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. 283. Joe Perkins, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 287. Artim Transportation System, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 294. Joseph Grieco, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 295. Clarence C. Elmore, Sr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 298. Richard Albert, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. 305. Skega Aktiebolag et al., petitioners, *v.* The B. F. Goodrich Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 306. Arrow Lines, Inc., petitioner, *v.* Barbara Brammer et vir. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 308. John Dioguardi, petitioner, *v.* United States; and

No. 315. Thomas Plumeri and First National Kosher Provisions, Inc., petitioners, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 309. Donald P. Tulloch, petitioner, *v.* John Von Utter, Jr. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 310. Guy Harris et al., petitioners, *v.* Helen Harris et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 312. The Material Handling Institute, Inc., petitioner, *v.* Richard W. McLaren, Assistant Attorney General of the United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 314. Neville Chemical Company, petitioner, *v.* Union Carbide Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 317. Louis E. McMahan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 319. Charles H. Mogulnick, petitioner, *v.* Connecticut. Petition for writ of certiorari to the Appellate Division of the Circuit of Connecticut denied.

No. 320. Maurice H. Schy, petitioner, *v.* The Susquehanna Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 321. Board of Education of Joliet Township High School District 204, County of Will, State of Illinois, et al., petitioners, *v.* Raymond Scoville et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 327. George Edgar Baird, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 328. Martin E. Segal and Leon Karchmer, petitioners, *v.* James Morrissey et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 329. Ralph Louis Zarra, petitioner, *v.* United States. Petition

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

No. 330. Paul Edward Simon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 331. Union Planters National Bank of Memphis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 333. Robert Bennett et al., petitioners, *v.* City of Cleveland et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 334. Braswell Motor Freight Lines, Inc., petitioner, *v.* Local Freight Drivers, Local No. 208, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 335. Robert Neaderland, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 341. Lakewood Manufacturing Company, petitioner, *v.* The Home Insurance Company of New York et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 344. George G. Kilarjian et al., petitioners, *v.* United States, as owner of the USNS *Blue Jacket*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 347. Vladislav Kelemen et al., petitioners, *v.* Serbian Orthodox Church Congregation of St. Demetrius of Akron. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 352. John W. Connelly, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 353. Herbert Charles Petley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 359. Thomas Cantone, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 361. William Clay Young, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.



No. **363.** William C. Brickey, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **366.** State Bank & Trust Company, petitioner, *v.* Maryland Casualty Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **371.** Rodeo Music Corp. dba Belair Enterprises, petitioners, *v.* United States District Court for the Central District of California et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **373.** James E. Masterson, petitioner, *v.* Valley National Bank of Long Island. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **374.** Miller-Davis Company, petitioner, *v.* Premier Electrical Construction Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **375.** Raymond Marquez and Radames Mas, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **376.** The Ramapo Bank et al., petitioners, *v.* Comptroller of the Currency of the United States et al.; and

No. **406.** James C. Brady, Jr., Commissioner of the Department of Banking, State of New Jersey, petitioner, *v.* William B. Camp, Comptroller of the Currency of the United States, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **378.** Thomas Leone, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. **379.** All-State Industries of North Carolina, Inc., et al., petitioners, *v.* Federal Trade Commission. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **380.** M/S Kalus Olendorff et al., petitioners, *v.* Potash Import and Chemical Co. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **384.** The Long Island Railroad Company, petitioner, *v.* John R. Parker, Jr. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **389.** Jerome Tremont, petitioner, *v.* United States; and

No. **5638.** Ronald Leach, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 390. Michael Bonaguro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 393. Wagoner Transportation Company et al., petitioners, *v.* Archie Baird et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 394. Mink-Dayton, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 397. Wilshire Oil Company of Texas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 398. Phillip Addabbo et al., petitioners, *v.* Curtiss-Wright Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 402. Alonzo Wimberly Jenkins, Jr., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 403. Paul S. Sagers, Director, American Fork Training School, et al., petitioners *v.* Lloyd Briggs et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 404. Evelio Del Toro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 408. Paul Chaplin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 413. Ajem Laboratories, Inc., et al., petitioners, *v.* C. M. Ladd Co., Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 414. Laurel N. Dunn, petitioner, *v.* Newspapers, Inc. Petition for writ of certiorari to the Court of Civil Appeals of Texas, 10th Supreme Judicial District, denied.

No. 426. Aetna Casualty and Surety Company, petitioner, *v.* Pacific Employers Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 427. Sidney E. Dawson, petitioner, *v.* Elliot L. Richardson, Secretary of Health, Education, and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 431. Louis P. Kurfess, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **433.** Brotherhood of Locomotive Firemen & Enginemen et al., petitioners, *v.* Union Pacific Railroad Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **435.** Margaret Johnson, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **437.** William W. Sellers et al., petitioners, *v.* Time, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **438.** Harold L. Scriven, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **439.** James Testa, petitioner, *v.* United States; and

No. **447.** Eugene Riggio, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **440.** Andrew J. Easter, petitioner, *v.* Aetna Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **441.** Clifford Darrell Isbell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **442.** Victor J. Orsinger, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Court denied.

No. **443.** Bucks County Cable TV, Inc., petitioner, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **446.** Tripoli Company, Inc., petitioner, *v.* Wella Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **449.** James Jude Taglia, petitioner, *v.* Melvin R. Laird, Secretary of Defense. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **450.** Wilburn E. Smith, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Eastern Division, denied.

No. **452.** S. E. Nichols-Dover, Inc., et al., petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **453.** Horton R. Prudden, petitioner, *v.* United States. Petition

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

No. 456. Gulf Stevedore Corporation et al., petitioners, *v.* Lee H. Hollis, Deputy Commissioner of Labor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 459. Westinghouse Electric Corporation, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 460. Shelby Louis Pollack, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 461. Jerome Tremont, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 466. Gustin-Bacon Division, etc., petitioner, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 468. Phyllis S. Dreyfus et al., petitioners, *v.* First National Bank of Chicago et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 471. David L. Monosson et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 473. William H. Sherwood, Administrator, petitioner, *v.* Pearl River Valley Water Supply District. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 474. Hyman Abrams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 475. Max Liben et al., petitioners, *v.* City of New York et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 476. Sheldon G. Perlman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 478. Arnold Romano and Dominick Romano, petitioners, *v.* United States;

No. 5504. Frank Sherbicki, petitioner, *v.* United States; and

No. 5591. Carmine Guanti, petitioner, *v.* United States. Petitions

for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 479. Ocean Drilling & Exploration Company, petitioner, *v.* Signal Oil & Gas Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 480. Larry Aaron Howze, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 481. William Bush, petitioner, *v.* Allstate Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 487. Charles H. Stevenson, III, petitioner, *v.* Diebold, Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 488. C. R. Pitchford et al., petitioners *v.* Peter Kuzemchak et al. Petition for writ of certiorari to the Supreme Court of New Mexico denied.

No. 489. John Mohan et al., petitioners, *v.* Harvey L. Kerr. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 490. Richard B. Ogilive, petitioner, *v.* Lester H. Jackson et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 491. Difco Laboratories, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 497. A & S Electronic Die Corp., et al., petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 504. Steven Imburgia, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 514. Marie F. Winkler, petitioner, *v.* Frederick E. Winkler. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 518. Annie Mary Timmons, petitioner, *v.* The South Carolina Tricentennial Commission et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 547. M. P. Howlett, Inc., petitioner, *v.* Tug Michael Moran et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 549. Ernest A. Armstrong, petitioner, *v.* Commerce Tankers Corp. et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5107. Victor Pacheco, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 5109. Arthur Fillmore Jefferson, petitioner, *v.* Elza Brantley, Warden. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 5119. Lee Hardy Huguley, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. 5124. Esker E. Haskins, petitioner, *v.* Point Towing Co. et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied

No. 5128. Sidney Ridgley, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied

No. 5131. Sterling Hoskins, petitioner, *v.* John W. Wingo, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5132. Vance Alexander Curley, petitioner, *v.* South Carolina; and

No. 5150. James Pearson, petitioner, *v.* South Carolina. Petitions for writs of certiorari to the Supreme Court of South Carolina denied.

No. 5138. Dominick Campagne, petitioner, *v.* Harold W. Follette, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5140. Guenther H. Schoeller, petitioner, *v.* Walter Dunbar, Director, California Department of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5144. Ronald Raymond Ravich, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5146. Ronald Babchak, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 5151. Marshall Bass, Sr., petitioner, *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. 5152. William Rasnick, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **5158**. Edward Allen Mead, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5163**. Joseph Marnin, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **5169**. Isaac Hicks, petitioner, *v.* Warden, New York City Penitentiary, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5173**. Vincent Amato, petitioner, *v.* United States Board of Parole. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5174**. Virginia Silva Palacios, etc., petitioner, *v.* Attorney General of the United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5176**. Weldon Burris, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **5177**. James Arthur Jackson, petitioner, *v.* Official Representatives and Employees of the Los Angeles Police Department, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5179**. Paul Glen Chambers, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5181**. Broadway Arrington, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5182**. Joseph Addison Vansant, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5184**. Lonnie F. Swartz, Jr., petitioner, *v.* Melvin Laird, Secretary of Defense, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5189**. Douglas L. Rhodes, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5192**. David A. Davis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5193**. Michael Mitchell Bearden, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5194**. Perry Hayes, petitioner, *v.* J. D. Cox, Superintendent,

Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5196. Ora Lee Fuller, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 5200. Lloyd Rice, petitioner, *v.* Wilber B. Schmidt, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 5201. Martha L. Payne, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5202. Arlie Jones, petitioner, *v.* William D. Salisbury, Superintendent, Chillicothe Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5203. James Allen, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 5204. Houston Felder Davis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5206. Juan Rivera Montijo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 5209. Berlie White, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5212. Horace Nix, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois. First District, denied.

No. 5213. Lee Clyde Lambright, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5214. Fred H. Stegeman and Ione E. Stegeman, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5215. Frank Starr, petitioner, *v.* J. D. Cox, Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 5216. Herbert E. Gibson, petitioner, *v.* Massachusetts. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. 5219. Akram Shah, petitioner, *v.* Immigration and Natural-



ization Service. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 5220. Charles S. Gilmore, petitioner, *v.* Mr. Gordon and Mr. Lawson, Members, California Adult Authority. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5221. Alvin Robert Alexander, petitioner, *v.* Thomas C. Lynch, Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5222. Hector M. Troche, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 5223. Manuel C. Lares, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5225. Charles Newsome, petitioner, *v.* E. L. Maxwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5227. Phillip Henry Sharpe, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 5228. Yolanda Rios Cortes et al., petitioners, *v.* Puerto Rico et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 5229. Robert Jackson Gibson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5230. Frederika Blankner, petitioner, *v.* City of Chicago, a Municipal Corporation. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 5231. Joseph Henry Guerin, petitioner, *v.* Superior Court of California, County of Los Angeles. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 5232. Domingo Romero Suniga, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. 5233. Mattie S. Bolick, petitioner, *v.* Elliot L. Richardson, Secretary of Health, Education and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5234. Frank Norris, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5235**. Willie Charles Hill, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **5236**. Steven Washington, Jr., petitioner, *v.* Louie L. Wainwright, Director, Division of Corrections of Florida. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5237**. Maxine J. La Brasca, petitioner, *v.* John Misterly, Sheriff. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5238**. Lieutenant Johnson, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. **5239**. Vito Aguecci, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5240**. Martin Q. Workman, petitioner, *v.* Frank J. Pate, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5241**. Kelsey D. Bartlett, petitioner, *v.* Gerald Baynes, Judge, et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **5242**. Margaret E. Gruver, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **5243**. Callentano Cisneros, Jr., petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5244**. Francisco Cepero Alers, petitioner, *v.* Municipality of San Juan et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **5248**. Herman Mohland, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5252**. St. John Tyler, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **5253**. Bobby Gene Casey, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5255**. Charles Frank Shole, petitioner, *v.* Alfred J. O'Ferrall

et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **5262**. Sterling Willis Young, petitioner, *v.* Harold R. Swenson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **5263**. William J. Jarrels, petitioner, *v.* Warden, Queens House of Detention for Men, etc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5264**. Charles Joseph Mancuso, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5266**. William E. Jones, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5267**. William Leroy Walker, petitioner, *v.* Harold V. Field, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5268**. William Horace Sanders, petitioner, *v.* North Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **5273**. William Joseph Callahan, petitioner, *v.* Harold W. Follette, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5277**. Margo Freshwater, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee denied.

No. **5278**. Leroy Foster, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Third Judicial Department, denied.

No. **5279**. Lawrence Iarossi, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5281**. Richard Allen Black, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5282**. Frank Dvorsky, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **5283**. Theodore E. Booth, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **5284**. Jack L. Noble, petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **5285**. Raymond Charles Keine, petitioner, *v.* United States; and

No. **5328**. Louis John Kregas, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **5286**. Stephen J. Dinneen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5287**. Isaac I. Taylor, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **5289**. Vasco Carrier, petitioner, *v.* W. Barton Boling. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5292**. Gale Kenneth Nipp, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5293**. Richard Raymond Hunt, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **5294**. Patrick Daniel Maloney, petitioner, *v.* Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied.

No. **5297**. Clarence Eisen, petitioner, *v.* Oliver C. Eastman. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5298**. Armand Matalon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5299**. James Henry Crawford, petitioner, *v.* J. D. Cox, Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **5300**. Jesus Moreno-Vallejo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5301**. William Applegate, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5302**. Peter Isnana, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5304. Hector Rodriguez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5306. Lorenzo Douglas Reed, petitioner, *v.* Claude E. Kirk, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5307. Danny Angelo Perez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5308. Albert James Matthews, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 5310. Johnny Harper, petitioner, *v.* George A. Kropp, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5313. John Thomas Fitts, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5314. Harvey Kelley, petitioner, *v.* Perry Johnson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5315. Alexander DeSimone, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5316. Clarence Coleman, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5318. Gilbert Salas Morales, petitioner, *v.* New Mexico. Petition for writ of certiorari to the Court of Appeals of New Mexico denied.

No. 5319. Edward Joseph McGee, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. 5320. Ralph Scott, petitioner, *v.* J. Edwin LaVallee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5323. Anthony S. Fontana, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5324. Leonard L. Austin, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **5329**. John L. Price, petitioner, *v.* Harold W. Follette, Warden. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. **5330**. Dewey Joseph Ayers, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5333**. Peter L. Rambeau, petitioner, *v.* Alfred T. Rundle, Superintendent, State Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **5335**. J. W. Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5336**. Leo Phillips, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5337**. Henry L. Ford, petitioner, *v.* Frank J. Pate, Warden. Writ of Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5340**. La Von Hurst, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5343**. Daniel Obstein, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **5347**. John T. Glazewski, petitioner, *v.* New Jersey et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **5348**. James Russell Broberg, petitioner, *v.* Minnesota. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **5350**. Benjamin F. Rayborn, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5352**. Bobby Camp Carter, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee denied.

No. **5355**. O'Dell David Dixon, petitioner, *v.* Louis S. Nelson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5356**. James Willard Savage, petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Corrections. Petition for writ

of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5359**. Daniel R. Connolly, petitioner, *v. Massachusetts*; and

No. **5436**. Richard J. Cote, petitioner, *v. Massachusetts*. Petitions for writs of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **5362**. Willie R. Dancy, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **5363**. Leroy Wiggins, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **5364**. Mike Maston, petitioner, *v. Walter E. Craven, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5367**. Rebel Randall, petitioner, *v. Frank M. Jordan, Secretary of State of California et al.* Petition for writ of certiorari to the Supreme Court of California denied.

No. **5368**. Kenneth L. Patten, petitioner, *v. Tennessee*. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee denied.

No. **5369**. D. C. Dockery, petitioner, *v. California*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5371**. Joe Louis Denson, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **5372**. Emmett J. Stebbins, petitioner, *v. Blue Cross-Blue Shield et al.* Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **5375**. Paulus E. Churchwell, petitioner, *v. W. S. Neil, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5376**. Robert Lee Sears, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5378**. Eleanor M. Hemstreet, petitioner, *v. H. Harold Leavey et al.* Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **5379**. James Ralph Williamson, petitioner, *v. California*. Peti-

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

No. 5381. Arland L. Gerberding, petitioner, *v.* Minnesota. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 5384. Thomas Lee Bean, petitioner, *v.* Nevada. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. 5386. Wilbert Owens, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5389. John Brenton Preston, petitioner, *v.* John W. Wingo, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5390. Samuel Gilmore, petitioner. *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 5391. Morris Hicks, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 5392. Albert B. Crosby, petitioner, *v.* Joseph R. Brierley, Superintendent. State Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 5393. James Robert Richards, petitioner. *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5395. Lorenzo Reed, petitioner, *v.* Louie L. Wrainwright, Director, Florida Division of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5400. Harold Wapnick, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5401. Robert C. Elmer, petitioner. *v.* Wyoming. Petition for writ of certiorari to the Supreme Court of Wyoming denied.

No. 5402. Clarence Minor, petitioner, *v.* Harold W. Follette, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5404. Charles Lee Grant and Willie Pearl Grant, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 5405. E. Lewis Ferrell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.



No. 5407. James F. Coleman, petitioner *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 5408. Gerald W. Monett, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 5410. T. G. Howell, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 5414. Arthur Atherton Moore, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5415. Joe Aragon Martinez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 5416. Walter L. Rogers, petitioner, *v.* Warden, Nevada State Prison. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. 5420. Hubert J. Walton, petitioner, *v.* California Adult Authority. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5421. Orrin Scott Reed, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 5422. Golden McMath, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 5423. Douglas Onick, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5424. Lawrence Charles Parhms, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5430. Joseph Kauffman, petitioner, *v.* Milton D. Moss et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 5431. Alfred C. Taylor, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5434. Lexington Steve Lamb, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5440. Robert A. Markee, petitioner, *v.* United States. Petition

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

No. **5441**. Ervin John White, petitioner, *v.* United States;

No. **5445**. Duane Ivan Carlson, petitioner, *v.* United States;

No. **5446**. Mervyn Edward Henderson, petitioner, *v.* United States;

No. **5451**. Milton James Dix, petitioner, *v.* United States; and

No. **5639**. Jerome Nicholas Diemert, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5442**. Gerald Joseph Carusiello, petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5444**. Jesse Junior Gilpin, petitioner, *v.* Utah. Petition for writ of certiorari to the Supreme Court of Utah denied.

No. **5450**. Charles E. Godfrey, petitioner, *v.* Alfred T. Rundle, Superintendent, State Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **5453**. Mark Lee Overman, petitioner, *v.* United States. Petition for writ of certiorari to the United States of Appeals for the Sixth Circuit denied.

No. **5495**. Bernard J. Woodmansee, petitioner, *v.* Vermont. Petition for writ of certiorari to the Supreme Court of Vermont denied.

No. **5496**. John Wesley Jordan, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **5498**. Herman Brown, petitioner, *v.* Merle R. Schneckloth, Superintendent, California Conservation Center. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5505**. Ronald D. Jackson, petitioner, *v.* Arizona. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **131**. Melvin Willis Hargraves, petitioner, *v.* Virginia. Motion of respondent to dispense with printing response to petition for certiorari granted. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. **157**. Hollywood Baseball Association, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr.

Justice Marshall took no part in the consideration or decision of this petition.

No. 268. Eugene A. Nolan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 467. Irving Gordon et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 5403. Gerald Glenn Boyden, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 162. Harvey Ray Hatcher, petitioner, *v.* United States. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 229. Jim Blackwell, petitioner, *v.* Mississippi. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. 307. Gloria Jean Nepstead and John Edward Ash, petitioners, *v.* United States. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 391. Phillip Santoro, petitioner, *v.* United States. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 392. Robert G. Gallagher, petitioner, *v.* United States. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Claims denied.

No. 196. Irwin Fruchtman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. 200. Christopher Jackman et al., petitioners, *v.* John M. Bodine et al. Petition for writ of certiorari to the Supreme Court of New Jersey denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 207. Ralph Febre, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sec-

ond Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

**No. 214.** Western Laundry and Linen Rental Co. et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

**No. 244.** John Czepil, petitioner, *v.* Curtis W. Tarr et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

**No. 293.** Charles Clarence Garcia, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

**No. 303.** Ellen Borden Stevenson, petitioner, *v.* Ellen W. Carpenter et al. Petition for writ of certiorari to the Supreme Court of Illinois denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

**No. 318.** State Cinema of Pittsfield, Inc., petitioner, *v.* Matthew J. Ryan, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

**No. 337.** Thomas Tierney, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

**No. 351.** Paddock Pool Builders, Inc., et al., petitioners, *v.* George R. Whitten, Jr., Inc., dba Whitten Corporation. Petition for writ of certiorari to United States Court of Appeals for the First Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

**No. 355.** Michael Jackson et al., petitioners, *v.* C. R. Dorrier et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

**No. 388.** Marshall P. Safir et al., petitioners, *v.* Andrew Gibson et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

**No. 5126.** Charles Lee Allison, petitioner, *v.* New Jersey. Petition for writ of certiorari to the United States Court of Appeals for the

Third Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5137. Bruce N. Warden, petitioner, *v.* Carl G. Hocker, Warden. Petition for writ of certiorari to the Supreme Court of Nevada denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5141. Cleo Wayne Patterson by and through his mother, Dovie Leona Patterson, petitioner, *v.* District Court of Oklahoma et al. Petition for writ of certiorari to the Supreme Court of Oklahoma denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5143. Curtis Langford, petitioner, *v.* Alabama. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5170. Ralph Martinez, petitioner, *v.* Walter Craven, Warden. Petition for writ of certiorari to the Supreme Court of California denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5183. Lamar Rodgers, petitioner, *v.* Texas. 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. 5254. Charles W. Yukl, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5259. John Paul Munroe, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5291. Charlie Lee Powell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5322. Bobby Ray Gill, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5396. Rufus Williams, petitioner, *v.* Lamont Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5426. Charles Douglas Chaudron, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 253. John Will Wingo, Warden, petitioner, *v.* Kenneth Lee Benoit. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 277. R. L. Turner, Warden, petitioner, *v.* John A. Lassiter. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 342. James A. Musick, petitioner, *v.* Hugh Wendell MacDonald. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 267. Merle R. Schneckloth, Superintendent, California Conservation Center, et al., petitioners, *v.* Harold Arthur Hill. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Stewart and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. 270. Ilo Vanderboom et al., petitioners, *v.* Sam Sexton, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 292. Grain Handling Company, Inc., petitioner, *v.* Peter Hartnett et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 502. William Eugene Sheehan et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 5195. James Corbett Churder, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 5325. James Dock Mitchell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 5380. John Wesley McLean, Jr., petitioner, *v.* United States.

Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 5417. Robert E. Meyer, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 340. W. Astor Kirk et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 343. New York City Housing Authority et al., petitioners, *v.* Pedro Escalera et al. Motions of Escalera et al. and Humphrey et al. for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 367. Lykes Bros. Steamship Co., Inc., petitioner, *v.* Hess Shipping Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas and Mr. Justice Stewart are of the opinion that certiorari should be granted.

No. 401. James Robertson, petitioner, *v.* M/S Sanyo Maru et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Black is of the opinion that certiorari should be granted.

No. 477. RKO General, Inc., petitioner, *v.* Margot Newmark. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice White is of the opinion that certiorari should be granted.

No. 5095. Preston R. Reams, petitioner, *v.* John W. Wingo, Warden. Upon the representations of the Attorney General of Kentucky that the petitioner now has available an appropriate remedy, petition for writ of certiorari to United States Court of Appeals for the Sixth Circuit denied.

No. 5171. Roy Pierre, Jr., petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied. Mr. Justice Marshall is of the opinion that certiorari should be granted.

No. 5188. Gerard Joseph Lavoie, petitioner, *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice

Douglas is of the opinion that certiorari should be granted. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. **5211**. Donnell Leonard Luster, petitioner, *v.* Howard H. Cooksey. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Douglas and Mr. Justice Marshall would grant the petition for certiorari, vacate the judgment below and remand for reconsideration in light of *Mulloy v. U.S.*, 398 U.S. 410.

No. **5346**. Robert W. Jackson, petitioner, *v.* Hartford Accident and Indemnity Co. et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

#### LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS

No. **5317**. Winston Bryant McConney, petitioner, *v.* United States Court of Appeals for the Ninth Circuit et al; and

No. **5494**. Jack Kamsler, petitioner, *v.* Julius Hoffman, Judge. Motions for leave to file petitions for writs of mandamus denied.

No. **5295**. Hugh J. Addonizio, petitioner, *v.* George H. Barlow, Judge of the United States District for the District of New Jersey. Motion for leave to file petition for writ of mandamus and/or prohibition denied.

#### REHEARINGS DENIED

No. **1522, Oct. Term, 1969**. Jean L. Adams et al., appellants, *v.* City of Colorado Springs et al.;

No. **1523, Oct. Term, 1969**. Americo Mosca, petitioner, *v.* United States;

No. **1548, Oct. Term, 1969**. Joseph Maiorani, petitioner, *v.* Kawasaki Kisen K. K., Kobe, et al.

No. **1554, Oct. Term, 1969**. Johnny B. Dapper, petitioner, *v.* Municipal Court, San Diego Judicial District;

No. **1558, Oct. Term, 1969**. Theodore Zimmerman, petitioner, *v.* United States Government et al.;

No. **1560, Oct. Term, 1969**. George Sommer and Nimrod Solomon, petitioners *v.* United States;

No. **1568, Oct. Term, 1969**. Vivian E. Carlough, appellant, *v.* Elliot L. Richardson, Secretary of Health, Education, and Welfare;



No. 1619, Oct. Term, 1969. George M. Vasilj, petitioner *v.* United States;

No. 1399, Misc., Oct. Term, 1969. Larry Carter et al., petitioners, *v.* United States;

No. 2066, Misc., Oct. Term, 1969. Marilu Taylor, petitioner, *v.* Superior Court, County of Riverside, California;

No. 2111, Misc., Oct. Term, 1969. Jesse Lara Lopez, petitioner, *v.* United States; and

No. 2130, Misc., Oct. Term, 1969. Maurice D. Hardie, petitioner, *v.* Philip Neville, United States District Judge. Petitions for rehearing denied.

No. 81, Oct. Term, 1969. Rector Simmons, Jr., et ux., appellants, *v.* West Haven Housing Authority;

No. 661, Oct. Term, 1969. Hellenic Lines Limited et al., petitioners, *v.* Zacharias Rhoditis;

No. 830, Oct. Term, 1969. Frank Chambers, petitioner, *v.* James F. Maroney, Superintendent, State Correctional Institution;

No. 1310, Misc., Oct. Term, 1969. Michael Arthur Lee, appellant, *v.* Dave Faulkner, Sheriff;

No. 1590, Misc. Oct. Term, 1969. Francis James Murray, appellant, *v.* Virginia Murray; and

No. 1730, Misc., Oct. Term, 1969. Marilu Taylor, petitioner-appellant, *v.* California. Petitions for rehearing denied. Mr. Justice Blackmun took no part in the consideration or decision of these petitions.

No. 1398, Oct. Term, 1969. Aloe Creme Laboratories, Inc., petitioner, *v.* Milsan, Inc., et al.; and

No. 1424, Oct. Term, 1969. Aloe Creme Laboratories, Inc., petitioner, *v.* American Aloe Corporation;

No. 1459, Oct. Term, 1969. Eugene P. Ruehlmann, Executor of the Estate of Frances Foster Wells, petitioner, *v.* Commissioner of Internal Revenue;

No. 1495, Oct. Term, 1969. Anthony Joseph Cimini, petitioner, *v.* United States;

No. 1502, Oct. Term, 1969. Wallace Eugene McGee, petitioner, *v.* United States;

No. 1183, Misc., Oct. Term, 1969. Lynn Roy Higgins, petitioner, *v.* United States;

No. 1195, Misc., Oct. Term, 1969. Robert Harold Lewis, petitioner, *v.* George A. Kropp, Warden;

No. 1923, Misc., Oct. Term, 1969. Bertha Mae Brown, petitioner, *v.* United States;

No. 1932, Misc., Oct. Term, 1969. Millard V. Dedmon, petitioner, *v.* Walter E. Craven, Warden;

No. 1941, Misc., Oct. Term, 1969. Robert K. Domer, petitioner, *v.* United States;

No. 1946, Misc., Oct. Term, 1969. Stephen Kalec, petitioner, *v.* Russell Lash, Warden;

No. 1994, Misc., Oct. Term, 1969. Charlotte Milstead Carson, petitioner, *v.* Frances S. Elrod, Superintendent, Department of Public Welfare; and

No. 1999, Misc., Oct. Term, 1969. Robert E. Benson, petitioner, *v.* United States et al. Petitions for rehearing denied. Mr. Justice Marshall and Mr. Justice Blackmun took no part in the consideration or decision of these petitions.

No. 1508, Oct. Term, 1969. Diana Kearny Powell, petitioner, *v.* Committee on Admissions & Grievances et al. Petition for rehearing denied. The Chief Justice, Mr. Justice Marshall and Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 1514, Oct. Term, 1969. Alfonso Sabino, petitioner, *v.* Superior Court of Los Angeles County, California, et al.;

No. 1520, Oct. Term, 1969. Margaret Ruth Horton, petitioner, *v.* North Carolina;

No. 1524, Oct. Term, 1969. Halsey L. Williams, petitioner, *v.* Burdick F. Williams;

No. 531, Misc., Oct. Term, 1969. Raymond Cook, petitioner, *v.* United States;

No. 2039, Misc., Oct. Term, 1969. Delbert Clay Curl, petitioner, *v.* John C. Burke, Warden; and

No. 2100, Misc., Oct. Term, 1969. James Morris Fletcher, petitioner, *v.* W. Bartram Waychoff, District Attorney, et al. Petitions for rehearing denied. Mr. Justice Marshall took no part in the consideration or decision of these petitions.

No. 1340, Oct. Term, 1969. Herman Gordon, petitioner, *v.* United States. Motion for leave to file petition for rehearing and to remand denied. Mr. Justice Marshall and Mr. Justice Blackmun took no part in the consideration or decision of this motion.

No. 1053, Misc., Oct. Term, 1969. Doyle Alva Terry, petitioner, *v.* California. Motion for leave to file petition for rehearing denied.

No. 1670, Misc., Oct. Term, 1969. James Mears, appellant, *v.* Carl Hocker, Warden, et al. Motion for leave to file petition for rehearing denied. Mr. Justice Blackmun took no part in the consideration or decision of this motion.

No. 2038, Misc., Oct. Term, 1969. Harold Frank White, petitioner, *v.* George C. Young, U.S. District Judge for the Middle District of Florida. Motion for leave to file petition for rehearing denied. Mr. Justice Marshall and Mr. Justice Blackmun took no part in the consideration or decision of this motion.

#### ORDER

It is ordered that the Rules of the Supreme Court of the United States be and the same are hereby amended by deleting Rule 5, entitled "Admission to the Bar", and substituting in its place the following:

#### 5.

#### ADMISSION TO THE BAR

1. It shall be requisite to the admission of attorneys or counsellors to practice in this court, that they shall have been such for three years past in the highest court of a State, Territory, District, Commonwealth, or Possession, and that their private and professional characters shall appear to be good.

2. Each applicant shall file with the clerk (1) a certificate from the presiding judge or clerk of the proper court evidencing his admission to practice there and that he is presently in good standing, and (2) his personal statement, on the form approved by the court and furnished by the clerk, which shall be endorsed by two members of the bar of this court who are not related to the applicant.

3. If the documents submitted by the applicant demonstrate that he possesses the necessary qualifications, the clerk shall so notify the applicant and he may be admitted without appearing in court. Upon the applicant's signing the oath or affirmation and paying the fee required under Rule 52(d), the clerk shall issue a certificate of admission to the applicant. However, if the applicant so elects he may be admitted on oral motion by a member of the bar in open court, provided the applicant has satisfied the requirements for admission.

4. Each applicant shall take or subscribe the following oath or affirmation, *viz*:

I, -----, do solemnly swear (or affirm) that as an attorney and as a counsellor of this court I will conduct myself uprightly, and according to law, and that I will support the Constitution of the United States.

#### ADMISSIONS TO THE BAR

Robert Jay Chait, of Arlington, Va., Arthur B. Fulton, of Arlington, Va., Henry M. Burch, of Miami, Fla., Gerald R. Hart, of Jacksonville, Fla., Ralph T. Walden, of Kingsland, Ga., James C. Mc-

Grath III, of Scarsdale, N.Y., Roger A. Welch, of Waterville, Me., John P. Bunszel, of Boston, Mass., Maurice E. Donsky, of Laurel, Md., Elmer W. Raper, of Elizabeth City, N.C., Gary Franklin McKinley, of Marysville, Ohio, Alice L. Robie Resnick, of Toledo, Ohio, Melvin L. Resnick, of Toledo, Ohio, Chauncey H. Browning, Jr., of Charleston, W. Va., Gene Hal Williams, of So. Charleston, W. Va., Frank Monroe Ellison, of So. Charleston, W. Va., James Garrett Anderson III, of Ghent, W. Va., and A. David Nichols, of Cincinnati, Ohio, on motion of Mr. Solicitor General Erwin N. Griswold; Abram L. Philips, Jr., of Mobile, Ala., on motion of Mr. James B. Allen; Lawrence H. Adler, of Lexington, Mass., Paul J. Mathieu, of New Bedford, Mass., John A. Markey, of New Bedford, Mass., and John M. Wells, of Atlanta, Ga., on motion of Mr. Edward W. Brooke; James Thomas Bentson, of Seal Beach, Calif., on motion of Mr. Craig Hosmer; Robert R. Brown, of Brownstown, Ind., on motion of Mr. Lee H. Hamilton; Arturo R. Aguirre, of El Paso, Tex., and Gerald B. Shifrin, of El Paso, Tex., on motion of Mr. Richard C. White; Alexander Cocalis, of Atlanta, Ga., on motion of Mr. John James Flynt, Jr.; William E. Poe, of Charlotte, N.C., Sheldon M. Roper, of Lincolnton, N.C., and Marvin Titus Leatherman, of Lincolnton, N.C., on motion of Mr. Charles R. Jonas; Lawrence A. Hecox, of Colorado Springs, Colo., and David C. Phillips, of San Francisco, Calif., on motion of Mr. Mac Asbill, Jr.; Randall R. Shenk, of Houston, Tex., on motion of Mr. Charles V. Koons; Patrick Putzi, of Landover, Md., on motion of Mrs. Margaret H. Pierce; Guy King Tower, of Richmond, Va., on motion of Mr. Lewis F. Powell, Jr.; William Thomas McDonald, Jr., of Bryan, Tex., on motion of Mr. James H. Pipkin; Grant Cook, of Houston, Tex., on motion of Mr. Ralph D. Pittman; Richard L. Holmes, of Montgomery, Ala., on motion of Mr. Vaughan H. Robison.

Kenneth L. Ryskamp, of Miami, Fla., and Robert A. Ware, Jr., of Miami, Fla., on motion of Mr. Charles E. Pledger, Jr.; Halvor Thomas Miller, Jr., of Los Angeles, Calif., Morgan M. Moten, of Los Angeles, Calif., and Nira Aurelia Hardon, of Los Angeles, Calif., on motion of Mr. Paul J. Miller; Noah H. Jenerette, Jr., of Jacksonville, Fla., on motion of Mr. Thomas A. Davis; Herman Cates Gotcher, Jr., of Austin, Tex., on motion of Mr. John R. Cook; Joseph Kelner, of New York, N.Y., on motion of Mr. Jacob Gordon; W. A. Kimbrough, Jr., of Mobile, Ala., on motion of Mr. Samuel L. Stockman; Robert A. Shelton, of Baltimore, Md., on motion of Mr. James Hill Shelton; William L. Robinson, of New York, N.Y., on motion of Mr. Norman Cary Amaker; Salim Joseph Balady, of Washington, D.C., on motion of Mr. Thomas H. King; Marshall T. Bohannon, Jr., of Norfolk, Va., on motion of Mr. William Johnson Waggoner; Robert Alvin Hall, of Houston, Tex., on motion of Mr. R. Gordon Gooch; Anthony F. Sauber, of Los Angeles,

Calif., on motion of Mr. Milton Conn; H. Martin Lancaster, of Goldsboro, N.C., on motion of Mr. William Fletcher Womble; Judith L. Lichtman, of Madison, Wisc., on motion of Mr. Elliott C. Lichtman; Edward Eugene Lanham, of Owensboro, Ky., on motion of Mr. Edward M. Steutermann; James Lincoln Rider, of Newburgh, N.Y., and David L. Rider, of Newburgh, N.Y., on motion of Mr. Stanley I. Greenberg; James O. Lattuner, of Chicago, Ill., on motion of Mr. Stephen Bienieck; Alfred Charles DeFlon, of Los Angeles, Calif., and Jerry F. Halverson, of Los Angeles, Calif., on motion of Mr. Albioun F. Summer; Philip L. Cohan, of Philadelphia, Pa., on motion of Mr. Leslie J. Carson, Jr.; John D. Perkins, of Arlington, Va., and Robert Monte Gants, of Washington, D.C., on motion of Mr. Daniel Partridge, III; Louis Carr Allen, Jr., of Burlington, N.C., George Attmore Long, of Burlington, N.C., and L. Richardson Preyer, of Greensboro, N.C., on motion of Mr. Horace R. Kornegay; William H. Booe, of Charlotte, N.C., on motion of Mr. Whiteford S. Blakeney; MaryAnn K. Clark, of Sudbury, Mass., Grace Minton O'Hare, of Boston, Mass., Mary Kett Ricketson, of Boston, Mass., John J. O'Hare, Jr., of Boston, Mass., Louis I. Shain, of Boston, Mass., Sidney L. Nicoll, of Boston, Mass., Albert L. Hutton, Jr., of Boston, Mass., Anna Berardi O'Brien, of Milford, Mass., and Charles S. Landry, of Hyannis, Mass., on motion of Mr. Edward M. Dangel, were admitted to practice.

#### ORAL ARGUMENT

No. 281. James E. Swann et al., petitioners, *v.* Charlotte-Mecklenburg Board of Education et al. and

No. 349. Charlotte-Mecklenburg Board of Education et al., petitioners, *v.* James E. Swann et al. Three hours allowed for oral argument. Argued by Mr. Julius LeVonne Chambers for James E. Swann et al., by Mr. Solicitor General Erwin N. Griswold for the United States, as *amicus curiae*, by special leave of Court, by Mr. William J. Waggoner and Mr. Benjamin S. Horack for the Charlotte-Mecklenburg Board of Education et al., and by Mr. James M. Nabritt, III for James E. Swann et al.

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Adjourned until tomorrow at 10 o'clock.

The day call for Tuesday, October 13, 1970, will be as follows: Nos. 444 (and 498), 420, and 436.

## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally.”

### ORDERS IN PENDING CASES

No. ——. Andrew Gerardo et al., petitioners, *v.* New Jersey; and

No. ——. Ruggerio Boiardo, petitioner, *v.* New Jersey. The applications for bail presented to Mr. Justice Brennan, and by him referred to the Court, are denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that the applications should be granted. Mr. Justice Brennan took no part in the consideration or decision of these applications.

No. ——. Carlos Marcello, petitioner, *v.* United States. The application for bail presented to Mr. Justice Black, and by him referred to the Court, is denied. Mr. Justice Black and Mr. Justice Douglas dissent.

No. 420. Charles McDaniel, Superintendent of Schools, et al., petitioners, *v.* Joseph Barresi, Jr., et al. The motion of the State of Georgia for reconsideration of the denial of the motion for leave to participate in oral argument, as *amicus curiae*, is denied.

### ADMISSIONS TO THE BAR

Peter Douglas Baird, of Phoenix, Ariz., Joseph R. Carter, Jr., of Culver City, Calif., and James Patrick Shanahan, of Syracuse, N.Y., on motion of Mr. Solicitor General Erwin N. Griswold; Bailey F. Rankin, of Dallas, Tex., on motion of Mr. Ralph W. Yarborough; Gerald T. Bennett, of Gainesville, Fla., on motion of Mr. Dante B. Fascell; Clyde L. Bronn, of Long Beach, Calif., and Joseph Edward DiLoreto, of Downey, Calif., on motion of Mr. Craig Hosmer; Seymour Pikofsky, of Milwaukee, Wis., on motion of Mr. Henry S. Reuss; James E. Ferguson II, of Charlotte, N.C., on motion of Mr. Julius LeVonne Chambers; Michael Davidson, of New York, N.Y., on motion of Mr. Jack Greenberg; William David Becker, of Louis-

ville, Ky., on motion of Mr. Boynton P. Livingston; Neal Michael Mayer, of Washington, D.C., on motion of Mr. Marvin J. Coles; Jackson Fayette Manhein, Jr., of Jackson, Tenn., on motion of Mr. Jack F. Manhein; Wesley Tilton White, of San Mateo, Calif., on motion of Mr. David St. John Brown; Edward Henry Kerman, of Washington, D.C., on motion of Mr. Albert D. Misler; John F. Bohman, of Gardner, Mass., on motion of Mr. Edward A. McCabe; George Edward Krueger, of San Francisco, Calif., on motion of Mr. Jerry F. Halverson; Morton Rible, of Los Angeles, Calif., on motion of Mr. Donald R. Moore; William G. Ohlhausen, of Washington, D.C., on motion of Mr. Bernard Fensterwald, Jr.; James Joseph Gallagher, of Washington, D.C., Charles Edward Yonkers, of Washington, D.C., Maurice F. Ellison, Jr., of Reston, Va., Charles A. O'Connor III, of Newport, R.I., and Laurence Schor, of Dallas, Tex., on motion of Mr. Ashley Sellers; and John L. W. Garrou, of Winston-Salem, N.C., Roddey M. Ligon, Jr., of Winston-Salem, N.C., and Paul Eugene Price, Jr., of Winston-Salem, N.C., on motion of Mr. William Fletcher Womble, were admitted to practice.

#### ORAL ARGUMENT

No. **444**. Mrs. Robert Lee Moore et al., appellants, *v.* Charlotte-Mecklenburg Board of Education et al.; and

No. **498**. North Carolina State Board of Education et al., appellants, *v.* James E. Swann et al. Two hours allowed for oral argument. Argued by Mr. Whiteford S. Blakeney for Mrs. Robert Lee Moore et al., by Mr. William J. Waggoner for the Charlotte-Mecklenburg Board of Education et al., by Mr. Andrew A. Vanore, Jr., for the North Carolina State Board of Education et al., and by Mrs. James M. Nabrit III for James E. Swann et al.

No. **420**. Charles McDaniel, Superintendent of Schools, et al., petitioners, *v.* Joseph Barresi, Jr., et al. Argued by Mr. Eugene A. Epting for the petitioners and by Mr. E. Freeman Leverett for the respondents.

No. **436**. Birdie Mae Davis et al., petitioners, *v.* Board of School Commissioners of Mobile County et al. Two hours allowed for oral argument. Argument commenced by Mr. Jack Greenberg for the petitioners.

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Adjourned until tomorrow at 10 o'clock.

The day call for Wednesday, October 14, 1970, will be as follows: Nos. **436, 14, 15, 18, and 49.**

# SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ADMISSIONS TO THE BAR

Charles Norman Woodruff, of Denver, Colo., and Dennis N. Reid, of Bakersfield, Calif., on motion of Mr. Solicitor General Erwin N. Griswold; Charles Edward Luckhardt, Jr., of San Jose, Calif., and Malcolm H. Levin, of Los Angeles, Calif., on motion of Mr. Charles Edward Wiggins; David Wallace Furgason, of Denver, Colo., on motion of Mr. Thomas M. Stewart; Robert Gates Wilson, of Denver, Colo., on motion of Mr. Charles Franklin Cook, Jr.; Richard Lyle Speer, of Oak Harbor, Ohio, on motion of Mr. Gary Franklin McKinley; Dorris Caldwell Daniel, Jr., of Memphis, Tenn., on motion of Mr. H. Alan Young; Albert Russinoff, of Princeton, N.J., on motion of Mr. Edward S. Irons; James Burns Tucker, of Jackson, Miss., and Donald Butler Morrison, of Jackson, Miss., on motion of Mr. Peter M. Stockett; Howard Lawrence Hutcherson, of Jackson, Miss., and Walter Richard Bivins, of Jackson, Miss., on motion of Mr. Albert D. Misler; Arthur Sund Nelson, of Minneapolis, Minn., on motion of Mr. Loren Dale MacIver; Dale Ossip Johnson, of Austin, Tex., on motion of Mr. John Vernon Rainbolt, II; Ron D. Daugherty, of Houston, Tex., on motion of Mr. Freeman W. Sharp, Jr.; Julius Joseph Nemeth, of Columbus, Ohio, on motion of Mr. Robert Douglas Macklin; and Anthony C. Tomszak, of San Diego, Calif., on motion of Mr. Robert W. Berry, were admitted to practice.

## ORAL ARGUMENT

No. 436. Birdie Mae Davis et al., petitioners, *v.* Board of School Commissioners of Mobile County et al. Argument continued by Mr. Solicitor General Erwin N. Griswold for the United States, by Mr. Abram L. Philips, Jr., for respondents, Board of School Commissioners of Mobile County et al., by Mr. Samuel L. Stockman for respondents, Mobile County Council Parent-Teachers Associations et al., and concluded by Mr. Jack Greenberg for the petitioners.

No. 14. North Carolina, appellant, *v.* Henry C. Alford. Reargued by Mr. Jacob L. Safron for the appellant and by Mrs. Doris R. Bray for the appellee.



No. 15. Sara Baird, petitioner, *v.* State Bar of Arizona. Reargued by Mr. Peter D. Baird for the petitioner and by Mr. Mark Wilmer for the respondent.

No. 18. In the Matter of the Application of Martin Robert Stolar, petitioner. Reargument commenced by Mr. Leonard B. Boudin for the petitioner.

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Adjourned until tomorrow at 10 o'clock.

The day call for Thursday, October 15, 1970, will be as follows:  
Nos. 18, 49, and 10.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

### ADMISSIONS TO THE BAR

Sheldon Karon, of Chicago, Ill., on motion of Justice Abe Fortas; Eugene J. McMahon, of Massapequa, N.Y., and Francesco Coniglio, of New York, N.Y., on motion of Mr. Joseph P. Addabbo; William Maurice Treadwell, of New York, N.Y., on motion of Mr. Thomas Stephen Foley; Martin Jay Siegel, of New York, N.Y., on motion of Mr. Jonathan B. Bingham; Charles Jim Keever, of Seattle, Wash., and Francis John Kaveney, of St. Louis, Mo., on motion of Mr. Duane Leslie Faw; John J. Wandel, of Los Angeles, Calif., Donald C. Comlish, of Potomac, Md., and Aaron David Bernstein, of Brooklyn, N.Y., on motion of Mr. Samuel Huntington; James Kenneth Martin, of Philadelphia, Pa., on motion of Mr. John C. Duncan III; Philip Franklin Patman, of Austin, Tex., on motion of Mr. Ashley Sellers; Howard Allen McGlasson, Jr., of Savannah, Ga., on motion of Mr. Charles H. Helsper; and Newman Rush Porter, of Phoenix, Ariz., and Gerald Kendall Smith, of Phoenix, Ariz., on motion of Mr. Edwin Shaffer Rockefeller III, were admitted to practice.

### ORAL ARGUMENT

**No. 18.** In the Matter of the Application of Martin Robert Stolar, petitioner. Reargument continued by Mr. Leonard B. Boudin for the petitioner and by Mr. Robert D. Macklin for the respondents.

**No. 49.** Law Students Civil Rights Research Council, Inc., et al., appellants, *v.* Lowell Wadmond et al. Argued by Mr. Norman Dorsen for the appellants and by Mr. David W. Peck for the appellees.

**No. 10.** A. L. Dutton, Warden, appellant, *v.* Alex S. Evans. Two hours allowed for oral argument. Reargued by Mr. Alfred L. Evans, Jr., for the appellant, by Mr. Solicitor General Erwin N. Griswold for the United States, as amicus curiae, by special invitation of the Court, and by Mr. Robert B. Thompson for the appellee.

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Adjourned until Monday, October 19, 1970, at 10 o'clock.

The day call for Monday, October 19, 1970, will be as follows:  
Nos. **43 Orig.** (**44 Orig.**, **46 Orig.** and **47 Orig.**)

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## OPINIONS PER CURIAM

No. 160. United States, appellant, *v.* Maryland Savings-Share Insurance Corporation. Appeal from the United States District Court for the District of Maryland. Judgment reversed and case remanded to the United States District Court for the District of Maryland for further proceedings in conformity with the opinion of this Court. Opinion *per curiam*. Mr. Justice Harlan, considering that the issues in this case are deserving of plenary consideration, would set the case for argument.

No. 175. Joseph Colombo, petitioner, *v.* New York. On petition for writ of certiorari to the Court of Appeals of New York. Petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals of New York for further consideration in light of *Waller v. Florida*, 397 U.S. 387. Opinion *per curiam*. Mr. Justice Black is of the opinion that certiorari should be granted and judgment reversed.

No. 386. United States et al., appellants, *v.* City of Chicago et al.;

No. 387. United States et al., appellants, *v.* Tennessee Public Service Commission et al.;

No. 396. Louisville and Nashville Railroad Company, appellant, *v.* Tennessee Public Service Commission et al.; and

No. 410. Chicago & Eastern Illinois Railroad et al., appellants, *v.* City of Chicago et al. Appeals from the United States District Court for the Northern District of Illinois. Judgments reversed and cases remanded to the United States District Court for the Northern District of Illinois for further proceedings in conformity with the opinion of this Court. Opinion *per curiam*. Dissenting opinion by Mr. Justice Harlan with whom Mr. Justice Black joins.

## APPEALS—SUMMARY DISPOSITIONS

No. 451. Tilden W. Johnson, appellant, *v.* State Bar of California et al. Appeal from the Court of Appeal of California, Second Appellate District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 588. Pop Poppenheimer et al., appellants, *v.* Tennessee et al. Appeal from the United States District Court for the Western District of Tennessee. The appeal is dismissed. *Schackman v. Arnebergh*, 387 U.S. 427.

No. 704. Ramsay Wood et al., appellants, *v.* Felix Putterman et al. Appeal from the United States District Court for the District of Maryland. The judgment is affirmed. Mr. Justice Brennan and Mr. Justice Stewart are of the opinion that probable jurisdiction should be noted. Mr. Justice Douglas took no part in the consideration of decision of this appeal.

No. 5354. L. G. Ruderer, appellant, *v.* Lyndon B. Johnson et al. Appeal from the United States Court of Appeals for the Eighth Circuit. Motion of the appellants to strike scandalous matter denied. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Blackmun took no part in the consideration or decision of this appeal and motion.

No. 5480. Roy Anderson, appellant, *v.* Knott Hotels Corporation et al. Appeal from the United States Court of Appeals for the Second Circuit. Motion to postpone case denied. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

## ORDERS IN PENDING CASES

No. 621, **October Term, 1969.** Frederick Wiseman et al., petitioners, *v.* Massachusetts et al. The respondents are requested to file within thirty days a response to the petition for rehearing.

No. 1385, **October Term, 1969.** Reginald Hutcherson et al., appellants, *v.* Laurie Lehtin et al. The appellees are requested to file within thirty days a response to the petition for rehearing.

No. 43, **Original.** State of Oregon, plaintiff, *v.* John N. Mitchell, Attorney General of the United States;

No. 44, **Original.** State of Texas, plaintiff, *v.* John N. Mitchell, Attorney General of the United States;

No. 46, **Original.** United States, plaintiff, *v.* State of Arizona; and

No. 47, **Original.** United States, plaintiff, *v.* State of Idaho. The motion of the State of Mississippi for leave to participate in the oral argument, as *amicus curiae*, is denied.

No. 73. Ida Phillips, petitioner, *v.* Martin Marietta Corporation. The motion of the Solicitor General for leave to participate in the oral argument, as *amicus curiae*, in support of the petitioner is granted and twenty minutes are allotted for that purpose. The respondent is allotted twenty additional minutes for oral argument.

No. 77. United States, appellant, *v.* Thomas William Weller. The motion of the Solicitor General for additional time for oral argument is granted and fifteen additional minutes are allotted for that purpose. The appellee is allotted fifteen additional minutes for oral argument.

No. 78. Atlantic City Electric Company et al., appellants, *v.* United States et al.; and

No. 106. Alabama Power Company et al., appellants, *v.* United States et al. The motion of the Solicitor General for additional time for oral argument is granted and twenty additional minutes are allotted for argument on behalf of the United States. Mr. Justice Douglas took no part in the consideration or decision of this motion.

No. 88. George Ramsey and Leon Nunley, dba Leon Nunley Coal Company, et al., petitioners, *v.* United Mine Workers of America. The motion of the respondent for enlargement of time for oral argument is denied.

No. 99. Port of Boston Marine Terminal Association et al., petitioners, *v.* Rederiaktiebolaget Transatlantic. The motion of the Solicitor General for leave to participate in the oral argument, as *amicus curiae*, in support of the petitioner is granted and twenty minutes are allotted for that purpose. The respondent is granted twenty additional minutes for oral argument.

No. 113. Bernard M. Decker, United States District Judge, et al., petitioners, *v.* Harper & Row Publishers, Inc., et al. The motion of the petitioners to advance is denied. The motion of the State Bar of Texas for leave to join in the *amicus curiae* brief of American Bar Association is granted. Mr. Justice Douglas took no part in the consideration or decision of these motions.

No. 124. Willie S. Griggs et al., petitioners, *v.* Duke Power Company. The motion of the Solicitor General for leave to participate in the oral argument, as *amicus curiae*, on behalf of the petitioner is denied. Mr. Justice Brennan took no part in the consideration or decision of this motion.

No. 144. Eugene Griffin, etc., et al., petitioners, *v.* Lavon Breckenridge et al. The motion of the respondents for leave to proceed *in*

*forma pauperis* is granted. The motion of the Solicitor General for leave to participate in the oral argument, as *amicus curiae*, in support of the petitioners is granted and thirty minutes are allotted for that purpose. The respondents are allotted thirty additional minutes for oral argument.

No. 153. Eleanor Taft Tilton et al., appellants, *v.* Elliot L. Richardson, Secretary of the United States Department of Health, Education, and Welfare, et al. The motion of the Solicitor General for additional time for oral argument on behalf of the appellees is granted and thirty additional minutes are allotted for that purpose. The appellants are allotted thirty additional minutes for oral argument.

No. 154. Ronald James et al., appellants, *v.* Anita Valtierra et al.; and

No. 226. Virginia C. Shaffer, appellant, *v.* Anita Valtierra et al. The motion of the Solicitor General for leave to participate in the oral argument, as *amicus curiae*, in support of the appellees, is denied. Mr. Justice Douglas and Mr. Justice Marshall took no part in the consideration or decision of this motion.

No. 281. James E. Swann et al., petitioners, *v.* Charlotte-Mecklenburg Board of Education et al.; and

No. 349. Charlotte-Mecklenburg Board of Education et al., petitioners, *v.* James E. Swann et al. The motion to supplement record is granted. The motion of The Congress of Racial Equality for leave to file a brief, as *amicus curiae*, in No. 281, is granted. The motion of Jackson Chamber of Commerce, Inc., et al., for leave to file a brief, as *amici curiae*, in No. 281, is granted.

No. 301. Webster Bivens, petitioner, *v.* Six Unknown Named Agents of Federal Bureau of Narcotics. The motion of the petitioner for additional time for oral argument is denied.

No. 728. Jane E. Hodgson et al., appellants, *v.* William Randall, Ramsey County Attorney, et al. The application for a partial stay presented to Mr. Justice Blackmun, and by him referred to the Court, is denied. Mr. Justice Douglas is of the opinion that the application should be granted.

No. 5497. Gerald Lee Brown, petitioner, *v.* United States. The motion to defer consideration is granted.

#### APPEALS—JURISDICTION NOTED

No. 345. United States, appellant, *v.* Donald Freed and Shirley Jean Sutherland. Appeal from the United States District Court for the Central District of California. In this case probable jurisdiction is noted.

No. 169. Stephen Radich, appellant, *v.* New York. Appeal from the Court of Appeals of New York. In this case probable jurisdiction is noted. Mr. Justice Douglas took no part in the consideration or decision of this case.

## CERTIORARI GRANTED

No. 156. George K. Rosenberg, District Director, petitioner, *v.* Yee Chien Woo. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 362. Vincent Francis McGee, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. 338. Blonder-Tongue Laboratories, Inc., petitioner, *v.* University of Illinois Foundation et al. Motion of The Finney Company for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted.

No. 5481. Herbert Phillip Schlanger, petitioner, *v.* Robert C. Seamans, Jr., Secretary of the Air Force, et al. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 5247. Barrington Joseph Johnson, petitioner, *v.* United States. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. The Chief Justice took no part in the consideration or decision of this motion and petition.

## CERTIORARI DENIED

No. 146. Abex Corporation, petitioner, *v.* Federal Trade Commission. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 191. Edward O. Sams, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. 251. California et al., petitioners, *v.* Paul K. Imbler. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 354. Francisco Torres Ramos, petitioner, *v.* S. S. Detroit et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 372. Adam Wilson et al., petitioners, *v.* Winton M. Blount, Postmaster General of the United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

- No. 381. Eli S. Jenkins III, petitioner, *v.* The Florida Bar. Petition for writ of certiorari to the Supreme Court of Florida denied.
- No. 399. Lykes-Youngstown Corporation et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.
- No. 400. Richard D. Zelechower et al., petitioners, *v.* Evelle J. Younger et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.
- No. 407. Decca Limited, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.
- No. 428. American Security Co. of New York, petitioner, *v.* Ramonita Barrientos et al. Petition for writ of certiorari to the Supreme Court of Puerto Rico denied.
- No. 445. James H. Coogan, petitioner, *v.* Cincinnati Bar Association. Petition for writ of certiorari to the Supreme Court of Ohio denied.
- No. 458. Fifth District Republican Committee, petitioner, *v.* Michigan Employment Security Commission. Petition for writ of certiorari to the Court of Appeals of Michigan denied.
- No. 509. The Seeburg Corporation, petitioner, *v.* Federal Trade Commission. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.
- No. 5168. Patricia Quick Messer, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.
- No. 5419. John Cunningham, petitioner, *v.* Joseph R. Brierley, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.
- No. 5433. Robert Edward McGrogan, petitioner, *v.* J. R. Brierley, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.
- No. 5438. Winford Coleman Starkey, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.
- No. 5449. Lupe F. Calvillo, petitioner, *v.* Louis S. Nelson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.
- No. 5455. Bernard Bane, petitioner, *v.* John R. Spencer et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.
- No. 5456. Dan Perkins, petitioner, *v.* United States. Petitioner for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.



No. **5461**. Donald H. Hines, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **5463**. Frederick Holnagel, petitioner, *v.* George A. Kropp, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5464**. Robert Barber, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **5465**. Jimmy Dale Phillips, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5468**. John Battle, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **5469**. Bobby Bright, petitioner, *v.* Frank J. Pate, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5472**. James O. Mitchell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **5473**. James N. Norris, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **5474**. Joseph H. Milani, petitioner, *v.* Frank J. Pate, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5475**. John R. Gay, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **5479**. James Willie Cleveland, petitioner, *v.* New Jersey. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **5486**. Franklin Delano Floyd, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5487**. Alfredo Reyes Pruneda, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5488**. Earl Miller Robertson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5493**. Eddie Daniel Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5502**. Ramiro Plascencia-Plascencia, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5503**. Larry V. Cooper, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5508**. Stephen Clarence McKinnon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5509**. Richard A. Lauchli, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **158**. William S. Ellis, Jr., et al., petitioners, *v.* MDG Supply, Inc. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Supreme Court of Hawaii denied.

No. **215**. Greyhound Lines, Inc., petitioner, *v.* Superior Court of California, in and for the County of Shasta. Motion of The National Association of Motor Bus Owners for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **265**. National Labor Relations Board, petitioner, *v.* Clark's Gamble Corporation, etc., et al. Motion to use record in No. **439**, Oct. Term, 1969, granted. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Black, Mr. Justice White, and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. **365**. Hugh McIntosh, petitioner, *v.* United States; and

No. **368**. Carmine Persico, Jr., et al., petitioners, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of these petitions.

No. **395**. Ruby Lazurus, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. **415**. United States, petitioner, *v.* Waterman, Largen & Co., Inc. Petition for writ of certiorari to the United States Court of Claims denied. Mr. Justice Harlan, Mr. Justice Stewart, and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. **416**. Commissioner of Internal Revenue, petitioner, *v.* Charles W. Steadman et ux. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Harlan,

Mr. Justice Stewart, and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. 425. Schieffelin & Co., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied. Mr. Justice Douglas and Mr. Justice Stewart are of the opinion that certiorari should be granted.

No. 457. Russell Lash, Warden, petitioner, *v.* Forrest Eugene Smith. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 5121. Kenneth Donaldson, petitioner, *v.* J. B. O'Connor et al. Motions of The Medical Committee for Human Rights; The Connecticut Psychologists for Social Action; The American Civil Liberties Union; and New York Lawyers' Committee for Civil Rights for leave to file briefs, as *amicus curiae*, granted. Petition for writ of certiorari to the Supreme Court of Florida denied without prejudice to petitioner's right to apply to the appropriate United States District Court for relief.

No. 5122. Albert Lee Chambers, petitioner, *v.* J. D. Cox, Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Dissenting opinion by Mr. Justice Brennan.

No. 5148. Mason Braswell, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied. Dissenting opinion by Mr. Justice Black with whom Mr. Justice Douglas and Mr. Justice Brennan join.

No. 5471. Forrest Brooks, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

#### LEAVE TO FILE PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. 5448. Kenneth James Wells, petitioner, *v.* Walter E. Craven, Warden. Motion for leave to file petition for writ of habeas corpus denied.

#### LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. 5466. Frank Sturm, petitioner, *v.* United States District Court for the Northern District of California. Motion for leave to file petition for writ of mandamus denied.

No. 5489. Manuel "Rickey" Jacobs, petitioner, *v.* Irvin Hill, Judge, United States District Court for the Central District of California. Motion for leave to file petition for writ of mandamus and/or prohibition denied.

#### REHEARINGS DENIED

No. 1187, October Term, 1968. Carmine Persico et al., petitioners, *v.* United States. Joint motion for leave to file petition for rehearing denied. Mr. Justice Blackmun took no part in the consideration or decision of this motion. *AND MR. JUSTICE MARSHALL*

No. 1518, October Term, 1969. J. Robert Huie, petitioner, *v.* Board of Commissioners of the Alabama State Bar. Motions for the Chief Justice and Mr. Justice Black to recuse themselves denied. Petition for rehearing denied.

#### ADMISSIONS TO THE BAR ON ORAL MOTIONS

Dwight Charles Flickinger, of Phoenix, Ariz., Robert J. Derham, of Fort Lauderdale, Fla., Elliott H. Feldman, of Yonkers, N.Y., Grafton Sherwood Kennedy, Jr., of Dayton, Ohio, Clarence Power Montgomery, Jr., of Alexandria, Va., Stanley Edward Remelmeyer, of Torrance, Calif., Robert M. Robson, of Boise, Idaho, and Richard B. Stone, of New Orleans, La., on motion of Mr. Solicitor General Erwin N. Griswold; George Harrison Garrett, of Chattanooga, Tenn., on motion of Mr. Howard H. Baker; Lee Johnson, of Portland, Oreg., on motion of Mr. Robert W. Packwood; Anthony Francis Troy, of Richmond, Va., and Walter A. McFarlane, of Richmond, Va., on motion of Mr. Andrew P. Miller; Bohdan Wenglowczyk, of Rochester, N.Y., on motion of Mr. William N. Early; Robert B. Newton, of California, Mo., on motion of Mr. Frank A. Nelson; John W. Connors, of Worcester, Mass., on motion of Mr. Francis W. McInerny; William Earl Cleaver, of Paoli, Penn., and Roger Norman Coe, of Paoli, Penn., on motion of Mr. Thomas M. Ferrill, Jr.; Edward B. Stroh, of Chicago, Ill., on motion of Mr. William Ward; Barry Y. Wiener, of Boston, Mass., on motion of Mr. Erwin G. Krasnow; George T. Eidson, Jr., of Orlando, Fla., on motion of Mr. Martin John Brown; John Kagel, of San Francisco, Calif., on motion of Mr. Melvin K. Najarian; Jack Wallace Ledbetter, of Austin, Tex., on motion of Mr. Burrell Dean Johnston, Jr.; David W. Mernitz, of Indianapolis, Ind., on motion of Mr. Herbert John Miller, Jr.; Charles Wilson Hayden, of Los Altos, Calif., on motion of Mr. David St. John Brown; Lawrence Weaver Campbell, of Los Angeles, Calif., on motion of Mr.

Raymond O. Kellam; and John Lyle Allen, of Wheeling, W. Va., and Lester C. Hess, Jr., of Wheeling, W. Va., on motion of Mr. Thomas More McCulloch, were admitted to practice.

#### ADMISSION TO THE BAR ON WRITTEN MOTIONS

George Peter Adinamis, of Indianapolis, Ind., on motion of Mr. Erle A. Kightlinger; John Arthur Altschul, of Los Angeles, Calif., on motion of Mr. W. Neal Writer; Frederick Jerome Anderson, of Lexington, Ky., on motion of Mr. Richard Patrick Moloney, III; Carl Ferdinand André, of Jackson, Miss., on motion of Mr. Albioun Fernando Summer; Herbert L. Ash, of New York, N.Y., on motion of Mr. David M. Levitan; Philip Rossman Ashby, of Albuquerque, N.M., on motion of Mr. James T. Paulantis; Craig S. Bamberger, of Washington, D.C., on motion of Mr. James S. Hostetler; Harry E. Barnes, of Los Angeles, Calif., on motion of Mr. Dickinson Thatcher; Albert Stephen Barr, III, of Baltimore, Md., on motion of Mr. G. Van Velsor Wolf; Steven Lacelle Bashwiner, of Chicago, Ill., on motion of Mr. Don H. Reuben; Thomas M. Bergstedt, of Lake Charles La., on motion of Mr. William R. Tete; Alfred V. Boerner, Jr., of Washington, D.C., on motion of Ben Paul Noble; George E. Bunnell, of Miami, Fla., on motion of Mr. Gable D. Dean; Harvey Melvin Burg, of Boston, Mass., on motion of Mr. Roy N. Freed; Anthony Vandril Cadden, of Milwaukee, Wisc., on motion of Mr. Ray T. McCann; Howard L. Chapman, of Fort Wayne, Ind., on motion of Mr. Richard I. Snouffert; W. Wimmer Carr, of Clayton, Mo., on motion of Mr. Charles Sylvanus Rhyne; George Harry Darden, of Cincinnati, Ohio, on motion of Mr. E. Winther McGroom; Stephen L. Fine, of New York, N.Y., on motion of Mr. Jonathan W. Lubell; Wm. M. Johnston, of Waco, Tex., on motion of Mr. Lyndon L. Olson; Daniel Mordecai Joseph, of Washington, D.C., on motion of Mr. Robert V. Zener; Michael Korn, of Van Nuys, Calif., on motion of Mr. Stanley Piser; Frederick R. Livingston, of New York, N.Y., on motion of Mr. Milton Handler; Louis R. Lucas, of Memphis, Tenn., on motion of Mr. Nathaniel Raphael Jones; James Warren May, of Birmingham, Ala., on motion of Mr. Charles Cleveland; Richardo Angelo Mestres, Jr., of New York, N.Y., on motion of Mr. David W. Peck; Virginia Davis Nordin, of Ann Arbor, Mich., on motion of Mr. Peter Barton Hutt; H. Banker Phares, of Port Arthur, Tex., on motion of Mr. Keith Everard McWilliams; William W. Rogal, of Washington, D.C., on motion of Mr. Bernard J. Long; James Stephen Roth, of Miami, Fla., on motion of Mr. Eugene F. Roth; John B. Scofield, of Lake Charles, La., on motion of Mr. Thomas Cooney Hall; Myron David Stutzman, of Birmingham, Ala., on motion of Mr. Carl E. Winkler; Lawrence

Fred Weslock, of Hillcrest Heights, Md., on motion of Mr. John P. Diuguid; and William Richard Warren, of Falls Church, Va., on motion of Mr. G. William Hammer, were admitted to practice.

#### RECESS ORDER

The Court will take a recess from Monday, October 26, 1970, until Monday, November 9, 1970.

#### ORAL ARGUMENT

No. 43, **Original.** State of Oregon, plaintiff, *v.* John N. Mitchell, Attorney General of the United States; and

No. 44, **Original.** State of Texas, plaintiff, *v.* John N. Mitchell, Attorney General of the United States. Two hours allowed for oral argument. Argued by Mr. Lee Johnson for plaintiff, State of Oregon, by Mr. Charles Alan Wright for plaintiff, State of Texas, and by Mr. Solicitor General Erwin N. Griswold for the defendant.

No. 46, **Original.** United States, plaintiff, *v.* State of Arizona; and

No. 47, **Original.** United States, plaintiff, *v.* State of Idaho. Two hours allowed for oral argument. Argued by Mr. Solicitor General Erwin N. Griswold for the plaintiff, by Mr. John M. McGowan II, and Mr. Gary K. Nelson for defendant, State of Arizona, and by Mr. Robert M. Robson for defendant, State of Idaho.

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Adjourned until tomorrow at 10 o'clock.

The day call for Tuesday, October 20, 1970, will be as follows: Nos. 69, 13, 46, 5, and 36.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

### ADMISSIONS TO THE BAR

Henry John Florence, of Phoenix, Ariz., on motion of Mr. Michael R. Klein; Robert Louis Goza, Jr., of Canton, Miss., and James Everette Rankin, of Jackson, Miss., on motion of Mr. Peter M. Stockett, Jr.; Harold Austin Ellard, of Dallas, Tex., on motion of Mr. Boe W. Martin; Daniel Walter Hilderbrand, of Madison, Wis., on motion of Mr. Martin Lobel; Ronald Wesley May, of Pikeville, Ky., on motion of Mr. James Alan Gammon; Lou Ashe, of Beverly Hills, Calif., on motion of Mr. Glenn A. Mitchell; Stanley Lubin, of Detroit, Mich., on motion of Mr. John Silard; and David Gilman, of New York, N.Y., on motion of Mr. Jonathan Arthur Weiss, were admitted to practice.

### ORAL ARGUMENT

**No. 69.** George K. Wyman, Individually and as Commissioner of the State of New York, Department of Social Services, appellant, *v.* Barbara James, etc. Argued by Miss Brenda Soloff for the appellant and by Mr. Jonathan Weiss for the appellee.

**No. 13.** United States, petitioner, *v.* James A. White. Reargued by Mr. Will R. Wilson for the petitioner and by Mr. John L. Boerger for the respondent.

**No. 46.** Ernest Perkins et al., appellants, *v.* L. S. Matthews, Mayor of the City of Canton, et al. Argued by Mr. Armand Derfner for the appellants and by Mr. Robert L. Goza for the appellee.

**No. 5.** United States, petitioner, *v.* United States Coin and Currency, etc. Reargued by Mr. Jerome M. Feit for the petitioner and by Miss Anna R. Lavin for the respondent.

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Adjourned until tomorrow at 10 o'clock.

The day call for Wednesday, October 21, 1970, will be as follows: Nos. **36, 82, 81, 51, and 19.**

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ADMISSIONS TO THE BAR

Charles Bryden Parker, of Denver, Colo., and W. J. Stark, of San Antonio, Tex., on motion of Mr. Richard F. Generelly; Felix B. Laughlin, of Memphis, Tenn., on motion of Mr. Harry W. Laughlin, Jr.; Robert P. Denniston, of Mobile, Ala., on motion of Mr. William Pitt Shattuck; James A. R. Nafziger, of Madison, Wisc., on motion of Mr. Raymond Arthur Yost; Denis R. Morrill, of Salt Lake City, Utah, on motion of Mr. Michael R. Klein; and Melford T. Gerszewski, of Denver, Colo., on motion of Mr. Clarence R. Geyer, were admitted to practice.

## ORAL ARGUMENT

No. 36. Fred T. Mackey, petitioner, *v.* United States. Argued by Mr. William M. Ward for the petitioner and by Mr. Matthew J. Zinn for the respondent.

No. 82. Joseph Elkanich, petitioner, *v.* United States. Argued by Mr. Charles A. Miller for the petitioner and by Mr. James van R. Springer for the respondent.

No. 81. Clarence Williams, petitioner, *v.* United States. Argued by Mr. Henry Florence for the petitioner and by Mr. James van R. Springer for the respondent.

No. 51. Archie William Hill, Jr., petitioner, *v.* California. Re-argued by Mr. Joseph Amato for the petitioner and by Mr. Ronald M. George for the respondent.

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Adjourned until tomorrow at 10 o'clock.

The day call for Thursday, October 22, 1970, will be as follows: Nos. 19, 25, and 99.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

### ADMISSIONS TO THE BAR

Donald Burt Yarbrough, of Austin, Tex., on motion of Mr. Ralph W. Yarborough; Norman Spellberg, of Pleasant Hill, Calif., on motion of Mr. Joseph F. Spaniol; Robert T. Edell, of Minneapolis, Minn., on motion of Mr. Robert G. McMorro; Stephen H. Naiman of Denver, Colo., on motion of Mr. Herman M. Levy; George T. Rita, of Alexandria, Va., on motion of Mr. E. Riley Casey; Douglas F. Raymond, of Topsfield, Mass., on motion of Mr. Robert G. Lauck; Frederick L. Leydorf, of Los Angeles, Calif., on motion of Mr. Eugene F. Bogan; Robert Saxon Baker, of Oklahoma City, Okla., on motion of Mr. David Busby; Robert E. Brimberry, of Los Angeles, Calif., on motion of Mr. Edward Gallagher; and Coleman Robert Rosenfield, of Hallandale, Fla., on motion of Mr. Arthur Simon Meisnere, were admitted to practice.

### ORAL ARGUMENT

**No. 19.** United States, appellant, *v.* Milton C. Jorn. Reargued by Mr. Richard B. Stone for the appellant and by Mr. Denis R. Morrill for the appellee.

**No. 25.** Walter J. Hickel, Secretary of the Interior, petitioner, *v.* The Oil Shale Corporation et al. One and one half hours allowed for oral argument. Argued by Mr. Peter L. Strauss for the petitioner and by Mr. Fowler Hamilton for the respondents.

**No. 99.** Port of Boston Marine Terminal Association et al., petitioners, *v.* Rederiaktiebolaget Transatlantic. One hour and forty minutes allowed for oral argument. Argued by Mr. John M. Reed for the petitioners, by Mr. Daniel M. Friedman for the United States and the Federal Maritime Commission, as amicus curiae, by special leave of Court, and by Mr. George F. Galland for the respondent.

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Adjourned until Monday, October 26, 1970, at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORDER IN PENDING CASE

No. ———. George P. Baker et al., appellants, *v.* Pennsylvania et al. The application for stay of interlocutory injunction pending appeal presented to Mr. Justice Brennan, and by him referred to the Court, is denied.

No. ———. William Richard Meck, appellant, *v.* Commanding Officer, Valley Forge General Hospital, et al. The application for stay of deployment and injunction pending appeal presented to Mr. Justice Brennan, and by him referred to the Court, is granted.

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# SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk and will not be announced orally.”

## OPINION PER CURIAM

No. 5272. John Thompson, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the United States District Court for the Eastern District of Louisiana for consideration of the request contained in the memorandum filed by the Solicitor General. Opinion *per curiam*. Mr. Justice Black, with whom Mr. Justice Douglas joins, would grant certiorari and reverse the decision below for the reasons stated in his dissenting opinions in *Abbate v. U.S.*, 359 U.S. 187, 201 (1959), and *Bartkus v. Illinois*, 359 U.S. 121, 150 (1959).

## APPEAL—SUMMARY DISPOSITION

No. 5811. Roy Anderson, appellant, *v.* American Broadcasting Company et al. Appeal from the United States District Court for the Southern District of New York. The application for stay presented to Mr. Justice Harlan, and by him referred to the Court, is denied. The appeal is dismissed for want of jurisdiction.

## ORDERS IN PENDING CASES

No. 1109, Oct. Term, 1968. Edna Weed, petitioner, *v.* Owen Bilbrey, Sr., et al. The respondents are requested to file a response within 30 days to the motion for leave to file a third petition for rehearing. The Chief Justice and Mr. Justice Blackmun took no part in the consideration or decision of this matter.

No. 31, Orig. State of Utah, plaintiff, *v.* United States. The report of the Special Master is received and ordered filed. Exceptions, if any, with supporting briefs, shall be filed within sixty days.

No. 121. Richard Mayberry, petitioner, *v.* Pennsylvania. The motion of Carol Mary Los for leave to participate in the oral argument, *pro hac vice*, is granted.

No. 420. Charles McDaniel, Superintendent of Schools, et al., petitioners, *v.* Joseph Barresi, Jr., et al. The motion of the respondents for leave to file a brief after argument is granted.

No. 712. Triangle Improvement Council et al., petitioners, *v.* William S. Ritchie, Commissioner, State Road Commission of West Virginia, et al. The application for an injunction pending disposition of the petition for a writ of certiorari presented to the Chief Justice, and by him referred to the Court, is denied. Mr. Justice Douglas is of the opinion that the application should be granted.

No. 799. Glenda M. Cocanower, appellant, *v.* Paul N. Marston, Individually and as Recorder for Maricopa County, et al. The motion to advance and expedite hearing is denied.

No. 825. New York, petitioner, *v.* Irving Ben Cooper, United States District Judge for the Southern District of New York. The motion to expedite consideration of the petition for certiorari is denied.

No. 882. Sallie M. Hadnott, et al., appellants, *v.* Mabel S. Amos, Secretary of State of Alabama, et al. The application for continuance of stay presented to Mr. Justice Douglas, and by him referred to the Court is denied. Mr. Justice Douglas is of the opinion that the application should be granted. Mr. Justice Marshall took no part in the consideration or decision of this application.

No. 5875. Roy Anderson, appellant, *v.* Nelson A. Rockefeller et al. The motion to advance is denied. The application for stay presented to Mr. Justice Harlan, and by him referred to the Court, is denied.

#### APPEALS—JURISDICTION NOTED

No. 507. California Department of Human Resources Development et al., appellants, *v.* Judith Java et al. Appeal from the United States District Court for the Northern District of California. In this case probable jurisdiction is noted.

No. 5714. Linda Jenness, et al., appellants, *v.* Ben W. Fortson, Secretary of State of Georgia. Appeal from the United States District Court for the Northern District of Georgia. Motion to advance is denied. Motion for leave to proceed *in forma pauperis* is granted. In this case probable jurisdiction is noted.

#### CERTIORARI GRANTED

No. 464. Gainesville Utilities Department et al., petitioners, *v.* Florida Power Corporation; and

No. 469. Federal Power Commission, petitioner, *v.* Florida Power

Corporation. Motion of The American Public Power Association for leave to file a brief, as *amicus curiae*, in No. 464, granted. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

## CERTIORARI DENIED

No. 248. Indiana Revenue Board et al., petitioners, *v.* State of Indiana ex rel. City of Indianapolis, etc., et al.; and

No. 610. Indiana Revenue Board et al., petitioners, *v.* State of Indiana ex rel. City of Indianapolis, etc., et al. Petitions for writs of certiorari to the Appellate Court of Indiana denied.

No. 385. Puerto Rico Telephone Company, petitioner, *v.* Rosa M. Figueroa de Arroyo et al.; and

No. 522. Rosa M. Figueroa de Arroyo et al., petitioners, *v.* Puerto Rico Telephone Company et al. Petitions for writs of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 421. Trefina, A. G., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 462. The Barr Rubber Products Company, petitioner, *v.* The Sun Rubber Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 483. William Almstead, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. 485. Ace Hawthorne, Sr., petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 492. Norman C. Gallagher et ux., petitioners, *v.* Charles S. Wilbour et al. Petition for writ of certiorari to the Supreme Court of Washington, denied.

No. 494. George Kastenbaum, petitioner, *v.* The Florida Bar. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 499. Grinnell Corporation et al., petitioners, *v.* Russ Togs, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 501. Oscar Everett Taylor, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 503. The Hudson Oil Company of Mobile, Inc., petitioner, *v.* W. W. McLeod et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 506. Arlene E. Daly, petitioner, *v.* George D. Daly, Jr. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 510. Karl Muller et al., petitioners, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. 511. Alfred M. Lewis, Inc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 512. Hy-Vee Food Stores, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 516. E. B. Weber et al., petitioners, *v.* Wendell Hiatt. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 519. St. Louis Southwestern Railway Company, petitioner, *v.* Don Nivens. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5500. Seferino Leyvas, petitioner, *v.* United States; and

No. 5645. Ruben Sendejas, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5510. Patricia Ann MacDonald, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 5511. Jesus Gabriel Martinez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeal for the Ninth Circuit denied.

No. 5512. Vincent Principe, petitioner, *v.* James Don Keller, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5517. Deyone V. Orme, petitioner, *v.* H. V. Field, Superintendent, California Men's Colony, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 5521. Elbert Fairley, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 5523. Lucita Cumbilla Li, petitioner, *v.* George K. Rosenberg, District Director, etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5524. Bobby H. Pursley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5525. St. Clair E. Miller, petitioner, *v.* Hyman Pleasure et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5527. Emmett J. Stebbins, petitioner, *v.* The George Washington University. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 5528. Emelda Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5530. Phillip Charles Fortman, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 5534. John Carlyle Bennett, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5535. Johnny Moore, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. 5536. Thermon McKnight, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 5538. Sylvester Lockhart, Jr., petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 5541. Daniel Webster Tillery, petitioner, *v.* Frank A. Eyman, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5542. Charles J. Hall, petitioner. *v.* Illinois. Petition for a writ of certiorari to the Supreme Court of Illinois denied.

No. 5544. Simon Junger, petitioner, *v.* Hertz, Neumark & Warner. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5545. Roy L. Pennington, petitioner, *v.* Martin P. Catherwood, Industrial Commissioner. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 5546. Opal L. Taylor and Mary A. Taylor, petitioners. *v.* Elliot L. Richardson, Secretary of Health, Education and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 5548. George P. Rios, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5550. Tomas V. Martinez. petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5552. Truman Adonis Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5556. Thomas Joseph Campbell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5557. Robert F. Lima, petitioner, *v.* Chrysler Corporation. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. 5558. Victor T. Romeo, Jr., petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New York, Appellate Division, denied.

No. 5563. Allerd James Sharlow, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 5564. Joseph Savage, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5568. Ronald Dean Meeks, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5569. Donald Edward Bennett, petitioner. *v.* Maryland et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5572. Rodney Huckabay, petitioner, *v.* Charles Woodmansee, Judge of the Superior Court, County of Los Angeles, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5573. Charles Layton Cox, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 5575. Sidney Gelb, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 5576. Joseph Eugene Robert Houle, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5579. Beatrice Sullivan, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 5585. Lewis Ward, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 296. Barbara Mitchell et al., petitioners. *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied. Mr.



Justice Brennan and Mr. Justice White are of the opinion that certiorari should be granted.

No. **304.** John S. Bak et al., petitioners, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied. Mr. Justice Brennan and Mr. Justice White are of the opinion that certiorari should be granted.

No. **419.** John J. McDougald, petitioner, *v.* North Carolina. Petition for writ of certiorari to the General Court of Justice of North Carolina, Superior Court Division, denied. Mr. Justice Douglas, Mr. Justice Harlan, and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. **472.** Zebadee Thomas Elliott, petitioner, *v.* United States. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **513.** Susan Beaumont, petitioner, *v.* Christian W. Aussenheimer et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

#### LEAVE TO FILE PETITION FOR WRIT OF CERTIORATI DENIED

No. **5520.** Roger Johnson, petitioner, *v.* Michigan et al. Motion for leave to file petition for writ of certiorari denied.

#### LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. **465.** Geneva H. Sayles, petitioner, *v.* Martin T. Wiegand, President, Board of Directors of Metropolis Building Association, et al. Motion to dispense with printing motion for leave to file petition for writ of mandamus granted. Motion for leave to file petition for writ of mandamus denied.

#### REHEARINGS DENIED

No. **1348, Oct. Term, 1969.** Pacific National Insurance Company, petitioner, *v.* United States. Motion for leave to file petition for rehearing denied. Mr. Justice Blackmun took no part in the consideration or decision of this motion.

No. **1380, Oct. Term, 1969.** James Horelick and Sandra Adickes, petitioners, *v.* New York. Petition for rehearing denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

#### ASSIGNMENT ORDER

An order of the Chief Justice designating and assigning Mr. Justice Reed (Retired) to perform judicial duties in the United States Court

of Claims beginning October 5, 1970, and ending June 30, 1971, and for such further times as may be required to complete unfinished business, pursuant to 28 U.S.C. § 294(a), is ordered entered on the minutes of this Court, pursuant to 28 U.S.C. § 295.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

Jack E. Ackerman, of West Palm Beach, Fla., on motion of Mr. Horace E. Beacham, Jr.; James M. Adams, of West Palm Beach, Fla., on motion of Mr. Thomas Sholts; Roland Adickes, of Davis, Calif., on motion of Mr. Thomas J. Klitgaard; Edwin Boyd Alderson, Jr., of El Dorado, Ark., on motion of Mr. J. A. O'Connor, Jr.; William Nevin Appel, of Seattle, Wash., on motion of Mr. Don Paul Badgley; Earl S. Aronson, of Newark, N.J., on motion of Mr. Thomas E. Durkin, Jr.; Charles Pat Bailey, of Austin, Tex., on motion of Mr. W. O. Shultz, II; Paul T. Bailey, of Portland, Oreg., on motion of Mr. John F. Cramer, Jr.; Barry Michael Barash, of Galesburg, Ill., on motion of Mr. Ralph D. Butler; Edgar F. Barnett, of Lake Charles, La., on motion of Mr. Thomas Cooney Hall; James W. Beatty, of Indianapolis, Ind., on motion of Mr. Edward B. Hopper, II; Howard E. Beckler, of Hollywood, Calif., on motion of Judge George C. Dell; Orazio R. Bellantoni, of White Plains, N.Y., on motion of Mr. Thomas A. Facelle; Ralph Richard Benson, of Hollywood, Calif., on motion of Mr. Stanley Fleishman; Robert E. Boyd, Jr., of Columbus, Ohio, on motion of Mr. William B. Saxbe; Frank Miller Brame, of Lake Charles, La., on motion of Mr. Sam H. Jones; Thomas Mudrew Bramhall, of Little Rock, Ark., on motion of Mr. Joseph C. Kemp; Austin C. Bray, Jr., of Dallas, Tex., on motion of Mr. Ivan R. Williams, Jr.; Bennett H. Brummer, of Coral Gables, Fla., on motion of Mr. Richard Yale Feder; Ferdinand Buckley, of Atlanta, Ga., on motion of Mr. Edward E. Dorsey; John William Calhoun, of Madison, Wis., on motion of Mr. William F. Rich; James Holmes Callahan, of New York, N.Y., on motion of Mr. Charles B. Spencer; Stephen Bradford Calvert, of Stuart, Fla., on motion of Mr. Robert F. McRoberts, Jr.; George Chernoff, of New York, N.Y. on motion of Mr. Zenaida Drabkin; Durant Ferdinand Clements, of Richardson, Tex., on motion of Mr. Donald William Phillion; Earle Cobb, Jr., of San Antonio, Tex., on motion of Mr. James K. Gardner; David Comsky, of Beverly Hills, Calif., on motion of Mr. Philip F. Marantz.

Christopher Leslie Cornett, of Dallas, Tex., on motion of Mr. Harold E. Mesirov; Jack B. Coulter, of Roanoke, Va., on motion of Mr. E. Griffith Dodson, Jr.; Walter J. Crawford, Jr., of Beaumont, Tex., on motion of Mr. George E. Duncan; Charles S. Crompton, Jr., of Wilmington, Del., on motion of Mr. William S. Potter; Paul James Crum, of Los Angeles, Calif., on motion of Mr. Richard B. Bardwil; Robert Max Cummings, of Houston, Tex., on motion of Mr. Joseph

Quinn O'Connell; John F. Dougherty, Jr., of Margate City, N.J., on motion of Mr. Joseph Michael Quinlan; Robert Wells Duckworth, of Orlando, Fla., on motion of Mr. William M. Hobby; William E. Dudine, Jr., of Baldwin, N.Y., on motion of Mr. Harold Tompkins; Neal J. Dunn, of Miami, Fla., on motion of Mr. Theodore J. Sakowitz; William Donald Durkee, of Houston, Tex., on motion of Mr. Donald C. Raylance; Carl Martin Duttine, of Dunbar, W. Va., on motion of Mr. Robert G. Perry; James D. Eckert, of St. Petersburg, Fla., on motion of Mr. Ben F. Overton; William Ryle Edwards, Jr., of Corpus Christi, Tex., on motion of Mr. Scott Baldwin; August E. Fabyan, Jr., of Hartland, Wis., on motion of Mr. James W. Moll; A. Burce Ferguson, of San Diego, Calif., on motion of Mr. David M. Gill; J. Kendall Few, of Greenwood, S.C., on motion of Mr. Joseph C. Coleman; Kenneth S. Fewlass, of Saginaw, Mich., on motion of Mr. James Harvey; Thomas L. Fiedler, of Richardson, Tex., on motion of Mr. Donald William Phillion; Alan Foss, of Fargo, N. Dak., on motion of Mr. Norman G. Tenneson; Larry B. Franklin, of Louisville, Ky., on motion of Mr. Joe G. Leibson; Lawrence Morton Freiser, of New York, N.Y., on motion of Mr. Stanley L. Kaufman; William Murray Freivogel, of Chicago, Ill., on motion of Mr. Frederic O. Floberg; Charles K. George, of Miami, Fla., on motion of Mr. Peter Fay; Charles Evans Gerber, of Chicago, Ill., on motion of Mr. Sheldon O. Collen; Marvin S. Gilman, of Wilmington, Del., on motion of Mr. Irving Morris; Bernard Glazer, of Stamford, Conn., on motion of Mr. Michael S. Sherman; Andrew J. Goodwin, of Charleston, W. Va., on motion of Mr. John T. Kay, Jr.; Charles Byron Gordon, of Cleveland, Ohio, on motion of Mr. Harold Francis McNenny; Stuart L. Grant, of Newport Beach, Calif., on motion of Mr. Oretta D. Sears.

Edward S. Greenberg, of Denver, Colo., on motion of Mr. David M. Naimon; Milton Jerome Guth, of Euclid, Ohio, on motion of Mr. William B. Saxbe; Jon R. Harlan, of Naches, Wash., on motion of Mr. E. Frederick Velinkanje; Richard Harrington, of San Francisco, Calif., on motion of Mr. Edward G. Chandler; Roy Frederick Harris, of San Francisco, Calif., on motion of Mr. Richard P. Radd; William H. Henderon, of Oklahoma City, Okla., on motion of Mr. Jerome E. Hemry; Joyce Hill, of Lubbock, Tex., on motion of Dale Harlan Johnson; Charles Cook Howell, III, of Jacksonville, Fla., on motion of Mr. Walter G. Arnold; Ralph Smith Hunt, of Syracuse, N.Y., on motion of Mr. William R. Stevens; Charles Simmons Isler, Jr., of Panama City, Fla., on motion of Mr. Earl R. Duncan; Brian A. Johnson, of Sarasota, Fla., on motion of Mr. Joseph Laurent Scharff; John Cleland Joyce, of Hyattsville, Md., on motion of Mr. Karl G. Feissner; Bruce A. Karash, of Detroit, Mich., on motion of Mr. Samuel J. Torina; Phillip C. Kelly, of Jackson, Mich., on motion of Mr.

J. Adrian Rosenburg; Walter J. Kennedy, Jr., of Kansas City, Mo., on motion of Mr. Harry P. Thomson, Jr.; Theodore L. Kessner, of Lincoln, Nebr., on motion of Mr. Gerald S. Vitamvas; Roger Weldon Kraus, of Richardson, Tex., on motion of Mr. Donald William Phil-  
lition; Sybil Harriet Landau, of New York, N.Y., on motion of Miss Brenda Suzanne Soloff; Charles A. LaTorella, Jr., of New York, on motion of Mrs. Marie Lenhoff Marcus; Ronald Samuel Lieber, of Indianapolis, Ind., on motion of Mr. Sigmund J. Beck; Malcolm Albert Litman, of Kansas City, Mo., on motion of Mr. Claude A. Fishburn; Thad Gladden Long, of Birmingham, Ala., on motion of Mr. Douglas Arant; Gerald S. Lubitsky, of Toledo, Ohio, on motion of Mr. John J. Callahan; John Francis Lynch, of Houston, Tex., on motion of Mr. Donald C. Raylance; Patrick F. Mahoney, of Oxon Hill, Md., on motion of Mr. Stephen B. Woodrough; James Francis Mairs, of Winter Park, Fla., on motion of Mr. Norman F. Burke; David B. Marblestone, of Washington, D.C., on motion of Mr. Edward S. Christenbury; Merton Eleazer Marks, of Phoenix, Ariz., on motion of Mr. Richard G. Kleindienst; Corrine Anderson McClure, of Bradenton, Fla., on motion of Mr. Dewey A. Dye, Jr.

Alvin Haygood McConnell, of Mobile, Ala., on motion of Mr. George F. Wood; David Kelso McConnell, of Branford, Conn., on motion of Mr. James William Moore; Richard A. McGrath, of Chicago, Ill., on motion of Mr. David J. Gibbons; John Robert Merrick, of Kennett Square, Pa., on motion of Mr. William J. Gallagher; Martin David Merritt, of Atlanta, Ga., on motion of Mr. Mathew Robins; Dennis K. Metzler, of Los Angeles, Calif., on motion of Mr. John P. Pollock; Walker D. Miller, of Greeley, Ohio, on motion of Robert G. Smith; William A. Mogel, of Washington, D.C., on motion of Mr. Tilford A. Jones; David L. Morgan, Jr., of New Orleans, La., on motion of Mr. Daniel C. Wiemann; Richard Scott Morris, of Santa Fe, N. Mex., on motion of Mr. William Richard Federici; Ryszard S. Mrotek, of New Britain, Conn., on motion of Mr. Frank N. Stone; Alan Hamilton Murrell, of Baltimore, Md., on motion of Mr. Patrick A. O'Doherty; R. Ray North, Jr., of Pittsburgh, Pa., on motion of Mr. William B. Dixon; Leslie Grey Nunn, Jr., of Painesville, Ohio, on motion of Mr. Anthony J. Iannarone; Peter F. Oates, of New York, N.Y., on motion of Mr. Michael I. Borsella; Ernest Lynwood O'Bannon, of New Orleans, La., on motion of Mr. Lawrence K. Benson; Lawrence M. Oberdank, of Cleveland, Ohio, on motion of Mr. Mortimer Riemer; James Charles O'Neill, of St. Paul, Minn., on motion of Mr. Ronald S. Hazel; Harry Raymond Palmer, Jr., of Oklahoma City, Okla., on motion of Mr. Hilton Lee Douglas; Emerson L. Parker, of St. Petersburg, Fla., on motion of Mr. Howard P. Ross; Paul L. Rascal, of Washington, D.C., on motion of Mr. Noel H. Thompson; Joseph Paull, of Washington, D.C., on

motion of Mr. Milton A. Kallis; Richard Franklin Pence, of Roanoke, Va., on motion of Mr. E. Griffith Dodson, Jr.; Stanley L. Perry, of Galliano, La., on motion of Mr. A. Deutsche O'Neal; Marc L. Peterzell, of Atlanta, Ga., on motion of Mr. Cleburne E. Gregory, Jr.; Charles Elmore Peyton, of Louisville, Ky., on motion of Mr. E. C. Hume, Jr.

Leroy Phillips, Jr., of Chattanooga, Tenn., on motion of Mr. Clarence E. Walker; Richard S. Phillips, of Chicago, Ill., on motion of Mr. James C. Wood; Lance Austin Posner, of Newark, N. J., on motion of Mr. Seymour D. Shepard; Alan H. Randall, of San Juan, Puerto Rico, on motion of Mr. Guy Farmer; Richard L. Randle, of Jacksonville, Fla., and Edward H. Robinson, of Jacksonville, Fla., on motion of Mr. Harry T. Gray; Joseph M. Rosenthal, of Smithtown, N. Y., on motion of Mr. Mitchell B. Smith; A. W. Salyars, of Lubbock, Tex., on motion of Mr. Charles Louis Cobb; Wayne Walter Schmidt, of Washington, D.C., on motion of Mr. Glen R. Murphy; G. Robert Schultz, of St. Petersburg, Fla., on motion of Mr. Howard P. Ross; Louis C. Schowe, of St. Petersburg, Fla., on motion of Mr. John L. Riley; Frank Edward Shanahan, Jr., of Vicksburg, Miss., on motion of Mr. Lee Davis Thames; Irving A. Shimer, of Beverly Hills, Calif., on motion of Mr. Jerald S. Schutzbank; Lincoln E. Shropshire, of Yakima, Wash., on motion of Mr. E. Frederick Velikanje; J. Malcolm Shull, of Nashville, Tenn., on motion of Mr. Harold Dodson; Richard G. Siebold, of Cincinnati, Ohio, on motion of Mr. William S. Hammelrath; H. Louis Sirkin, of Cincinnati, Ohio, on motion of Mr. William B. Davis; Alvin F. Slaughter, Jr., of Los Angeles, Calif., on motion of Mr. Lee Gilmour Paul; Larry Glenn Smith, of Panama City, Fla., on motion of Mr. Earl R. Duncan; Edgar Lynnford Smith, of Greenbelt, Md., on motion of Mr. Abraham Chasanow; Theodore M. Space, of Hartford, Conn., on motion of Mr. Robert Ewing; John William Stanford, of Fort Lauderdale, Fla., on motion of Mr. Boyd H. Anderson, Jr.; Robert Michael Stephan, of Madison, Wisc., on motion of Mr. John R. DeBarr; Walter Stockman, of Pompano Beach, Fla., on motion of Mr. Lane Smith; Robert S. Sugarman, of Chicago, Ill., on motion of Mr. Albert Gore.

David E. Summers, of Thornton, Ind., on motion of Mr. Willett H. Parr, Jr.; Miles Sweeney, of Portland, Oreg., on motion of Mr. Thomas J. White; Neil Christopher Taylor, of Jacksonville, Fla., on motion of Mr. Clark W. Toole, Jr.; John O. Tramontine, of New York, N. Y., on motion of Mr. William K. Kerr; Charles A. Trost, of Columbia, Tenn., on motion of Mr. Lon P. MacFarland; Richard E. Valentino, of Saco, Maine, and George F. Wood, of Saco, Maine, on motion of Mr. Gerald Nason; Frank Warden, Jr., of Dallas, Tex., on motion of Mr. Herschel H. Friday; Albert C. Werly, of St. Petersburg, Fla., on motion of Mr. William H. Fleece; Kent B. Willis, of Detroit, Mich., on

motion of Mr. George S. Fitzgerald; Clifton Alexander Woodrum, III, of Roanoke, Va., and James Marion Young, of Salem, Va., on motion of Mr. E. Griffith Dodson, Jr.; and Robert E. Zylstra, of Washington, D.C., on motion of Mr. John Pope Cole, Jr., were admitted to practice.

#### ADMISSIONS TO THE BAR ON ORAL MOTIONS

Eugenio Cornier Salls, of San Juan P.R., Camden Michael Hall, of Seattle, Wash., W. Stephen McConnell, of McLean, Va., Martin Aaron Schainbaum, of San Rafael, Calif., and John Francis Shoemaker, of Tallahassee, Fla., on motion of Mr. Solicitor General Erwin N. Griswold; Joseph P. Lamonica, of Lombard, Ill., on motion of John N. Erlenborn; Elaine Friedman Nemer, of San Francisco, Calif., and David Bernard Nemer, of San Francisco, Calif., on motion of Mr. Monroe M. Friedman; Robert G. Levy, II, of Houston, Tex., on motion of Mr. Dominick L. Manoli; Joseph M. Brophy, of Westport, Conn., on motion of Mr. Gordon A. Ginsburg; David G. Stubbeman, of Abilene, Tex., on motion of Mr. Homer A. Walkup.

Arnold Owen Zacks, of Columbus, Ohio, on motion of Mr. Scott Paul Crampton; Russell J. Egan, of Silver Spring, Md., on motion of Mr. William A. Knoeller; Stanley Ray Jones, of Santa Ana, Calif., and Gerold Gordon Williams, of Santa Ana, Calif., on motion of Mr. William Roderick McDougall; Geo. Garrison Potts, of Dallas, Tex., on motion of Mr. William H. Borghesani, Jr.; Hillard David Sayble, of Los Angeles, Calif., on motion of Mr. George Kaufmann; Glade S. Bigler, of Salt Lake City, Utah, on motion of Mr. David S. King; Ira G. Harris, of Detroit, Mich., on motion of Mr. Herbert L. Harris; Lawrence J. Sandell, of Phoenix, Ariz., Jack P. Hug, of Berkeley, Calif., Ralph G. Miranda, of San Francisco, Calif., Alexander Walter Patterson, of Athens, Ga., Walton Napier Smith, of Macon, Ga., Anthony P. DeGiulio, of Pingree, Idaho, Harry St. G. T. Carmichael, III, of Lexington, Ky., Luther N. Norene, of Brownsville, Ky., Lyman Louis Jones, Jr., of Hammond, La., Reginald E. Burleigh, of Caribou, Me., Max Karly Naegler of Springfield, Mo., David McNeill, Jr., of Santa Fe, N. Mex., Robert W. Gehring, of New York, N.Y., Harvey William Kaplan, of New York, N.Y., Francis D. O'Brien, of Buffalo, N.Y., Andrew L. Brandenburg, of Tulsa, Okla., L. Dee Oliphant, of Norman, Okla., Harold L. Dale, Jr., of Philadelphia, Pa., Gerald C. Coleman, of Philadelphia, Pa., James L. Wosepka, of Pierre, S. Dak., Herbert Green, of San Antonio, Tex., Charles D. Pierce, of Dallas, Tex., Thomas Q. Robbins, of Huntsville, Tex., L. B. Chandler, Jr., of Charlottesville, Va., Ronald Julian Kaye, of Fairfax County, Va., Jack Finney Lane, Jr., of Charlottesville, Va., Leo Kearney O'Drudy, Jr., of Alexandria, Va., Barry Paul Steinberg, of Richmond, Va., and Thomas Michael Golden, of Casper, Wyo., on motion of Mr. Kenneth J. Hodson; and Herman William Barth, of Silver Spring, Md.,

Charles G. Callahan, of Boston, Mass., Paul F. Cirillo, of Freeport, N.Y., Charles V. Curcio, of Washington, D.C., William G. Daniels, of Seattle, Wash., Theodore George Fitzgeorge, of Falls Church, Va., Arnold L. Hesper, of Arlington, Va., Vardkas Hightaian, of Worcester, Mass., Hurchail L. Jackson, of Malden, Mass., James LeRoy Johnson, of Atlanta, Ga., James Lyman Kealing, of Overland Park, Kans., Allie B. Latimer, of Washington, D.C., Richard S. Mahoney, of Boston, Mass., Richard F. Marilley, of Washington, D.C., John Mallory Montgomery, of Forth Worth, Tex., Leonard Andrew Salters, of Rockville, Md., and Melville H. Valkenburg, of Springfield, Va., on motion of Mr. Hart T. Mankin, were admitted to practice.

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Adjourned until Monday, November 9, 1970, at 10 o'clock.

The day call for Monday, November 9, 1970, will be as follows: Nos. 203, 204, 97, 55, and 58.

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SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORDER IN PENDING CASE

No. ——. Francis X. Beytagh, Jr., et al., petitioners, *v.* Freda Noble et al. etc. The application for temporary and conditional injunctive relief presented to Mr. Justice Marshall, and by him referred to the Court, is denied.

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430-278-70—21



SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORDER IN PENDING CASE

No. 729. Jane E. Hodgson, appellant, *v.* Minnesota. The application for stay presented to Mr. Justice Blackmun, and by him referred to the Court, is denied.

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430-278-70—22

## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk and will not be announced orally."

### OPINIONS PER CURIAM

No. **300**. Eddie Odom, petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Writ of certiorari dismissed as improvidently granted. Opinion *per curiam*. Mr. Justice Douglas dissents.

No. **412**. Kal W. Lines, Trustee, etc., petitioner, *v.* Kenneth Robert Frederick and Clarence Harris. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion of respondent Harris to proceed *in forma pauperis* granted. Motion of respondent Frederick to dispense with printing brief in opposition granted. Petition for writ of certiorari granted and judgment affirmed. Opinion *per curiam*. Dissenting opinion by Mr. Justice Harlan. The Chief Justice is of the opinion that petition for writ of certiorari should be denied.

### APPEALS—SUMMARY DISPOSITIONS

No. **254**. The Parish School Board of the Parish of St. Charles et al., appellants, *v.* Frank T. Stewart et al. Appeal from the United States District Court for the Eastern District of Louisiana. The judgment is affirmed, *City of Phoenix v. Kolodziejski*, 399 U.S. 204. Mr. Justice Harlan is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. **540**. Willis H. Bower, Superintendent, Arizona State Hospital, appellant, *v.* William Price Vaughan et al. Appeal from the United States District Court for the District of Arizona. The motion of the appellees for leave to proceed *in forma pauperis* is granted. The judgment is affirmed. Mr. Justice Black, Mr. Justice Harlan, and Mr. Justice White are of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 679. Seymour Friedman, appellant, *v.* Maurice J. O'Rourke et al. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of a substantial federal question.

No. 5387. Iris Iona Smith, appellant, *v.* Iowa Liquor Control Commission. Appeal from the Supreme Court of Iowa. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 5531. L. G. Ruderer, appellant, *v.* Fred E. Gerken et al. Appeal from the United States Court of Appeals for the Eighth Circuit. The motion to strike scandalous matter is denied. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Blackmun took no part in the consideration or decision of this motion and appeal.

No. 5652. Helmut Lehman, appellant, *v.* California. Appeal from the United States District Court for the Southern District of California. The appeal is dismissed for want of jurisdiction.

#### ORDERS IN PENDING CASES

No. ——. Daniel Annunziata, petitioner, *v.* United States. The application for bail presented to Mr. Justice Brennan, and by him referred to the court, is denied. Mr. Justice Brennan took no part in the consideration or decision of this application.

No. 42, **Original.** Commonwealth of Massachusetts, plaintiff, *v.* Melvin R. Laird, Secretary of Defense. The motion of The Constitutional Lawyers' Committee on Undeclared War for leave to file a supplemental brief, as *amicus curiae*, is granted. The motion of John M. Wells et al., for leave to file a brief, as *amici curiae*, to participate in oral argument, or alternative motion to be named as parties plaintiff, is denied. The motion for leave to file bill of complaint is denied. Dissenting opinion by Mr. Justice Douglas. Mr. Justice Harlan and Mr. Justice Stewart dissent.

No. 71. Samuel J. Abate, etc., et al., petitioners, *v.* Paul F. Mundt et al. The motion of the petitioners for leave for three attorneys to participate in oral argument is granted.

No. 203. Dennis Councle McGautha, petitioner, *v.* California. The motion for the appointment of counsel to represent the petitioner is granted. The motion of Luke McKissack for leave to file a brief, as *amicus curiae*, is granted.

## APPEALS—JURISDICTION NOTED

No. 573. Claude R. Kirk, Jr., et al., appellants, *v.* Robert H. Hargrave et al. Appeal from the United States District Court for the Middle District of Florida. In this case probable jurisdiction is noted.

No. 569. John R. Earley et al., appellants, *v.* Joan DiCenso et al.; and

No. 570. William P. Robinson, Jr., Commissioner of Education of the State of Rhode Island, et al., appellants, *v.* Joan DiCenso et al. Appeals from the United States District Court for the District of Rhode Island. In these cases probable jurisdiction is noted. Cases consolidated and a total of one and one half hours allotted for oral argument. Cases set for oral argument immediately following Nos. 89 and 153.

No. 5161. Frank Johnson, appellant, *v.* Louisiana. Appeal from the Supreme Court of Louisiana. Motion of appellant for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction is noted.

## CERTIORARI GRANTED

No. 544. Commissioner of Internal Revenue, petitioner, *v.* Lincoln Savings and Loan Association. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 336. Louis S. Nelson, Warden, petitioner, *v.* Joe J. B. O'Neil. Motion of respondent for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 5029. Donald Romontio, petitioner, *v.* United States. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit granted.

No. 5338. Robert Apodaca, Harry Morgan Cooper, Jr., and James Arnold Madden, petitioners, *v.* Oregon. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Court of Appeals of Oregon granted.

## CERTIORARI DENIED

No. 339. Herman R. Slakman, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. 525. Earnest William Cabbler and Herbert William Cabbler, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 527. O. C. Smith et al., petitioners, *v.* Humble Oil and Refining Co., Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 528. Southwest Forest Industries, Inc., petitioner, *v.* Westinghouse Electric Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 529. W. M. Webb, Inc., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 530. Bert W. Martin et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 531. Chauffeurs, Teamsters and Helpers Local Union No. 171, etc., petitioner, *v.* National Labor Relations Board et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 532. Robert D. Morgan, petitioner, *v.* Metro-Goldwyn-Mayer, Inc. Petition for writ of certiorari to the Court of Appeals of Arizona denied.

No. 533. Southern Stevedoring & Contracting Co., petitioner, *v.* D/S Ove Skou. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 535. Rufus Wallace, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 537. Albert B. Snyder, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 539. Louisiana Trailer Sales, Inc., petitioner, *v.* James D. Hodgson, Secretary of Labor, United States Department of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 546. Wong Pak Yan and Wu Chun Hin, petitioners, *v.* Dominick Rinaldi, as District Director for the Immigration and Naturalization Service of New Jersey. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 550. Southern Pacific Transport Company, petitioner, *v.* Gerard Shannon. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **551.** Arthur Joseph Avey et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **552.** Standard Forge and Axle Company, 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. **554.** M/S Oriental Inventor, petitioner, *v.* Ison H. Dillon. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **556.** Filippo Sacco aka John Rosselli, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **558.** Charles Close, petitioner, *v.* John W. Lederle et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **559.** Callahan Mining Corporation et al., petitioners, *v.* Commissioner of Internal Revenue; and

No. **731.** Commissioner of Internal Revenue, petitioner, *v.* Callahan Mining Corporation et al. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **560.** City of Chattanooga, Tennessee, et al., petitioners, *v.* Louisville and Nashville Railroad Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **562.** George Lewis Bailes, Jr., the Trustee, petitioner, *v.* The First National Bank of Mobile. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **563.** Universal Cigar Corporation, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **564.** Greater Lafourche Port Commission, petitioner, *v.* Tenecco, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **566.** James S. Morison, petitioner, *v.* General Motors Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **568.** Abbie Hoffman, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **571.** Jacksonville Terminal Company, petitioner, *v.* Iris Hodge, etc. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 572. Jack Lewis Cousins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 575. Michael Hayney and Charles Hampton, petitioners, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 580. Kenneth A. Makekau and Yoichi Takahashi, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 581. Arthur Panagiotopoulos, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 585. Cooper Agency, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5134. Terry Kirk Campbell, petitioner, *v.* California Department of Corrections et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 5154. Clarence Bellomy and Luster Bowen, petitioners, *v.* Union Concrete Pipe Co. Petitions for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5165. Johnnie Lee Mosley, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 5198. Joseph William Lucas, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 5261. Francis J. Higgins, petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5270. Alfred E. Martinez, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5345. Lee Woods, petitioner, *v.* George A. Kropp, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5351. Cyrus Lewis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 5383. William H. Gresham, petitioner, *v.* S. Lamont Smith, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **5454.** Ernest Williams, petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5458.** Robert L. Chipley, Jr., petitioner, *v.* Carlisle Roberts et al. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **5467.** William Franklin Anderson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5513.** Floyd Morris Bridges, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5547.** Horace Holmes, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **5549.** Theodore R. Allen, petitioner, *v.* E. P. Perini, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5551.** James Richard Cortez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5554.** Edward Bunker, petitioner, *v.* Louis Nelson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5566.** Ronald A. Young, petitioner, *v.* John Zelker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5567.** Albert Darrell Jones, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **5571.** Rudolph Robert Capitoli, petitioner, *v.* Louie L. Wainwright, Director, Division of Corrections, Florida. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5578.** Bertha S. Daniel, petitioner, *v.* Elliot L. Richardson, Secretary of Health, Education, and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **5581.** John J. Pepitone, petitioner, *v.* California et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.



No. **5582**. Louis Sposato, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5583**. Louis Harold, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5584**. William Earl Marshall, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **5588**. Anthony F. Falange, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5590**. Henry Howard Campbell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5592**. Paul Zucker, petitioner, *v.* Harold V. Field. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5593**. James Edward Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5595**. Carl George Smith, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **5596**. Willie Robinson, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fifth Appellate District, denied.

No. **5597**. Lena Hartley and Patricia Hartley, petitioners, *v.* Beatrice P. Hartley, Executrix, etc. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. **5598**. Lester Earl White, petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5599**. Robert Edwin Francis, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **5601**. John Marvin Overman, Jr., petitioner, *v.* North Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit, denied.

No. **5603**. Donald Wayne Searles, petitioner, *v.* Minnesota. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **5605**. Robert Anthony Lamia, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5606**. Jerome Levin, petitioner, *v.* Probation Department of the City of New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5607**. Bernice R. Smith, petitioner, *v.* Elliot L. Richardson, Secretary of Health, Education, and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **5608**. E. Lou Krepel, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **5609**. Alvin Robert Alexander, petitioner, *v.* The State Attorney General et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5612**. Beatrice J. Carson, petitioner, *v.* Elliot L. Richardson, Secretary of Health, Education, and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **5613**. Robert Phipps, petitioner, *v.* Harold W. Follette, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5614**. Leo F. Feeley, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5619**. Jesse Hammond, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **5620**. Earl Adams, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **5621**. Jack Lee Park, petitioner, *v.* California Adult Authority et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5622**. Edward Felder, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5623**. Procio Rivero Pilapil, petitioner, *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 5624. Junius Rollins, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 5625. Michael G. Chafa, petitioner, *v.* Robert J. Moseley. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 5626. Donald Raymond Chute, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 5628. Ralph C. Hamm, petitioner, *v.* Massachusetts. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. 5629. Daniel Rucker, petitioner, *v.* William S. Neil, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5631. Emmett J. Stebbins, petitioner, *v.* Allstate Insurance Companies et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 5632. James Morris Fletcher, petitioner, *v.* R. Wallace Maxwell et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 5635. Robin Herman Collis et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5636. Ernest Marshall, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 5637. Joseph A. Ruelas, petitioner, *v.* Louis S. Nelson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5640. George Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit.

No. 5641. Vernon George Christian, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 5642. Leon Wilson, petitioner, *v.* Bernard K. Brayer et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5643. Robert Hicks, Jr., petitioner, *v.* James D. Cox, Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5644. Efren Santiago, petitioner, *v.* Charge Account Credit Corp. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department denied.

No. 5646. T. J. Jones, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5649. John Thomas Davidson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 5650. Arthur E. Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5653. D. C. Dockery, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 5654. Herbert Lee Pitts, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5655. James Scott Kreager, petitioner, *v.* Industrial Commissioner, State of New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Third Judicial Department denied.

No. 5656. Edward Owen Watkins, petitioner, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 5657. Larry Eugene Beedle, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District denied.

No. 5658. Vern Mac Thogmartin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 5659. Willie B. McCloud, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5660. Frank J. Parker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 332. J. D. Wilhite, petitioner, *v.* City of Monroe. Petition for writ of certiorari to the Supreme Court of Louisiana denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 555. Paul Bennett Bigman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5251.** Harvey L. Jackson, petitioner, *v.* International Harvester Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5258.** Elbert F. Ross, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Fourth Judicial Department, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5580.** Donald Dean Thurman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5627.** Galen O. Uptgraft et al., petitioners, *v.* California. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Los Angeles, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **346.** George J. Beto, Director, Texas Department of Corrections, petitioner, *v.* Robert Chester Galloway. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **432.** United Order of American Bricklayers and Stone Masons, Local 21, petitioner, *v.* William Waters and Donald Samuels; and

No. **454.** International Harvester Company, petitioner, *v.* William Waters and Donald Samuels. Motion to dispense with printing respondents' brief granted. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **520.** Anthony Joseph Cimini, petitioner, *v.* United States; and

No. **521.** John O'Malley, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Brennan and Mr. Justice White are of the opinion that certiorari should be granted.

No. **553.** James Alfred Martin, petitioner, *v.* Crown Zellerbach Corporation. Motion for leave to supplement petition granted. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied.

No. **5321.** Milton Howard, petitioner, *v.* Maurice H. Sigler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. **5377.** Jack Kamsler, petitioner, *v.* Bellows, Bellows and Magidson. Motion to strike brief for respondent and petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 5610. Dana Andrew Hill, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

#### REHEARING DENIED

No. 2053, Misc., Oct. Term, 1969. Paul Kenneth Bowman, petitioner, *v.* United States. Motion for leave to file petition for rehearing denied. Mr. Justice Marshall took no part in the consideration or decision of this motion.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

James L. Ade, of Jacksonville, Fla., on motion of Mr. Ralph H. Martin; Harry Berkley Allen, of Washington, D.C., on motion of Mr. Gary R. Alexander; John M. Allen, of Washington, D.C., on motion of Mr. Eldon H. Crowell; Práxedes Alvarez-Leandri, of Ponce, P.R., on motion of Mr. J. Guillerme Vivas; Roberto Armstrong, Jr., of Rio Piedras, P.R., on motion of Mr. William Lespier; Allan Ashman, of Chicago, Ill., on motion of Mr. Patrick J. Hughes, Jr.; Richard G. Ashworth, of New York, N.Y., on motion of Mr. MacDonald Deming; Reginald Eugene Bailey, of Little Rock, Ark., on motion of Mr. Bronson Cooper Jacoway; Richard Albert Baker, of Cuyohaga Falls, Ohio, on motion of Mr. Pedar C. Wold; William Mossman Barnard, of Washington, D.C., on motion of Mr. Arthur H. Schroeder; Walter Eugene Barnett, of Albuquerque, N.M., on motion of Mr. Thomas W. Christopher; Richard C. Bauerle, of Ottumwa, Iowa, on motion of Mr. Donald H. Zarley; William Harold Beck, Jr., of New Orleans, La., on motion of Mr. Harold B. Judell; David Booth Beers, of Washington, D.C., on motion of Mr. Jerome C. Muys; Bernard H. Berins, of New Orleans, La., on motion of Mr. Sylvan J. Steinberg; Thomas W. Bertz, of Madison, Wis., on motion of Mr. John H. Bowers; Robert Lee Blackwood, of Washington, D.C., on motion of Mr. Vincent Raymond O'Neill; Charles Y. Boeggeman, of Sacramento, Calif., on motion of Mr. John Brownston; Joseph C. Boggins, of Austin, Tex., on motion of Mr. Charles D. Mathews; John H. Boswell, of Houston, Tex., on motion of Mr. J. Huey O'Toole.

Marvin J. Brenner, of Los Angeles, Calif., on motion of Mr. Gary Green; James R. Bresnahan, of St. Paul, Minn., on motion of Mr. John A. Cochrane; Norman K. Brown, of Bessemer, Ala., on motion of Mr. J. Howard McEniry, Jr.; Thomas A. Brown, Jr., of Houston, Tex., on motion of Mr. John D. Gilpin; Melvyn Carson Bruder, of Dallas, Tex., on motion of Mr. Costine Alfred Droby; Anthony J. Bruscato, of Monroe, La., on motion of Mr. C. McVea Oliver; James

Ewers Burden, of Oakland, Calif., on motion of Mr. Philip C. Wilkins; Russell A. Burnett, of Atlanta, Ga., on motion of Mr. George J. Polatty; Larimore Burton, Jr., of Nashville, Tenn., on motion of Mr. Philip M. Carden; Clarence Carter Byrd, of Florence, S.C., on motion of Mr. T. Eston Marchant; Leonard T. Cain, of Lodi, Calif., on motion of Mr. Robert H. Rinn; William F. Cann, of Concord, N.H., on motion of Mr. George S. Pappagianis; John J. Capell, of Montgomery, Ala., on motion of Mr. Walter J. Knabe; John H. Carroll, Jr., of Long Beach, Calif., on motion of Mr. Thomas B. Lief; Alfred J. Carzoli, Jr., of Atlanta, Ga., on motion of Mr. Joseph S. McCarthy; Thomas Payne Casselman, of Marquette, Mich., on motion of Mr. George C. Quinnell; Linval B. Castle, of Glendale, Calif., on motion of Mr. Theodore H. Lassagne; John H. Cavin, of Westminster, Calif., on motion of Mr. George M. Rosen; Allen L. Cleveland, Jr., of Los Angeles, Calif., on motion of Mr. Max Lee Gillam; David B. S. Cohen, of New York, N.Y., on motion of Mr. Herbert Monte Levy; John Irvin Goldren, III, of Washington, D.C., on motion of Mr. William P. McClure; Ira S. Cooper, of New York, N.Y., on motion of Mr. Stanley Meyer; Eugene Leroy Copeland, of Denver, Colo., on motion of Mr. Richard C. Cockrell.

Douglas Corretti, of Birmingham, Ala., on motion of Mr. Charles Cleveland; Michael John Castello, of Chicago, Ill., on motion of Mr. Frank J. Violanti; William A. Coughlin, Jr., of Detroit, Mich., on motion of Mr. Richard E. Cross; William Harold Cox, Jr., of Jackson, Miss., on motion of Mr. William S. Henley; Carl W. Cummins, Jr., of St. Paul, Minn., on motion of Mr. Robert W. Gislason; Doyle Wayne Curry, of Marshall, Tex., on motion of Mr. Franklin Jones; John Allen Cutts, III, of Florence, S.C., on motion of Mr. William Fain Rutherford; Thomas Joseph Davin, Jr., of Kensington, Md., on motion of Mr. Daniel J. Shiller; Emanuel Marvin Davis, of St. Petersburg, Fla., on motion of Mr. John L. Riley; Samuel Harris Dawson, of Brooklyn, N.Y., on motion of Mr. William E. Hellerstein; Ronald Thomas Deissler, of Riverside, Calif., on motion of Mr. J. David Hennigan; Oliver T. Denning, of Winston-Salem, N.C., on motion of Mr. Barney R. Putnam, Jr.; Richard Allen Di Donna, of New York, N.Y., on motion of Mr. Elmer Fried; Louis A. DiRosa, of New Orleans, La., on motion of Mr. Guy Johnson; Burgess Leon Doan, of Cincinnati, Ohio, on motion of Mr. Charles Chester Guy; Robert W. Doyle, of Minneapolis, Minn., on motion of Mr. William B. Christensen; Duane Woodward Dresser, of San Francisco, Calif., on motion of Mr. Aylett B. Cotton; John W. Dulaney, Jr., of Tunica, Miss., on motion of Mr. William Hardy Lott; Bert Potter DuMars, of Downey, Calif., on motion of Mr. Willard Shaffer; Harry C. Duncan, of Gainesville, Fla., on motion of Mr. William Graham; Joseph Lin-

coln Duvall, of Fairfax, Va., on motion of Mr. George L. Freeman, Jr.; Peter Economidis, of Tucson, Ariz., on motion of Mr. Peter T. Gianas.

Manuel James Edling, Jr., of Dallas, Tex., on motion of Mr. John W. Scott; James A. Eichner, of Richmond, Va., on motion of Mr. Ashby B. Allen; Stuart H. Eisbruck, of New York, N.Y., on motion of Mr. Arthur L. Lessler; Lawrence Henry Eisenberg, of Los Angeles, Calif., on motion of Mr. Richard A. Bardwil; Gary L. Eubanks, of Little Rock, Ark., on motion of Mr. William J. Kirby; Jerome B. Falk, Jr., of San Francisco, Calif., on motion of Mr. Wayne L. Prim; Millard Courtney Farmer, Jr., of Newnan, Ga., on motion of Mr. William Wright Lipford; Roger Gary Fein, of Chicago, Ill., on motion of Mr. John J. Enright; Douglas E. Fell, of Santa Barbara, Calif., on motion of Mr. Marcus B. Finnegan; James Thomas Ferrini, of Chicago, Ill., on motion of Mr. Donald N. Clausen; George E. Fettingner, of Alamogordo, N. Mex., on motion of Mr. Stuart Jay Land; Henry F. Field, of Chicago, Ill., on motion of Mr. Robert L. Stern; Paul J. Fitzpatrick, of Washington, D.C., on motion of Mr. Gordon M. Shaw; Donald K. Fleck, of Seattle, Wash., on motion of Mr. Gordon S. Clinton; Samuel S. Forman, of Miami, Fla., on motion of Mr. Kenneth L. Ryskamp; Arthur Joseph Franza, of Hollywood, Fla., on motion of Judge Lamar Warren; Edward T. Fride, Jr., of Duluth, Minn., on motion of Mr. Francis C. Sullivan; Harold Friedman, of Newark, N.J., on motion of Mr. Frederick C. Vonhof; E. Marshall Frost, of Lynchburg, Va., on motion of Mr. Henry M. Sackett, Jr.; Leonard Fuhrer, of Alexandria, La., on motion of Mr. Grove Stafford; A. H. Gaede, Jr., of Birmingham, Ala., on motion of Mr. William Douglas Arant; Martin R. Ganzglass, of New York, N.Y., on motion of Mr. Laurence Vogel; Walter H. Gardner, Jr., of Wayne, N.J., on motion of Mr. Joel M. Mangel.

Thomas A. Garrity, Jr., of Albuquerque, N. Mex., on motion of Mr. Lotario D. Ortega; Emmett Clark Gaser, of Pocatello, Idaho, on motion of Mr. Orval Hansen; Vincent Eugene Giglio, of Tampa, Fla., on motion of Mr. Sam M. Gibbons; Frederick P. Gilbert, of Tulsa, Okla., on motion of Mr. William Stephen Dorman; Bernard J. Gilday, Jr., of Cincinnati, Ohio, on motion of Mr. Richard J. Morr; John Purifoy Gill, of Little Rock, Ark., on motion of Mr. Edward L. Wright; Gilbert R. Giordano, of Marlow Heights, Md., on motion of Mr. Arthur A. Marshall, Jr.; Robert L. Gnaiyda, of San Francisco, Calif., on motion of Mr. Cruz Reynoso; Richard Bernard Goethals, of Los Angeles, Calif., on motion of Mr. Walter O. Schell; Lester H. Goldman, of St. Louis, Mo., on motion of Mr. Sanford F. Sarasohn; Harvey M. Goldstein, of Miami, Fla., on motion of Mr. Peter T. Fay; George Goodstein, of New York, N.Y., on motion of Mr. Zenaida Drabkin;



Theodore Alexander Gottfried, of Ottawa, Ill., on motion of Mr. Marshall J. Hartman; Robert Louis Gottsfield, of Phoenix, Ariz., on motion of Mr. Chester J. Peterson; Roland Daniel Green, III, of Austin, Tex., on motion of Mr. Lonny Franklin Zwiener; William H. Greilshaimer, of New York, N.Y., on motion of Mr. Walter Josef Herz; Jerome Mark Griner, of Hartford, Conn., on motion of Mr. Herbert Barall; Frederick A. Gros, of San Francisco, Calif., on motion of Mr. James B. Adams; Benjamin Gruber, of Highlands, N.J., on motion of Mr. Stanley R. Katz; Robert C. Hanna, of Albuquerque, N. Mex., on motion of Mr. William A. Sloan; Lew W. Harpold, of Houston, Tex., on motion of Mr. W. Ervin James; Lloyd Garrison Hart, of Montgomery, Ala., on motion of Mr. Leslie Hall.

E. Dean Hascall, of Bellevue, Nebr., on motion of Mr. Charles S. Reed; Emory G. Hatcher, of West Covina, Calif., on motion of Mr. Thurmond Clarke; William A. Hegarty, of Baltimore, Md., on motion of Mr. Hamilton O'Dunne; Marvin L. Henderson, of Lexington, Ky., on motion of Mr. Robert M. O'Dear; Leonard John Henzke, Jr., of Washington, D.C., on motion of Mr. Crombie James Dickinson Garrett; Martin J. Hermann, of New York, N.Y., on motion of Mr. Laurence Vogel; John S. Hibbs, of Minneapolis, Minn., on motion of Mr. Curtis L. Roy; Harold Edward Hirsh, of Washington, D.C., on motion of Mr. James C. Morfitt; Elliot H. Holden, of Albany, Ga., on motion of Mr. Howard Moore, Jr.; William M. Holland, Jr., of Tampa, Fla., on motion of Mr. Thomas G. Wilson; John Richard (Dick) Hood, of Little Rock, Ark., on motion of Mr. Jack Dale Files; David H. Hopkins, of Annandale, Va., on motion of Mr. J. Ronald Lynch; Jay Gregory Horlick, of New York, N.Y., on motion of Mr. Stanley Meyer; John Edward Houser, of Jacksonville, Fla., on motion of Mr. Olin Ethridge Watts; Eugene R. Hoyer, of Charleston, W. Va., on motion of Mr. Charles M. Love, II; Joseph Russell Huddleston, of Bowling Green, Ky., on motion of Mr. Marshall Funk; John C. Humpage, of Topeka, Kans., on motion of Mr. William B. McElhenny; Morris Chester Hurd, of Ida Grove, Iowa, on motion of Mr. Dean Martin Larson; Lawrence W. Iannotti, of New Haven, Conn., on motion of Mr. James W. Cooper; Carl B. Israel, of Boston, Mass., on motion of Mr. Paul R. Sugarman; David H. Isacson, of Great Neck, N.Y., on motion of Mr. Leon Dicker; Loren G. Ishler, of Toledo, Ohio, on motion of Mr. William J. MacDaniels; Raymond John Jason, of Marquette, Mich., on motion of Mr. George C. Quinnell.

Richard Joseph Jason, of Marquette, Mich., on motion of Mr. George C. Quinnell; Martha M. Jenkins, of Cairo, Ill., on motion of Mr. James Robertson; William Russell Jenkins, of Walstonburg, N.C., on motion of Mr. Samuel Lewis Jenkins; James Underwood Johnson, of Quonset Point, R.I., on motion of Mr. Frank A. Nelson; Julian Mike Joplin, of Dallas, Tex., on motion of Mr. Mark Martin; Fried-

rich Klaus Juenger, of Detroit, Mich., on motion of Mr. Edward Martin Wise; George P. Kading, of Santa Barbara, Calif., on motion of Mr. Marvin Levine; Donald M. Kaplan, of Vineland, N.J., on motion of Mr. Philip A. Gruccio; John Kappos, of Gary, Ind., on motion of Mr. Thomas R. Fadell; Howard L. Kastel, of Chicago, Ill., on motion of Mr. Louis W. Levit; David H. Kelsey, of Albuquerque, N. Mex., on motion of Mr. Peter J. Adang; Brian Brendan Kent, of Oceanside, Calif., on motion of Mr. Max G. Halliday; William Gordon Kenton, of Lexington, Ky., on motion of Mr. Richard P. Moloney; Leon Marvin Kestenbaum, of Washington, D.C., on motion of Mr. William C. Burt; Paul Henry Kidd, of Monroe, La., on motion of Miss Gladys Kessler; Chevene Bowers King, of Albany, Ga., on motion of Mr. Howard Moore, Jr.; Jack B. Kirsten, of Newark, N.J., on motion of Mr. Frederick C. Vonhof; Matthew T. Kissane, of Anchorage, Alaska, on motion of Mr. John R. DeBarr; William J. Knudsen, Jr., of Lake Oswego, Oreg., on motion of Mr. Fred Dow Fagg III; George S. Koch, of Scarsdale, N.Y., on motion of Mr. Charles L. Jones II; Donald Phillip Kohl, of West Palm Beach, Fla., on motion of Mr. Thomas E. Sholts; Leonard Kopelman, of Boston, Mass., on motion of Mr. George B. Rowell; Joshua N. Koplovitz, of Woodstock, N.Y., on motion of Mrs. Gretchen White Oberman; Duana W. Krohnke, of Minneapolis, Minn., on motion of Mr. John R. Hupper.

Kathryn M. Kula, of Chicago, Ill., on motion of Mr. Edmund H. Sadowski; Edward F. Kunin, of Bridgeport, Conn., on motion of Mr. Henry Elstein; Robert John Kurrle, of Burlington, Vt., on motion of Mr. Patrick J. Leahy; Ernest B. Lageson, of San Francisco, Calif., on motion of Mr. Royal A. Bronson; Raymond A. Lamb, of Moorhead, Minn., on motion of Mr. Robert J. Norvell; Jonathan Ivan Larson, of Minneapolis, Minn., on motion of Mr. Edward N. Delaney; E. Douglas Latimer, of Albuquerque, N. Mex., on motion of Mr. W. Peter McAtee; James Joseph Lawler, Jr., of Pittsburgh, Pa., on motion of Mr. Vincent J. Grogan; Ruth Tentori de Lebrón-Velázquez, of San Juan, P.R., on motion of Mr. Gilberto Gierbolini; James Augustus Leithead, of Lake Charles, La., on motion of Mr. Norman F. Anderson; Dennis Alan Lempert, of San Jose, Calif., on motion of Mr. James Mashburn; Stanley William Levy, of Los Angeles, Calif., on motion of Mr. David Arthur Binder; Bruce Lewellyn, of New Haven, Conn., on motion of Mr. James W. Cooper; Harold Richard Lewis, of Schenectady, N.Y., on motion of Mr. Max H. Hershkowitz; Alex Lloyd, of Hartford, Conn., on motion of Mr. H. Martyn Owen, Jr.; S. Morris Lubow, of Northglenn, Colo., on motion of Mr. Alexandria Lowndes Rogers; Scott H. Mabry, of Albuquerque, N. Mex., on motion of Mr. Milton S. Seligman; Edward F. Mannino, of Philadelphia, Pa., on motion of Mr. Richardson Dilworth; Robert M. Martin, of San Francisco, Calif., on motion of Mr.

William M. Brinton; John Milton Mason, of Minneapolis, Minn., on motion of Mr. Curtis L. Roy; Thomas G. Mays, Jr., of Arlington, Va., on motion of Mr. J. Strouse Campbell; Raymond B. Marcin, of Hartford, Conn., on motion of Mr. Sydney T. Schulman.

Gary E. Mazza, III, of Crestwood, N.Y., on motion of Mr. Joseph C. Roesser; Louis Edward Marshall, of San Antonio, Tex., on motion of Mrs. Shirley W. Maclin; Holloway J. Martin, Jr., of Mexia, Tex., on motion of Mr. Gilbert J. Pena; Robert Clark McFadden, of Cleveland, Ohio, on motion of Mr. Thomas V. Koykka; Richard Soule McLellon, of Portsmouth, Va., on motion of Mr. Herbert Kay Bangel; Stanley McMurry, of Dallas, Tex., on motion of Mr. Morris Harrell; William Alan McNeill, of Beaumont, Tex., on motion of Mr. John P. Blair; Charles Richard McQueen, of Atlanta, Ga., on motion of Mr. Edward E. Dorsey; James Urban Mellick, of Waukon, Iowa, on motion of Mr. A. E. Sheridan; Leonard Meyers, of Detroit, Mich., on motion of Mr. Arthur N. Bishop, Jr.; Donald Joseph Miller, of San Mateo, Calif., on motion of Mr. John O. Moran; Mayne W. Miller, of Casper, Wyo., on motion of Mr. George M. Porter; Robert Crowe Miller, of Washington, D.C., on motion of Mr. Robert Frank Conrad; Clarence Reid Mills, Jr., of Indianapolis, Ind., on motion of Mr. Jack C. Brown; Marvin Mitchell, of Indianapolis, Ind., on motion of Mr. Palmer K. Ward; John A. Mitchell, of New York, N.Y., on motion of Mr. William C. Conner; Ewald L. Moerke, Jr., of Milwaukee, Wis., on motion of Mr. Robert W. Schroeder; Wilson Max Montero, Jr., of New Orleans, La., on motion of Mr. Raymond H. Kierr; Clay R. Moore, of Minneapolis, Minn., on motion of Mr. Floyd E. Nelson; Eugene J. Morel, of Harahan, La., on motion of Mr. A. Russell Roberts; Hugh W. Morgan, of Knoxville, Tenn., on motion of Mr. Stuart F. Dye; Robert J. Muldoon, Jr., of Arlington, Mass., on motion of Mr. John F. Groden; Barry Daniel Murphy, of Fairfax, Va., on motion of Mr. William H. Hansbarger; James F. Nangle, Jr., of St. Louis, Mo., on motion of Mr. Bernard J. Mellman.

Zeigel Winston Neff, of Jefferson City, Mo., on motion of Mr. Joseph A. Barry; Richard William Neiser, of St. Petersburg, Fla., on motion of Mr. Frank Hay Bass, Jr.; Robert L. Norris, of Houston, Tex., on motion of Mr. Martin N. Erek; Henry Norton, of Miami, Fla., on motion of Mr. Bennett G. Feldman; Henry Joseph O'Brien, of Brooklyn, N.Y., on motion of Mr. Robert P. Hart; Kieran P. O'Gallagher, of Chicago, Ill., on motion of Mr. Patrick W. Dunne; John A. O'Leary, of Chicago, Ill., on motion of Mr. Wayland B. Cedarquist; William G. Paul, of Oklahoma City, Okla., on motion of Mr. Vincil Penny Crowe; John William Payne, of Dallas, Tex., on motion of Mr. James A. Williams; Donald Grey Pendleton, of Amherst, Va., on motion of Mr. William Rosenberger, Jr.; Richard Spottswood Pendle-

ton, of Madison Heights, Va., on motion of Mr. William Rosenberger, Jr.; David Perez, of Los Angeles, Calif., on motion of Mr. Michael Thomas Sauer; Dale Peterson, of San Diego, Calif., on motion of Mr. Paul Eugene Overton; Richard Wood Petherbridge, of Santa Ana, Calif., on motion of Mr. Fred Okrand; Blaine Townsend Phillips, of Wilmington, Del., on motion of Mr. William S. Potter; Sam Clyde Pointer, Jr., of Birmingham, Ala., on motion of Mr. Denver H. Graham; Allen Poppleton, of Birmingham, Ala., on motion of Mr. Joseph H. Johnson, Jr.; Nathan L. Posner, of Philadelphia, Pa., on motion of Mr. Nochem S. Winnet; James T. M. Prest, of Duluth, Minn., on motion of Mr. Newton S. Friedman; Anthony Italo Provitola, of DeLand, Fla., on motion of Mr. Harrison D. Griffin; James Norval Quin, Jr., of San Antonio, Tex., on motion of Mr. Pat Maloney; Edwin C. Rachow, of Milwaukee, Wis., on motion of Mr. David J. Cannon; Leroy T. Ramsey, of Rochester, N.Y., on motion of Mr. Lawrence W. Gaenzle.

John F. M. Ranitz, Jr., of Savannah, Ga., on motion of Miss Phyllis Kravitch; Brian Craig Rappaport, of New York, N.Y., on motion of Mr. Stanley Meyer; Richard Edward Reckson, of Miami, Fla., on motion of Mr. Edward A. Kaufman; David Bruce Richardson, of Washington, D.C., on motion of Mr. Mark H. Woolsey; Shelley T. Riherd, of Glasgow, Ky., on motion of Mr. John Basil Preston; Edward Roberts III, of New York, N.Y., on motion of Mr. George Clark Cummings; Stanley F. Rodbell, of Washington, D.C., on motion of Mr. Philip J. Lesser; Harold D. Rogers, of Wichita Falls, Tex., on motion of Mr. Jack Gage Banner; John C. Rogers, of Dallas, Tex., on motion of Mr. W. Madden Hill; Leroy Rogers, of Omaha, Nebr., on motion of Mr. Gerald S. Vitamvas; N. Daniel Rogers, Jr., of Birmingham, Ala., on motion of Mr. Charles Cleveland; Joseph G. Rollins, of Houston, Tex., on motion of Mr. Willard E. Dollahon; William E. Rollow, of Washington, D.C., on motion of Mr. John J. Wilson; Richard L. Rose, of New Canaan, Conn., on motion of Mr. P. Hurley Bogardus, Jr.; David N. Rosen, of Philadelphia, Pa., on motion of Mr. Arnold J. Silvers; Horace P. Rowley III, of New Orleans, La., on motion of Miss Kathleen Ruddell; A. DeVere Ruegsegger, of Detroit, Mich., on motion of Mr. Willis C. Btillard; Warren D. Rush, of Lafayette, La., on motion of Mr. James E. Diaz; Raymond Wilson Russell, of Rockville, Md., on motion of Mr. Rourke J. Sheehan; A. Thomas S. Safford, of New York, N.Y., on motion of Mr. William C. Conner; Richard Sebastian Scalo, of Bridgeport, Conn., on motion of Mr. Abraham I. Gordon; Robert Erdall Schillberg of Everett, Wash., on motion of Mr. John F. Wilson; David Schwartz, of Glastonbury, Conn., on motion of Mr. Frederick U. Conrad, Jr.

John L. Schwartz, of Littleton, Colo., on motion of Mr. Harry E. Carleno; Thomas Fleming Sedberry, of Austin, Tex., on motion of Mr. Robert C. Flowers; Faith A. Seidenberg, of Syracuse, N.Y., on motion of Mr. Melvin L. Wulf; Alan E. Serby, of Atlanta, Ga., on motion of Mr. Paul M. Daniell; Phillip Shatz, of Mahopac, N.Y., on motion of Mr. George B. Barrett, Jr.; G. William Shea, of Los Angeles, Calif., on motion of Mr. Harold A. Black; Robert J. Sherer, of Boston, Mass., on motion of Mr. Frederick W. Roche; William Farrar Sherman, of Little Rock, Ark., on motion of Mr. Wilbur Harris Dillahunty; Gloria K. Shimer, of Beverly Hills, Calif., on motion of Mr. Jerald S. Schutzbank; Alex Barnes Shipley, Jr., of Knoxville, Tenn., on motion of Mr. Benjamin Gould Porter; Robert Kelsey Shoecraft, of Agana, Guam, on motion of Mr. James B. Johnson; Richard H. Siegel, of Cleveland, Ohio, on motion of Mr. Fred H. Mandel; William W. Siegel, of New York, N.Y., on motion of Mr. Arthur Goldman; Alvin Lloyd Sklow, of Seattle, Wash., on motion of Mr. Malcolm W. Monroe; Bob D. Slough, of Amarillo, Tex., on motion of Mr. Sterling E. Kinney; James J. Smedley, of Heber City, Utah, on motion of Mr. John S. Boyden; Brendan Smith, of Washington, D.C., on motion of Mr. Richard H. Cox, Jr.; Briscoe Rahson Smith, of New York, N.Y., on motion of Mr. William E. Jackson; Clarence Howlett Snyder, of Dunkirk, N.Y., on motion of Mr. Albert K. Hill; L. Miles Snyder, of Sacramento, Calif., on motion of Mr. Alf Rusten Stavig; Edwin Richard Soeffing, of Washington, D.C., on motion of Mr. Carl J. Batter, Jr.; Martin Spagat, of Chicago, Ill., on motion of Mr. Irving B. Ribstein; Robert A. Stanziani, of Boston, Mass., on motion of Mr. F. Lee Bailey.

Douglas P. Stevenson, of Chicago, Ill., on motion of Mr. Harlan L. Hackbert; Maxwell Stolzberg, of New York, N.Y., on motion of Mr. Thomas W. Hill, Jr.; Edwin Sterling Stone, of Seattle, Wash., on motion of Mr. Donald D. Haley; Carl Strass, of Silver Spring, Md., on motion of Mr. Samuel Billingsley Hill, Jr.; Ronald G. Talney, of Portland, Ore., on motion of Mr. Gordon Murdo MacLaren; Harold Olai Telstad, of Newport News, Va., on motion of Mr. Richard Newman; Donald Alan Tenenbaum, of San Jose, Calif., on motion of Mr. Marcel B. Poché; Robert A. Teper, of Milwaukee, Wis., on motion of Mr. Meyer P. Frank; Eugene C. Thomas, of Boise, Idaho, on motion of Mr. J. Charles Blanton; Eric Thompson, of Alexandria, Va., on motion of Mr. Charles J. O'Brien; Michael Shannon Thorne, of Houston, Tex., on motion of Mr. William E. Gray; Denver Lee Thornton, of El Dorado, Ark., on motion of Mr. Robert C. Compton; Robert E. Tilton, of Topeka, Kan., on motion of Mr. Bobby W. Storey; Sverre Olav Tinglum, of Madison, Wis., on motion of Mr. Roy G. Mita; Susan Trescher, of Santa Barbara, Calif., on motion of Mr. Marvin Levine; Thomas Neal Tripp, of Chicago, Ill., on motion of Mr. Milton

C. Denbo; John Trygve Troan, of Coon Rapids, Mich., on motion of Mr. Andrew G. Kohlan; Holmes Russell Troutman, of Winter Park, Fla., on motion of Mr. J. Thomas Gurney; Martin Francis Tully, of New Platz, N.Y., on motion of Mr. Thomas M. Whalen III; M. Stephen Turner, of Tallahassee, Fla., on motion of Mr. William N. Early; John Bayard Tweedy, of Denver, Colo., on motion of Mr. Fred M. Winner; Kenneth Clare Tyler, of Los Angeles, Calif., on motion of Mr. Robert E. Early; William D. Valente, of Philadelphia, Pa., on motion of Mr. William B. Ball.

Cornelius G. Van Dalen, of New Orleans, La., on motion of Mr. Eberhard P. Deutsch; Edward B. Vandoren, of Los Angeles, Calif., on motion of Mr. Mitchell L. Flint; Edgar Vanneman, Jr., of Evanston, Ill., on motion of Mr. Robert L. Stern; Frank B. Vaughan, of San Antonio, Tex., on motion of Mr. Horace P. Shelton, Jr.; Frank B. Vaughan, Jr., of San Antonio, Tex., on motion of Mr. Horace P. Shelton, Jr.; Charles Howard Vest, of Lincoln, Nebr., on motion of Mr. Benjamin C. Neff, Jr.; Robert E. Wachs, of Philadelphia, Pa., on motion of Mr. Louis J. Goffman; Dewey Rudolph Wadlington, of Dallas, Tex., on motion of Mr. Sherman Swett Poland; Michael R. Waller, of Houston, Tex., on motion of Mr. James Robert McKissick; Donald G. Walsh, of New Haven, Conn., on motion of Mr. Martin E. Gormley; Irwin Gerald Waterman, of Louisville, Ky., on motion of Mr. Edgar Alan Zingman; J. Ben Watkins, of Tallahassee, Fla., on motion of Mr. Hollis O. Pemberton; Reginald Edward Watson, Jr., of Dallas, Tex., on motion of Mr. William R. McDowell; Gilbert Weil, of Cleveland, Ohio, on motion of Mr. Bennet Kleinman; Arthur Victor Weinberg, of Washington, D.C., on motion of Mr. E. Stratford Smith; Harlan Lee Weiss, of Kensington, Md., on motion of Mr. Leonard Braman; Robert A. White, of Houston, Tex., on motion of Mr. Tom Arnold; Isaac Welch Whitesell, Jr., of Sarasota, Fla., on motion of Mr. John R. Wood; James D. Wiese, of New York, N.Y., on motion of Mr. William L. Lynch; Richard Carl Wilbur, of Camp Springs, Md., on motion of Mr. John M. Martin, Jr.; Justin Weisner Williams of Arlington, Va., on motion of Mr. John D. Schmidlein; James Kay Wilson, of Houston, Tex., on motion of Mr. John H. Chiles; Marshall Lawson Wilson, of Saginaw, Mich., on motion of Mr. James Harvey.

Thomas A. Wiseman, Jr., of Tullahoma, Tenn., on motion of Mr. James H. Henry; William A. Wittman, Jr., of Newport Beach, Calif., on motion of Mr. Edgar C. Keller; Martin Wolman, of Los Angeles, Calif., on motion of Mr. Norman Elliott; Jack Carl Wong, of Portland, Oreg., on motion of Mr. Sidney I. Leezak; Joseph Paul Work, of Harrisburg, Pa., on motion of Mr. Edward Friedman; Roger L.

Wright, of Reno, Nev., on motion of Mr. Alan Bible; Vincent X. Yakowicz, of Harrisburg, Pa., on motion of Mr. George W. Keitel; and Fletcher L. Yarborough, Jr., of Dallas, Tex., on motion of Mr. Paul Carrington, were admitted to practice.

#### ADMISSIONS TO THE BAR ON ORAL MOTIONS

Orin G. Briggs, of Columbia, S.C., John F. Cooney, Jr., of Northridge, Calif., Daniel J. Doherty, Jr., of Bowie, Md., Melvin Goldstein, of New York, N.Y., Joseph H. Murphy, of Coral Gables, Fla., Mark Rosenberg, of East Norwich, N.Y., and Eric J. Wahl, of Alexandria, Va., on motion of Mr. Solicitor General Erwin N. Griswold; Irwin Milton Portnoy, of Blauvelt, N.Y., on motion of Mr. Dominick Manoli; Joseph C. Allen, of New Lexington, Ohio, and William T. Burgess, of Toledo, Ohio, on motion of Mr. John J. Callahan; John G. Cummings, of Port Huron, Mich., on motion of Mr. Kenneth A. Roberts; Gordon Brockwel Heylin, of Washington, D.C., on motion of Mr. John A. McGuinn; and Alan Donald Jacobson, of Los Angeles, Calif., on motion of Mr. Ronald M. George, were admitted to practice.

#### ORAL ARGUMENT

No. **203.** Dennis Councle McGautha, petitioner, *v.* California. One and one half hours allowed for oral argument. Argued by Mr. Herman F. Selvin for the petitioner, by Mr. Ronald M. George for the respondent and by Mr. Solicitor General Erwin N. Griswold for the United States, as *amicus curiae*, at the invitation of the Court.

No. **204.** James Edward Crampton, petitioner, *v.* Ohio. One and one half hours allowed for oral argument. Argued by Mr. John J. Callahan for the petitioner, by Mr. Melvin L. Resnick for the respondent and by Mr. Solicitor General Erwin N. Griswold for the United States, as *amicus curiae*, at the invitation of the Court.

No. **97.** Ralph Piccirillo, petitioner, *v.* New York. Argued by Miss Malvine Nathanson for the petitioner and by Mr. Stanley M. Meyer for the respondent.

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Adjourned until tomorrow at 10 o'clock.

The day call for Tuesday, November 10, 1970, will be as follows:  
Nos. **80, 55, 58, and 63.**

## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ADMISSIONS TO THE BAR

Erling C. Arend, of Corona, Calif., on motion of Mr. Dickson Randall Loos; Paul David Pearlstein, of Washington, D.C., on motion of Mr. N. Alfred Pasternak; and Benjamin W. Cotton, of McLean, Va., on motion of Mr. Kenneth H. Tuggle, were admitted to practice.

## ORAL ARGUMENT

No. **80**. Zenith Radio Corporation, petitioner. *v.* Hazeltine Research, Inc. Argued by Mr. Thomas C. McConnell for the petitioner and by Mr. Victor P. Kayser for the respondent.

No. **55**. Winton M. Blount, Postmaster General of the United States, et al., *v.* Tonny Rizzi dba The Mail Box. Argued by Mr. Peter L. Strauss for the appellants and by Mr. Stanley Fleishman for the appellee.

No. **58**. United States et al., appellants, *v.* The Book Bin. Argued by Mr. Peter L. Strauss for the appellants and by Mr. Robert Eugene Smith for the appellee.

No. **63**. Grove Press, Inc., et al., appellants, *v.* Maryland State Board of Censors. Argued by Mr. Edward de Grazia for the appellants and by Mr. Francis B. Burch for the appellee.

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Adjourned until Thursday, November 12, 1970.

The day call for Thursday, November 12, 1970, will be as follows: Nos. **24**, **78** (and **106**), and **29**.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

### ADMISSIONS TO THE BAR

Stanley L. Patchell, of Tucson, Ariz., Donald R. Hall, of Clearwater, Fla., Richard Newton Gardner, of New York, N.Y., and Louis C. Bechtle, of Philadelphia, Pa., on motion of Mr. Solicitor General Erwin N. Griswold; Carl E. Malouf, of Logan, Utah, on motion of Mr. Melvin K. Najarian; James J. Breshnahan, of Kansas City, Mo., on motion of Mr. Robert T. Murphy; and William J. Little, of Baltimore, Md., on motion of Mr. George W. Sullivan, were admitted to practice.

### ORAL ARGUMENT

**No. 24.** William P. Rogers, Secretary of State, appellant, *v.* Aldo Mario Bellei. One and one-half hours allowed for oral argument. Reargued by Mr. Solicitor General Erwin N. Griswold for the appellant, by Mr. O. John Rogge for the appellee, and by Mr. Richard N. Gardner for the Association of American Wives of Europeans and the American Bar Association, as *amici curiae*.

**No. 78.** Atlantic City Electric Company et al., appellants, *v.* United States et al.; and

**No. 106.** Alabama Power Company et al., appellants, *v.* United States et al. One hour and fifty minutes allowed for oral argument. Argued by Mr. Charles J. McCarthy for appellants, Alabama Power Company et al., by Mr. James O'Malley, Jr., for appellants, Atlantic City Electric Company et al., by Mr. James van R. Springer for appellee, the United States, and by Mr. Hugh B. Cox for appellees, Aberdeen and Rockfish Railroad Company et al.

**No. 29.** U.S. Bulk Carriers, Inc., petitioner, *v.* Dominic B. Arguelles. Argued by Mr. George W. Sullivan for the petitioner and by Mr. I. Duke Avnet for the respondent.

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Adjourned until Monday, November 16, 1970.

The day call for Monday, November 16, 1970, will be as follows: Nos. **2, 4, 7** (and **9**), and **41**.

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SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORDERS IN PENDING CASES

No. ———. John Daniel Ferrell, petitioner, *v.* Selective Service Local Board No. 38 of Walnut Ridge, Arkansas, et al. The application for stay of induction and recall of the mandate of the USCA, Second Circuit, presented to Mr. Justice Douglas and by him referred to the Court is denied.

No. **87**. United States, petitioner, *v.* District Court in and for the County of Eagle and State of Colorado et al.; and

No. **812**. United States, petitioner, *v.* The District Court in and for Water Division No. 5, State of Colorado, et al. The application of the Solicitor General, consented to by all parties concerned, for a stay of the Colorado State Court proceedings before the District Court in and for Water Division No. 8, presented to Mr. Justice White, and by him referred to the Court, is granted insofar as such proceedings involve an adjudication of the rights of the United States, pending the decision of this Court in No. **87**, and in No. **812** presently pending on a petition for a writ of certiorari.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk and will not be announced orally.”

### APPEALS—SUMMARY DISPOSITIONS

No. **584**. Durwood T. Pye, appellant, *v.* State Highway Department of Georgia et al. Appeal from the Supreme Court of Georgia. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **592**. Montgomery Ward & Co., Incorporated, appellant, *v.* Franchise Tax Board of the State of California. Appeal from the Court of Appeal of California, First Appellate District. The appeal is dismissed for want of a substantial federal question.

No. **5676**. Juan Macias et al., appellants, *v.* Elliot Richardson, Secretary of Health, Education, and Welfare, et al. Appeal from the United States District Court for the Northern District of California. The judgment is affirmed.

### ORDERS IN PENDING CASES

No. **35, Original**. United States of America, plaintiff, *v.* State of Maine et al.

The motion of the State of Florida for severance is referred to the Special Master. Mr. Justice Douglas took no part in the consideration or decision of this motion.

No. **28**. Lelia Mae Sanks et al., appellants, *v.* Georgia et al. Further consideration of the appellees’ suggestion of mootness is postponed to the hearing of the case on the merits.

No. **89**. Alton J. Lemon et al., appellants, *v.* David H. Kurtzman, as Superintendent of Public Instruction of the Commonwealth of Pennsylvania, et al.; and

No. **153**. Eleanor Taft Tilton et al., appellants, *v.* Elliot L. Richardson, Secretary of the United States Department of Health, Educa-

tion, and Welfare, et al. The motion of The National Jewish Commission on Law and Public Affairs et al., for leave to file a brief, as *amici curiae*, is granted.

No. 128. In re Barbara Burrus et al., petitioners. The motion of the respondent for leave for two attorneys to participate in oral argument is granted.

No. 154. Ronald James et al., appellants, *v.* Anita Valtierra et al., and

No. 226. Virginia C. Shaffer, appellant, *v.* Anita Valtierra et al. The motions of The American Jewish Congress et al.; The NAACP Legal Defense and Educational Fund, Inc., et al.; and The National Urban Coalition et al., for leave to file briefs, as *amici curiae*, are denied. Mr. Justice Black and Mr. Justice Brennan are of the opinion that the motions should be granted. Mr. Justice Douglas took no part in the consideration or decision of these motions.

No. 336. Louis S. Nelson, Warden, petitioner, *v.* Joe J. B. O'Neil. The application of respondent for release on personal recognizance and separate petition for a writ of habeas corpus presented to Mr. Justice Douglas, and by him referred to the Court, are denied.

No. 360. Grove Press, Inc., et al., appellants, *v.* Anthony B. Flask et al. The motion of Eve Productions, Inc., for leave to file a brief, as *amicus curiae*, is granted. Mr. Justice Douglas took no part in the consideration or decision of this motion.

#### CERTIORARI GRANTED

No. 515. United States, petitioner, *v.* Southern Ute Tribe or Band of Indians. Petition for writ of certiorari to the United States Court of Claims granted.

No. 600. Alcides Perez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

#### CERTIORARI DENIED

No. 587. John M. Luttrell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 589. Port Construction Company, petitioner, *v.* Virgin Islands Housing Authority. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 591. Leprino Cheese Company dba Leprino Cheese Manufacturing Company, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 594. Philip Rastelli, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. 595. Vito Grimaldi, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. 597. The Bada Company, petitioner, *v.* Montgomery Ward & Co., Incorporated, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 598. Leroy Sexton, petitioner, *v.* Jackson Ready-Mix Concrete. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. 599. Luckenbach Overseas Corporation, petitioner, *v.* Roy L. Compton. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 605. Alan Randall Green, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 607. Paul Davis, petitioner, *v.* Maryland. Petition for a writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 608. Leo F. Baum, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 613. Sever-Williams Company, Inc., et al., petitioners, *v.* The Board of Education of the Chillicothe City School District. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 616. Richard E. Steinbrecher, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 879. Barbara J. Beauchamp et al., petitioners, *v.* City of Oklahoma City et al. Petition for writ of certiorari to the Supreme Court of Oklahoma denied.

No. 5162. John T. Cockrell, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 5166. Ronnie A. Williams, petitioner, *v.* Maryland. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5190. Edwin Fox et al., petitioners, *v.* Warren Lennon. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Los Angeles, denied.

No. 5224. Lawrence Denmark, petitioner, *v.* J. Edwin LaVallee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5246**. Keith Ritchie, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **5290**. Harvey Smith, petitioner, *v.* E. Anderson, M.D., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **5305**. Lee Henry, Jr., petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5361**. Larry LeDent, petitioner, *v.* Nebraska. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. **5373**. Harold Diddlemeyer, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **5385**. Arley Ward, petitioner, *v.* Ray H. Page, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **5399**. Howard Crooks, petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. **5501**. William Blake, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **5630**. Paul E. Arzonica, petitioner, *v.* Clement J. Cassidy et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **5661**. Peter Martin, petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5662**. Paul Hendricks, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **5668**. Cecil Winbush, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5670**. Philip B. Thompson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **5672**. Cranston Carr, etc., petitioner, *v.* C. M. Simpson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5673**. George Louie, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5677**. John Yee, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **5679**. Merrill B. Nearis, Trustee, petitioner, *v.* City of Gloucester et al. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **5680**. Alonzie J. Gilhart, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **5683**. Oscar Lee Smith, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **5684**. Frank Winston Baity, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **5685**. Charles Joseph Battaglia, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5686**. Charlotte R. Hurd, petitioner, *v.* Walter J. Hurd. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. **5688**. Edward King, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **5689**. Alexander Washington III, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **5690**. Donald Lee Kirby, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5691**. Eddie Nelson Jackson, petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Institution. Petition for certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **262**. Martha Bailey Crichton, petitioner, *v.* Gloria Crichton McGehee et al. Petition for writ of certiorari to the Court of Appeal of Louisiana, Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **493**. Walter Joseph Collins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5499**. Franklin Delano Strader, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **586**. Pennsylvania, petitioner, *v.* Charles E. Whiting. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition

for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 596. Alfred Melvin Feldstein, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Black and Mr. Justice Harlan are of the opinion that certiorari should be granted.

No. 5633. David Dargan, petitioner, *v.* 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 that certiorari should be granted.

No. 5663. Ernesto Nazario, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Term of the Supreme Court of New York, First Judicial Department, denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. 5671. Albert Lonzo Cantrell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

#### LEAVE TO FILE PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. 5394. Alfred Eugene Grizzell, petitioner, *v.* L. L. Wainwright, Director, Florida Division of Corrections. Motion for leave to file petition for writ of habeas corpus denied. Mr. Justice Douglas is of the opinion that the motion should be granted.

#### LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. 590. Charles Robert Muncaster, petitioner, *v.* Ira DeMent et al.;

No. 5271. James Morris Fletcher, petitioner, *v.* Louis Rosenberg, Judge, etc.;

No. 5506. Betty Wiley, petitioner, *v.* John R. Brown, Chief Judge of United States Court of Appeals for Fifth Circuit; and

No. 5647. Jack Kamsler, petitioner, *v.* Otto Kerner et al. Motions for leave to file petitions for writs of mandamus denied.

#### REHEARINGS DENIED

No. 319. Charles H. Mogulnicki, petitioner, *v.* Connecticut;

No. 477. RKO General, Inc., petitioner, *v.* Margot Newmark;

No. 5148. Mason Braswell, petitioner, *v.* Florida;

No. 5213. Lee Clyde Lambright, petitioner, *v.* Walter E. Craven, Warden;



No. **5244**. Francisco Cepero Alers, petitioner, *v.* Municipality of San Juan et al.;

No. **5282**. Frank Dvorsky, petitioner, *v.* United States;

No. **5322**. Bobby Ray Gill, petitioner, *v.* United States; and

No. **5494**. Jack Kamsler, petitioner, *v.* Julius Hoffman, Judge. Petitions for rehearing denied.

No. **5354**. L. G. Ruderer, appellant, *v.* Lyndon B. Johnson et al. Petition for rehearing denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

Irwin M. Echitman, of New York, N.Y., on motion of Mr. Samuel Gottlieb; Edmund Ivan Adams, of Sparta, N.C., on motion of Mr. Clyde C. Randolph, Jr.; W. George Allen, of Fort Lauderdale, Fla., on motion of Mr. Joseph A. Varon; Casper V. Baltensperger, of Rochester, N.Y., on motion of Mr. Justin J. Doyle; Fred A. Beaty, of Wichita, Kans., on motion of Mr. Maurice W. Corcoran; Jerry P. Belknap, of Indianapolis, Ind., on motion of Mr. Kurt F. Pantzer; Philip Harold Bizar, of Chicago, Ill., on motion of Mr. Merwin Lichtenstein; James William Brammer, Jr., of Tucson, Ariz., on motion of Mr. Dennis DeConcini; James W. R. Brown, of Omaha, Nebr., on motion of Mr. James J. Fitzgerald, Jr.; Joseph T. Bumbleburg, of Lafayette, Ind., on motion of Mr. Theodore J. Smith; Harman E. Chapman, of Greeley, Colo., on motion of Mr. James L. Treece; and Frederick M. Cunningham, of Alameda, Calif., on motion of Mr. Stanley D. Whitney, were admitted to practice.

#### ADMISSIONS TO THE BAR ON ORAL MOTIONS

Hugh William Fleischer, of Denver, Colo., on motion of Mr. Solicitor General Erwin N. Griswold; Joseph Choate, of Los Angeles, Calif., on motion of Mr. Joseph Choate; John Howard Earle, of Washington, D.C., on motion of Mr. Marshall C. Gardner; and Linda May Stone, of Los Angeles, Calif., on motion of Mr. Patrick J. Hillings, were admitted to practice.

#### ASSIGNMENT ORDER

An order of the Chief Justice designating and assigning Mr. Justice Clark (Retired) to perform judicial duties in the United States Court of Appeals for the Eighth Circuit during the week of January 18, 1971, and for such further time as may be required to complete unfinished business, pursuant to 28 U.S.C. § 294(a), is ordered entered on the minutes of this Court, pursuant to 28 U.S.C. § 295.

## RECESS ORDER

The Court will take a recess from Monday, November 23, 1970, until Monday, December 7, 1970.

## ORAL ARGUMENT

No. 2. Evelle J. Younger, appellant, *v.* John Harris, Jr., et al. Reargued by Mr. Clifford K. Thompson, Jr., for the appellant and by Mr. A. L. Wirin for the appellees.

No. 4. John S. Boyle, Chief Judge of the Circuit Court of Cook County, Illinois, et al., appellants, *v.* Lawrence Landry et al. Reargued by Mr. Thomas E. Brannigan for the appellants and by Mr. Ellis E. Reid for the appellees.

No. 7. George Samuels et al., appellants, *v.* Thomas J. Mackell, District Attorney, et al.; and

No. 9. Fred Fernandez, appellant, *v.* Thomas J. Mackell, District Attorney, et al. One and one half hours allowed for oral argument. Reargued by Mr. Victor Rabinowitz for appellants, George Samuels, et al., by Mrs. Eleanor Jackson Piel for appellant Fred Fernandez, by Mr. Frederick J. Ludwig for appellee Thomas J. Mackell, District Attorney, and by Mrs. Maria L. Marcus for appellee Louis J. Lefkowitz, Attorney General of the State of New York.

No. 41. Frank Dyson, Chief of Police, City of Dallas, et al., appellants, *v.* Brent Stein. Reargued by Mr. Lonny F. Zwiener for the appellants and by Mr. David R. Richards for the appellee.

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Adjourned until tomorrow at 10 o'clock.

The day call for Tuesday, November 17, 1970, will be as follows: Nos. 83, 60, 27, and 28.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

### ADMISSIONS TO THE BAR ON ORAL MOTIONS

Joseph Robert Stark, of Phoenix, Ariz., on motion of Mr. Richard G. Kleindienst; John William Brent, of Atlanta, Ga., on motion of Mr. Michael D. Padnos; and Bruce P. Wolfe, of Los Angeles, Calif., on motion of Mr. Earl Herbert Davis, were admitted to practice.

### ORAL ARGUMENT

No. **83**. Garrett H. Byrne, etc., et al., appellants, *v.* Serafim Karalexis et al. One hour and forty minutes allowed for oral argument. Reargued by Mr. Robert H. Quinn for the appellants, by Peter L. Strauss for the United States, as *amicus curiae*, by special leave of Court, and by Mr. Nathan Lewin and Mr. Alan M. Dershowitz for the appellees.

No. **60**. Leander H. Perez., Jr., et al., appellants, *v.* August M. Ledesma, Jr., et al. Argued by Mr. Charles H. Livaudais for the appellants and by Mr. Jack Peebles for the appellees.

No. **27**. Gladys Boddie et al., appellants, *v.* Connecticut et al. Reargued by Mr. Arthur B. LaFrance for the appellants and by Mr. Raymond J. Cannon for the appellees. Memoranda to come.

No. **28**. Lelia Mae Sanks et al., appellant, *v.* Georgia et al. Re-argument commenced by Mr. Michael D. Padnos for the appellants.

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Adjourned until tomorrow at 10 o'clock.

The day call for Wednesday, November 18, 1970, will be as follows: Nos. **28**, **44**, **47**, **40** (and **42**), and **71**.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

### ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
James Basil Ramsey-----	Vicksburg, Miss.	Wm. Ephraim Creswell.
James A. Hopper-----	Savannah, Tenn.	Leo J. Steffen, Jr.
Thomas Whitmell Thorne, Jr.	New Orleans, La.	Charles Kohlmeyer, Jr.
William Douglas Stein-----	San Francisco, Calif.	Robert R. Granucci.
Francis Charles Fosdick----	Vienna, Va.----	William MacFar- land Culbertson.
Evangeline M. Vavrick-----	New Orleans, La.	H. Alva Brumfield.
John Joseph Matonis-----	Washington, D.C.	Harry S. Wender.

### ORAL ARGUMENT

**No. 23.** Lelia Mae Sanks et al., appellants, *v.* Georgia et al. Re-argument continued by Mr. Michael D. Padnos for the appellants, by Mr. Alfred L. Evans, Jr., for the appellees, and concluded by Mr. Michael D. Padnos for the appellants. Memoranda to come.

**No. 44.** R. K. Procunier, Director, California Department of Corrections, petitioner, *v.* Veron Atchley. Argued by Mr. Robert R. Granucci for the petitioner and by Mr. Charles A. Legge for the respondent.

**No. 47.** Joseph Charles Usner, petitioner, *v.* Luckenbach Overseas Corporation et al. Argued by Mr. H. Alva Brumfield for the petitioner and by Mr. Charles Kohlmeyer, Jr., for the respondents.

No. 40. National Labor Relations Board, petitioner, *v.* Local 825, International Union of Operating Engineers, AFL-CIO; and

No. 42. Burns and Roe, Inc., et al., petitioners, *v.* Local 825, International Union of Operating Engineers, AFL-CIO. One and one half hours allowed for oral argument. Argued by Mr. Arnold Ordman for the National Labor Relations Board, by Mr. Vincent J. Apruzzese for petitioners, Burns and Roe, Inc., et al., by Earl S. Aronson for the respondent, Local 825, International Union of Operating Engineers, AFL-CIO, and by Mr. Laurence Gold for the American Federation of Labor and Congress of Industrial Organizations, as *amicus curiae*.

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Adjourned until tomorrow at 10 o'clock.

The day call for Thursday, November 19, 1970, will be as follows: Nos. 71, 65, 79, and 88.

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# SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

*Admissions to the bar on oral motions*

Applicant	City and State	Movant
Robert Ervin Lee Sutton...	Nashville, Tenn...	Joe Landon Evins.
Sanitago Grevi.....	New York, N.Y...	James Alan Gammon.
Matthew Morgan Slepín...	Miami, Fla.....	David I. Shapiro.
Stephen Marc Slepín.....	Tallahassee, Fla...	David I. Shapiro.

### ORAL ARGUMENT

**No. 71.** Samuel J. Abate, etc., et al., petitioners, *v.* Paul F. Mundt et al. One and one half hours allowed for oral argument. Argued by Mr. Frank P. Barone for petitioner, Samuel J. Abate, by Mrs. Doris F. Ulman for petitioners, June Molof et al., by Mr. Paul H. Rivet for petitioner, Cornelius T. O'Sullivan et al., and by Mr. J. Martin Cornell for the respondents.

**No. 65.** Kevin L. Donaldson fka Merton H. Sweet, petitioner, *v.* United States et al. Argued by Mr. Robert E. Meldman for the petitioner and by Mr. Lawrence G. Wallace for the respondents.

**No. 79.** Stella Connell, appellant, *v.* James M. Higginbotham et al. Argued by Mr. Sanford Jay Rosen for the appellant and by Mr. Stephen Marc Slepín for the appellees.

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Adjourned until Monday, November 23, 1970, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORDER IN PENDING CASE

No. ———. Citizens to Preserve Overton Park, Inc., et al., petitioners, *v.* John A. Volpe, Secretary, Department of Transportation, et al. The application for stay presented to Mr. Justice Stewart, and by him referred to the Court, is set for argument on Monday, December 7. Typewritten briefs shall be filed by Thursday, December 3.

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430-278-70—33

## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk and will not be announced orally.”

### OPINIONS PER CURIAM

No. **541**. Arturo Fornaris, Jr., appellant, *v.* The Ridge Tool Co., et al.; and

No. **543**. Puerto Rico, appellant, *v.* The Ridge Tool Co., et al. Appeals from the United States Court of Appeals for the First Circuit. Judgment reversed and cases remanded to the United States Court of Appeals for the First Circuit with directions to remand to the United States District Court for the District of Puerto Rico with instructions to hold its hand until the Puerto Rican Supreme Court has authoritatively ruled on the local law question in light of the federal claims. Opinion *per curiam*.

No. **602**. Arnold Tours, Inc., et al., petitioners, *v.* William B. Camp, et al. On petition for writ of certiorari to the United States Court of Appeals for the First Circuit. Petition for writ of certiorari granted, judgment reversed, and case remanded to the United States District Court for the District of Massachusetts for further proceedings in conformity with the opinion of this Court. Opinion *per curiam*. The Chief Justice and Mr. Justice Harlan would set the case for oral argument.

### APPEALS—SUMMARY DISPOSITIONS

No. **1385, Oct. Term, 1969**. Reginald Hutcherson, et al., appellants, *v.* Laurie Lehtin, et al. The petition for rehearing is granted and the order of June 29, 1970, is vacated. The judgment is recalled and a new judgment is entered vacating the judgment of the United States District Court for the Northern District of California and case remanded to that court so that it may enter a fresh order dismissing the complaint, thus affording the appellants an opportunity to take a timely appeal to the United States Court of Appeals for the Ninth Circuit.



No. 256. First Mercantile Consumer Discount Company, appellant, *v.* Anthony E. Stefanelli, et al. Treating the petition for rehearing as a motion to amend the order of this Court dated October 12, 1970, the motion is granted. The order is amended to read "The appeal is dismissed for want of a final judgment."

No. 626. William R. Sterrett, Administrator, Indiana Department of Public Welfare, et al. appellants, *v.* Esther A. Grubb, et al. Appeal from the United States District Court for the Northern District of Indiana. The motion of appellee Grubb for leave to proceed *in forma pauperis* is granted. The judgment is affirmed. Mr. Justice Black and Mr. Justice Harlan dissent. They are of the opinion that probable jurisdiction should be noted and the case set for oral argument.

No. 631. Southern Pacific Transportation Company, appellant, *v.* United States, et al. Appeal from the United States District Court for the District of Colorado. The judgment is affirmed.

No. 5697. Betty Ruth Herring, appellant, *v.* R. L. Mathis Certified Dairy Company, et al. Appeal from the Supreme Court of Georgia. The appeal is dismissed for want of a substantial federal question.

No. 5724. Russell Porter and Gerald Gordon, appellants, *v.* New York. Appeal from the Appellate Term of the Supreme Court of New York, First Judicial Department. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

#### CERTIORARI—SUMMARY DISPOSITIONS

No. 508. California, petitioner, *v.* William Pinkus. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted and judgment affirmed by an equally divided court. Mr. Justice Douglas took no part in the consideration or decision of this case.

No. 5398. Parker Hemphill, petitioner, *v.* Bernard T. Moynahan, Jr. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted. Judgment vacated and case remanded to the United States Court of Appeals for the Sixth Circuit for further consideration in light of *Price v. Georgia*, 398 U.S. 323.

#### ORDERS IN PENDING CASES

No. 40, Original. Commonwealth of Pennsylvania, plaintiff, *v.* State of New York et al. The motion of the State of California for leave to intervene as a party plaintiff is referred to the Special Master for his recommendation.

No. 30. United States, petitioner, *v.* Roosevelt Hudson Harris. The motion of Americans for Effective Law Enforcement, Inc., for leave to file a brief, as *amicus curiae*, is granted.

No. 43. Earl Faircloth et al., appellants, *v.* Matthew B. Lazarus. The motion of Stephen Hillardt and Timothy Green for leave to proceed *in forma pauperis* is granted. The motions of Stephen Hillardt and Timothy Green for leave to intervene as parties appellee and to expedite appeal are denied.

No. 59. National Association of Securities Dealers, Inc., petitioner, *v.* Securities and Exchange Commission et al.; and

No. 61. Investment Company Institute et al., petitioners, *v.* William B. Camp, Comptroller of the Currency, et al. The motion to reverse sequence of oral argument or alternative request that the cases be consolidated is denied. The Chief Justice took no part in the consideration or decision of this motion.

No. 83. Garrett H. Byrne, etc., et al., appellants, *v.* Serafim Karalexis et al. The motion of the appellees for leave to file a supplemental memorandum, after argument, is granted. Mr. Justice Douglas took no part in the consideration or decision of this motion.

No. 206. Viven Harris, petitioner, *v.* New York. The motion of Frank S. Hogan for leave to participate in the oral argument, as *amicus curiae*, is granted. However, counsel for the respondent will cede fifteen minutes of his time for that purpose.

No. 507. California Department of Human Resources Development et al., appellants, *v.* Judith Java et al. The motion of the Southern California Edison Company et al. for leave to intervene as parties appellant is denied without prejudice to the filing of a brief, as *amici curiae*, with consents of the parties, or a motion for leave to file a brief, as *amici curiae*, if the consents are not granted.

#### CERTIORARI DENIED

No. 246. Albert B. Muir III, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. 377. Paul F. Perati, petitioner, *v.* Superior Court of California, County of Alameda. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 567. Irving Garber, petitioner, *v.* United States;

No. 574. Alan Florea, petitioner, *v.* United States;

No. 576. Paul M. Kaufman, petitioner, *v.* United States; and

No. 719. Steven C. Burns, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 578. First National Realty Corporation, petitioner, *v.* Ethel Javins et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 617. The Chemithon Corporation, petitioner, *v.* The Procter & Gamble Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 618. International Union of Operating Engineers, Local 450, AFL-CIO, petitioner, *v.* Construction Employers' Association of Texas et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 619. Consumers Power Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 622. Thomas C. Lynch, as Attorney General of California, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 623. Texaco, Inc., petitioner, *v.* Edward L. Bealmer and Pat Brown. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 625. Robert C. Birmelin, petitioner, *v.* Ray Boymer et al. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. 627. Thriftmart, Inc., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 628. Edward J. Kazubowski, petitioner, *v.* Betty Dolar Kazubowski. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 629. William M. Gilday, Jr., petitioner, *v.* Palmer C. Scafati. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 634. Allie Reynolds, etc., petitioner, *v.* John W. Galbreath et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 635. P. F. Collier & Son Corporation et al., petitioners, *v.* Federal Trade Commission. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 636. Dorothy B. McCrea et al., petitioners, *v.* Harris County Houston Ship Channel Navigation District et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **637**. Parley Probst, petitioner, *v.* Ute Indian Tribe of the Uintah and Ouray Reservation et al.; and

No. **638**. Oranna B. Moosman, etc., petitioner, *v.* Ute Indian Tribe of the Uintah and Ouray Reservation et al. Petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **642**. Albert Mengarelli, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5205**. Jerome Carpenter, petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **5207**. Fred Frank Bauer, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **5312**. Thomas Henry Rhodes, petitioner, *v.* Texas. Petition for writ certiorari to the Court of Criminal Appeals of Texas denied.

No. **5334**. Gerald Foster Carter, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Appeals of Alabama denied.

No. **5360**. Joseph M. Walker, petitioner, *v.* Paul Laxalt, Governor of Nevada. Petition for writ of certiorari to the United States Court Appeals for the Ninth Circuit denied.

No. **5397**. James Shelhart, petitioner, *v.* Don J. Young. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5429**. Lawrence Curtin, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **5696**. Heron Andrew Evans, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5698**. Ralph C. Turner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **5699**. James Owen Phillips, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **5700**. William Ferrell Porter, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5701**. Harvey Ivy, Sr., petitioner, *v.* Elliot L. Richardson, Secretary of Health, Education and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5702**. Frances Kizere, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Term of the Supreme Court of New York, First Judicial Department, denied.

No. **5705**. Ronald Adams, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **5706**. Robert Baskerville, petitioner, *v.* John T. Deegan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5709**. Malcolm Bowles, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5710**. Charles Frank Shole, petitioner, *v.* Joseph Howard and Dulany Foster. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **5715**. Richard A. Swan, petitioner, *v.* Jack G. Young, Warden. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **5718**. John Richard Miller, petitioner, *v.* Howard Yeager, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **5719**. Melvin Daniel, petitioner, *v.* John L. Zelker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5720**. Harold W. Rapp, petitioner, *v.* Maurice H. Sigler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **5723**. Charles Albert Creighton, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **5726**. Adiel F. Gonzales, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5728**. Lawrence H. Turner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5729**. Robert Palmer, petitioner, *v.* H. W. Follette, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5730**. Dolphin G. Thompson and Bettie L. Thompson, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 5733. Fred A. Jewell, petitioner, *v.* City of Covington et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5734. Earl E. Kaldenberg, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 601. John Keriakos et al., petitioners, *v.* Joseph L. Hunt et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. The Chief Justice, Mr. Justice Harlan and Mr. Justice Blackmun, for the reasons expressed in their separate opinions in *Cain v. Kentucky*, 397 U.S. 319 (1970), *Walker v. Ohio*, 398 U.S. 434 (1970) (The Chief Justice); *Roth v. United States*, 354 U.S. 476, 496 (1957), *Jacobellis v. Ohio*, 378 U.S. 184, 203 (1964), *Memoirs v. Massachusetts*, 383 U.S. 413, 455 (1966) (Mr. Justice Harlan); and *Hoyt v. Minnesota*, 399 U.S. 524 (1970) (Mr. Justice Blackmun), would grant certiorari and reverse the judgment below, and remand the case to the Court of Appeals for consideration of the other issues tendered by petitioners. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. 612. William R. Scaggs, petitioner, *v.* Stanley Larsen, Commanding General, Sixth United States Army, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 620. Cleona Hooper, petitioner, *v.* United States;

No. 639. Walter Grooms, petitioner, *v.* United States;

No. 640. Cleona Hooper, petitioner, *v.* United States; and

No. 5790. Drury Whitlock, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 621. Indianapolis Newspapers, Inc., petitioner, *v.* Robert H. Fields. Petition for writ of certiorari to the Supreme Court of Indiana denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. 5365. Clarence N. S. Shak, petitioner, *v.* Hawaii. Petition for writ of certiorari to the Supreme Court of Hawaii denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. 5366. Clarence N. S. Shak, petitioner, *v.* Hawaii. Petition for writ of certiorari to the Supreme Court of Hawaii denied. Mr. Jus-

Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. **624**. William Bond Clifford, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. The motion to dispense with printing the petition is granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5727**. Robert G. Warner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

#### REHEARINGS DENIED

No. **247**. St. Michael and Archangel Russian Orthodox Greek Catholic Church et al., petitioners, *v.* Peter Uhnat et al.;

No. **305**. Skega Aktiebolag et al., petitioners, *v.* The B. F. Goodrich Company;

No. **341**. Lakewood Manufacturing Company, petitioner, *v.* The Home Insurance Company of New York et al.;

No. **344**. George G. Kilarjian et al., petitioners, *v.* United States, as Owner of the USNS Blue Jacket;

No. **367**. Lykes Bros. Steamship Co., Inc., petitioner, *v.* Hess Shipping Corporation et al.;

No. **5200**. Lloyd Rice, petitioner, *v.* Wilber B. Schmidt, Warden;

No. **5202**. Arlie Jones, petitioner, *v.* William D. Salisbury, Superintendent, Chillicothe Correctional Institution;

No. **5211**. Donnell Leonard Luster, petitioner, *v.* Howard H. Cooksey; and

No. **5379**. James Ralph Williamson, petitioner, *v.* California. Petitions for rehearing denied.

#### OPINION

No. **14**. North Carolina, appellant, *v.* Henry C. Alford. On appeal from the United States Court of Appeals for the Fourth Circuit. Judgment vacated and case remanded to the United States Court of Appeals for the Fourth Circuit for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice White. Mr. Justice Black, while adhering to his belief that *United States v. Jackson*, 390 U.S. 570, was wrongly decided, concurs in the judgment and in substantially all of the opinion. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas and Mr. Justice Marshall join.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John T. Allen, Jr.	St. Petersburg, Fla.	Ross H. Stanton, Jr.
Fred Hitchcock Almy	San Bernardino, Calif.	D. Elliott Whit- lock.
Sigmund Anderman	New York, N. Y.	David Sive.
Edwin M. Anderson, Jr.	Honolulu, Hawaii	Livingston Jenks.
Knox Winfred Askins	La Porte, Tex.	Ralph K. Miller.
David S. August	Milwaukee, Wis.	Charles J. Kersten.
Walter I. Auran	Denver, Colo.	Clyde O. Martz.
Harry Collins Avery	St. Louis, Mo.	James M. Douglas.
George S. Baldwin	Cleveland, Ohio	Richard Raymond Walling.
Irwin Barnett	Cleveland, Ohio	Jack G. Day.
Joseph Laurie Battle	Gadsden, Ala.	Clarence F. Rhea.
Carl E. Berry, Jr.	Hattiesburg, Miss.	Malcolm M. Roberts.
Harold Beznos	Detroit, Mich.	Philip A. Hart.
Robert C. Bibb	Arlington, Wash.	James D. Dubuar.
LeRoy Blackstock	Tulsa, Okla.	Remington Rogers.
Robert Francis Blatz	Gary, Ind.	Albert H. Gavit.
W. E. Bishop, Jr.	Tallahassee, Fla.	Robert J. Kelly.
Daniel Charles Blom	Seattle, Wash.	Albert E. Stephan.
John T. Blount	Miami, Fla.	Alfred L. McCarthy.
Henry J. Boitel	New York, N. Y.	Thomas J. Todarelli.
Herbert S. Bratt	Milwaukee, Wis.	Leonard S. Zubrensky.
John William Broadfoot	Amarillo, Tex.	C. J. Taylor, Jr.
Steven Anthony Broiles	Riverside, Calif.	Raymond Treat Sullivan, Jr.
George Summers Brown	Birmingham, Ala.	Reid B. Barnes.
Thomas L. Brown, Jr.	West Palm Beach, Fla	James T. Carlisle.
Henry Paul Wasserstein	New York, N. Y.	William Llynch.
John Richard Weinrauch	Harrisburg, Pa.	Anthony J. Gianforti.
Marquis P. Wesbrooks, Jr.	Wichita Falls, Tex.	Bradie E. Richie.



## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Glen L. Whitaker	Kansas City, Mo.	Martin B. Dickinson.
C. Belden White, II	Washington, D.C.	Andrew M. Hood.
Robert James Wiles	Hayward, Calif.	Daniel E. Cooper.
John Marion Williams	Ashland, Ky.	Porter McLain Gray.
Foster Calvin Wilson	Beaumont, Tex.	Homer E. Stephenson.
Harry Jerome Wilson	Los Angeles, Calif.	Jay Gralla.
Parker H. Wilson	Norristown, Pa.	Walter Phipps, Jr.
William Andrew Wilson	Denver, Colo.	Harry K. Nier, Jr.
Ralph O. Winger	New York, N.Y.	David R. Hyde.
David DeLeal Wininger	Birmingham, Ala.	Charles A. Tarter.
Ernest Winsor	Boston, Mass.	Howard S. Whiteside.
Timothy David Wittlinger	Detroit, Mich.	Thomas H. Adams.
Rex Harding White, Jr.	Austin, Tex.	Linward Paul Shivers.
Gerald P. Wright	Atlanta, Ga.	Gerald J. Rachelson.
Leonard W. Yelsky	Cleveland, Ohio	John Lancione.
Martin A. Yester	Los Angeles, Calif.	Walter O. Schell.
Edward Williams Yoder	Linthicum Heights, Md.	Eugene Philip Krach.
Arnold Grant York	Los Angeles, Calif.	Jules D. Barnett.
Philip Q. Zauderer	Columbus, Ohio	Bernand Cohen.
James Mills Zeder	Detroit, Mich.	Verne C. Hampton.
Allen Zemmol	Detroit, Mich.	H. Franklin Brown.
Jay M. Zerín	New York, N.Y.	Stanley Meyer.
Alvin Louis Zimmerman	Houston, Tex.	John R. Grace.
Robert M. Zimmerman	Highland Park, Ill.	Philip J. Curtis.
Frederic E. Zimring	Dallas, Tex.	I. J. Gromfine.
Anthony S. Zito, Jr.	Cincinnati, Ohio	John G. Tomlin.
David W. Zugschwerdt	Washington, D.C.	Julia P. Cooper.
H. Alva Brumfield, III	Baton Rouge, La.	H. Alva Brumfield, Jr.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Carl Bullard	Houston, Tex.	J. Thomas Eubank, Jr.
Thomas W. Bullington	Austin, Tex.	Crawford C. Martin.
Philip Louis Burleson	Dallas, Tex.	Walton P. Bondies, Jr.
Forrest Edwin Campbell	Greensboro, N.C.	Perry Napoleon Walker.
Anthony R. Caputo	Staten Island, N.Y.	Isador Aberlin.
J. Thomas Cardwell	Orlando, Fla.	George T. Eidson, Jr.
Frank G. Carrington, Jr.	Denver, Colo.	Alan S. Ganz.
Joel T. Chaisson	Luling, La.	Louis DeSonier, Jr.
Garth K. Chandler	Augusta, Maine	John W. Benoit, Jr.
Richard G. Chosid	Detroit, Mich.	Sheldon B. Krause.
John J. Clayton	San Antonio, Tex.	Richard Grady Weil.
James Roy Cleary	Huntsville, Ala.	John J. Sparkman.
Donald S. Coburn	Newark, N.J.	Stephen N. Maskaleris.
Robert B. Cocke	San Antonio, Tex.	Russell B. Wine.
Jeremiah C. Collins	Washington, D.C.	Paul R. Connolly.
James J. Cox	Lake Charles, La.	Norman F. Anderson.
John M. Cranston	San Diego, Calif.	J. Sterling Hutcheson.
John B. Creegan	New York, N.Y.	William L. Lynch.
Francis B. Crowley	Grosse Pointe Park, Mich.	Joseph A. Sullivan.
Stanley C. Dalton, Jr.	Chicago, Ill.	James R. Sweeney.
Baxter Lee Davis	Atlanta, Ga.	Pleasant Baxter Davis.
James Casey Davis	Newton, Iowa	Jack R. Miller.
Lee Ferguson Davis, Jr.	Richmond, Va.	H. Merrill Pasco.
Thomas L. Dettelbach	Cleveland, Ohio	Bennet Kleinman.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Daniel Horace Dibert	San Francisco, Calif.	Patrick R. Kelly.
Frederick C. Dockweiler	Los Angeles, Calif.	Claude A. Ferguson.
Clarence H. Doninger	Indianapolis, Ind.	Clarence B. Dutton, Jr.
John Alden Doty	San Francisco, Calif.	Harold S. Dobbs.
Ted Strong Douglas	Lenoir, N.C.	Ted G. West.
John Roger Doyle	Augusta, Maine	George C. West.
T. Roger Duncan	Los Angeles, Calif.	Harry Pregerson.
Bart C. Durham, III	Nashville, Tenn.	Thomas E. Fox.
Barton Denis Eaton	New York, N.Y.	Richard M. Tick- tin.
Thomas Day Edwards	New York, N.Y.	Patrick Michael Wall.
Richard J. Egan	Cleveland, Ohio	Richard Raymond Walling.
David Allan Elderkin	W. Des Moines, Iowa.	Jack R. Miller.
Richard W. Emory	Baltimore, Md.	John Henry Lewin.
James S. Erwin	York, Maine	George C. West.
Dale T. Evans	Massillon, Ohio	Robert John Swan.
Richard Shinbach Fain	Chicago, Ill.	Ralph M. Goren.
Guy O. Farmer, II	Jacksonville, Fla.	William H. Adams, III.
Jack D. Farris	Los Angeles, Calif.	Thomas J. Sullivan.
Edward K. Fein	Houston, Tex.	Richard John Wieland.
Herbert C. V. Feinstein	Berkeley, Calif.	Abraham Hochler.
James R. Fitzgerald	Pittsburgh, Pa.	William W. Guthrie.
Michael S. Flam	Phoenix, Ariz.	Gary K. Nelson.
John C. Fleming, Jr.	W. Mifflin, Pa.	Earl Frederick Lane.
Harry Daniel Fox	El Monte, Calif.	Martin L. Abrams.
J. Henry Francis, Jr.	Charleston, W. Va.	Charles C. Wise, Jr.
Leslie David Franklin	St. Petersburg, Fla.	C. Richard Leavengood.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joseph M. Fredrics	Los Angeles, Calif.	W. Neal Writer.
Ellis J. French	Albuquerque, N. Mex.	William A. Sloan.
Lynn Warren Fromberg	Miami, Fla.	Jeptha P. Marchant.
Malcolm Hubert Fromberg	Miami, Fla.	Jeptha P. Marchant.
J. Michael Frost	Indianapolis, Ind.	Clarence B. Dutton, Jr.
Howard M. Furman	New York, N. Y.	William Esbitt.
Harold A. Furst	San Francisco, Calif.	Elizabeth Palmer.
George D. Gabel, Jr.	Jacksonville, Fla.	Clark Walter Toole, Jr.
Dario A. Garibaldi	Flossmoor, Ill.	Richard Ivan Bass.
Joanne M. Garvey	San Francisco, Calif.	Godfrey L. Munter, Jr.
John Gelegan	Fresno, Calif.	Max M. Hayden.
Hugo Nathan Gerstl	Monterey, Calif.	William Karr.
Brian P. Gettings	Alexandria, Va.	J. Ronald Lynch.
Gabriel D. Giancola	Fridley, Minn.	Charles L. Langer.
James F. Gill	New York, N. Y.	Barry L. Fredericks.
James William Gilliam	Fairfax, Va.	Ernest J. White.
Kenneth L. Gillis	Chicago, Ill.	Carl Maurice Walsh.
Vincent E. Gilmartin	Youngstown, Ohio	George A. Chuparkoff.
Harvey Giss	Beverly Hills, Calif.	Bertram S. Harris.
Allan M. Glaser	Miami Beach, Fla.	Irving B. Levenson.
Leo K. Gold	Los Angeles, Calif.	Sidney J. Machtinger.
Marin R. Gold	New York, N. Y.	Thomas R. Farrell.
Leon Goldin	Hollywood, Calif.	Edward Mosk.
Ernest P. Goodman	San Francisco, Calif.	James E. Sabine.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George David Gordon	Houston, Tex.	Lester Joseph Clayton.
Jerry Gordon	Cleveland, Ohio	Benjamin B. Sheerer.
Robert H. Gorske	Milwaukee, Wis.	Van B. Wake.
Nathaniel E. Gozansky	Atlanta, Ga.	Charles L. Edson.
Thomas Dorland Graves	St. Petersburg, Fla.	Kenneth C. Deacon, Jr.
Louis Gray	Cleveland, Ohio	Jack Grant Day.
Rodney M. Gray	Los Angeles, Calif.	James V McCandless.
Augustus T. Graydon	Columbia, S.C.	Daniel R. McLeod.
Allen H. Green	New York, N.Y.	Jerome J. Londin.
Eugene Greener, Jr.	Memphis, Tenn.	Edward P. A. Smith.
Nathan Greitzer	Los Angeles, Calif.	Victor Behrstock.
George J. Grumbach, Jr.	New York, N.Y.	Fowler Hamilton.
E. M. Guillory	Muskogee, Okla.	Andrew C. Wilcoxen.
Richard Haas	San Francisco, Calif.	Moses Lasky.
Dennis Haines	Youngstown, Ohio	Eugene Green.
Richard S. Halberstein	Washington, D.C.	William L. Goldman.
William J. Haley	Lake City, Fla.	Clarence E. Brown.
Donald Kenneth Halper	North Hollywood, Calif.	Keith J. Kearney.
Margie Pitts Hames	Atlanta, Ga.	James Purcell Groton.
Robert Samuel Hammer	Brooklyn, N.Y.	Philip Kahaner.
John T. Hansen	San Francisco, Calif.	Marshall Warren Krause.
Francis Gilmer Harmon, II	Houston, Tex.	Frank M. Wozencraft.
Robert T. Harris	Los Angeles, Calif.	Raymond V. Haun.
Theophilus I. Harris, III	Orlando, Fla.	Charles P. Grahl.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James Carl Hatfield	Littleton, Colo.	Chris George Rallis.
John Franklin Hayward	Toledo, Ohio	Melvin L. Resnick.
Gerard C. Heldrich, Jr.	Chicago, Ill.	Richard F. Peterson.
Ralph H. Heninger	Davenport, Iowa	Bernard J. Long.
Forest D. Herrington	Huntsville, Ala.	John J. Sparkman.
Robert D. Heyde	Reston, Va.	John Mourer Bixler.
William H. Hillier	Chicago, Ill.	Newell S. Boardman.
John E. Hobbes	Cimarron, N. Mex.	William R. Federici.
Ray Hodge	Wichita, Kan.	Russell N. Barrett.
Willis W. Holloway, Jr.	Selma, Ala.	Charles J. O'Brien.
Lee Emmett Holt	Dallas, Tex.	N. Alex Bickley.
Robert F. Holz, Jr.	Des Moines, Iowa	Donald A. Wine.
Gregory B. Hoppenstand	Miami, Fla.	Frank M. Marks.
Robert A. Huttash	Austin, Tex.	Wallace W. Shropshire, Jr.
Jess Hutten	Inglewood, Calif.	Keith J. Kearney.
Ansley Q. Hyman	Encino, Calif.	Alfred H. Krieger.
G. Eugene Isaak	Tucson, Ariz.	John Mercer Johnson.
Herman Joseph Isman	Beverly Hills, Calif.	Bertram S. Harris.
Rader Jackson	New Orleans, La.	Moise S. Steeg, Jr.
William L. Johnson, Jr.	Fort Worth, Tex.	L. Clifford Davis.
Jaren L. Jones	Salt Lake City, Utah	Alonzo Pratt Kesler.
John Wright Jones	Savannah, Ga.	H. Sol Clark.
William David Jordan	Dallas, Tex.	Vester T. Hughes, Jr.
J. C. Joyce	Tulsa, Okla.	Remington Rogers.
Carl H. Judin, Jr.	McAllen, Tex.	Gary Gurwitz.
Arthur Leonard Kadetz	Brooklyn, N. Y.	Abraham Chernow.
David Stephen Kahn	Miami, Fla.	Philip Barton.
Ellis Irvin Kahn	Charleston, S. C.	William H. Grimball, Jr.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Eugene L. Kaluzny	Milwaukee, Wis.	John B. Frisch.
William Francis Kane, Jr.	Gary, Ind.	James A. Holcomb.
Errol K. Kantor	Minneapolis, Minn.	William Merlin.
Michael L. B. Kaplan	New York, N. Y.	Samuel C. Cantor.
Philip S. Kappes	Indianapolis, Ind.	Clarence B. Dutton, Jr.
Arthur James Kearley	Mobile, Ala.	George F. Wood.
Juan Dane Keller	Columbia, Mo.	William H. Black- marr.
Harry Lee Kelley	Jackson, Miss.	Robert G. Nichols, Jr.
Wallace Ralph Kelley	Middleburg, Va.	Charles H. Helsper.
Thomas J. Kelley, Jr.	Los Angeles, Calif.	John Morton Maller.
Thomas Michael Kelly	South Lake Tahoe, Calif.	Bernard E. Frizzie.
James Hamilton Kemper	Charlottesville, Va.	Gary K. Nelson.
William Quinton Kendall	Sardis, Ala.	Edgar P. Russell, Jr.
Stanley B. Kent	Cleveland, Ohio	Jack Grant Day.
John Hosea Kerr, III	Goldsboro, N.C.	W. Frank Taylor.
Christopher Kirages	Indianapolis, Ind.	Clarence B. Dutton, Jr.
John J. Klee, Jr.	Oakland, Calif.	James E. Sabine.
Robert L. Koeppel	Miami, Fla.	Frank M. Marks.
Lloyd Joseph Krueger	Liberty, Tex.	J. C. Zbranek.
Jon E. Krupnick	Fort Lauderdale, Fla.	James V. Dolan.
Joseph E. Krysakowski	Norwalk, Conn.	Alexander J. Palenscar, Jr.
Frank X. Kryzan	Youngstown, Ohio	Paul H. Smith.
Kenneth Laing, Jr.	Lansing, Mich.	Joe C. Foster.
J. Alex. Lane	Newton, Mass.	Sol. Gen. Erwin Griswold.
James G. Larche, Jr.	Fort Lauderdale, Fla.	Boyd H. Anderson, Jr.
Paul D. Lawent	Wausau, Wis.	Anthony Scully Earl.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Edward Lawler, Sr.	Richmond, Va.	George B. Little.
Alvin T. Lee	Detroit, Mich.	Carney D. Matheson.
Leo Levenson	Portland, Ore.	Marvin Stanley Nepom.
David Raymond Levin	Portsmouth, Va.	Edward L. Breeden, Jr.
Lawrence Robert Levin	Chicago, Ill.	Robert L. Stern.
Donald Clyde Lewis	Fort Wayne, Ind.	Martin A. Weissert.
Martin Lewis	Millerton, N.Y.	Carl Silber.
George James Limbert	Youngstown, Ohio	James E. Mitchell.
Clarence S. Lipnick	Chicago, Ill.	John E. Cunning- ham.
Byron Lockhart	Austin, Tex.	Hardy W. Hollers.
John D. Lockridge	Knoxville, Tenn.	Ben F. McAuley.
Fred Albert Lopez, Jr.	San Bernardino, Calif.	John R. Marcus.
Robert Lowenstein	Washington, D.C.	Daniel M. Friedman.
Alfred Lubin	Arcadia, Calif.	Hamer H. Jamieson.
Jack Oliva Luoma	Redlands, Calif.	Roy E. Chapman.
Fred P. Lynch	Santa Barbara, Calif.	Ernest A. Panizzon.
S. Arnold Lynch	Louisville, Ky.	Edgar Alan Zingman.
Philip K. Lyon	Little Rock, Ark.	W. Horace Jewell.
Joseph John Malizia	Emporium, Pa.	Bennett B. Friedman.
Leonard M. Marks	New York, N.Y.	David M. Cohen.
Mario Alfred Martella	Dayton, Ohio	Lawrence B. Biebel.
Douglas Boyd Martin, Jr.	San Francisco, Calif.	Godfrey L. Mun- ter, Jr.
Jan Stanley Mason	Los Angeles, Calif.	Frank R. Johnston.
John William Matthews	Altoona, Pa.	Robert J. Norvell.
Lew E. McClain	Denver, Colo.	Rollie R. Rogers.
A. Mitchell McConnell, Jr.	Louisville, Ky.	Marlow W. Cook.
Larry R. McCord	Fort Smith, Ark.	Owen C. Pearce.



## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles S. McCowan, Jr.	Baton Rouge, La.	Donald S. O'Neil.
William C. McCulloch	Houston, Tex.	George E. Ray.
James W. McDade	Washington, D.C.	Samuel W. McIntosh.
Stephen T. McGill	Omaha, Nebr.	James J. Fitzgerald, Jr.
John Evans McKee, Jr.	Memphis, Tenn.	George A. McCormick.
B. D. McKinney	Houston, Tex.	Frank Burruss Pugsley.
R. R. McMahan	Chicago, Ill.	Newell S. Boardman.
Standish Forde Medina, Jr.	New York, N.Y.	Samuel Eugene Gates.
J. Thomas Menaker	Harrisburg, Pa.	Gilbert Nurick.
Roger Lee Meyer	Portland, Ore.	Norman B. Kobin
Gail Franklin Miller	Cincinnati, Ohio	Harris K. Weston.
Robert Palm Miller	Daytona Beach, Fla.	Melvin Orfinger.
Stephen M. Miller	Buffalo, N.Y.	Charles K. Rice.
Henry Paul Monaghan	Cambridge, Mass.	Lewis H. Weinstein.
Elton M. Montgomery	Graham, Tex.	Frank L. Jennings.
Charles Edburn Moore, Jr.	Atlanta, Ga.	W. Grady Morris.
Richard William Morris	El Cajon, Calif.	David M. Gill.
James F. Moseley	Jacksonville, Fla.	Clark W. Toole, Jr.
James H. Moss	Beaufort, S.C.	Joab M. Dowling.
John Franklin Murchison	Jackson, Tenn.	Hughie Ragan.
John Albert Murphy, Jr.	University Heights, Ohio	H. Vincent E. Mitchell.
Lawrence E. Murphy	Lincoln, Nebr.	Gerald S. Vitamas.
Patrick Walter Mullen	Indianapolis, Ind.	Ralph Hamill.
John Marion Naff, Jr.	San Francisco, Calif.	Robert Howard Schnacke.
Jack R. Nageley	Miami Beach, Fla.	Morris M. Berick.
James John Nagy	Gary, Ind.	James A. Holcomb.
Max Nathan, Jr.	New Orleans, La.	Cicero C. Sessions.
Carl Lee Nathanson	Baltimore, Md.	Harvey A. Blum.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Arthur W. Negin	Mansfield, Ohio	Joseph A. Bayer.
Lawrence Joseph Nelson	Bloomington, Ill.	Gary L. Pauley.
Leonard A. Nelson	Minneapolis, Minn.	Charles T. Hvass.
Theodore D. Nering, III	Indianapolis, Ind.	Clarence B. Dutton, Jr.
Herrn Northcutt	Salem, Ark.	Justice Lyle Brown.
Jack Robert Nowitz	Bridgeport, Conn.	Sanford D. Katz.
George J. O'Neill	Philadelphia, Pa.	B. Nathaniel Richter.
Donald F. Oosterhouse	Grand Rapids, Mich.	George R. Cook.
David Ostrove	Los Angeles, Calif.	Nathan Asimow.
John E. Owens	Chicago, Ill.	Earl R. Stanley.
Grady L. Patterson, Jr.	Columbia, S.C.	Daniel R. McLeod.
Thomas C. Pavlik	Cleveland, Ohio	Ralph A. Miller.
Jim M. Perdue	Houston, Tex.	Ralph K. Miller.
Eileen R. Petersen	St. Croix, V.I.	Jesse O. Dedmon, Jr.
James Richard Peva	Plainfield, Ind.	David J. Allen.
Harold Pezzner	Wilmington, Del.	Januar D. Bove, Jr.
James McCaw Pickrell	Norfolk, Va.	John M. Hollis.
John M. Podlech	Pasadena, Calif.	C. M. Linton.
Burton B. Polansky	Milwaukee, Wis.	J. D. Grant.
Franklin Gabriel Polk	Independence, Ohio.	Franklin A. Polk.
Dwayne C. Pollard	Tulsa, Okla.	Remington Rogers.
Robert D. Powell	New York, N.Y.	E. Stratford Smith.
Norman Dale Price	Little Rock, Ark.	William Max Howell.
George L. Proctor	Jacksonville, Fla.	Albert J. Datz.
Franklin Pierce Pulley, III	Roanoke, Va.	Henry Clyde Pearson.
Alan C. Rassner	New York, N.Y.	Herman N. Rabson.
Hugh Massey Ray, Jr.	Houston, Tex.	William Marsh Lummis.
Susan Williams Reeves	Washington, D.C.	David L. Rose.
Norman S. Rein	New York, N.Y.	Eugene A. Leiman.
Jack Lewis Renner	Hudson, Ohio	Everett R. Hamilton.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Arthur Franklin Raker	Toledo, Ohio	Melvin L. Resnick.
Richard H. Rhein	Cincinnati, Ohio	John W. Peck.
Douglas D. Roberts	Detroit, Mich.	Forrest A. Hainline, Jr.
C. L. Robinson	Omaha, Nebr.	Howard H. Moldenhauer.
Klyde Robinson	Charleston, S.C.	Robert McCormick Figg, Jr.
Herbert S. Rosten	Harker Heights, Tex.	Donald S. O'Neil.
Charles L. Ruby	Fullerton, Calif.	Richard T. Hanna.
Raymond Ruff	East Chicago, Ind.	Nick Stepanovich.
William P. Rutledge	Lafayette, La.	James Domengeaux.
Charles H. Ryan	Monroe, La.	Louis Daniel Smith.
Barry Salman	New York, N.Y.	Zenaida Drabkin.
John Kenneth Saltsman	Carrollton, Ohio	Paul M. Perkins.
Robert L. Sanderson	Milwaukee, Wis.	Philip L. Padden.
Richard Savidge	Santa Ana, Calif.	Frank L. Eddens, Jr.
Enos P. Schaffer	Tucson, Ariz.	William Messing.
Meyer Schiff	New York, N.Y.	Martin Werner.
Lester Eugene Schlitz	Portsmouth, Va.	L. Cleaves Manning.
Robert Lloyd Schneider	Los Angeles, Calif.	Lester Bise.
Robert Stuart Schulman	Fairview, N.J.	Alfred Gerome Osterweil.
Max Schwartz	Providence, R.I.	Herbert B. Barlow, Jr.
Peter Schwarz	San Francisco, Calif.	Harry Edgar Rice, III.
Walter M. Sekaly	Beaumont, Tex.	Joe B. Goodwin.
Donald A. Semisch	Willow Grove, Pa.	William Bentley Ball.
James W. Shaffer	Independence, Mo.	Evan Keith Wilson.
Ralph McDuffie Sharpe, Jr.	Houston, Tex.	Alan Barnes Steber.
Thomas Park Shearer	Pittsburgh, Pa.	Paul E. Moses.
Joseph N. Sherrill, Jr.	Wichita Falls, Tex.	Elmer H. Parish.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Paul Shimek, Jr.	Pensacola, Fla.	Henry Clay Mitchell, Jr.
Robert Worthington Shook	Bowie, Md.	Henry A. Babcock.
Melvin N. Siegel	Baltimore, Md.	Harvey A. Blum.
Aaron Silverman	Washington, D.C.	Percy R. Peck.
Charles James Sindelar	Chicago, Ill.	Philip J. Curtis.
Herbert Jay Singer	Chicago, Ill.	I. Irving Silverman.
Anthony Dunwody Smith	Atlanta, Ga.	Carroll Jay Tichenor.
Gilbert Dale Smith	San Diego, Calif.	William Henry Low.
Glenn Bryan Smith	Oakland Park, Fla.	Brick P. Storts.
Marcellus E. H. Smith	Greeley, Colo.	Jean S. Breienstein.
S. Russell Smith	Louisville, Ky.	Herbert L. Awe.
Howard N. Sommers	West Orange, N.J.	Francis D. Thomas, Jr.
John Lancaster Spalding	Chicago, Ill.	Owen Rall.
Laurence A. Spelman	New York, N.Y.	Leonard B. Sand.
Daniel T. Spittler	Bowling Green, Ohio.	Dan H. McCullough.
Stuart Raymond Spitz	Milwaukee, Wis.	Aaron Lionel Tilton.
Joel Frederick Spivak	East Brunswick, N.J.	James Leonard Whittaker.
Stancel R. Starnes	Birmingham, Ala.	Frank E. Spain.
Girard L. Stein	New York, N.Y.	David Sive.
Lawrence Stein	New York, N.Y.	Robert B. McKay.
Jack Steinman	New York, N.Y.	Harry H. Lipsig.
Daniel L. Stewart	Beverly Hills, Calif.	Marilyn G. Rose.
Joseph Lawrence Strabala	San Francisco, Calif.	Norman N. Kunitz.
Ronald I. Strauss	Miami, Fla.	Gerald I. Tobin.
Lyle E. Strom	Omaha, Nebr.	James J. Fitzgerald, Jr.
Frank Susman	St. Louis, Mo.	Harold I. Elbert.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John A. Sutro	San Francisco, Calif.	Francis R. Kirkham.
William D. Swenson	Denver, Colo.	Clyde O. Martz.
Robert S. Taft	New York, N. Y.	B. J. George, Jr.
Charls Duke Taylor	Reston, Va.	Milton John Stickles, Jr.
Peter J. T. Taylor	Tampa, Fla.	Ronald K. Cacciatore.
Phillip P. Taylor	Lorain, Ohio	Stanley R. Scholz.
Seymour Teitelbaum	New York, N. Y.	Irving Rozen.
Howard Thorkelson	New York, N. Y.	Jonathan Weiss.
Joseph Tiefenbrun	New York, N. Y.	Benjamin N. Cardozo.
Henry Armstrong Triplett	Louisville, Ky.	Joe H. Taylor.
Bowen Hayward Tucker	Peoria, Ill.	Seth Mason Dabney 3d.
Louis R. Ullenberg	Milwaukee, Wis.	David J. Cannon.
Edwin A. Wahlen	Chicago, Ill.	Sidney R. Zatz.
John R. Walters, Jr.	Mars, Pa.	Harry F. Lang.
Edmond Campion Ward	San Rafael, Calif.	William P. Clecak.
Lindsay C. Warren, Jr.	Goldsboro, N. C.	W. Frank Taylor.
John C. Wasserman	Toledo, Ohio	William J. Syring.
Michael Ellis Pildes	Chicago, Ill.	Merwin Lichtenstein.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James L. Malone	Los Angeles, Calif.	Mr. Solicitor General Erwin N. Griswold.
William A. Loy	Covington, Ind.	Gordon A. Ginsburg.
Winston McDonald Haythe	Washington, D. C.	Brice Wilson Rhyne.
Robert Keith Booth, Jr.	Saratoga, Calif.	Brice Wilson Rhyne.

Adjourned until Monday, December 7, 1970, at 10 o'clock.

The day call for Monday, December 7, 1970, will be as follows: Nos. —, Citizens to Preserve Overton Park, Inc., et al. *v.* John A. Volpe, Secretary, Department of Transportation, et al., **88, 26, 66, and 75.**

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SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORDERS IN PENDING CASES

No. ——. Citizens to Preserve Overton Park, Inc., et al., petitioner, *v.* John A. Volpe, Secretary, Department of Transportation, et al. The motion of the Solicitor General for leave to Wm. Bradford Reynolds, to present oral argument, *pro hac vice*, is granted.

No. ——. Consolidation Coal Co., petitioner, *v.* South-East Coal Co. The motion to postpone oral argument in Ramsey *v.* United Mine Workers of America, No. 88, is denied.

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430-278-70—37

## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk and will not be announced orally."

### APPEALS—SUMMARY DISPOSITIONS

**No. 593.** The Cincinnati, New Orleans & Texas Pacific Railway Company, et al., appellants, *v.* United States et al. Appeal from the United States District Court for the Southern District of Ohio. The judgment is affirmed. Dissenting opinion by Mr. Justice White. Mr. Justice Douglas took no part in the consideration or decision of this case.

**No. 778.** Various Articles of "Obscene" Merchandise, Fred Cherry, claimant, appellant, *v.* United States et al. Appeal from the United States District Court for the Southern District of New York. The appeal is dismissed.

**No. 5753.** Joe Wadlington, appellant, *v.* Marvin W. Mindes et al. Appeal from the Supreme Court of Illinois. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas, Mr. Justice White and Mr. Justice Brennan are of the opinion that probable jurisdiction should be noted.

### CERTIORARI—SUMMARY DISPOSITIONS

**No. 524.** Owsley Stanley et al., petitioners, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Petition for writ of certiorari granted, insofar as it seeks review of the affirmance by the Court of Appeals of count 5 (possession count) of the convictions of petitioners, Stanley, Thomas, and Massey. Judgment as to these three individuals vacated, insofar as that count is concerned and case remanded to the Court of Appeals so that it may consider the suggestions contained in the memorandum the Solicitor General filed here. By this remand this Court intimates no view as to the merits of the Solicitor General's position. In all other respects the petition for certiorari is denied. Dissenting



opinion by Mr. Justice Douglas. Mr. Justice White and Mr. Justice Blackmun dissent and would deny certiorari.

No. **656**. Nicolò Licata, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Upon consideration of the suggestion of mootness and an examination of the entire record, petition for writ of certiorari granted, judgment vacated and case remanded to the United States District Court for the Central District of California with directions to dismiss the case as moot. Mr. Justice Black is of the opinion that certiorari should be granted and case set for oral argument.

#### ORDERS IN PENDING CASES

No. **89**. Alton J. Lemon et al., appellants, *v.* David H. Kurtzman, as Superintendent of Public Instruction of the Commonwealth of Pennsylvania, et al. The motions of Appellees Schools; and Pennsylvania Association of Independent Schools for additional time for oral argument are denied.

No. **485**. Ace Hawthorne, Sr., petitioner, *v.* Illinois. The application to stay effectiveness of the order denying certiorari is denied.

No. **5247**. Barrington Joseph Johnson, petitioner, *v.* United States. The motion of the petitioner for the appointment of counsel is granted, and it is ordered that William J. Lippman, Esquire, of Washington, D.C., a member of the Bar of this Court, be, and he is hereby, appointed to serve as counsel for the petitioner in this case.

The Chief Justice took no part in the consideration or decision of this motion.

#### CERTIORARI GRANTED

No. **655**. James D. Hodgson, Secretary of Labor, petitioner, *v.* Local Union 6799, United Steelworkers of America, AFL-CIO, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. **812**. United States, petitioner, *v.* The District Court in and for Water Division No. 5, State of Colorado, et al. Petition for writ of certiorari to the Supreme Court of Colorado granted and case set for oral argument immediately following No. 87.

#### CERTIORARI DENIED

No. **233**. Mary Mohland, petitioner, *v.* Montana State Board of Equalization et al. Petition for writ of certiorari to the Supreme Court of Montana denied.

No. **288.** James Joiner, petitioner, *v.* Rosetta Deckard. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **291.** Donald R. McVean, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. **302.** Lynn D. French suing through his parent, James H. French, et al., petitioners *v.* Emmitt W. Bashful et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **470.** Frank Gianatasio, Jr., petitioner, *v.* Eamonn M. Whyte, Commanding Officer, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **643.** Robert Alexander, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **644.** Lansing Broadcasting Company, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **645.** Betty Lou Strickland, etc., petitioner, *v.* The E. W. Scripps Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **646.** Allied Theatre Owners of Indiana, Inc. dba Theatre Owners of Indiana et al., petitioners, *v.* John A. Volpe, Secretary of Transportation. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **647.** Larsen Ford, Inc., petitioner, *v.* Nancy Gasperino, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **649.** Julian Brown, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **650.** Noy Haynes, petitioner, *v.* James H. Carr, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **653.** Lewes Dairy, Inc., et al., petitioners, *v.* Clifford M. Hardin, Secretary of Agriculture. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **657.** Carl Hunt, petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **659.** Comcet, Inc., petitioner, *v.* Communications Satellite Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **662.** C. H. Guenther & Son, Inc., dba Pioneer Flour Mills, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **663.** International Brotherhood of Electrical Workers, Local 480, AFL-CIO, petitioner, *v.* Gulf Coast Building and Supply Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **664.** Richard M. Cornwell et al., petitioners, *v.* State Board of Education et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **665.** Alex Scholder et al., petitioners, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **666.** The Rocket Freight Lines Co., petitioner, *v.* National Labor Relations Board et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **667.** Bowaters Southern Paper Corporation, petitioner, *v.* Equal Employment Opportunity Commission. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **668.** Sam Nick Farinella, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **670.** American Export Isbrandtsen Lines, Inc., et al., petitioners, *v.* Marshall P. Safir et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **672.** Joe H. Tonahill, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **675.** Commercial Solvents Corporation, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **687.** Morris I. Cohen, petitioner, *v.* James T. Neagle et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **689.** Arnold Fairbank dba Arnold Fairbank Cattle Company et al., petitioners, *v.* Clifford M. Hardin, Secretary, United States Department of Agriculture, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **690.** Virginia Irene Thompson, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. **693**. Braniff Airways, Inc., et al., petitioners, *v.* The Texas Aeronautics Commission et al. Petition for writ of certiorari to the Supreme Court of Texas denied.

No. **694**. Herbert Clay, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **696**. Kuhns Brothers Company et al., petitioners, *v.* Duriron Company, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **697**. Uniflow Manufacturing Co. and Jefferson Ice Co., petitioners, *v.* King-Seeley Thermos Co. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **698**. International Brotherhood of Electrical Workers, Local No. 38, et al., petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **699**. Charles Majuri and Joseph Caruano, petitioners, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **700**. Escambia Chemical Corporation, petitioner, *v.* Stamicarbon, N. V. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **702**. Daniel P. Murphy, petitioner, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. **5218**. Don R. Ortega, Jr., petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. **5226**. Leilis Lyndal Jones, petitioner, *v.* Raymond K. Procnier, Director, California Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5309**. Daniel Richard Ortega, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **5326**. Samuel Y. Washington, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Fourth Judicial Department, denied.

No. **5344**. George James Cook, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit, denied.

No. **5349**. Enrico Gentile, petitioner, *v.* New York et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5406**. Richard Milo Hill, petitioner, *v.* John C. Burke, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5409**. Samuel Lee Jackson, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **5432**. Raymond Nehru Ali, petitioner, *v.* John T. Deegan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5435**. Francis A. Rybar, petitioner, *v.* L. S. Nelson, Warden, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. **5439**. Thomas Lopez Meneweather, petitioner, *v.* C. J. Fitzharris, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5447**. Ferdinand Baumgart, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Fourth Judicial Department, denied.

No. **5457**. Vincent Principe, petitioner, *v.* California et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. **5459**. Paul Jones, Jr., petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Fourth Judicial Department, denied.

No. **5476**. William E. Harvey, petitioner, *v.* Don R. Erickson, Warden. Petition for writ of certiorari to the Supreme Court of South Dakota denied.

No. **5477**. Isaac Lee Pam, petitioner, *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington denied.

No. **5491**. Joseph Marnin, petitioner, *v.* New Jersey. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **5731**. Donald Duane Johnson, petitioner, *v.* Harold V. Field, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5735**. William Alexander, petitioner, *v.* Superior Court of California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5737**. Stuart Alan Wilbur, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5738**. Michael Edward Muratore, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied

No. **5739**. Thorsten Morehead, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **5740**. John A. Garcia et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5743**. Steve Gomori, Jr., petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of the Commonwealth of Pennsylvania, Western District, denied.

No. **5744**. Gregario Ozuna, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fifth Appellate District, denied.

No. **5747**. Ida S. Feldman, petitioner *v.* Whipkey's Drug Shop et al. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **5748**. Elmer Finch Criswell, petitioner, *v.* Nevada. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **5751**. Herod E. McLeod, petitioner, *v.* Arthur J. Sills et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **5752**. Lawrence B. Havelock, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **5754**. Roger R. Dawson and Velma L. Dawson, petitioners, *v.* Shanandoah Retreat Land Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **5755**. Howard Edward Jordan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5757**. Tyrone William Blackwell, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **5759**. Daniel Lee Ohmer, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **5760**. Paul Panzeco, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5762**. Allen Brown, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5764**. James H. McCleary, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied.

No. **5766**. Noel William Corkran, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **5767**. Nolan Delbert Wimberly, petitioner, *v.* Walter E. Craven, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5771**. Oliver Stephens, Jr., petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **5772**. Ezekiel Badger, petitioner, *v.* J. Edwin LaVallee, Warden. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. **5773**. Donald Earl Spann, petitioner, *v.* Michigan. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5775**. Edward Curtis, petitioner, *v.* Frank J. Pate, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5776**. Jerome Rosenberg, petitioner, *v.* New York et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5777**. Calvisi DeJarnette, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5779**. Donald James Angelico, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5780**. Edwin Eugene Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **5782**. Victor Charles Four Star, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5783**. Francis Swinick, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Term of the Supreme Court of New York, First Judicial Department, denied.

No. **5967**. Frances Swinick, petitioner, *v.* City of New York Department of Social Services et al. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. **5784**. Ralph Michael Lepiscopo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5785. Lumumba Abdul Shakur et al., petitioners, *v.* John M. Murtagh, Justice of the New York Supreme Court. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. 5786. Frank Howard, petitioner, *v.* Harold R. Swenson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 5789. Clayton Arnold Veach, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. 5792. Melvin W. Smith, petitioner, *v.* Russell E. Lash, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 5793. Elmer Robert Hyde, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 5799. Jerome W. Gardner, petitioner, *v.* Superior Court of New Jersey. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 5801. Thomas R. Farese, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 5804. Robert Harry Esser, petitioner, *v.* Lion Match Corporation of America. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 5806. Clarence Rollins, petitioner, *v.* Preston L. Fitzberger, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5807. Horace S. Lewis, petitioner, *v.* C. J. Fitzharris, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5809. Warren Harry Remaley, Jr., petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 5812. Linvil M. O'Neal, petitioner, *v.* Sherman H. Crouse, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 5813. Phillip Haushalter, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 5814. Clarence Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.



No. **5815**. Melvin Leroy Tyler, petitioner, *v.* Charles Peterson et al., etc. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **5816**. Arthur Adams, petitioner, *v.* Harold W. Follette, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5818**. John Orangio, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **5819**. Jack J. Barton and Esther L. Barton, petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5821**. Carl Jones, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. **5824**. Milton Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **269**. John William Smith, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied. Mr. Justice Brennan took no part in the consideration or decision of this petition.

No. **614**. Theodore W. Parker, Individually and as Commissioner of Department of Transportation of the State of New York, petitioner, *v.* Citizens Committee for the Hudson Valley et al.; and

No. **615**. John Volpe, Secretary of Transportation of the United States, et al., petitioners, *v.* Citizens Committee for the Hudson Valley et al. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Harlan, Mr. Justice White, and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. **654**. Tiidee Products, Inc., petitioner, *v.* International Union of Electrical, Radio and Machine Workers, AFL-CIO. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Stewart is of the opinion that certiorari should be granted.

No. **658**. Hall H. Barefoot et al., petitioners, *v.* International Brotherhood of Teamsters, Chauffeurs, Warehousemen and Helpers of America, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. The Chief Justice and Mr. Justice Brennan are of the opinion that certiorari should be granted.

No. **660**. Faye Smith, petitioner, *v.* Charles W. Merritt, Referee in Bankruptcy. Motion to dispense with printing petition granted. Peti-

tion for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 678. Ervin Hohensee, petitioner, *v.* Scientific Living, Inc. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 669. Municipal Distributor Group, petitioner, *v.* Federal Power Commission et al.;

No. 680. Continental Oil Company et al., petitioners, *v.* Federal Power Commission;

No. 681. Texaco, Inc., et al., petitioners, *v.* Federal Power Commission;

No. 682. The California Company, petitioner, *v.* Federal Power Commission;

No. 683. Bardco Properties, Inc., et al., petitioners, *v.* Federal Power Commission;

No. 684. E. Cockrell, Jr., petitioner, *v.* Federal Power Commission;

No. 685. The Superior Oil Company, petitioner, *v.* Federal Power Commission;

No. 691. Associated Gas Distributors, petitioner, *v.* Austral Oil Company et al.; and

No. 692. Public Service Commission of New York, petitioner, *v.* Amerada Hess Corporation et al. Motion of United Distribution Companies for leave to file a brief, as *amicus curiae*, in these cases except in No. 681, granted. Petition for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 671. Conoco Plastics, Inc., petitioner, *v.* Grozelia Carr et al. Motion to dispense with printing respondents' brief granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 674. United States, petitioner, *v.* The Garrett Corporation. Petition for writ of certiorari to the United States Court of Claims denied. Mr. Justice Black, Mr. Justice Douglas and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. 677. United States, petitioner, *v.* Samuel L. Palmer et al. Petition for writ of certiorari to the United States Court of Claims denied. Mr. Justice Black, Mr. Justice Douglas and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. 676. James Dudley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5185. Ernest Leroy Sanders, petitioner, *v.* South Carolina et al. Petition for writ of certiorari to the United States Court of Appeals

for the Fourth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5388**. Priscilla Hooker and Aloise Hooker, petitioners, *v.* Brookhaven Housing Authority. Petition for writ of certiorari to the Supreme Court of Mississippi denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5736**. Frederick William Hairston, petitioner, *v.* California. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Los Angeles, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **686**. Robert Joseph Molkenbur, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. **701**. Thomas Stimpel, petitioner, *v.* California State Personnel Board. Motion of The National Jewish Commission on Law and Public Affairs for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5749**. Paul Rozenfeld, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Term of the Supreme Court of New York, First Judicial Department, denied. Mr. Justice Black is of the opinion that certiorari should be granted.

No. **5756**. Frank H. Torres, petitioner, *v.* Vincent R. Mancusi, Warden. 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 that certiorari should be granted.

No. **5768**. Franklin D. Calvert, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice White is of the opinion that certiorari should be granted.

No. **5787**. Burton Andrew Wark, petitioner, *v.* Maine et al. Petition for writ of certiorari to the Supreme Judicial Court of Maine denied. Mr. Justice Harlan, Mr. Justice Stewart, and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. **5797**. James Durwood Grisham, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

#### LEAVE TO FILE PETITION FOR WRIT OF CERTIORARI DENIED

No. **673**. Lee National Corporation, petitioner, *v.* Atlantic Richfield Company et al. Motion for leave to file petition for writ of certiorari denied.

## LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

- No. 5774. James Theodore Sullivan, petitioner, *v.* Michigan;  
 No. 5803. Sylvester Copeland, petitioner, *v.* L. L. Wainwright, Director, Division of Corrections of Florida, et al.; and  
 No. 5810. James Morris Fletcher, petitioner, *v.* Fred Speaker, Attorney General of Pennsylvania. Motions for leave to file petitions for writs of habeas corpus denied.

## REHEARINGS DENIED

No. 621, **October Term, 1969.** Frederick Wiseman et al., petitioners, *v.* Massachusetts et al. Motion of The National Education Television for leave to file a brief, as *amicus curiae*, in support of petition for rehearing granted. Petition for rehearing denied. Mr. Justice Harlan, Mr. Justice Brennan and Mr. Justice Blackmun are of the opinion that the petition should be granted. Mr. Justice Douglas took no part in the consideration or decision of this motion and petition.

No. 178. Malcolm B. Devers, petitioner, *v.* District of Columbia National Bank;

No. 385. Puerto Rico Telephone Company, petitioner, *v.* Rosa M. Figueroa de Arroyo et al.;

No. 386. United States et al., appellants, *v.* City of Chicago et al.;

No. 387. United States et al., appellants, *v.* Tennessee Public Service Commission et al.;

No. 396. Louisville and Nashville Railroad Company, appellant, *v.* Tennessee Public Service Commission et al.; and

No. 410. Chicago & Eastern Illinois Railroad et al., appellants, *v.* City of Chicago et al.;

No. 427. Sidney E. Dawson, petitioner, *v.* Elliot L. Richardson, Secretary of Health, Education and Welfare;

No. 449. James Jude Taglia, petitioner, *v.* Melvin R. Laird, Secretary of Defense;

No. 451. Tilden W. Johnson, appellant, *v.* State Bar of California et al.;

No. 5466. Frank Sturm, petitioner, *v.* United States District Court for the Northern District of California;

No. 5475. John R. Gay, petitioner, *v.* United States; and

No. 5517. Deyone V. Orme, petitioner, *v.* H. V. Field, Superintendent, California Men's Colony, et al. Petitions for rehearing denied.

No. 395. Ruby Lazarus, petitioner, *v.* United States. Petition for rehearing denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 450. Wilburn E. Smith, petitioner, *v.* Tennessee. Motion to dispense with printing petition for rehearing granted. Petition for rehearing denied.

No. 5220. Charles S. Gilmore, petitioner, *v.* Mr. Gordon and Mr. Lawson, Members, California Adult Authority. Motion for leave to file petition for rehearing denied.

#### MOTIONS FOR ADMISSIONS

No. ——. In the Matter of Vincent K. McEwan; and

No. ——. In the Matter of Ian W. Outerbridge. The motions of Richard of W. Galiher for the admission to practice of Vincent K. McEwan and Ian W. Outerbridge, foreign attorneys, under Rule 6, are granted.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Harry Ben Adams, III	San Antonio, Tex.	Fred P. Christian.
Mentor C. Addicks, Jr.	St. Paul, Minn.	William B. Randall.
Donald Robert Aldeen	Urbana, Ill.	Jack Waaler.
Maurice Eneas Amidei	Fort Worth, Tex.	James R. Kinzer.
Robert Carl Anderson	Carmichael, Calif.	Edsel W. Haws.
Peter C. Aslanides	Jersey City, N.J.	Nicholas Conover English.
Robert Eugene Austin, Jr.	Leesburg, Fla.	Gordon G. Oldham, Jr.
Thomas Maxfield Bahner	Chattanooga, Tenn.	John A. Chambliss, Jr.
Thomas Joseph Balistreri	Madison, Wis.	Gordon Samuelsen.
Charles Thomas Bell	Carthage, Ill.	Thomas E. Scofield.
Howard Hill Bennett	Miami, Fla.	Gerald Kogan.
Leonard H. Bernstein	New York, N.Y.	Harry H. Lipsig.
Alvin N. Biener	Providence, R.I.	Milton Stanzler.
Richard D. Bird	Childress, Tex.	C. C. Broughton.
Menefee D. Blackwell	Kansas City, Mo.	John W. Oliver.
Hoover Clarence Blanton	Columbia, S.C.	Allan Edward Fulmer.
John Francis Boggins	Canton, Ohio	Gustave W. Zielasko.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Donald Bolger	Woodstock, Ill.	Harry C. Kinne, Jr.
James Charles Bouras	New York, N.Y.	Sidney A. Schreiber.
Albert D. Bourland, Jr.	Vienna, Va.	Benj. B. Blackburn, III.
Donald L. Bowman	Vienna, Va.	L. Alton Denslow.
Frederic Franklin Brace, Jr.	Chicago, Ill.	Lee B. McTurnan.
Charles R. Brainard	New York, N.Y.	William J. Ungvarsky.
Richard Edward Brandow	Bradford, Pa.	Bennett B. Friedman.
Abraham J. Brill	New York, N.Y.	Jacob W. Friedman.
Jack Oliver Brittain	Natchitoches, La.	Harry A. Johnson, Jr.
Clarold Lawrence Britton	Chicago, Ill.	John C. Tucker.
John Trimble Brook	Wilmington, Del.	F. L. Peter Stone.
John Hedley Brower	Sacramento, Calif.	Jack Marsh Laughlin.
Frederick A. Brown	Omaha, Nebr.	Seymour L. Smith.
Robert C. Brown	Duluth, Minn.	Newton S. Friedman.
Thomas Walter Brown	Lake City, Fla.	George C. Wallace.
Roland T. Bryan	Stamford, Conn.	Philip T. Dalsimer.
Jerry L. Buchmeyer	Dallas, Tex.	William D. Neary.
R. Dewey Burnseed	Leesburg, Fla.	John F. Cherry.
William A. Caldecott	Los Angeles, Calif.	Don F. Tyler.
John S. Call, Jr.	Palm Beach, Fla.	Harry William Stewart, Jr.
Carmen Rodgers Capone	Pittsburgh, Pa.	John A. Robb.
Philip Stanley Carchman	Princeton, N.J.	Abraham H. Carchman.
Michael L. Carlin	Port Chester, N.Y.	Mortimer Horowitz.
Haskell Triplett Carter	Columbus, Mo.	Billy J. Jordan.
Alan H. Cassman	Los Angeles, Calif.	Jerry Fine.
Leonard E. Castro	Los Angeles, Calif.	Gerald G. Kelly.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Douglas B. Chapman	Bar Harbor, Maine.	Shirley Berger.
Alex Samuel Chernow	Los Angeles, Calif.	Seymour J. Rubin.
Frank Claybourne	St. Paul, Minn.	Eugene M. Warlich.
Frank L. Cohn	Kansas City, Mo.	Jack N. Bohm.
Malcolm G. Colberg	Albuquerque, N. Mex.	Robert J. Nordhaus.
Norman Alan Coll	Miami, Fla.	Alfred L. McCarthy.
William John Condon	San Antonio, Tex.	James E. Barlow.
Mack D. Cook, II	Akron, Ohio	Everett R. Hamilton.
Jerome Hudson Craig	Los Angeles, Calif.	Charles E. Beardsley.
Jerry B. Crockett	Miami, Fla.	Alfred L. McCarthy.
Robert E. Curran	New York, N.Y.	Kevin D. Moloney.
Talbot D'Alemberte	Miami, Fla.	Alfred L. McCarthy.
Richard A. Dannells, Jr.	Ridgewood, N.J.	Ronald J. Carlson.
Norman E. V. D'Andrea	Warwick, R.I.	Robert O. Tiernan.
James C. Dauksch, Jr.	Orlando, Fla.	Edward K. Kirkland.
Dawson H. Davis	Fort Worth, Tex.	Henry Leo Brewster.
Jeff Davis, Jr.	Little Rock, Ark.	Chester C. Lowe, Jr.
Rantson E. Davis	Leesburg, Fla.	Henry Lapum Pringle.
Henry White Dean, Jr.	Seattle, Wash.	Charles S. Burdell.
Richard D. Dear	Los Angeles, Calif.	Donald J. Drew.
Jack E. Deones	Mountain Lakes, N.J.	Marvin A. Naigur.
James Harrison Disney	Concord, Calif.	Joseph Genser.
Philip E. Dixon	Little Rock, Ark.	W. Horace Jewell.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Michael Dougherty	Washington, D.C.	Rolland G. Lamensdorf.
Edward J. Downs	Prospects Heights, Ill.	Philip Romiti.
John Daniel Duddy	El Centro, Calif.	Lewis A. Plourd.
John Kintz Duncan	Los Angeles,	Manuel L. Real
Charles Bishop Dwight, III.	Honolulu, Hawaii	Clinton R. Ashford.
Jackson Dwyer	Trenton, N.J.	Judge Thomas J. Beetel.
Norman Edell	Beverly Hills, Calif.	Robert K. Steinberg.
Ronald E. Egan	Chicago, Ill.	Norman M. Shapiro.
Diane Eisler	Los Angeles, Calif.	Harold W. Horowitz.
Francis M. Ellis	New York, N.Y.	Devereux Milburn.
Carter W. Eltzroth, Jr.	North Cohasset, Mass.	Lewis H. Weinstein.
John Ashbrook Emerson	Lawrence, Kan.	Frederick Newton Six.
Thomas Judson Espy, Jr.	Summerville, Ga.	Robert Edward Surles.
Sherlock Holmes Evans	Massillon, Ohio	Ian Bruce Hart, Sr.
Edward Walker Eversole	Ashland, Ky.	Lowell T. Hughes.
Byron L. Falk	Dallas, Tex.	Henry D. Akin, Jr.
Jaoul Lionel Felder	New York, N.Y.	Harry T. Constas.
Bernard Arthur Ferster	New York, N.Y.	Herbert Ferster.
Neil Fieldman	Longmeadow, Mass.	Sherman E. Fein.
Dale Winston Finley	Russellville, Ark.	James Kent Young.
Herbert M. Fittle	Omaha, Nebr.	Seymour L. Smith.
Theodore Jacob Floro	Woodstock, Ill.	Harry C. Kinne, Jr.
— J. Foley, Jr.	Miami, Fla.	William T. Kruglak, II.
Walter D. Ford	Wilmington, Del.	Frank J. Zugehoer.
Bernard A. Frank	Miami Beach, Fla.	Morris Berick.
Bennett Frankel	New York, N.Y.	Saul A. Finkel.
Nathan Allen Friedman	Yonkers, N.Y.	Morris Gordon.



## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stanley J. Friedman	San Francisco, Calif.	Mortimer H. Herzstein.
Giles J. Gaca	Pittsburgh, Pa.	Thomas D. Thomson.
Harold Dennis Gehrke	Wauwatosa, Wis.	Harvey George Odenbrett.
Allen H. Gerstein	Chicago, Ill.	Norman M. Shapiro.
Edward James Gildea	Chicago, Ill.	Carl Maurice Walsh.
James M. Ginn	Southfield, Mich.	Marvin Kramer.
Frank Giorgio, Jr.	Syosset, N.Y.	Robert M. dePoto.
Martin R. Glick	San Francisco, Calif.	Cruz Reynoso.
Martha Goldin	Los Angeles, Calif.	Sam Rosenwein.
Gary Goldman	Los Angeles, Calif.	Maurice C. Inman, Jr.
Seth Gordon	New York, N.Y.	Moonray Kojima.
Jordan Green	Phoenix, Ariz.	Harold R. Scoville.
Sheldon Green	Phoenix, Ariz.	Harold R. Scoville.
Francis Maria Gregory, Jr.	Washington, D.C.	Mac Asbill, Jr.
Chester B. Griffin	Fort Pierce, Fla.	Raymond Edward Ford.
James P. Harrang	Eugene, Oreg.	Hans A. Linde.
J. Fred Haley	Oakland, Calif.	William H. McInerney.
Paul N. Halvonik	San Francisco, Calif.	Marshall Warren Krause.
Jay Alan Hanover	Memphis, Tenn.	Lucius E. Burch, Jr.
Bruce Eugene Hanson	St. Paul, Minn.	Eugene M. Warlich.
John C. Harris	Russellville, Ark.	James Kent Young.
John N. Hauser	San Francisco, Calif.	William W. Schwarzer.
John D. Holland	Wilmington, Calif.	Raymond Choate.
Brooks Natt Holman	Austin, Tex.	Sam Houston Clinton, Jr.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles Patrick Horan	Chicago, Ill.	Harry George Fins.
James Wright Horton	Greenville, S.C.	Charles W. Marchbanks.
Richard Alfred Huettner	New York, N.Y.	William J. Ungvarsky.
Laurence Edwin Huntington	Lincoln Park, Mich.	Charles Hoffman.
Harry L. Hupp	Los Angeles, Calif.	Charles E. Beardsley.
Charles J. Hurbis	Ann Arbor, Mich.	John D. McCormick.
Jack Withrow Hutton	Dayton, Ohio	Herbert M. Jacobson.
James Stephen Irwin	Hamilton, Ohio	Isidor A. Casper.
Stephen B. Jackson	Cedar Rapids, Iowa.	John J. Shea.
James B. Jalenak	Memphis, Tenn.	Lucius E. Burch, Jr.
Ray A. Janvier	Oakland, Calif.	Samuel L. Gold.
Michael Jeffries	Fort Pierce, Fla.	Raymond Edward Ford.
Philip Morgan Jelley	Oakland, Calif.	Eric Paul Schnurmacher.
Lawrence M. Jennings	St. Petersburg, Fla.	John L. Riley.
Dale Thomas Johnson	Lubbock, Tex.	Charles Lewis Cobb.
Eugene A. Johnson	Avon-by-the-sea, N.J.	Richard T. O'Connor.
Haynes N. Johnson	Stamford, Conn.	Philip T. Dalsimer.
Earnest Glen Jones	Bowie, Tex.	C. Coit Mock.
Franklin Jones, Jr.	Marshall, Tex.	R. E. Peppy Blount.
William Campbell Jones	Pensacola, Fla.	Alan H. Rosenbloum.
Allen Sheafe Joslyn	New York, N.Y.	David R. Hyde.
Arnold B. Kalnitz	Chicago, Ill.	Warren J. Carey.
John George Karones	Chicago, Ill.	Raphael Fine.
Martin Howard Katz	King of Prussia, Pa.	Edwin P. Rome.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Philip M. Kayman	Chicago, Ill.	Stephen C. Shamberg.
Patrick Dennis Keenan	Los Angeles, Calif.	Kenneth Richard Edsall.
Clarence Breck Kelley	Birmingham, Ala.	James W. May.
Mrs. Helen Kemble	Los Angeles, Calif.	Charles E. Beardsley.
James Bradley Kemp, Jr.	New Orleans, La.	James Hanemann, Jr.
William B. Killian	Miami, Fla.	Alfred L. McCarthy.
Edward Franklin Killough	Houston, Tex.	Edward Arthur Kelly.
Leo Jacob Kimmel	Brooklyn, N.Y.	Harry Brodbar.
Charles Curtis King	Huntsville, Ala.	Judge David R. Archer.
O. B. King	Pittsburgh, Pa.	William H. Buchanan.
Dennis Gerard King	Miami, Fla.	Alfred L. McCarthy.
Shepard King	Miami, Fla.	Alfred L. McCarthy.
Nevin P. Kirwan	Los Angeles, Calif.	Robert H. Shutan.
Marvin J. Klass	Sioux City, Iowa	David Wallace Stewart.
Herman Krupnick	New York, N.Y.	Abraham C. Frydman.
Michael A. Lacagnina	Tucson, Ariz.	Harold C. Warnock.
Andrew Carl Lachina	Los Angeles, Calif.	Jerry Fine
Edward Lewis Lasof	Houston, Tex.	Herman Gordon
John F. Ledwith	Philadelphia, Pa.	Edmund P. Butler
Arthur Leeds	Los Angeles, Calif.	Burton J. Gindler
John F. Lennon	New York, N.Y.	Hugh L. Carey
Robert W. Lentz	West Chester, Pa.	John S. Halstead
Albert Levy	Dallas, Tex.	Lonnie C. McGuire, Jr.
Frederick Irwin Levy	New York, N.Y.	Samuel Shapiro

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Herman L. Lieber	New York, N. Y.	Saul Arthur Wilchins
Marc J. Lipchin	Baltimore, Md.	Lawrence S. Greenwald
David Henry Locke	Wellesley, Mass.	Paul Jameson
John Howard Locke	Roanoke, Va.	R. Roy Rush
Albert Loew	New York, N. Y.	Sheldon Cohen
Manuel Lopez	Los Angeles, Calif.	G. Monty Manibog
Daniel Broyles MacLeod	San Diego, Calif.	J. Jackson Wills
Manfred Maier	Kansas City, Mo.	Donald D. Weinstein
Bernard F. Maloy	Spring Lake, N. J.	W. Clifton Stone
Ludwig Mandel	New York, N. Y.	Dana C. Backus
Basil P. Mann	Chicago, Ill.	Norman M. Shapiro
Bernard Manning	Hingham, Mass.	Lawrence Peter Cohen
Benjamin Franklin Marsh	Toledo, Ohio	Arthur Frederick James
William A. Marshall	Chicago, Ill.	Norman M. Shapiro
Charles Dudley Martin	Springfield, Mo.	Thomas F. Eagleton
Joseph Martin, Jr.	San Francisco, Calif.	Harold D. Rhynedance, Jr.
Walter Ronald Mattson	Lakeland, Fla.	Clifford J. Schott.
Henri Ronald Mazzoli	Greensboro, N. C.	Wm. E. Comer.
James R. McAttee	Pensacola, Fla.	Alan H. Rosenbloum.
Don Lee McClure	Houston, Tex.	Alan Barnes Steber.
Francis M. McDonald	Waterbury, Conn.	William V. Begg.
John J. McGirl, Jr.	St. Paul, Minn.	Eugene M. Warlich.
Patrick Francis McGowan	Dallas, Tex.	Royal H. Brin, Jr.
Walter S. McLin, III	Leesburg, Fla.	John F. Cherry.
F. Lovell McMillin	Ardmore, Okla.	Joseph M. Culp.
Gene A. Meredith	St. Paul, Minn.	William B. Randall.
William Merritt	Syosset, N. Y.	John M. Conroy.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John A. Metz, Jr.	Pittsburgh, Pa.	Joseph S. Rosenbaum.
Donald L. Metzger	Edwardsville, Ill.	William E. Brandt.
John P. Meyer	Danville, Ill.	Lee Allen Freeman.
Edward Justin Moloney	Philadelphia, Pa.	Alan C. Kauffman.
Peter R. Monahan	Chicago, Ill.	Jay Erens.
Dion W. Moore	Bridgeport, Conn.	Francis A. Smith, Jr.
William Joseph Muha	Griffith, Ind.	Straley Thorpe.
George M. Mulligan	New York, N.Y.	James A. McGough.
J. B. Murphy, Jr.	Daytona Beach, Fla.	Robert B. Newton.
Owen J. Murray, Jr.	Chicago, Ill.	Norman M. Shapiro.
Seth Natter	New York, N.Y.	Henry L. Kanter.
Boris F. Navratil	Baton Rouge, La.	Maurice Julius Wilson.
Richard V. Neill	Fort Pierce, Fla.	Raymond Edward Ford.
Joseph Newman	New York, N.Y.	Alfred Messenger.
Paul V. Niemeyer	Baltimore, Md.	William L. Marbury.
Patrick W. O'Brien	Chicago, Ill.	Robert L. Stern.
John D. O'Connell	Detroit, Mich.	Isadore R. Starr.
Robert Wilson Ogburn	Monte Vista, Colo.	Gordon H. Rowe, Jr.
Dean A. Olds	Chicago, Ill.	Jerome Gilson.
Edward M. O'Toole	Chicago, Ill.	Norman M. Shapiro.
J. Carl Parkerson	Monroe, La.	Louis Daniel Smith.
William Barton Pasley	Dallas, Tex.	Henry Klepak.
David Louis Passman	Chicago, Ill.	Ralph A. Mantynband.
George L. Patterson	Miami, Fla.	Alfred L. McCarthy.
Charles Sumner Pendleton	Jackson, Miss.	L. Arnold Pyle.
Jack W. Peters	Council Bluffs, Iowa	Philip J. Willson.
Stephen F. Peters	Los Angeles, Calif.	Charles E. Beardsley.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Page Pferdner	Portland, Ore.	James B. Griswold.
Elliott Hunter Phillips	Detroit, Mich.	Thomas H. Adams.
Arthur Pincus	Washington, D.C.	Irving L. Chasen.
Paul Pineo, Jr.	Washington, D.C.	Henry C. Wolf.
John Bertran Plegge	Little Rock, Ark.	Chester C. Lowe, Jr.
Thomas R. Price	Memphis, Tenn.	George E. Morrow.
Paul R. Puerner	Milwaukee, Wis.	Rickard T. O'Neil.
Carmin R. Putrino	Buffalo, N.Y.	Richard Lipsitz.
James S. Quinlan, Jr.	Chicago, Ill.	Arthur J. Rudolph.
J. Leon Rabben	Philadelphia, Pa.	William J. O'Brien.
Charles B. Randall	Wauwatosa, Wis.	L. William Connolly.
Irvin F. Richman	Chicago, Ill.	L. Louis Karton.
Peter E. Rindskopf	Atlanta, Ga.	Howard Moore, Jr.
Don M. Robertson	Bloomington, Ind.	Austin V. Clifford.
Walter Lawrence Robison, III	Jacksonville, Fla.	James E. Cobb.
J. M. Rolls, Jr.	Honolulu, Hawaii	Clinton R. Ashford.
James Robert Ron	Beverly Hills, Calif.	Alan Conrad Rose.
Paul Allen Rosen	Detroit, Mich.	Ernest Goodman.
Lawrence David Ross	Jackson, Miss.	George Peach Taylor.
Richard Lee Ross	Clayton, Mo.	Arthur H. Slonim.
Harold Rostow	Beverly Hills, Calif.	James Louis Lund.
Asher Rubin	San Francisco, Calif.	John C. Porter.
John J. Rubino	Levittown, N.Y.	Morton Friedman.
Tom J. Ruble	Taloga, Okla.	William R. Burkett.
William Eugene Rutledge	Birmingham, Ala.	Al G. Rives.
Michael David Saffer	Boston, Mass.	Robert Sidney Lappin.
Mrs. Harriet Keilson Saxe	New York, N.Y.	Theodore T. Weiser.
Fred G. Scalley	Salt Lake City, Utah.	Vernon Romney.
Nate Frank Scarpelli	Chicago, Ill.	Norman M. Shapiro.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William H. Schaap	New York, N.Y.	Stephen L. Fine.
Rolf H. Scheidel	Toledo, Ohio	Robert B. Gosline.
Arthur J. Schlanger	Boise, Idaho	Samuel H. Cross- land.
Max H. Schulze	New York, N.Y.	Gerald Horace Manges.
Eugene M. Schwartz	Beverly Hills, Calif.	Burton Marks.
Herbert T. Schwartz	Gainesville, Fla.	Gerald T. Bennett.
Roland Morris Searcy, Jr.	Bryan, Tex.	W. C. Davis.
Bernard Shafter	New York, N.Y.	Ernest Rassner.
Wallace Taylor Shanks	Houston, Tex.	Cecil N. Cook.
Jonathan Shapiro	New York, N.Y.	Jack Greenberg.
John P. Sheppard	New York, N.Y.	Edward Theodore Kruglak.
Burton Harold Shostak	St. Louis, Mo.	Sanford E. Sarasohn.
John Miller Shuey	Shreveport, La.	Whitfield Jack.
Alvin D. Shulman	Chicago, Ill.	Norman M. Shapiro.
Marvin G. Shwiff	Dallas, Tex.	John T. Boyce.
Irving Silver	Mobile, Ala.	Barry Hess.
Robert Andrew Skirnick	Chicago, Ill.	James John Kros.
Guy I. Smiley	New York, N.Y.	Arthur M. Handler.
John Edward Smith	Miami, Fla.	Alfred L. McCarthy.
Thomas Joseph Smith	Milwaukee, Wis.	William S. Little.
Wilson Smith	Miami, Fla.	Alfred L. McCarthy.
Robert A. Sochor	Newark, N.J.	Abraham H. Carchman.
Ronald W. Sommer	Tucson, Ariz	William D. Browning.
James Chapply Soper	Oakland, Calif.	Eric Paul Schnurmacher.
Peter Sownie	Phoenix, Ariz.	John M. Mc- Gouan, II.
Martin Michael Spiegel	Santa Rosa, Calif.	Cruz Reynoso.
John H. Steel	New York, N.Y.	Robert L. Carter.
Ralph D. Stern	Laguna Beach, Calif.	Robert Franklin Nuttman.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Hugh James Stevenson	Lancaster, Ohio	Merlin C. Parent.
Peter Richard Stoll	Los Angeles, Calif.	Irwin R. Buchalter.
Roy William Strawn	Granite City, Ill.	George Filcoff.
Everette Don Stumbaugh	Clarksville, Ark.	William H. Schulze.
William Blair Sturgeon	San Francisco, Calif.	David E. Willett.
Charles Augustus Sullins	Huntsville, Ala.	Judge David R. Archer.
Dwight Sullivan	Miami, Fla.	Alfred L. McCarthy.
James H. Sweeny, III	Miami, Fla.	Alfred L. McCarthy.
Frank M. Swift	Atlanta, Ga.	Herbert Johnson.
Marvin O. Teague	Houston, Tex.	William C. Shead.
John Edson Teed	Houston, Tex.	Arthur J. Mandell.
Emmet Tinley II	Council Bluffs, Iowa.	Philip J. Willson.
Joseph R. Thompson	Philadelphia, Pa.	Francis E. Marshall.
Erwin A. Tomaschoff	Chicago, Ill.	Joseph M. Weil.
John Forest Turbiville	Tampa, Fla.	Charles D. Savage.
Thomas M. Twardowski	West Chester, Pa.	John S. Halsted.
John Wesley Vardaman, Jr.	Washington, D.C.	Steven M. Umin.
Mrs. Elizabeth Giavani Verville	Washington, D.C.	George Henry Lowe.
Joseph L. Walsh	St. Louis, Mo.	John H. Lashly.
Charles R. Way	San Leandro, Calif.	Marvel M. Taylor.
Jack Norman Weiden- benner	Indianapolis, Ind.	John P. Price.
Robert D. Weist	Chicago, Ill.	Norman M. Shapiro.
Winifred Lane Wentworth	Tallahassee, Fla.	Reeves Bowen.
William Jerry Westbrook	Summerville, Ga.	Robert Edward Surles.
Thomas W. Wiley	Phoenix, Ariz.	Calvin H. Udall.
William Walter Wilkins, Jr.	Greenville, S.C.	J. Strom Thur- mond.



## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George Thaddeus Williams	Columbia, S.C.	Michael Howard Singer.
Lloyd E. Williams, Jr.	Chicago, Ill.	Wyatt Jacobs.
Samuel L. Williams	Los Angeles, Calif.	Charles E. Beardslley.
Felix B. Winston	Kansas City, Mo.	James Daleo.
Robert G. Witser	San Francisco, Calif.	Robert J. Smith.
Edward Wolfe	New York, N. Y.	Orison S. Marden.
Warren Delano Wolfson	Chicago, Ill.	Allen G. Wilsey.
David K. Yamakawa, Jr.	San Francisco, Calif.	John H. Tolan, Jr.
John H. Young	Roanoke, Va.	John Dabney Carr.
Sidney M. Zimmerman	New York, N. Y.	Harry H. Lipsig.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David M. Pack	Nashville, Tenn.	Mr. Solicitor General Erwin N. Griswold.
Lurton Goodpasture, Jr.	Nashville, Tenn.	Mr. Solicitor General Erwin N. Griswold.
Stanley Louis Blend	Houston, Tex.	Mr. Solicitor General Erwin N. Griswold.
Richard Alan Fogel	Dallas, Tex.	Mr. Solicitor General Erwin N. Griswold.
Mary Ellen A. Brown	Madison, Wisc.	Mr. Solicitor General Erwin N. Griswold.
Richard Bennett McConnell	Waukesha, Wisc.	Mr. Solicitor General Erwin N. Griswold.
Eugene John Mazzanti	Little Rock, Ark.	David H. Pryor.
Joan Graham Poulos	Davis, Calif.	Robert L. Leggett.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS—Continued

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John William Poulos	Davis, Calif.	Robert L. Leggett.
Randolph Herbert Parro	Thibodaux, La.	Patrick T. Caffery.
Benjamin Southwick	Madison, Wisc.	Sverre Olav Tinglum.
Robert Frederick Halsey	Chicago, Ill.	Joseph H. Guttentag.

## ORAL ARGUMENT

No. ——. Citizens to Preserve Overton Park, Inc., et al., petitioners, *v.* John A. Volpe, Secretary, Department of Transportation, et al. Argued on the application for stay pending petition for a writ of certiorari by Mr. John W. Vardaman, Jr., for the petitioners, by Mr. William Bradford Reynolds for respondent, John A. Volpe, Secretary, Department of Transportation, *pro hac vice*, by special leave of Court and by Mr. J. Alan Hanover for respondent, Charles W. Speight, Commissioner, Tennessee Department of Highways.

No. 88. George Ramsey and Leon Nunley, dba Leon Nunley Coal Company, et al., petitioners, *v.* United Mine Workers of America. Argued by Mr. John A. Rowntree for the petitioners and by Mr. Edward Bennett Williams for the respondent.

No. 26. James Edmund Groppi, appellant, *v.* Wisconsin. Argued by Mrs. Elizabeth B. DuBois for the appellant and by Mr. Sverre O. Tinglum for the appellee.

No. 66. George A. Rosenbloom, petitioner, *v.* Metromedia, Inc. Argument commenced by Mr. Ramsey Clark for the petitioner.

No. 1066. Citizens to Preserve Overton Park, Inc., et al., petitioners, *v.* John A. Volpe, Secretary, Department of Transportation, et al. The application for a stay presented to Mr. Justice Stewart, and by him referred to the Court, is granted pending the issuance of the judgment of this Court. Treating the application for a stay and the briefs in opposition as a petition for a writ of certiorari and opposition thereto, certiorari is granted and the case is set for oral argument on Monday, January 11, 1971. Briefs for the petitioners shall be filed by December 21, 1970, and briefs for the respondents shall be filed by January 4, 1971. These briefs may be typewritten if counsel are unable to file printed briefs by these dates. The motions of the Committee of 100 on the Federal City, Inc.; and the City of Memphis

et al., for leave to file briefs, as *amici curiae*, are granted. Mr. Justice Douglas took no part in the consideration or decision of these matters.

No. ——. San Antonio Conservation Society et al., petitioners, *v.* Texas Highway Department et al. The application for a stay presented to Mr. Justice Black, and by him referred to the Court, is granted provided a petition for a writ of certiorari, before judgment, is filed in this Court by December 14, 1970. The briefs opposing such petition shall be filed by December 17, 1970. Both the petition for a writ of certiorari and briefs in opposition may be submitted in typewritten form.

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Adjourned until tomorrow at 10 o'clock.

The day call for Tuesday, December 8, 1970, will be as follows:  
Nos. **66, 75, 92, 85, and 325.**

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## SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ADMISSION TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edward J. Gurney	Winter Park, Fla.	J. Strom Thurmond
Jack Britt Nichols	Winter Park, Fla.	J. Strom Thurmond
John T. Skofield, Jr.	Winter Park, Fla.	J. Strom Thurmond
Philip Tatich	Winter Park, Fla.	J. Strom Thurmond
John T. Noonan, Jr.	Berkeley, Calif.	Stuart J. Land
John F. Banzhaf III	Washington, D.C.	James Manahan

## OPINIONS

**No. 99.** Port of Boston Marine Terminal Association et al., petitioners, v. Rederiaktiebolaget Transatlantic. On writ of certiorari to the United States Court of Appeals for the First Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Marshall.

**No. 25.** Walter J. Hickel, Secretary of the Interior, petitioner, v. The Oil Shale Corporation et al. On writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Judgments reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Chief Justice Burger with whom Mr. Justice Stewart joins. Mr. Justice Harlan, Mr. Justice White, and Mr. Justice Marshall took no part in the consideration or decision of this case.

**No. 78.** Atlantic City Electric Company et al., appellants, v. United States et al. Appeal from the United States District Court for the Southern District of New York; and

**No. 106.** Alabama Power Company et al., appellants, v. United States et al. Appeal from the United States District Court for the District of Columbia. Judgments affirmed by an equally divided court.

Opinion *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Douglas took no part in the consideration or decision of these cases.

## ORAL ARGUMENT

No. **66**. George A. Rosenbloom, petitioner, *v.* Metromedia, Inc. Argument continued by Mr. Bernard G. Segal for the respondent and concluded by Mr. Ramsey Clark for the petitioner.

No. **75**. California, petitioner, *v.* Jonathan Todd Byers. Argued by Mrs. Louise H. Renne for the petitioner and by Mr. John W. Poulos for the respondent.

No. **92**. Edgar D. Whitcomb, Governor of the State of Indiana, appellant, *v.* Patrick Chavis et al. Argued by Mr. William F. Thompson for the appellant and by Mr. James Manahan for the appellees.

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Adjourned until tomorrow at 10 o'clock.

The day call for Wednesday, December 9, 1970, will be as follows:  
Nos. **85, 325, 73, and 128.**

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# SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

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<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Terry Bray	Austin, Tex.	Solicitor General Erwin N. Griswold.
Arden M. Siegendorf	Miami, Fla.	Earl Faircloth.
Herbert Peter Benn	West Palm Beach, Fla.	Earl Faircloth.
Bobby Lewis Stratton	Franklin, Tenn.	Reno S. Harp, III.
Jerry R. Dunn	Denver, Colo.	Byron G. Rogers.
William P. Inman	Cleveland, Ohio	John S. Walker.
Daniel Edward Farmer	Philadelphia, Pa.	Michael Meltsner.

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## ORAL ARGUMENT

No. **85**. Guy Porter Gillette, petitioner, *v.* United States. Argued by Mr. Conrad J. Lynn for the petitioner and by Mr. Solicitor General Erwin N. Griswold for the respondent.

No. **325**. Louis A. Negre, petitioner, *v.* Stanley R. Larsen et al. Argued by Mr. Richard Harrington for the petitioner and by Mr. Solicitor General Erwin N. Griswold for the respondents.

No. **73**. Ida Phillips, petitioner, *v.* Martin Marietta Corporation. One hour and forty minutes allowed for oral argument. Argued by Mr. William L. Robinson for the petitioner, by Mr. Lawrence G. Wallace for the United States, as *amicus curiae*, by special leave of Court, and by Mr. Donald T. Senterfitt for the respondent.

No. **128**. In re Barbara Burrus et al., petitioners. Argument commenced by Mr. Michael Meltsner for the petitioners.

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Adjourned until tomorrow at 10 o'clock.

The day call for Thursday, December 10, 1970, will be as follows:  
Nos. **128, 322, 77, and 95**.

## SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Andrew Crawford Clark- son, Jr.	Columbia, S.C.	William W. Wilkins.
Frank Glenn Smith	Columbia, S.C.	William W. Wilkins.
Floyd D. Spence	Lexington, S.C.	William W. Wilkins.
Jane M. Edmisten	Washington, D.C.	Samuel J. Ervin, Jr.
Rufus L. Edmisten	Boone, N.C.	Samuel J. Ervin, Jr.
Anthony S. Harrington	Washington, D.C.	Samuel J. Ervin, Jr.
Stewart J. Greenleaf	Norristown, Pa.	Edward G. Biester, Jr.
Milton O. Moss	Norristown, Pa.	Edward G. Biester, Jr.
William T. Nicholas	Norristown, Pa.	Edward G. Biester, Jr.
Robert B. Williams	Chicago, Ill.	Judge Francis J. McGarr.
Carlos A. Pesqulra	San Juan, P.R.	Jame J. Bierbower.
Paul R. Michel	Philadelphia, Pa.	Arlen Specter.
Richard Gregory Phillips	Philadelphia, Pa.	Arlen Specter.
Milton Michael Stein	Philadelphia, Pa.	Arlen Specter.

## ORAL ARGUMENT

No. 128. In re Barbara Burrus et al., petitioners. Argument continued by Mr. Robert Morgan for the respondent, by Mr. Alfred L. Scanlan for the National Council of Juvenile Court Judges, as *amicus curiae*, and concluded by Mr. Michael Meltsner for the petitioners.

No. **322**. Joseph McKeiver and Edward Terry, appellants, *v.* Pennsylvania. Argued by Mr. Daniel E. Farmer for the appellants and by Mr. Arlen Specter for the appellee.

No. **77**. United States, appellant, *v.* Thomas William Weller. One and one-half hours allowed for oral argument. Argued by Mr. James van R. Springer for the appellant and by Mr. Marvin M. Karpatkin for the appellee.

No. **95**. Wisconsin, appellant, *v.* Norma Grace Constantineau. Argued by Mr. Benjamin Southwick for the appellant and by Mr. S. A. Schapiro for the appellee.

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Adjourned until Monday, December 14, 1970, at 10 o'clock.

The day call for Monday, December 14, 1970, will be as follows:  
Nos. **107**, **124**, **205**, and **59**.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk and will not be announced orally.”

### APPEALS—SUMMARY DISPOSITIONS

**No. 732.** Alabama et al., appellants, *v.* United States et al. Appeal from the United States District Court for the Southern District of Alabama. The appeal is dismissed for want of jurisdiction.

**No. 733.** Max Rafferty et al., appellants, *v.* Kenneth P. MacKay et al. Appeal from the United States District Court for the Northern District of California. The judgment is affirmed. *Baggett v. Bullitt*, 377 U.S. 360. Mr. Justice Harlan is of the opinion that probable jurisdiction should be noted and case set for oral argument.

**No. 5854.** Audrey Rena Champs, appellant, *v.* Texas. Appeal from the Court of Civil Appeals of Texas, 14th Supreme Judicial District. The appeal is dismissed for want of a substantial federal question. Mr. Justice Black and Mr. Justice Marshall are of the opinion that probable jurisdiction should be noted and case set for oral argument.

### ORDERS IN PENDING CASES

**No. 41, Original.** State of Ohio, plaintiff, *v.* Wyandotte Chemicals Corporation et al. The motion of the Solicitor General for allotment of time for oral argument is granted and twenty minutes are allotted for that purpose. The defendant is allotted twenty additional minutes for oral argument.

**No. 30.** United States, petitioner, *v.* Roosevelt Hudson Harris. The motion of the respondent for the appointment of counsel is granted, and it is ordered that Steven M. Umin, Esquire, of Washington, D.C., a member of the Bar of this Court, be, and he is hereby, appointed to serve as counsel for the respondent in this case.

**No. 85.** Guy Porter Gillette, petitioner, *v.* United States; and

**No. 325.** Louis A. Negre, petitioner, *v.* Stanley R. Larsen et al. The motion of George T. Altman for leave to file a brief, as *amicus curiae*, is granted.

No. 113. Bernard M. Decker, United States District Judge, et al., petitioners, *v.* Harper & Row Publishers, Inc., et al. The motion of the Northampton County, Pennsylvania, Bar Association for leave to join in the brief of the American Bar Association, as *amicus curiae*, is granted. Mr. Justice Douglas took no part in the consideration or decision of this motion.

No. 281. James E. Swann et al., petitioners, *v.* Charlotte-Mecklenburg Board of Education et al. The motion of The Jackson Urban League for leave to strike its name from *amici curiae* brief, is granted.

No. 336. Louis S. Nelson, Warden, petitioner, *v.* Joe J. B. O'Neil. The motion of the respondent for the appointment of counsel is granted, and it is ordered that James S. Campbell, Esquire, of Washington, D.C., a member of the Bar of this Court, be, and he is hereby, appointed to serve as counsel for the respondent in this case.

#### APPEALS—JURISDICTION NOTED

No. 609. John O. Graham, Commissioner, Department of Public Welfare State of Arizona, appellant, *v.* Carmen Richardson, etc. Appeal from the United States District Court for the District of Arizona. Motion of appellee for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction noted.

No. 727. William P. Sailer et al., appellants, *v.* Elsie Mary Jane Leger and Beryl Jervis. Appeal from the United States District Court for the Eastern District of Pennsylvania. Motion of the appellees for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction noted.

#### CERTIORARI DENIED

No. 209. Ronald E. Kay, petitioner, *v.* The Florida Bar. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 705. Chemtronics, Inc., and J. Ryan Neville, petitioners, *v.* Beckman Instruments, Inc., and Leland C. Clark; and

No. 711. Beckman Instruments, Inc., et al., petitioners, *v.* Chemtronics, Inc., et al. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 708. Vaughn L. Townsend, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 709. Long Island Vietnam Moratorium Committee et al., petitioners, *v.* William Cahn, District Attorney, Nassau County, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 713. C. W. Payton et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 714. David Lee Zeffoff, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 716. Ellingson Timber Company, petitioner, *v.* Great Northern Railway Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 717. Derby Foods, Inc., petitioner, *v.* Food and Drug Administration, United States Department of Health, Education and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 718. Delaware Valley Armaments, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 723. Willis K. Baker, Jr., and Mervin "Bud" Cornelsen, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 725. George Stevenson et al., petitioners, *v.* The Board of Education of Wheeler County, Georgia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 726. Lester G. Risser et ux., petitioners, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 735. The Business Development Corporation of North Carolina, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 736. John Kellerman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 737. National Labor Relations Board, petitioner, *v.* American Cable Systems, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5249. Robert Lawrence Butler, petitioner, *v.* Elmer O. Cady, Warden. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 5353. Luis Soto Juarez, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 5411. Isaiah Johnson, petitioner, *v. Illinois*. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 5482. Theodore C. Ruark, petitioner, *v. Colorado*. Petition for writ of certiorari to the Supreme Court of Colorado denied.

No. 5490. James Smith, petitioner, *v. Illinois*. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 5514. Curlee Strozier, petitioner, *v. S. Lamont Smith, Warden*. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 5565. Archie Hampton, petitioner, *v. Perry Johnson, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5675. Shelton Peterson, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 5694. Louis L. Furtak, petitioner, *v. New York*. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Fourth Judicial Department, denied.

No. 5746. William Moore Pegram, petitioner, *v. United States*. Petition for writ or certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5761. Roland Mike Sanders, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5770. Tommie Frye, petitioner, *v. Bernard M. Patten*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5825. Robert Grantham, petitioner, *v. California et al.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5826. Billy Washington, petitioner, *v. California*. Petition for writ of certiorari to the Supreme Court of California denied.

No. 5827. John Lee Bain, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5829. Thomas Waddell, petitioner, *v. V. L. Bounds, Commissioner, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5832. Nathaniel Hall, petitioner, *v. J. Leland Casseles, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5833. Ronald Ranciglio, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 5836. Samson Dixon, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 5840. Larry Cleveland Price, petitioner, *v.* Idaho. Petition for writ of certiorari to the Supreme Court of Idaho denied.

No. 5841. David Olbrot, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 5842. Ernest McClain, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. 5845. Arthur Ben Lewis, Jr., petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 5846. Elroy X. Lewis, petitioner, *v.* Aubrey Robinson, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 5847. James Davis, petitioner, *v.* Harold W. Follette, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5851. John H. Pointer, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. 5852. Peter Dwight Wellesley Chapman, etc., petitioner, *v.* California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5857. Donald C. McLaughlin, petitioner, *v.* Director, Patuxent Institution. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 5859. Phillip DeWayne Schelter, petitioner, *v.* E. P. Perini, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5860. George Herman Graves, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5861. Aubrey Kenneth Porter, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5862. James H. Brown, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 5863. Linwood Gray, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5864. James G. Martin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 536. George J. Beto, Director, Texas Department of Corrections, petitioner, *v.* David Jessie Graves. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 579. Steven Goldsmith, petitioner, *v.* Major General James W. Sutherland. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5543. James Mack, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied. Mr. Justice Brennan is of the opinion that certiorari should be granted.

#### LEAVE TO FILE PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. 5858. John Edward Daugherty, petitioner, *v.* Walter E. Craven, Warden. Motion for leave to file petition for writ of habeas corpus denied.

#### REHEARINGS DENIED

No. 201. Winston Bryant McConney, petitioner, *v.* United States; and

No. 5317. Winston Bryant McConney, petitioner, *v.* United States Court of Appeals for the Ninth Circuit et al.;

No. 465. Geneva H. Sayles, petitioner, *v.* Martin T. Wiegand, President, Board of Directors of Metropolis Building Association, et al.;

No. 485. Ace Hawthorne, Sr., petitioner, *v.* Illinois; and

No. 5811. Roy Anderson, appellant, *v.* American Broadcasting Company et al. Petitions for rehearing denied.

No. 180. Louis Zemler, petitioner, *v.* United States; and

No. 5556. Thomas Joseph Campbell, petitioner, *v.* United States. Motions for leave to file petitions for rehearing denied.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jerold Allen	Philadelphia, Pa.	William H. Blackmarr.
Sanford Arak	Beverly Hills, Calif.	Daniel A. Kirsch.
Howard Arvey	Chicago, Ill.	Barnet Hodes.
Fletcher Nathaniel Baldwin, Jr.	Gainesville, Fla.	Leslie Harold Levinson.
Elliott B. Barnett	Fort Lauderdale, Fla.	George W. Tedder, Jr.
James F. Bauhof	Dayton, Ohio	Raymond C. Hieber.
Charles Egbert Beall	Palm Beach, Fla.	Allan V. Everard.
Daniel N. Belin	Los Angeles, Calif.	Les J. Weinstein.
Allen Benjamin Bickart	Phoenix, Ariz.	Arthur J. Goldberg.
Horace J. Blanchard	Lubbock, Tex.	Charles Louis Cobb.
Robert B. Block	New York, N.Y.	William E. Hauddek.
Jerome J. Bornstein	Orlando, Fla.	Robert S. Sigman.
Charles P. Bovone	New York, N.Y.	Thomas A. McGovern.
John Harrington Brinsley	Los Angeles, Calif.	Earl Clinton Adams.
John Thomas Brooks	Flagstaff, Ariz.	William W. Stevenson.
Holland Clark Capper	Chicago, Ill.	Lloyd M. McBride.
Arne B. Carlson	Cleveland, Ohio	Harley J. McNeal.
Benjamin Edward Carter	New York, N.Y.	Charles H. Miller.
Dominick A. Cerrato	Freehold, N.J.	Richard T. O'Connor.
Frank W. Clark, Jr.	Los Angeles, Calif.	John T. Sapienza.
William Andrew Clifford	Lubbock, Tex.	Charles Louis Cobb.
George Mintern Cox	Los Angeles, Calif.	Clinton Randolph Stevenson.
Robert R. Crittenden	Winter Haven, Fla.	Asbury Summerlin.
Douglas Crook	Springfield, Mass.	John R. Auchter.
Ronald Palmer Cundick	Salt Lake City, Utah	Thomas Haydn Reese.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Arthur Leon Diamond	Huntington Hills, N.Y.	Eugene J. Morris.
Gerald Dolman	New York, N.Y.	Theodore R. Ayervais.
Henry Roland Dunn	Kelso, Wash.	Harry R. Calbom, Jr.
Abraham Engelman	New York, N.Y.	Bernard H. Goldstein.
Mitchel J. Ezer	Beverly Hills, Calif.	David Rosner.
Joseph Patrick Flynn	Wichita, Kan.	Arthur W. Skaer.
Frank H. Foster	Columbus, Ohio	Jerome R. Cox.
Milton Leon Freedman	New York, N.Y.	Theodore R. Ayervais.
Christian H. Genghof	New York, N.Y.	Donald M. Dunn.
David Richard Glickman	Beverly Hills, Calif.	George James Nicholas.
David Gluckman	Orlando, Fla.	Robert G. Petree.
William Bernard Goldfarb	Cleveland, Ohio	Albert C. Bickford.
Leo Goldsmith, Jr.	Larchmont, N.Y.	Harry Litwin.
Alex Goodman	Valley Stream, N.Y.	Irving Fliegler.
Richard Baxter Gossett	Chattanooga, Tenn.	W. Neil Thomas, Jr.
Henry L. Gray, Jr.	Gainesville, Fla.	James Frederick Lang.
Morris Leo Greb	Dover, N.J.	Eugene M. Friedman.
David Wesley Gulley	Hereford, Tex.	Earnest Lee Langley.
Wesley F. Hanner	New York, N.Y.	Joseph F. Onorato.
Brooks L. Harman	Odessa, Tex.	Thornton Hardie, Jr.
Charles E. Harris	Des Moines, Iowa	Allan A. Herrick.
John Pierce Harris	San Diego, Calif.	Frank Clifford Owen.
Phil Harris	Weslaco, Tex.	Edward Holland McIlheran.
Ronald Frederick Hartman	Columbus, Ohio	Russell Leach.
Hubbard Henry Harvey	Demopolis, Ala.	Truman Hobbs.
Richard H. Hastings	Duluth, Minn.	Donald D. Harries.
Michael Austin Hatchell	Tyler, Tex.	Jack William Flock.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas M. Hayes, Jr.	Monroe, La.	Louis Daniel Smith.
Robert Herzog	New York, N.Y.	Charles I. Hopkins, Jr.
A. D. Hooks	Washington, D.C.	C. Morten Wendt.
Richard W. Hopkins	Philadelphia, Pa.	Thomas Raeburn White, Jr.
Bennett G. Hornstein	Omaha, Nebr.	Monte Taylor.
Rudolf Edward Hutz	Wilmington, Del.	Nicholas Ewing Oglesby, Jr.
Paul E. Jackson	Oakland, Calif.	Samuel Hopkins Wagener.
Charles Jaffa	New York, N.Y.	Lyman Stansky.
Clara Dale McKeel Janney	Baltimore, Md.	Robert A. Williams, Sr.
Herbert Jenkins, Jr.	Birmingham, Ala.	J. M. Brecken- ridge.
Gregory K. Johnson	Springfield, Mo.	Wallace N. Springer, Jr.
David M. Jones	Philadelphia, Pa.	Samuel B. Fortenbaugh, Jr.
Jerry W. Jones	Indianapolis, Ind.	Mrs. Mary Louise Wolfard.
Robert C. Josefsberg	Miami, Fla.	Daniel S. Pearson.
Benjamin Kalman	New York, N.Y.	Ephraim S. London.
Louis Edgar Kanne	Phoenix, Ariz.	Arthur J. Goldberg.
Samuel Kaufman	New York, N.Y.	Sidney L. Garwin.
Samuel Kaufman, Jr.	Boise, Idaho	Willis C. Moffatt.
H. Edward Keefe, Jr.	Rock Island, Ill.	Francis J. Coyle.
Charles K. Keil	Wilmington, Del.	William D. Bailey, Jr.
William Anthony Kelly	New York, N.Y.	Thomas Joseph O'Malley.
Rufus Middleton King	Montgomery, Ala.	Edward E. Cobbs.
Walter Herbert King	Santa Monica, Calif.	Richard Heller Oshman.
Donald Hugo Lamm	Minneapolis, Minn.	Paul A. Skjervold.
Jack W. Lawson	Fort Wayne, Ind.	L. H. Dunten.
Newman Stanley Leland	Los Angeles, Calif.	Edward M. Belasco.
David M. Lesser	New Haven, Conn.	Frederick W. Danforth, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Will Levins	New York, N.Y.	Maurice Mound.
Joseph N. Lilly	Denver, Colo.	Emory L. O'Connell.
Bruce Lippe	Brooklyn, N.Y.	Sheldon Klein- field.
John G. Lipsett	New York, N.Y.	William E. Mills, Jr.
Robert L. Livingston	Neptune, N.J.	Henry A. Kaplan.
David Clark Long	Chicago, Ill.	Abner Joseph Mikya.
Philip C. Lovrien	Des Moines, Iowa.	Herschel G. Langdon.
David G. Lubell	New York, N.Y.	Stephen L. Fine.
Jose Edmando Maldonado	Des Moines, Iowa.	Jack Miller.
Arthur Joseph Marinelli, Jr.	Athens, Ohio	Lowell B. Howard.
Beaumont Martin	Houston, Tex.	Harry N. Rosenfield.
Burkett Hill Martin	Vicksburg, Miss.	Mitchell Emmett Ward.
Gene Robert Martin	Kansas City, Mo.	Allan R. Browne.
Peter Jay Marx	Hollywood, Calif.	Sam Rosenwein.
Helen Louise Mattox	Wichita, Kan.	Payne H. Ratner.
Joseph Vincent Mazziotta.	San Bernardino, Calif.	Ray L. Goldie.
Neil D. McCarthy	Beverly Hills, Calif.	Robert Joseph Kelleher.
James J. McCartney	San Bernardino, Calif.	David Meeker Gill.
Donald Charles McClosky	Fort Lauderdale, Fla.	George W. Tedder, Jr.
Robert Stanley McConnaughey.	Fort Lauderdale, Fla.	Garvan C. Bethel.
James Walter McDonnell, Jr.	Memphis, Tenn.	Cooper Turner, Jr.
Robert Park McGee	Olathe, Kan.	Robert C. Londerholm.
John P. McKinnon	Springfield, Va.	James W. Dent.
J. Michael McWilliams	Baltimore, Md.	Francis B. Burch.
William L. Merkin	El Paso, Tex.	William Coldwell Collins.
Roy Martin Mersky	Austin, Tex.	James M. Treece.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bruce Nathan Metz	Akron, Ohio	C. C. Lipps.
Paul O. Miller III	Memphis, Tenn.	W. Kerby Bowling.
Irvin S. Moise	Albuquerque, N. Mex.	James T. Paulantis.
Stephen G. Morgan	Salt Lake City, Utah	Vernon Romney.
James H. Mosbey, Jr.	Watkinsville, Ga.	James E. Hudson.
Thomas W. Murphy	New York, N. Y.	Peter Martin Klein.
Charles W. Musgrove	West Palm Beach, Fla.	Reeves Bowen.
Richard Dale Myers	Roanoke, Va.	Lawrence C. Musgrove.
Robert C. Neal	San Diego, Calif.	Carl R. Brown.
Gerald I. Neiter	Los Angeles, Calif.	Phillip F. Marantz.
Adrian Jefferson Newton	Raleigh, N.C.	Harry W. McGalliard.
Alfred Jon Olsen	Phoenix, Ariz.	Anthony V. Ehmann.
Gerald W. Olson	Pocatello, Idaho	Louis F. Racine, Jr.
James G. Osborne	Covington, Ky.	John J. O'Hara.
Horace Dale Palmatier	Minneapolis, Minn.	Everett J. Schroeder.
John A. Pateracki, Jr.	New York, N. Y.	Richard Joyce Smith.
W. Burleigh Pattee	San Francisco, Calif.	Bruce M. Casey, Jr.
H. L. Pattie	Portland, Ore.	G. Bernhard Fedde.
James Reid Payne	Montgomery, Ala.	Willard W. Livingston.
Aaron Martin Peck	Los Angeles, Calif.	Les J. Weinstein.
Wendell Pendleton	Storm Lake, Iowa	Richard E. Williams.
Charles Robert Perkins	Memphis, Tenn.	Donn A. Southern.
Wayne Marshall Pitluck	San Diego, Calif.	Don T. Hibner, Jr.
Harry L. Plunkett	La Crescenta, Calif.	Theodore H. Lassagne.
Louis William Putney	Tampa, Fla.	Louis de la Parte, Jr.
Lowell A. Reed, Jr.	Philadelphia, Pa.	Thomas F. Mount.
John Lawrence Richardson	Alexandria, Va.	James M. Verner.
Raul Rivera	San Antonio, Tex.	Donald J. Hand.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas E. Rohricht	St. Paul, Minn.	Eugene M. Warlich.
Dale L. Rollings	Jefferson City, Mo.	John Edward Park.
Sol Rosenblatt	New York, N.Y.	Dimitrios C. Fotopoulos.
Arnold I. Roth	New York, N.Y.	Nathan Gordon.
Henry B. Roth	Englishtown, N.J.	Herbert Rubin.
Frederick E. Salim	Flint, Mich.	Louis B. Traycik.
Brian D. Schaefer	Louisville, Ky.	Herbert H. Monsky.
Raymond A. Schroder	New York, N.Y.	Jennings Talbot Smith.
Bruce Weiman Schwab	El Cerrito, Calif.	Dirks B. Foster.
Allen G. Schwartz	New York, N.Y.	Edward I. Koch.
Robert C. Scott	Fort Lauderdale, Fla.	Reed A. Bryan III.
William Scott 2nd	White Plains, N.Y.	J. Boyd Henson.
William Cecil Scott	West Plains, Mo.	Hugh Scott.
Leonard Selkowitz	Miami, Fla.	Frank M. Dunbaugh III.
Thomas D. Shea	Staten Island, N.Y.	John W. McConnell, Jr.
Zachary Shimer	New York, N.Y.	Charles Pickett.
Joseph J. Shutkin	Milwaukee, Wis.	Judge Robert Michael Curley.
David I. Silverman	New York, N.Y.	Lyman Stansky.
Stephen Sayre Singer	New York, N.Y.	Eugene L. Girden.
Duncan McLaurin Smith, Jr.	Lafayette, La.	James J. Davidson, Jr.
Franklin N. Smith	Las Vegas, Nev.	Raymond E. Sutton.
A. J. Spedale	Baton Rouge, La.	Tom F. Phillips.
Gerald A. Sperry	Weaverville, Calif.	Donald R. Kennedy.
William B. Springer	Kansas City, Mo.	J. Glenn Hahn.
Clarence E. Stewart	Pittsburgh, Pa.	William H. Buchanan.
Harold Albert Stone	San Francisco, Calif.	Milton W. Schlemmer.
Alex G. Streett	Russellville, Ark.	James K. Young.
James O. Sullivan	San Diego, Calif.	Don T. Hibner, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert E. Sutton	Milwaukee, Wis.	Harold Nash.
Kirtley Mather Thiesmeyer	San Francisco, Calif.	Robert S. Daggett.
Leo Salomon Ullman	New York, N.Y.	Peter David Lederer.
Lucian B. Vandegrift	Sacramento, Calif.	Mrs. Doris Hoff- man Maier.
Harold K. Vickery, Jr.	Westborough, Mass.	Walter Laughn Lewis.
Arthur C. Watson	Natchitoches, La.	Eberhard P. Deutsch.
Oren Nelson Westling	Minneapolis, Minn.	Paul A. Skjervold.
Richard Clarence White	Los Angeles, Calif.	Calvin Davison.
George Warren Whitham, Jr.	Dallas, Tex.	Franklin E. Spafford.
Harry Kent Wick	Indianapolis, Ind.	Mrs. Mary Louise Wolfard.
Hugh Emmett Wright	Atlanta, Ga.	Bates Block.
George Stanley Yochmowitz	Miami, Fla.	David L. Tobin.
Byron Robert Baker	Dallas, Tex.	William Harry Jack.
Robert L. Dillard III	Dallas, Tex.	William Harry Jack.
Lawrence Ben Wood Jackson, Jr.	Dallas, Tex.	William Harry Jack.
Tim K. Kirk	Dallas, Tex.	William Harry Jack.
Henry Louis Nichols	Dallas, Tex.	William Harry Jack.
Alfred Sallinger	Dallas, Tex.	William Harry Jack.
Richard Henry Dickinson, Jr.	Cleveland, Ohio	Robert Alfred Sturges.
William Albert Gail	Cleveland, Ohio	Robert Alfred Sturges.
Alfred Dominic de Heredia Lobo.	Cleveland, Ohio	Robert Alfred Sturges.
John F. Pearne	Cleveland, Ohio	Harold F. Mc- Nenny.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas P. Schiller	Cleveland, Ohio	Robert Alfred Sturges.
Stephen Edward Bass	White Plains, N. Y.	Lewis Alperin.
Bernard Ralf Bacharach	White Plains, N. Y.	Lewis Alperin.
Arnold Boris Green	White Plains, N. Y.	Lewis Alperin.
Robert Eugene Barton Allen.	Phoenix, Ariz.	Peter Douglas Baird.
B. Michael Dann	Phoenix, Ariz.	Peter Douglas Baird.
Dan M. Durrant	Phoenix, Ariz.	John P. Frank.
William Patrick French	Phoenix, Ariz.	John P. Frank.
Edward I. Engel	Portland, Ore.	Phillip Joseph Roth.
Gerson F. Goldsmith	Portland, Ore.	Phillip Joseph Roth.
Sol Siegel	Portland, Ore.	Phillip Joseph Roth.
Theodore L. Hamer	Woodstock, Ill.	Harry C. Kinne, Jr.
Roland Arthur Herrmann	McHenry, Ill.	Harry C. Kinne, Jr.
Kenneth Charles Schuh	Woodstock, Ill.	Harry C. Kinne, Jr.
John Richard Heflin	Carrollton, Ohio	Judge John Rossetti.
Isaac Kenneth Saltsman	Carrollton, Ohio	Judge John Rossetti.
Alfred C. Cavagnaro	San Francisco, Calif.	Roy C. Hall.
Alvin G. Buchignani	San Francisco, Calif.	Roy C. Hall.
W. P. Wray, Jr.	Baton Rouge, La.	Scallan E. Walsh.
Bert K. Robinson	Baton Rouge, La.	Scallan E. Walsh.
Charles O. Simmons, Jr.	Baton Rouge, La.	Scallan E. Walsh.
James B. Byrne, Jr	Orlando, Fla	Donald Paul Dietrich.
Charles Ellis Miller	Orlando, Fla.	Donald Paul Dietrich.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Morris	Bethesda, Md.	Solicitor General Erwin N. Griswold.
William F. Goodman, Jr.	Jackson, Miss.	Wm. Ephraim Cresswell.
Andrew F. Phelan	Buffalo, N.Y.	Herbert John Miller, Jr.
Judson W. Detrick	Denver, Colo.	Anthony S. Harrington
Edward Yuiti Kakita	Los Angeles, Calif.	Joseph S. Fontana.
Marshall L. Hendricks	New York, N.Y.	Joseph S. Fontana.
Bernard D. O'Connor	Lawrence, N.J.	Michael J. O'Connor.
George P. Doyle	Buffalo, N.Y.	Vincent E. Doyle.

## RECESS ORDER

The Court will take a recess from Monday, December 21, 1970, until Monday, January 11, 1971.

## ORAL ARGUMENT

No. 107. Hazel Palmer et al., petitioners, *v.* Allen C. Thompson, Mayor, City of Jackson, et al. One and one half hours allowed for oral argument. Argued by Mr. Paul A. Rosen and Mr. William M. Kunstler for the petitioners and by Mr. William F. Goodman, Jr., for the respondents.

No. 124. Willie S. Griggs et al., petitioners, *v.* Duke Power Company. Argued by Mr. Jack Greenberg for the petitioners, by Mr. George W. Ferguson, Jr., for the respondent and by Mr. Lawrence M. Cohen for the Chamber of Commerce of the United States, as *amicus curiae*.

No. 205. John Harry Bruno, petitioner, *v.* Pennsylvania. Argued by Mr. Daniel L. Quinlan for the petitioner and by Mr. Milton O. Moss for the respondent.

No. 59. National Association of Securities Dealers, Inc., petitioner, *v.* Securities and Exchange Commission et al. One and one half hours allowed for oral argument. Argument commenced by Mr. Joseph B. Levin for the petitioner and continued by Mr. Archibald Cox for respondent First National City Bank.

Adjourned until tomorrow at 10 o'clock.

The day call for Tuesday, December 15, 1970, will be as follows:  
Nos. **59, 61, 76,** and **98.**

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

### ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas G. Gherardi	New York, N.Y.	Ralph T. Smith.
Edwin Rector	Topeka, Kans.	Do.
Courtney B. Justice	Loganport, Ind.	Do.
Timothy Duncan Naegele	San Francisco, Calif.	Edward W. Brooke.
Michael Tracy Thomas	Falls Church, Va.	Robert Stephen Poydasheff.
John Gilbert Stallings	Alexandria, Va.	Horace Robinson Kornegay.
Robert John Moye	Durham, N.C.	Harold S. Harrison.

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### OPINION

No. 10. A. L. Dutton, Warden, appellant, *v.* Alex S. Evans. Appeal from the United States Court of Appeals for the Fifth Circuit. Judgment reversed and case remanded to the Court of Appeals for consideration of the other issues presented in the habeas corpus proceedings. Mr. Justice Stewart announced the judgment of the Court and an opinion in which Mr. Chief Justice Burger, Mr. Justice White, and Mr. Justice Blackmun join. Concurring opinion by Mr. Justice Blackmun with whom Mr. Chief Justice Burger joins. Opinion by Mr. Justice Harlan concurring in the result. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Black, Mr. Justice Douglas, and Mr. Justice Brennan join.

### ORAL ARGUMENT

No. 59. National Association of Securities Dealers, Inc., petitioner, *v.* Securities and Exchange Commission et al. Argument continued by Mr. Archibald Cox for respondent First National City Bank, by Mr. Daniel M. Friedman for the United States, as *amicus curiae*, by special leave of Court, and concluded by Mr. Joseph B. Levin for the petitioner.

No. **61.** Investment Company Institute et al., petitioners, *v.* William B. Camp, Comptroller of the Currency et al. One and one-half hours allowed for oral argument. Argued by Mr. G. Duane Vieth for the petitioners, by Mr. Daniel M. Friedman for respondent William B. Camp, Comptroller of the Currency, and by Mr. Archibald Cox for respondent First National City Bank.

No. **76.** Amalgamated Association of Street, Electric Railway and Motor Coach Employees of America, etc., et al., petitioners, *v.* Wilson P. Lockridge. Argued by Mr. Isaac N. Groner for the petitioners and by Mr. John L. Kilcullen for the respondent.

No. **98.** Isiah Relford, petitioner, *v.* Commandant, U.S. Disciplinary Barracks, Ft. Leavenworth, Kansas. Argument commenced by Mr. Judson W. Detrick for the petitioner.

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Adjournment until tomorrow at 10 o'clock.

The day call for Wednesday, December 16, 1970, will be as follows:  
Nos. **98, 109, 113, 123, and 62.**

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# SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Sheldon S. Gilbert	Suitland, Md.	Patrick W. Dunne.
John Charles Ambrose	Chicago, Ill.	Patrick W. Dunne.
Jeffrey Rosenfeld	Fairfax, Va.	Louis Stephen Papa.
Robert Forge Finke	Chicago, Ill.	W. Templeton Brown.

## ORAL ARGUMENT

No. **98**. Isiah Relford, petitioner, *v.* Commandant, U. S. Disciplinary Barracks, Ft. Leavenworth, Kansas. Argument continued by Mr. Judson W. Detrick for the petitioner and concluded by Mr. Solicitor General Erwin N. Griswold for the respondent.

No. **109**. Time, Incorporated, petitioner, *v.* Frank Pape. Argued by Mr. Don H. Reuben for the petitioner and by Mr. Patrick W. Dunne for the respondent.

No. **113**. Bernard M. Decker, United States District Judge, et al., petitioners, *v.* Harper & Row Publishers, Inc., et al. Argued by Mr. Lee A. Freeman, Jr., for the petitioners and by Mr. H. Templeton Brown for the respondents.

No. **123**. International Brotherhood of Boilermakers, Iron Shipbuilders, Blacksmiths, Forgers and Helpers, AFL-CIO, petitioner, *v.* George W. Hardeman. Argued by Mr. Louis Sherman for the petitioner and by Mr. Robert E. McDonald, Jr., for the respondent.

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Adjourned until tomorrow at 10 o'clock.

The day call for Thursday, December 17, 1970, will be as follows: Nos. **62**, **118**, **121**, and **206**.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

### ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Bruce Dana Viles	Houston, Tex.	James McNabb Bumgarner
Robert William Vayda	Bowie, Md.	James McNabb Bumgarner

### ORAL ARGUMENT

**No. 62.** Monitor Patriot Co. et al., petitioners, *v.* Roselle A. Roy, etc. Argued by Mr. Edward Bennett Williams for the petitioners and by Mr. Stanley M. Brown for the respondent.

**No. 118.** Ocala Star-Banner Company et al., petitioners, *v.* Leonard Damron. Argued by Mr. Harold B. Wahl for the petitioners and by Mr. Wallace Dunn for the respondent.

**No. 121.** Richard Mayberry, petitioner, *v.* Pennsylvania. Argued by Mr. Curtis R. Reitz for the petitioner and by Miss Carol Mary Los for the respondent, *pro hac vice*, by special leave of Court.

**No. 206.** Viven Harris, petitioner, *v.* New York. Argued by Mr. Joel Martin Aurnou for the petitioner, by Mr. James J. Duggan for the respondent and by Miss Sybil H. Landau for the District Attorney of New York County, as *amicus curiae*.

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Adjourned until Monday, January 11, 1971, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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## ORDER IN PENDING CASE

No. **1101**. Named Individual Members of the San Antonio Conservation Society, petitioners, *v.* The Texas Highway Department, et al. The stay heretofore granted by the Court on December 7, 1970, is vacated. Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Brennan, and Mr. Justice Marshall dissent from the entry of this order.

X

430-278-70—50

## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk and will not be announced orally."

## APPEALS—SUMMARY DISPOSITIONS

No. 741. Chase Brass and Copper Co., appellant, *v.* Franchise Tax Board of the State of California. Appeal from the Court of Appeal of California, First Appellate District. Motions of The Tax Executives Institute, Inc.; and The Financial Executives Institute for leave to file briefs, as *amicus curiae*, granted Motion of The National Association of Manufacturers of United States et al., for leave to file a brief, as *amici curiae*, granted. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 744. Phillip Young, appellant, *v.* Florida. Appeal from the Supreme Court of Florida. The appeal is dismissed for want of a substantial federal question.

No. 754. 8200 Realty Corporation et al., appellants, *v.* John V. Lindsay, Mayor of the City of New York, et al. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of a substantial federal question.

No. 762. Tilden W. Johnson, appellant, *v.* Goodyear Tire & Rubber Co. et al. Appeal from the Court of Appeal of California, Second Appellate District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Blackmun took no part in the consideration or decision of this case.

No. 5874. O. C. Snoddy, appellant, *v.* Robert E. McNair et al. Appeal from the United States District Court for the District of South Carolina. The appeal is dismissed for want of jurisdiction. Mr. Justice Stewart is of the opinion that the judgment should be affirmed.

No. 5875. Roy Anderson, appellant, *v.* Nelson A. Rockefeller et al. Appeal from the United States District Court for the Southern District of New York. The appeal is dismissed for want of jurisdiction.

#### ORDERS IN PENDING CASES

No. 31, **Original.** State of Utah, plaintiff, *v.* United States. The motion of the Solicitor General for an extension of time to file exceptions and brief on the Report of the Special Master is granted and the time extended to and including January 8, 1971. Mr. Justice Marshall took no part in the consideration or decision of this motion.

No. 41, **Original.** State of Ohio, plaintiff, *v.* Wyandotte Chemicals Corporation et al. The motion to permit three attorneys to participate in oral argument on behalf of the defendants is granted.

No. 338. Blonder-Tongue Laboratories, Inc., petitioner, *v.* University of Illinois Foundation et al. The motion of The Finney Company for leave to file a brief, as *amicus curiae*, is granted. The motion of The Finney Company for leave to participate in oral argument, as *amicus curiae*, is denied. The motion of respondent, University of Illinois Foundation, to allow additional time for oral argument is denied.

No. 5175. Adolfo Perez et ux., petitioners, *v.* David H. Campbell, Superintendent, Motor Vehicle Division, Arizona Highway Department, et al. The motion of Women's Center Legal Program et al., for leave to file a brief, as *amici curiae*, is granted.

No. 5257. Lou Bertha Labine, natural tutrix of minor child, Rita Nell Vincent, appellant, *v.* Simon Vincent, Administrator of the Succession of Ezra Vincent. The motion of American Civil Liberties Union for leave to file a brief, as *amicus curiae*, is granted.

#### APPEAL—JURISDICTION NOTED

No. 548. Herbert L. Ely, Individually and as Chairman of the Democratic Party of Arizona, appellant, *v.* Gary Peter Klahr et al. Appeal from the United States District Court for the District of Arizona. In this case probable jurisdiction noted.

#### CERTIORARI GRANTED

No. 712. Triangle Improvement Council et al., petitioners, *v.* William S. Ritchie, Commissioner, State Road Commission of West Virginia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted.

No. 5586. Paul J. Bell, Jr., petitioner, *v.* R. H. Burson, Director, Georgia Department of Public Safety. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the ~~Supreme~~ Court of Georgia granted.

*of Appeals*

## CERTIORARI DENIED

No. 242. Apostolos Samadjopoulos, petitioner, *v.* National Western Life Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 276. Peter Paris, petitioner, *v.* Pennsylvania, Petition for writ of certiorari to the Superior Court of Pennsylvania, Pittsburgh District, denied.

No. 738. Eula Craig et al., petitioners, *v.* Olin Mathieson Chemical Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 739. B'nai B'rith, Inc., petitioner, *v.* Saul E. Jofstes. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 742. Transamerican Freight Lines, Inc., petitioner, *v.* Locust Cartage Co., Inc. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 743. Ernest L. Stewart, Trustee in Bankruptcy, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 746. Howard Little, petitioner, *v.* Charles F. Green. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 747. E. E. Marshall, Administrator of the Estate of Mathew A. Marshall, petitioner, *v.* Hollywood, Inc., et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 748. John Albert Bakewell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 750. Salvatore Bonanno and Peter Notaro, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 751. Marjorie Webster Junior College, Inc., petitioner, *v.* Middle States Association of Colleges and Secondary Schools, Inc. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 753. Maurice A. Krisel, petitioner, *v.* Phillips Petroleum Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 755. Plasco G. Moore, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.



No. 757. Robert G. Baker, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 5518. Charles Edward Hardin, petitioner, *v. Texas*. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 5522. Yolanda Guziec, aka Yolande Haile, petitioner, *v. Credit Bureau of Santa Monica Bay District, etc.* Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Los Angeles, denied.

No. 5529. Lowell Lyons, petitioner, *v. California*. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of San Francisco, denied.

No. 5553. Joseph Boyd, petitioner, *v. New York*. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. 5574. Lawrence Doyle Conklin, petitioner, *v. Louie L. Wainwright, Director, Florida Division of Corrections*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5587. Freddie R. Moore, petitioner, *v. Harold W. Follette, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5796. Randolph Joseph C. Greene, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5830. Juan Jose Quintanar-Munoz, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5869. Claywood U. Dorsey, petitioner, *v. New Jersey*. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 5870. Raymond Lee Brown, petitioner, *v. Arkansas*. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 5871. Ernest Navarro Cruz, petitioner, *v. California*. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 5876. Michael James Cassidy, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5878.** William Vitoratos, petitioner, *v.* Frank P. Yacobucci, Clerk. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **5882.** Don Matthews Williams, petitioner, *v.* William S. Neil, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5885.** Carl Briscoe, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **5886.** Samuel Lee Twitty, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **5889.** John L. Hart, petitioner, *v.* Joseph R. Brierley, Superintendent, Pennsylvania Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **5890.** Shirley Myles, petitioneer, *v.* Raymond K. Procnier et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. **5891.** Rita O. Strator, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **5893.** Donald E. Harris, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5894.** William B. Trigg, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5896.** Robert William Bendelow, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5898.** Herman Lee McCray, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **5901.** James Eugene Franklin, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **5903.** Norman Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5904.** George Hartman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5909**. Sherman H. Skolnick, petitioner, *v.* Hubert L. Will, Judge. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5974**. Myles Washington, petitioner, *v.* Superior Court of Los Angeles County et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. **5976**. Andrew Lee Wells, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **286**. Alaska et al., petitioners, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **721**. Transit Homes, Inc., petitioner, *v.* Anthony Mastropole et ux. Petition for writ of certiorari to the Supreme Court of South Carolina denied. The Chief Justice and Mr. Justice Blackmun are of the opinion that certiorari should be granted and judgment of the Supreme Court of South Carolina reversed.

No. **1101**. Named Individual Members of the San Antonio Conservation Society, petitioners, *v.* The Texas Highway Department et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Mr. Justice Black with whom Mr. Justice Douglas and Mr. Justice Brennan join.

#### LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. **5483**. Gerald Daniel Walker, petitioner, *v.* Frank J. Pate, Warden, et al.;

No. **5865**. Victor Frank Szijarto, petitioner, *v.* Louis S. Nelson, Warden;

No. **5883**. Monroe Stamper, petitioner, *v.* E. B. Haskins; and

No. **5975**. Simon Hawley, petitioner, *v.* California. Motions for leave to file petitions for writs of habeas corpus denied.

#### REHEARINGS DENIED

No. **1109, October Term, 1968**. Edna Weed, petitioner, *v.* Owen Bilbrey, Sr., et al. Motion for leave to file third petition for rehearing denied. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Black concurs. The Chief Justice and Mr. Justice Blackmun took no part in the consideration or decision of this motion.

- No. **300**. Eddie Odom, petitioner, *v.* United States;
- No. **339**. Herman R. Slakman, petitioner, *v.* Florida;
- No. **520**. Anthony Joseph Cimini, petitioner, *v.* United States; and
- No. **521**. John O'Malley, petitioner, *v.* United States;
- No. **553**. James Alfred Martin, petitioner, *v.* Crown Zellerbach Corporation;
- No. **572**. Jack Lewis Cousins, petitioner, *v.* United States;
- No. **5255**. Charles Frank Shole, petitioner, *v.* Alfred J. O'Ferrall et al.;
- No. **5377**. Jack Kamsler, petitioner, *v.* Bellows, Bellows and Magidson; and
- No. **5710**. Charles Frank Shole, petitioner, *v.* Joseph Howard and Dulany Foster. Petitions for rehearing denied.
- No. **481**. William Bush, petitioner, *v.* Allstate Insurance Company;
- No. **5212**. Horace Nix, petitioner, *v.* Illinois; and
- No. **5508**. Stephen Clarence McKinnon, petitioner, *v.* United States. Motions for leave to file petitions for rehearing denied.
- No. **5671**. Albert Lonzo Cantrell, petitioner, *v.* United States. Petition for rehearing denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

The following were admitted to practice :

#### ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Myron Ronald Ballen	Bridgeport, Conn.	Arlen David Nickowitz.
Jerry Rufus Barksdale	Athens, Ala.	Toscoe B. Hogan.
Millard M. Becker	Portland, Oreg.	Richard Louis Unis.
Sheldon Ivan Berns	Cleveland, Ohio	Bernard R. Hollander.
John P. Bigda	Stamford, Conn.	William J. Murray.
Rose Douglas Blakley	Phoenix, Ariz.	Morris King Udall.
William M. Bonnell	Oklahoma City, Okla.	Roy H. Semtner.
Peter L. Briger	New York, N.Y.	Walter A. Slowinski, Jr.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James J. Brosnahan	San Francisco, Calif.	Charles W. Kenady.
Patrick D. Burke	San Antonio, Tex.	James E. Barlow.
Warren Burnett	Odessa, Tex.	Robert E. Hoblit.
Stephen C. Carton	Asbury Park, N.J.	Marshall Selikoff.
Arnold H. Chait	Morristown, N.J.	Victor H. Miller.
Arnold C. Charnin	Chicago, Ill.	Gilbert A. Corn- field.
Richard Anthony Ciccone	Providence, R.I.	James L. Taft, Jr.
A. E. Collier	Stamford, Conn.	Jennings T. Smith.
Clyll Webb Crockett	Phoenix, Ariz.	Calvin H. Udall.
Thomas O. David	Theford, Nebr.	Milton C. Murphy.
Akin Thornwall Davis	Washington, D.C.	John W. Malley.
Victor A. DeFilippo	Newark, N.J.	John J. Bracken.
Robert A. Dick	Denver, Colo.	Wallis LeRoy Campbell.
Carroll Eugene Dietle II	Phoenix, Ariz.	Henderson Stockton.
Robert C. Dinerstein	New York, N.Y.	J. Lee Rankin.
Donald Cullinan Dowling	Chicago, Ill.	Douglas F. Comstock.
William Lee Durden, Jr.	Jacksonville, Fla.	Charles S. Rhyne.
Fred Purcell Eason	Coos Bay, Oreg.	Andrew J. New- house.
N. Boyd Ecker	Denver, Colo.	Gordon Allott.
William J. Edgecombe	Watertown, Mass.	John J. Curtin, Jr
William T. Elsing	Phoenix, Ariz.	Ivan Robinette.
John Glenard Evans	San Francisco, Calif.	William P. Clecak.
Kevin Michael Forde	Chicago, Ill.	Terence F. Mac- Carthy.
Humes Jefferson Franklin, Jr.	Waynesboro, Va.	Humes Jefferson Franklin.
Richard L. Fruin, Jr.	Los Angeles, Calif.	Richard D. De- Luce.
Robert F. Fussell	Little Rock, Ark.	Wilbur Harris Dillahunty.
Fred Thomas Gallagher	Vero Beach, Fla.	James Thomas Vocelle.
Jeffry H. Gallet	New York, N.Y.	Robert W. Seavey.
Christopher J. Giaimo	New York, N.Y.	Thomas G. Lock- hart.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jacob I. Goodstein	New York, N. Y.	Benjamin Wm. Mehlman.
Ben T. Gray	Portland, Oreg.	Marvin S. Nepom.
Michael Preston Green	Phoenix, Ariz.	Calvin H. Udall.
Thomas J. Greenan	Seattle, Wash.	Charles S. Burdell.
Edward Greer	Philadelphia, Pa.	Paul Lawrence Jaffe.
Robert Jay Groce	Portland, Oreg.	Richard Louis Unis.
Larry G. Gutz	Cedar Rapids, Iowa.	R. Fred Dumbaugh.
John Bernard Happ, Jr.	Scottsdale, Ariz.	Calvin Hunt Udall.
Ralph Everett Harper	Washington, D.C.	Edward Minor Prince.
Maurice A. Hart	Los Angeles, Calif.	Allan E. Cone.
John Loren Hartman	San Francisco, Calif.	Gregory S. Stout.
Otto Robert Hauser	Madison, Wis.	Robert W. Kastenmeier.
Arthur M. Hayes	New York, N. Y.	Jennings T. Smith.
Jack W. R. Headley	Kansas City, Mo.	Howard A. Crawford.
Robert Harvey Henderson, Sr.	Sumner, Miss.	Edward P. Connell.
Barbara J. Hillman	Chicago, Ill.	Gilbert A. Cornfield.
Edward T. Hilpert, Jr.	Seattle, Wash.	Wm. H. Ferguson.
William S. Hollis	Memphis, Tenn.	W. Walton Garrett.
C. James Jessee, Jr.	Atlanta, Ga.	Martin David Merritt.
Frank Randall Jewell	Dallas, Tex.	James Jackson Hultgren.
E. J. Johnson	Akron, Ohio	James N. Adler.
J. Lee Jones, Jr.	Colorado City, Tex.	Bernard Ladon.
Pleasant Zebulon Jones, Jr.	Jackson, Miss.	E. Hugh Cunningham, Jr.
Burton Joseph	Chicago, Ill.	Jack Joseph.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Eugene Edward Kelly	Fort Walton Beach, Fla.	Alfred W. Metzger, Jr.
Walter B. Kempner	Hempstead, N.Y.	Leonard J. Meiselman.
Laurence S. Klugman	Beverly Hills, Calif.	Robert K. Stein- berg.
Owen Alan Knopping	Philadelphia, Pa.	Paul Miller.
Alex Korn	Brooklyn, N.Y.	Miles F. Mc- Donald.
Lloyd Robert Lake, Jr.	East Point, Ga.	Christopher Lane.
Eric M. Lamont	Los Angeles, Calif.	Jack A. Forsbach.
Richard Garrett Langdon	Des Moines, Iowa	Allan A. Herrick.
Austin W. Lewis	New Orleans, La.	George C. Schoen- berger, Jr.
Robert Shepherd Linnell	Yakima, Wash.	Charles C. Countryman.
Harry Lore	Philadelphia, Pa.	A. Harry Levitan.
Malcolm M. Maclean	Savannah, Ga.	E. Ormonde Hunter.
Belmore Thomas Martin	Denver, Colo.	James Lyle Treece.
Harold Eugene McCabe	Springfield, Ill.	Harlington Wood, Jr.
Oliver Barr McClellan	Austin, Tex.	Robert Dale Jones.
William A. McKenna, Jr.	New York, N.Y.	Jennings T. Smith.
Glenn J. Mecham	Ogden, Utah	Carl Nelson Day.
Henry M. Michaux, Jr.	Durham, N.C.	LeMarquis De- Jarmon.
John Robert Moore	Parkville, Mo.	Wilbur L. Pollard.
Franklin Roy Navarro	Houston, Tex.	John V. Wheat.
Denis Michael Neill	Washington, D.C.	Thomas F. Eagle- ton.
Charles Rothwell Nesson	Cambridge, Mass.	Leonard B. Boudin.
J. Phillip Nevins	Los Angeles, Calif.	Richard D. De- Luce.
Thomas Stanley O'Brien, 3rd.	Wayne, N.J.	Robert A. Bicks.
Robert O'Connor, Jr.	Laredo, Tex.	Nat B. King.
William Dell Outman, II	Washington, D.C.	Walter A. Slowin- ski, Jr.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Benjamin R. Paul	Houston, Tex.	Hugh M. Miller.
Leo J. Pircher	Los Angeles, Calif.	Richard D. De- Luce.
Rex Arthur Pryer	Monterey, Calif.	T. K. McCleerey.
George R. Ramier	Minneapolis, Minn.	Jerome G. Raidt.
William Steele Reeves	Tyler, Tex.	Francis Lee Law- rence.
Robert E. Remer	Los Angeles, Calif.	Herbert Morton Jacobowitz.
Ronald Eugene Resh	Silver Spring, Md.	Robert A. Saltz- stein.
James Mark Rocklin	San Francisco, Calif.	Thomas C. Lynch.
Charles Lightwood Rogers	Los Angeles, Calif.	Richard D. De- Luce.
William S. Rogers	Glastonbury, Conn.	Ralph G. Elliot.
Sanford M. Rosenbloom	Philadelphia, Pa.	Bernard G. Segal.
David E. Rotkin	Los Angeles, Calif.	Edward Flam.
George Edgar Roush	Los Gatos, Calif.	Maurice H. Klitzman.
Andrew G. Russell, Jr.	Sunnyvale, Calif.	Harold L. Rauch.
John David Russell	Ojai, Calif.	Donald G. Griffin.
Robert B. Russell	Westwood, Mass.	William I. Sloane.
Conway Thomas Ryan	Chandler, Ariz.	Alfred K. Cherry.
John Schatz	San Jose, Calif.	Robert Liddell Webb.
Martin Schedler	Portland, Oreg.	Hugh L. Biggs.
Gene N. Schiffman	Carlstadt, N.J.	Charles L. Bertini.
Eli D. Schoenfield	New York, N.Y.	Harold Berkowitz.
Jerome H. Shapiro	New York, N.Y.	James L. More.
Ralph C. Sipprell	Portland, Oreg.	Howard I. Bobbitt.
Nathan S. Smith	San Francisco, Calif.	Marvin B. Haiken.
Kenneth Spencer Solomon	Portland, Oreg.	Theodore D. Lachman.
Herman Sulken	New York, N.Y.	Bernard Harkavy.
James Cushman Tarbox	St. Paul, Minn.	Warren Newcome.
Raymond Mason Taylor	Raleigh, N.C.	Robert Burren Morgan.



## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joe Glenn Thompson	Houston, Tex.	Fentress Bracewell.
Anthonie Maarten Voogd	Los Angeles, Calif.	Richard D. DeLuce.
Walter F. Wesley	Island Park, N.Y.	Jules B. St. Germain.
Joseph Skeffington Wholey	Smithfield, R.I.	Thomas J. Paolino.
David Lawrence Wilkinson	Los Angeles, Calif.	Richard D. DeLuce.
Thomas Edgar Workman, Jr.	Los Angeles, Calif.	Richard D. DeLuce.
Joseph Byron Yount III	Waynesboro, Va.	Humes Jefferson Franklin.
Bernard T. Cotter	San Mateo, Calif.	Frank William Rose.
William D. McDowall	San Mateo, Calif.	Frank William Rose.
Virgil Vernon Vale, Jr.	San Mateo, Calif.	Frank William Rose.
H. Eugene Brown	Jonesboro, Ga.	Harold R. Banke.
Joe Nelson Elkins	Jonesboro, Ga.	Harold R. Banke.
Jimmy Durell Harmon	College Park, Ga.	Harold R. Banke.
Richard Greenwood Bell	North Haven, Conn.	James W. Cooper.
Samuel W. Bowlby	New Haven, Conn.	James W. Cooper.
Charles A. Pulaski, Jr.	Branford, Conn.	Michael J. Dorney.
W. R. Drayton, Jr.	Los Angeles, Calif.	Don F. Tyler.
Shirley C. Ward, Jr.	Los Angeles, Calif.	Don F. Tyler.
Stevens Weller, Jr.	Los Angeles, Calif.	Don F. Tyler.
Jeremy Jason Eskridge	Tupelo, Miss.	Guy Northcross Rogers.
William Prentice Mitchell	Tupelo, Miss.	Guy Northcross Rogers.
Jesse Byron Rogers	Tupelo, Miss.	Guy Northcross Rogers.
Lawrence Joseph Cohen	Chicago, Ill.	Solicitor General Erwin N. Griswold.
Thomas Fennell Lane	Bowie, Md.	Solicitor General Erwin N. Griswold.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gerard Stephen Welch, Jr.	Fairfax, Va.	Solicitor General Erwin N. Griswold.
Norman L. Blumenfeld	Houston, Tex.	Ralph W. Yarborough.
William Michael Gillette	Portland, Oreg.	Robert W. Packwood.
David M. Thornton	Tulsa, Okla.	Jules G. Korner III.
Martin Mendelsohn	Washington, D.C.	Mrs. Florence Wag- man Roisman.
Charles E. Elrod, Jr.	Washington, D.C.	Dennis J. Carlin.
Leland D. Smith	Navasota, Tex.	Everett Hutchin- son.

## OPINION

No. 43, **Original.** State of Oregon, plaintiff, *v.* John N. Mitchell, Attorney General of the United States;

No. 44, **Original.** State of Texas, plaintiff, *v.* John N. Mitchell, Attorney General of the United States;

No. 46, **Original.** United States, plaintiff, *v.* State of Arizona; and

No. 47, **Original.** United States, plaintiff, *v.* State of Idaho. Judgments entered. Justice Black announced the judgments of the Court in an opinion expressing his own view of these cases. Opinion by Mr. Justice Douglas dissenting in part and concurring in part. Opinion by Mr. Justice Harlan concurring in part and dissenting in part. Opinion by Mr. Justice Brennan with whom Mr. Justice White and Mr. Justice Marshall join concurring in part and dissenting in part. Opinion by Mr. Justice Stewart with whom Mr. Chief Justice Burger and Mr. Justice Blackmun join concurring in part and dissenting in part.

Adjourned until Monday, January 11, 1971, at 10 o'clock.

The day call for Monday, January 11, 1971, will be as follows:  
Nos. 1066, 345, 117, 143, and 84.

SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORDERS IN PENDING CASES

No. ———. In the Matter of Application of Gary Hogan, petitioner. The motion for leave to file a petition for a writ of mandamus and stay presented to Mr. Justice Blackmun, and by him referred to the Court, is denied.

No. **6295**. Peter St. Clair, petitioner, *v.* Selective Service Local Board No. 35 in Brooklyn, New York, et al. The application for a stay presented to Mr. Justice Douglas, and by him referred to the Court, is denied.

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430-278-71—53

## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk and will not be announced orally.”

### APPEALS—SUMMARY DISPOSITIONS

**No. 115.** Caesario Jimenez et al., appellants, *v.* Eugene Naff, Yakima County Auditor, et al. Appeal from the United States District Court for the Eastern District of Washington. Judgment vacated and case remanded to the United States District Court for the Eastern District of Washington for further consideration in light of *Oregon et al. v. Mitchell et al.* (decided December 21, 1970) 400 U.S. —.

**No. 137.** United States et al., appellants, *v.* Chicago & Eastern Illinois Railroad Company; and

**No. 138.** Illinois Commerce Commission et al., appellants, *v.* Chicago & Eastern Illinois Railroad Company. Appeals from the United States District Court for the Northern District of Illinois. Judgment vacated and cases remanded to the United States District Court for the Northern District of Illinois with directions to remand to the Interstate Commerce Commission for a determination as to whether the trains involved constitute an “intercity” service within the meaning of Section 102(5) of the Rail Passenger Service Act of 1970, P.L. 91-518.

**No. 463.** Sea Pak, a Division of W. R. Grace & Company, appellant, *v.* Industrial, Technical and Professional Employees, Division of National Maritime Union, AFL-CIO. Appeal from the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Mr. Justice Harlan is of the opinion that probable jurisdiction should be noted and case set for oral argument.

**No. 768.** Gilbert Messer et al., appellants, *v.* Elliot L. Richardson, Secretary of Health, Education, and Welfare. Appeal from the United States District Court for the Eastern District of Kentucky. Upon consideration of the suggestion of mootness and an examination of the entire record, judgment vacated and case remanded to the United

States District Court for the Eastern District of Kentucky with directions to dismiss case as moot.

No. 789. City of Chicago et al., appellants, *v.* United States et al.;

No. 793. The Western Pacific Railroad Company, appellant, *v.* City of Chicago et al.;

No. 794. Burlington Northern, Inc., et al., appellants, *v.* City of Chicago et al.; and

No. 797. United States et al., appellants, *v.* City of Chicago et al. Appeals from the United States District Court for the Northern District of Illinois. That portion of the judgment appealed from in No. 789 affirmed. Those portions of the judgment appealed from in Nos. 793, 794, and 797 reversed and cases remanded to the United States District Court for the Northern District of Illinois for further proceedings. *U.S. v. City of Chicago*, 400 U.S. 8.

No. 809. The Attic Club, Inc., appellant, *v.* Texas Liquor Control Board. Appeal from Supreme Court of Texas. The appeal is dismissed for want of a substantial federal question.

No. 5978. Nathaniel Washington, appellant, *v.* New York. Appeal from the Appellate Term of the Supreme Court of New York, First Judicial Department. The appeal is dismissed for want of a substantial federal question.

No. 813. Annie Mary Timmons, appellant, *v.* The South Carolina Tricentennial Commission et al. Appeal from the Supreme Court of South Carolina. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 820. Dan Coit et al., appellants, *v.* William H. Green et al. Appeal from the United States District Court for the District of Columbia. The appeal is dismissed for want of jurisdiction.

No. 6011. William V. Fowler, appellant, *v.* Tom Adams, Secretary of State of Florida. Appeal from the United States District Court for the Middle District of Florida. The appeal is dismissed for want of jurisdiction.

No. 828. Washington Telephone Company, appellant, *v.* Washington. Appeal from the Supreme Court of Washington. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas took no part in the consideration or decision of this case.

No. 836. Maarten Henkes et al., appellants, *v.* John H. Fisher et al. Appeal from the United States District Court for the District of Massachusetts. Judgment affirmed.

## CERTIORARI—SUMMARY DISPOSITIONS

No. **5561**. Luther Lilly, petitioner, *v.* A. T. Rundle, Superintendent, State Correctional Institution. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted. Judgment vacated and case remanded to the Court of Appeals with directions to reinstate the appeal in conformity with the suggestions filed by the respondent.

No. **5958**. Hubert Hall Irvin, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit dismissed. Case and record referred to the United States Court of Appeals for the Ninth Circuit for further consideration in accordance with the suggestion contained in the memorandum filed by the Solicitor General.

## ORDERS IN PENDING CASES

No. **333**. Blonder-Tongue Laboratories, Inc., petitioner, *v.* University of Illinois Foundation et al. The motion of The Automatic Electric Company for leave to file a brief, as *amicus curiae*, is granted. The motions of The Automatic Electric Company and The American Patent Law Association for leave to participate in the oral argument, as *amicus curiae*, are denied. The motion of the petitioner for additional time for oral argument is denied.

No. **360**. Grove Press, Inc., et al., appellants, *v.* Anthony B. Flask et al. The motion of Charles H. Keating, Jr., for leave to file a brief, as *amicus curiae*, is granted. Mr. Justice Douglas took no part in the consideration or decision of this motion.

No. **362**. Vincent Francis McGee, Jr., petitioner, *v.* United States. The motion of the Solicitor General for leave to Wm. Bradford Reynolds to present oral argument *pro hac vice* is granted.

No. **464**. Gainesville Utilities Department et al., petitioners, *v.* Florida Power Corporation; and

No. **469**. Federal Power Commission, petitioner, *v.* Florida Power Corporation. The motion of the American Public Power Association for leave to file a brief, as *amicus curiae*, is granted.

No. **5175**. Adolfo Perez et ux., petitioners, *v.* David H. Campbell, Superintendent, Motor Vehicle Division, Arizona Highway Department, et al. The motion of The National Organization for Women for leave to file a brief, as *amicus curiae*, is granted.

No. **5257**. Lou Bertha Labine natural tutrix of minor child, Rita Nell Vincent, appellant, *v.* Simon Vincent, Administrator of the Suc-

cession of Ezra Vincent. The motion The Center on Social Welfare Policy and Law for leave to file a brief, as *amicus curiae*, is granted. The joint motion to substitute Wilbur Vincent in place of Simon Vincent, deceased, as the party appellee is granted.

#### APPEALS—JURISDICTION NOTED

No. 557. United States, appellant, *v.* International Minerals & Chemical Corporation. Certified appeal from the United States District Court for the Southern District of Ohio. In this case probable jurisdiction noted.

No. 821. United States, appellant, *v.* Greater Buffalo Press, Inc., et al. Appeal from the United States District Court for the Western District of New York. In this probable jurisdiction noted.

#### CERTIORARI GRANTED

No. 577. United States, petitioner, *v.* Sandra Denise Johnson. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 740. James Edward Green, petitioner, *v.* Kentucky. Petition for writ of certiorari to Court of Appeals of Kentucky, granted.

No. 785. National Labor Relations Board, petitioner, *v.* The Natural Gas Utility District of Hawkins County, Tennessee. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

No. 5250. James Herman Bostic, petitioner, *v.* United States. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

No. 5485. Robert Johnson, petitioner, *v.* Mississippi. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of Mississippi granted.

No. 783. Cassius Marsellus Clay, Jr., also known as Muhammad Ali, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted limited to Question 4 presented by the petition which reads as follows:

"4. Whether petitioner's conviction should be vacated in light of this Court's decision in *Welsh v. United States*, 398 U.S. 333 (1970), because the denial to petitioner of a conscientious objector exemption may have been based upon the Department of Justice's erroneous characterization of his objections to participation in war as "political and racial" rather than "religious?"

Mr. Justice Brennan is of the opinion that certiorari should be granted limited to Questions 1, 2 and 4 presented by the petition. Mr. Justice Marshall took no part in the consideration or decision of this petition.

## CERTIORARI DENIED

**No. 93.** Sidney A. Littman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 383.** Michael Francis Hayney, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

**No. 417.** Efrain Santos, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

**No. 561.** Sweeny Independent School District et al., petitioners, *v.* Mildred Harkless et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 604.** Leimbach Construction Company, petitioner, *v.* Mayor and City Council of Baltimore et al. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

**No. 606.** Missouri on the Information of John C. Danforth, Attorney General, petitioner, *v.* J. B. "Jet" Banks. Petition for writ of certiorari to the Supreme Court of Missouri denied.

**No. 763.** National Screen Service Corporation et al., petitioners, *v.* Exhibitors Poster Exchange, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

**No. 764.** Aberdeen Cable TV Service, Inc., et al., petitioners, *v.* City of Aberdeen, etc., et al. Petition for writ of certiorari to the Supreme Court of South Dakota denied.

**No. 770.** Achilles C. Pulakos, petitioner, *v.* Redevelopment Authority of the City of Erie. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

**No. 771.** Louis Benedek et al., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

**No. 777.** Holiday Inns of America, Inc., petitioner, *v.* Eugene W. Zimmerman et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.



No. 779. Perley M. Lewis et ux., petitioners, *v.* Walter J. Hickel, Secretary of the Interior, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 781. Sears, Roebuck and Co., et al., petitioners, *v.* Joseph H. Solien, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 782. National Airlines Incorporated, petitioner, *v.* International Association of Machinists and Aerospace Workers, District Lodge 145, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 791. Bernard P. McDonough, petitioner, *v.* John Bershad. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 792. Walter F. Sullivan, petitioner, *v.* Irene Raza. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 802. Frank Butcher et al., petitioners, *v.* Florida Industrial Commission and National Airlines, Inc. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. 806. United Services Automobile Association, petitioner, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 807. O. W. Donald, petitioner, *v.* Zack Meyer's T. V. Sales and Service et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 816. Simon G. Zervos, petitioner, *v.* Richard M. Moneymaker, Trustee. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 818. D. H. Overmyer Co., Inc., et al., petitioners, *v.* Richard J. Woodward et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 827. Horton & Horton, Inc., petitioner, *v.* Vaughan Marine, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 829. Adler Construction Company, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 830. Mayland L. Clark, petitioner, *v.* Albert Gulesian. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **5046**. Hubert Mason et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **5123**. Larry Andrew Baker, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **5260**. Clifford S. Newkirk, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **5418**. Georgia Ethridge, petitioner, *v.* United States;

No. **5427**. William Eugene Beard, petitioner, *v.* United States; and

No. **5428**. Sammy Ray Cole, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5478**. Richard Normman Wainman, petitioner, *v.* Ben Clark, Sheriff, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. **5519**. John Bradley, petitioner, *v.* Daniel McMann, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5532**. Murray Pincus, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **5533**. John Araujo, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **5537**. Harold Duane Furgison, petitioner, *v.* Iowa. Petition for writ of certiorari to the Supreme Court of Iowa denied.

No. **5560**. James Satterly, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5577**. Bernard Cheeks, petitioner, *v.* Harry Russell, Superintendent, State Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **5589**. Hershel Lee Nall, petitioner, *v.* Choctaw Construction Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5594**. Clarence Jones, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **5616**. Roger Hamrick, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. 5618. Robert M. Grey, petitioner, *v.* Vermont. Petition for writ of certiorari to the Supreme Court of Vermont denied.

No. 5634. Gary Lillie, petitioner, *v.* Elza Brantley, Warden, etc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 5666. Donald Wingate, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. 5681. John Forest Smalley, petitioner, *v.* Circuit Court for Broward County. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 5725. John W. Cash, II, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Middle Division, denied.

No. 5781. Leonard M. Arnold, petitioner, *v.* Georgia Board of Pardons and Paroles. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5843. Edward Joseph Chapman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5879. Leonard M. Arnold, petitioner, *v.* S. Lamont Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5892. Demitrios B. Tsermengas, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 5895. David Clark Smith, petitioner, *v.* Elmer Cady. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 5899. Theaster Beverly, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 5902. Billy Paul Skinner, petitioner, *v.* Oklahoma et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 5906. John Hussey, petitioner, *v.* J. Edwin LaVallee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5907. Charles Michael Lohman, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **5914**. Edward Hall, petitioner, *v.* William B. Rea, Detective, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5915**. Alfred Visconti, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. **5916**. Donald Crenshaw, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5917**. Melvin Meller, petitioner, *v.* Missouri. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **5919**. Thomas Durso and Michael Gargano, petitioners, *v.* Frank J. Pate, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5920**. Daniel Olson, petitioner, *v.* California Adult Authority. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5921**. James F. Castellano, Jr., petitioner, *v.* New York; and

No. **5929**. Manuel A. Gonzalez, petitioner, *v.* New York. Petitions for writs of certiorari to the Court of Appeals of New York denied.

No. **5922**. Louis Ortega, petitioner, *v.* F. Ray Bennett, Superior Court Judge. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5923**. John Paul Henderson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5930**. Joseph Scheer, petitioner, *v.* Wayne K. Patterson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **5931**. Freddie Lee Grant, petitioner, *v.* Harold R. Swenson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **5932**. Jethro Bolton, petitioner, *v.* Louis S. Nelson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5933**. Calvin Willie Wiggins, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 5935. Benny Shaffner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5937. Lewis Junior Morgan, petitioner, *v.* J. D. Cox, Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5939. Arthur Brock, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 5945. Dennis Woodbury, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5947. James Morris Fletcher, petitioner, *v.* Joseph R. Brierley, Superintendent, Pennsylvania Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 5948. Robert N. Hayes, Jr., petitioner, *v.* Frank Cannizzaro, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5950. Robert N. Hayes, petitioner, *v.* Richard M. Nixon et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 5951. Robert E. Davis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5955. James Daily Briggs, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Shelby County, denied.

No. 5956. Mathew Dusty Wroblewski, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5963. Earl Missler, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 5966. Kenneth X. Green, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 5968. Jay Burton Jones, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5973. Sharlene Johnson, petitioner, *v. Tennessee*. Petition for writ of certiorari to the Supreme Court of Tennessee, Eastern Division, denied.

No. 5977. Jose Lujan, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5979. James Slaton, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 5984. Andrew Lee Wells, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5989. Malcolm R. Schlette, petitioner, *v. California Adult Authority et al.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5990. Marion Stevenson, petitioner, *v. Probation Officer J. Waldron et al.* Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5992. Paul Arnold, petitioner, *v. Elza Brantley, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 5994. Lupe Joe Martinez, petitioner, *v. California*. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 5995. Lee Jelken, petitioner, *v. California*. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 5996. Gary Kelly, petitioner, *v. Detective Bockhold et al.* Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5998. Charles Moody White, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 6009. Freddie Lee Odom, petitioner, *v. City of Pensacola*. Petition for writ of certiorari to the Circuit Court of Escambia County, Florida, denied.

No. 6010. Anthony Acarino, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6012**. Pomposa Olivia Garza, petitioner, *v. Texas*. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **6014**. John Manuel Gayton, petitioner, *v. California*. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **6016**. James Scott Kilborn, petitioner, *v. California*. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **6017**. Richard Warren, petitioner, *v. James D. Cox*, Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6020**. Willie Hawkins et al., petitioners, *v. Osceola Fair Smith et al.* Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **6022**. Goodman Walker, petitioner, *v. Louie L. Wainwright*, Director, Florida Division of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6023**. Myles Washington, petitioner, *v. Superior Court for Los Angeles County*. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **603**. Charles A. Tabasko, Jr., petitioner, *v. Ohio*. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **760**. Frank Mooring et al., petitioners, *v. Louisiana State Board of Medical Examiners*. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **633**. Candis O. Ray, etc., petitioner, *v. Kansas City Stockyards Company of Maine t/a Golden Ox Restaurant, et al.* Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. The Chief Justice took no part in the consideration or decision of this petition.

No. **695**. County of Santa Barbara et al., petitioners, *v. Robert J. Malley et al.* Motion to defer consideration denied. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas and Mr. Justice Harlan took no part in the consideration or decision of this motion and petition.

No. **756**. News Syndicate Co., Inc., petitioner, *v. George W. Shiles*. Petition for writ of certiorari to the Court of Appeals of New York denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. **801.** Tawanda R. Simmons et al., petitioners, *v.* Louis E. Wolfson et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. **765.** James R. Hoffa et al., petitioners, *v.* United States; and

No. **788.** Benjamin Dranow, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice White and Mr. Justice Marshall took no part in the consideration or decision of these petitions.

No. **772.** John E. Aldridge and Marvin Wooten, petitioners, *v.* Grozelia Carr et al. Motion of respondents to dispense with printing respondents' brief granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **773.** Walter L. Larsen, Jr., petitioner, *v.* Air California. Motion for leave to proceed as a veteran granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **780.** Lee Marshall Harris and Morris Ray Caldwell, petitioners, *v.* United States. Motion for leave to supplement petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **800.** Frank K. Weingartner et al., petitioners. *v.* Union Oil Company of California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Harlan took no part in the consideration or decision of this petition.

No. **817.** Export Liquor Sales, Inc., petitioner, *v.* Amnux Warehouse Company, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Stewart took no part in the consideration or decision of this petition.

No. **825.** New York, petitioner, *v.* Irving Ben Cooper, United States District Judge for the Southern District of New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice White took no part in the consideration or decision of this petition.

No. **831.** Richard L. Gray, petitioner, *v.* Gulf Mobile & Ohio Railroad Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. The Chief Justice and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. **832.** Alexander J. Salerno and William Valentine, petitioners, *v.* Bowie Kuhn et al. Petition for writ of certiorari to the United



States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5437**. Gary Lee Ethridge, petitioner, *v.* United States. Motion for leave to amend petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5997**. Joe Givas Acosta, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Motion for leave to amend petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5941**. Irene C. Jenkins, petitioner, *v.* Elliot Richardson, Secretary of Health, Education and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas and Mr. Justice Stewart are of the opinion that certiorari should be granted.

No. **5981**. James Ernest Snyder and Stephanie Rose Snyder, petitioners, *v.* Arizona. Petition for writ of certiorari to the Court of Appeals of Arizona, Division One, denied. Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. **6019**. William G. Sullivan, petitioner, *v.* Palmer C. Scafati. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Mr. Justice Blackmun is of the opinion that certiorari should be granted.

#### LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. **5949**. Ira L. Brinlee, petitioner, *v.* C. Murray Henderson, Warden;

No. **5957**. Thomas Jackson, petitioner, *v.* Walter E. Craven, Warden;

No. **6005**. Marvin Spencer Johnson, petitioner, *v.* E. T. Kerr, United States District Judge, etc., et al.; and

No. **6013**. Fred Wallace, petitioner, *v.* John W. Wingo, Warden. Motions for leave to file petitions for writs of habeas corpus denied.

#### LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. **5938**. John Jacob Welty, petitioner, *v.* United States et al. Motion for leave to file a petition for writ of mandamus denied.

No. **5959**. George L. Ginger, petitioner, *v.* Frank J. Kelley, Attorney General of Michigan, et al.;

No. **5970**. Robert C. Garvie, petitioner, *v.* United States Court of Appeals for the Ninth Circuit, et al.; and

No. 5991. Tonis Paide, petitioner, *v.* United States Court of Appeals for the Ninth Circuit et al. Motions for leave to file petitions for writs of mandamus and/or prohibition denied.

#### REHEARINGS DENIED

No. 262. Martha Bailey Crichton, petitioner, *v.* Gloria Crichton McGehee et al.;

No. 425. Schieffelin & Co. et al., petitioners, *v.* United States;

No. 493. Walter Joseph Collins, petitioner, *v.* United States;

No. 589. Port Construction Company, petitioner, *v.* Virgin Islands Housing Authority;

No. 596. Alfred Melvin Feldstein, petitioner, *v.* United States;

No. 605. Alan Randall Green, petitioner, *v.* United States;

No. 618. International Union of Operating Engineers, Local 450. AFL-CIO, petitioner, *v.* Construction Employers' Association of Texas et al.;

No. 625. Robert C. Birmelin, petitioner, *v.* Ray Boymer et al.;

No. 627. Thriftmart, Inc., et al., petitioners, *v.* United States;

No. 628. Edward J. Kazubowski, petitioner, *v.* Betty Dolar Kazubowski;

No. 642. Albert Mengarelli, petitioner, *v.* United States;

No. 660. Faye Smith, petitioner, *v.* Charles W. Merritt, Referee in Bankruptcy;

No. 5261. Francis J. Higgins, petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Corrections;

No. 5385. Arley Ward, petitioner, *v.* Ray H. Page, Warden;

No. 5458. Robert L. Chipley, Jr., petitioner, *v.* Carlisle Roberts et al.;

No. 5633. David Dargan, petitioner, *v.* New York;

No. 5663. Ernesto Nazario, petitioner, *v.* New York;

No. 5680. Alonzie J. Gilhart, petitioner, *v.* United States;

No. 5730. Dolphin G. Thompson and Bettie L. Thompson, petitioners, *v.* United States;

No. 5792. Melvin W. Smith, petitioner, *v.* Russell E. Lash, Warden; and

No. 5812. Linvil M. O'Neal, petitioner, *v.* Sherman H. Crouse, Warden. Petitions for rehearing denied.

No. 106. Alabama Power Company et al., appellants, *v.* United States et al. Petition for rehearing denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. 5630. Paul E. Arzonica, petitioner, *v.* Clement J. Cassidy et al. Motion for leave to file petition for rehearing denied.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard B. Adams	Miami, Fla.	George E. Bunnell.
John P. Akolt, Jr.	Denver, Colo.	Wallis Le Roy Campbell.
Robert Wilson Allen	Covington, Ga.	W. J. Dingus, Jr.
Eugene D. Alpern	Los Angeles, Calif.	Jerry S. Berk.
David Post Ammons	Ventura, Calif.	Richard E. Erwin.
A. Henry Andewelt	New Hyde Park, N.Y.	Robert J. Rountry.
Robert I. Ansell	Asbury Park, N.J.	Max M. Barr.
R Gordon Appleman	Fort Worth, Texas.	Harry C. Weeks.
William Wright Arm- strong, II	Los Angeles, Calif.	James K. Batchelor.
Roy W. Arndt	Wauwatosa, Wis.	Stewart G. Honeck.
Jeffrey Frank Axelrad	Washington, D.C.	Daniel Joseph.
Robert B. Baker	Juneau, Alaska	F. O. Eastaugh.
David I. Barrett	New York, N.Y.	Max K. Lerner.
James G. Barron	New York, N.Y.	Joseph F. Onorato.
William George Barry	Purcell, Okla.	H. J. Clausen.
Herbert Barsy	Chicago, Ill.	John E. Cunning- ham.
Isaac M. Bayda	New York, N.Y.	Richard B. Per- singer.
Richard L. Baylog	Cleveland, Ohio	Joseph A. Cipol- lone.
Dan Hughes Bell	Memphis, Tenn.	Russell X. Thomp- son.
William Woodward Bell	Brownwood, Texas.	J. Edward John- son.
Robert Belton	Charlotte, N.C.	J. LeVonne Cham- bers.
Harold Beral	Newport Beach, Calif.	Frank DeMarco, Jr.
Robert Lee Bergen	San Diego, Calif.	Wesley H. Mathews.
David F. Berger	Seattle, Wash.	Gordon Calvin Culp.
Moise Emil Berger	Phoenix, Ariz.	Gary Nelson.
Allen J. Berk	Washington, D.C.	Gary Green.
Martin M. Berman	Sherman Oaks, Calif.	Warren T. Jessup.
Edward L. Birnbaum	New York, N.Y.	Herbert Rubin.
Barry Kent Bishop	Austin, Tex.	Sander W. Shapiro.
Henry Martyn Bissell	Los Angeles, Calif.	Don F. Clark.
Edel F. Blanks, Jr.	Monroe, La.	Clyde R. Brown.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Martin L. Blatt	Atlantic City, N.J.	David Reed Fitzsimons, Jr.
Peter K. Bleakley	Washington, D.C.	Murray H. Bring.
James Bladen Blinkoff	Washington, D.C.	Daniel M. Singer.
Karl B. Block, Jr.	Miami, Fla.	Aubrey V. Kendall.
Arthur Lee Bloomingdale, Jr.	Omaha, Nebr.	Thos. A. Walsh.
James H. Boland	New York, N.Y.	Arthur Gerwin.
Richard Boyd Booth	Aberdeen, Miss.	Thomas J. Tubb.
Bernard Manuel Bordenick	Washington, D.C.	Robert W. Long.
Dale S. Braden	Russellville, Ark.	James Kent Young.
Ralph Brewer	Baton Rouge, La.	J. D. DeBlieux.
Samuel T. Brick, Jr.	Baltimore, Md.	Frank Feville, IV.
Roland Paul Brint	New York, N.Y.	Joel Buchman.
E. Dennis Brod	Hackensack, N.J.	Richard M. Fishkin.
James Eugene Brown	Indianapolis, Ind.	Mary Louise Wolfard (Mrs.).
Ruth Huskey Brunson	Little Rock, Ark.	Jerome Fontaine Leavell.
Leonard Joseph Bucki	Philadelphia, Pa.	Louis J. Goffman.
Richard A. Buckley	New Orleans, La.	John P. Nelsen, Jr.
Thomas Lee Burdett	Hereford Tex.	Wayne E. Thomas.
Harry H. Burkhalter	Macon, Ga.	Roy M. Sullivan, Jr.
William James Butler	Wethersfield, Conn.	Aaron Lewis Gersten
Joseph A. Byrne	Emerson, N.Y.	Elkan Turk, Jr.
James Wiley Caldwell	Houston, Tex.	Buren J. Bradshaw
Nicholas James Calise	New York, N.Y.	Lawrence W. Keepnews.
Peter M. Callahan	Los Angeles, Calif.	Charles A. Lynberg.
David I. Caplan	New York, N.Y.	Zamira Portnoy.
John L. Carlson	Brooklyn, N.Y.	Armand J. Starace.
Mary Joe Carroll (Mrs.)	Austin, Tex.	Edward Clark.
Donn Edward Cassity	Salt Lake City, Utah.	Jernon B. Romney.
Bernard Louis Chanon	Houston, Tex.	Lee Ducoff.
James A. Chiara	Cleveland, Ohio	Ben Paul Noble.
Jesse Lee Childers	Kansas City, Mo	Charles Evans Whittaker.
Lindell Rex Church	Springfield, Mo.	John K. Hulston.
Joseph C. Cizmadia, V	Columbus, Ohio	Chalmers P. Wylie.
Charles Fenton Clarke	Cleveland, Ohio	George Ira Meisel.
R. Wayne Clemens	Souderton, Pa.	Richard S. Lowe.
William H. Clendenen, Jr.	New Haven, Conn.	Frederick W. Danforth, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jack A. Cochran	Blue Springs, Mo.	William A. Piedimonte.
Marvin Herbert Cohen	Boston, Mass.	Max A. Hirschman.
Thomas James Collins	Seattle, Wash.	Hubert Joseph Merrick
George H. Conover, Jr.	Trenton, N.J.	Edward J. Leadem.
Rex Conrad	Fort Lauderdale, Fla.	Willard D. Dover.
Martin Eugene Conway, Jr.	Aledo, Ill.	Stanton H. Prentiss.
Patrick L. Cooney	Omaha, Nebr.	Joseph A. Troia.
Eugene J. Craig	Seattle, Wash.	Wayne J. Davies.
James Leonard Crew	Hayward, Calif.	Charles B. Snow.
Raymond Fenton Crigger	Los Angeles, Calif.	Benjamin D. Avan.
Donald Hawk Crothers	Pago Pago, American Samoa.	Thomas K. Thorpe.
Walter Parker Crownover	Tuscaloosa, Ala.	Perry Hubbard.
James C. Cunningham	Clarksville, Tenn.	Paul D. Welker.
Nicholas Edmund Darrow	Delta, Colo.	Kenneth Balcomb.
Anthony Peter David	San Francisco, Calif.	Nathan H. David.
Eugene H. Davis	Salt Lake City, Utah.	George L. Nelson.
Frank Tradewell Davis, Jr.	Atlanta, Ga.	Allen Williams Post.
Robert Eugene Davis	Dallas, Tex.	Wm. Address, Jr.
Thomas A. Davis	Portland, Ore.	Robert W. McMenamain.
Drew Saunders Days, III	New York, N.Y.	Norman J. Chachkin.
Denis Dean	Miami, Fla.	Paul Baker (Judge).
James DeAnda	Corpus Christi, Tex.	William R. Edwards.
Lambert Guy Decora	Little Rock, Ark.	Jerome Fontaine Leavell.
Richard McDowell DeGeurin	Houston, Tex.	James D. Smullen.
James J. Delaney	New York, N.Y.	Andrew M. Lawler, Jr.
Harold A. Diamond	New York, N.Y.	Jacob Nass
Charles Curtis Dietrich	San Francisco, Calif.	Albert L. Reeves, Jr.
Roderic Alvin Dietz	Phoenix, Ariz.	Gary K. Nelson.
Marvin H. Doblin	New York, N.Y.	Theodore Mirkin.
C. Richard Dodson	Los Angeles, Calif.	Jerry Fine.
Hugh M. Dorsey, Jr.	Atlanta, Ga.	Allen W. Post.
Lawrence I. Drath	New York, N.Y.	Morton L. Ginsberg.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Arthur S. Drea, Jr.	Rockville, Md.	Richard S. McKernon.
Walter Ernest Duffey	Huntsville, Ala.	Robert Sellers Smith.
Lonnie W. Duke	San Antonio, Tex.	Donald J. Hand.
John R. Duncan	El Cajon, Calif.	H. Cushman Dow.
Fredrick W. Dunlevy, Jr.	Oklahoma City, Okla.	Roy H. Semtner.
Vardaman S. Dunn	Jackson, Miss.	William F. Goodman, Jr.
Edward B. Dycus	Oklahoma City, Okla.	Roy H. Semtner.
Jack Harold Egge	Jamaica, N.Y.	Melvyn L. Jacoby.
Melvin N. Eichelbaum	San Antonio, Tex.	Frank P. Christian.
Edward C. Eppich	Denver, Colo.	Fred M. Winner.
Barry H. Evenchick	Livingston, N.J.	Stephen Skillman.
John L. Fashing	El Paso, Tex.	Joseph A. Calamia.
Laurence Derrick Jeffrey	Miami, Fla.	Herbert F. Krensky.
Faye		Robert E. McDonald, Jr.
Herbert P. Feibelman, Jr.	Mobile, Ala.	Giles K. Ratcliffe.
Jerry R. Fent	Oklahoma City, Okla.	Vincent A. Giaquinto.
Joseph J. Ferone, Jr.	Eastchester, N.Y.	Martin D. Joyce.
Carl M. Field	New York, N.Y.	Martin D. Joyce.
Louis N. Field	New York, N.Y.	Robert J. Danhof.
John Warner Fitzgerald (Judge)	Lansing, Mich.	
William Brendan Fitzgerald, Jr.	Waterbury, Conn.	William B. Fitzgerald, Sr.
Fred Flam	Los Angeles, Calif.	Norbert A. Schlei.
William P. Ford	New York, N.Y.	Goldthwaite H. Dorr.
Henry J. Formon, Jr.	New York, N.Y.	Donald W. Smith.
Ben F. Foster, Jr.	San Antonio, Tex.	Chas. W. Duke.
John Albert Frankovich	Tucson, Ariz.	Clinton J. Hansen.
S. M. Chris Franzblau	Newark, N.J.	Martin D. Moroney.
Samuel Freedman	Atlantic City, N.J.	William M. Snyder.
Abraham P. Friedman	Houston, Tex.	Edmund L. Cogburn.
Samuel Friedman	New York, N.Y.	Stephen Rackow Kaye.
Daniel E. Gallagher	Tampa, Fla.	Herboth S. Ryder.
Robert R. Gallagher, Jr.	Littleton, Colo.	Harry Eugene Carleno.
Jack A. Gardner	Eugene, Ore.	John E. Jaqua.
Gerald Allin Garrett	Santa Ana, Calif.	Charles F. Forbes.
Edward H. Gaylord	Los Angeles, Calif.	John H. Larson.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ralph Alexander Gerra	Bethlehem, Pa.	Robert C. Sonneman.
Harold Gersten	West Hartford, Conn.	Harold Strauch.
George H. Gerstman	Northbrook, Ill.	Norman Lettvin.
David A. Gibson	Houston, Tex.	W. A. Combs.
Jeffrey E. Glen	New York, N.Y.	Gretchen White Oberman (Mrs.).
Glen Jermaine Goldburn	Rockville, Md.	Henry Joseph Noyes.
Ben. F. Goldman, Jr.	Los Angeles, Calif.	Paul P. Selvin.
Irwin Goldstein	Jamaica, N.Y.	Melvyn L. Jacoby.
Paul A. Golinski	New York, N.Y.	Clarence Fried.
Lennard S. Goodman	New York, N.Y.	Martin D. Joyce.
Edward W. Gorfine	Malden, Mass.	William Landau.
Robert Seymour Gorin	New York, N.Y.	Michael C. Kalnick.
Jerome A. Gotlieb	St. Paul, Minn.	Stanford Robins.
George L. Grader	Seattle, Wash.	Gordon Calvin Culp.
Donald W. Graves	Los Angeles, Calif.	Edwin A. Oser.
René Earl Grossman	Dallas, Tex.	James Owen Dixon.
Kalvin Myron Grove	Chicago, Ill.	Shayle P. Fox.
Wesley C. Gryk	Manchester, Conn.	John F. Shea, Jr.
Roy S. Haber	Jackson, Miss.	George Peach Taylor.
James Brian Haddad	Chicago, Ill.	Joel Martin Flaum.
T. Richard Hagin	Bushnell, Fla.	Robert E. Austin, Jr.
Eldon O. Haldane	Los Angeles, Calif.	Mitchell A. Zitlin.
Charles Leland Hamel	Houston, Tex.	Woodrow, Seals.
James Cox Hamilton	Boston, Mass.	David E. Grossman.
Taubner George Hamma	Stockton, Calif.	Forrest E. Macomber.
G. Mitchael Hanrahan	Pelham, N.Y.	George F. Murphy.
Harry Albert Hanson, Jr.	San Mateo, Calif.	Dennis Hession.
James A. Harper	Houston, Tex.	W. A. Combs.
Paul E. Harris	Houston, Tex.	W. McIver Streetman.
Edwin Whitley Harwell	Anniston, Ala.	John W. Vardaman.
James C. Heigham	Boston, Mass.	Marcien Jenckes.
Henry M. Henderson	Atlanta, Ga.	Ellis G. Arnall.
John Burrows Henderson	San Diego, Calif.	Wesley H. Mathews.
David Rogers Hendrick, Jr.	Little Rock, Ark.	Jerome Fontaine Leavell.
Jesse D. Henry	Miami, Fla.	J. B. Spence.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Lewis Herman	New York, N.Y.	Morton J. Heckerling.
Robert Arnold Hertzberg	Phoenix, Ariz.	John J. Flynn.
Charles G. Heyd	Cincinnati, Ohio	Nicholas Bauer.
Loyal Robert Hibbs	Reno, Nev.	Richard W. Blakey.
Michael Hoenig	New York, N.Y.	Herbert Rubin.
John Seabury Hoff	Washington, D.C.	R. Markham Ball.
James Marvin Holman	Clarksville, Ark.	Sam H. Boyce.
Alan Jay Hruska	New York, N.Y.	Bruce Bromley.
John Grant Hubbard	Clearwater, Fla.	Joseph Michael Quinlan.
Walter Powell Hudgins, Jr.	Houston, Tex.	Maurice V. B. Brooks.
James C. Hudson	Santa Clara, Calif.	Marcel B. Poche.
Edwin Rene Hughes	Jena, La.	Robert L. Curry, III.
Benjamin Isaacs	New York, N.Y.	Benjamin J. Taruskin.
Stanley Israel	New York, N.Y.	Irwin Klein.
Robert A. Jarvis, Jr.	Miami, Fla.	Thomas H. Anderson.
Joseph Cabell Jaudon, Jr.	Denver, Colo.	Lawrence A. Long.
Edward Jedel	New York, N.Y.	Jacob Rassner.
Louis Jobrack	New York, N.Y.	Paul Meyrowitz
George Gustaf Johnson, Jr.	Denver, Colo.	Lawrence A. Long
Hugh Eric Johnson	Los Angeles, Calif.	Harry M. Halstead.
John William Johnson	Tucson, Ariz.	James M. Murphy.
William Edward Johnson	Frankfort, Ky.	Squire Needham Williams, Jr.
Donald W. Jones	Springfield, Mo.	John K. Hulston.
Peter C. Jones	Miami, Fla.	Erik J. Blomqvist.
Thomas F. Joyce	Butte, Mont.	Lee Metcalf.
William Phillip Joyner	Batesville, Miss.	H. M. Ray.
John Jubinsky	Honolulu, Hawaii	Clinton R. Ashford.
Richard Darwin Kaestner	Milwaukee, Wis.	Joseph J. Binsfeld.
Francis D. Kalosky	New York, N.Y.	James F. Dwyer.
Michael Lee Kaplan	Baltimore, Md.	Karl H. Goodman.
Morris Lee Kaplan	Baltimore, Md.	Karl H. Goodman.
William Herschel Karchmer	Springfield, Mo.	John K. Hulston.
Barry D. Keith	Oakhurst, N.J.	Harry Sagotsky.
Herbert D. Kelleher	San Antonio, Tex.	Chas. W. Duke.
Thomas D'Arcy Kerrigan	Portland, Ore.	G. Bernhard Fedde.
Robert A. Keolker	Seattle, Wash.	Gordon Calvin Culp.
George H. Kessler	New York, N.Y.	Julius J. Ivanitsky.
Stuart Arthur Kessler	New York, N.Y.	Julius J. Ivanitsky.
J T King	Gainesville, Fla.	Morton J. Gold.
Paul Henry Kinion	Cedar Rapids, Iowa	A. W. Bass.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Neal Arlon Kinsolving	Charleston, West Va.	Hayes Pettry.
Gilbert Klein	Los Angeles, Calif.	Albert C. Garber.
Robert Austin Knox	Westminster, Calif.	James Edward Neal.
Peter R. Kolker	Washington, D.C.	Barbara A. Bowman (Mrs.).
Herman G. Koplen	Danville, Va.	Albert Earle Garrett, Jr.
Kenneth F. Koutsky	Chicago, Ill.	Joseph P. Lamonica.
Milton E. Kramer	New York, N.Y.	Fred Newman.
Dwight A. Krause, Jr.	Fort Lauderdale, Fla.	Dwight L. Rogers, Jr.
Harry Kremer, Jr.	Indianapolis, Ind.	Mary Louise Wolfard (Mrs.).
Lewis S. Kunkel, Jr.	Harrisburg, Pa.	F. Brewster Wickersham.
John Louis Kurtzman	Massillon, Ohio	Paul J. Stergios.
Jon Llewellyn Kyl	Phoenix, Ariz.	Rex E. Lee.
Edwin L. Laing	Ventura, Calif.	Kenneth Duane Lyders.
Ricardo H. Francis Lajara	San Juan, P.R.	Jose Trias Monge.
Joseph Anthony Lamendella	Chicago, Ill.	Samuel J. Betar.
David H. Lamson	Boston, Mass.	Howard M. Miller.
Edward Brandt Latimer	Columbia, S.C.	Bobby L. Stratton.
Charles H. Lauder	White Bear Lake, Minn.	William G. Ewert.
George Lawrence Lee	New York, N.Y.	Clarence H. Featherson.
John P. Legendre	Dallas, Tex.	Tom L. Farmer.
Stanley Wayne Legro	San Diego, Calif.	Jonathan C. Gibson.
Galen Chunn Kwai Leong	Honolulu, Hawaii	Clinton R. Ashford.
Donald Greig Lewis	San Diego, Calif.	Wesley H. Mathews.
Myron Lieberman	Chicago, Ill.	Sherwin J. Stone.
Dennis John Lindsay	Portland, Oreg.	Charles Allan Hart, Jr.
W. Arthur Lindsay	Detroit, Mich.	Forrest A. Hainline, Jr.
David F. Lundeen	Fergus Falls, Minn.	Cyras A. Field.
Hugh Warnock Lundy	Albia, Iowa	Howard S. Life.
Charles E. Lynch	Nyack, N.Y.	Frank S. Barone.
Gordon F. MacCalla	Winter Haven, Fla.	Monterey Campbell, III.
Robert V. Mairone	Atlantic City, N.J.	David Fitzsimons, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John L. Malone	Chicago, Ill.	John F. Kelly.
William J. Mantyh	Milwaukee, Wis.	Stewart G. Honeck.
John Joseph Marino	Whitestone, N.Y.	William V. Pesce.
Dempsey H. Marks	Clarksville, Tenn.	John J. Hooker.
Norman S. Marshall	Los Angeles, Calif.	Eldon Richard Clawson.
Frank Kieffer Martin	Columbus, Ga.	Albert W. Stubbs.
Julian Clark Martin	Houston, Tex.	Jack R. Springgate
Jose E. Martinez	Miami, Fla.	Erwin N. Griswold (Sol. Gen.).
Roy Jerome Mason	Los Angeles, Calif.	Benjamin D. Avan.
Edward T. Matheny, Jr.	Kansas City, Mo.	David R. Hardy.
Joseph Warren Matthews, Jr.	Dallas, Tex.	Wm. Address, Jr.
John Morey Maurice	Eckley, Colo.	Eli A. Weston.
Sidney Walton Maurras	Fort Smith, Ark.	Owen C. Pearce.
George P. McAndrews	Chicago, Ill.	George Brock Newitt.
Alfred McBee	Mount Vernon, Wash.	Henry M. Jackson.
John Conway McDevitt	San Diego, Calif.	Thomas P. Golden.
Laughlin McDonald	Columbia, S.C.	Charles Morgan, Jr.
William W. McDowell, Jr.	Highland, Md.	Joseph P. Nigon.
James Michael McGinty	Myrtle Creek, Ore.	Edward M. Murphy.
Bernard Rene McGuire	Washington, D.C.	Robert W. Long.
Paul L. McKaskle	Los Angeles, Calif.	Louis Lee Abbott.
Leslie Stephen Mendelsohn	San Antonio, Tex.	Robert Sawtelle.
Sanford Henry Mendelson	Los Angeles, Calif.	George Zucker (Judge).
Edward C. Mengel, Jr.	New York, N.Y.	Richard Y. Holcomb.
Roy Lee Merrill, Jr.	Dallas, Texas	Fred Bruner.
John B. Mestad	Los Angeles, Calif.	Russell E. Parsons.
Harold L. Metts	Houston, Texas	Frank M. Wozen- craft.
Donald M. Mewhort, Jr.	Toledo, Ohio	Francis J. Gallagher.
Sanford A. Middleman	Pittsburgh, Pa.	William B. Dixon.
Clifford William Milam	Atlanta, Ga.	Joseph Shemon Crespi.
James H. Milam	Lubbock, Tex.	W. D. Benson, Jr.
David G. Miller	New York, N.Y.	Michael J. Silver- berg.
Irving L. Miller	New York, N.Y.	Charles Spar.
Maurice Lawrence Miller, Jr.	Louisville, Ky.	Robert F. Matthews.
Stephen M. Miller	Columbus, Ohio	Leo J. Conway.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Leonard Minier	New Brunswick, N.J.	Alexander T. Kardos.
Bruce Tyson Mitchell	Hillsborough, Calif.	Albert L. Reeves, Jr.
Lee M. Modjeska	Washington, D.C.	Albert J. Krieger.
Albert Momjian	Philadelphia, Pa.	D. Arthur Magaziner.
William T. Moore	Miami, Fla.	Martin Yelen.
Verl David Moreen, Jr.	West Lafayette, Ind.	William P. Spaniola.
Arnold Morelli	Cincinnati, Ohio	Nicholas Bauer.
David C. Mosier	Columbus, Ind.	William A. Conner.
William J. Moss	New York, N.Y.	John A. Sullivan.
Arthur Gage Murphey, Jr.	Little Rock, Ark.	Jerome Fontaine Leavell.
Patrick Thomas Murphy	Chicago, Ill.	Joel M. Flaum.
Donald Wayne Nance, Sr.	Little Rock, Ark.	Eugene R. Warren.
Louis F. Nawrot, Jr.	Seattle, Wash.	Gordon Calvin Culp.
Julius Neiman	New York, N.Y.	Jack E. Levine.
Burt Neuborne	New York, N.Y.	Alan H. Levine.
Harry N. Newman	New York, N.Y.	Edwin Ostrow.
L. Dow Nichol, Jr.	Chicago, Ill.	Irwin J. Askow.
Robert J. Nicola	Bridgeport, Conn.	John J. Hunt.
Palmer W. Norris	Birmingham, Ala.	Matto Paul Scalici.
Herbert Lawrence Novit	Beaufort, S.C.	William Meri- wether Bowen.
Jerome B. Nulty	Souderton, Pa.	Richard S. Lowe.
Louie Broady Nunn	Glasgow, Ky.	Marlow W. Cook.
William M. O'Bryan	Fort Lauderdale, Fla.	John W. Fleming.
Robert Stephan Ochs	San Diego, Calif.	Wesley H. Mathews.
Albert Hisayuki Ogawa	Honolulu, Hawaii	Clinton R. Ashford.
Dennis G. O'Hara	Liverpool, N.Y.	John H. Hughes.
Roger M. Oliver	Berea, Ky.	Charles Russell Coy.
Eric John Olson	Los Angeles, Calif.	Harry M. Halstead.
John Michael O'Neill	Chicago, Ill.	Thomas F. McWilliams.
Jesse H. Oppenheimer	San Antonio, Tex.	Chas. W. Duke.
Philip J. O'Reilly	New York, N.Y.	Andrew M. Lawler, Jr.
Joseph A. Oster	New York, N.Y.	Theodore R. Ayervais.
Thomas G. Ottenweller	San Francisco, Calif.	Arthur M. Bohnert, Jr.
Howard T. Owens	Bridgeport, Conn.	John J. Hunt.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
I. I. Ozar	Kansas City, Mo.	Charles E. Whittaker.
Irving Parker	New York, N.Y.	Richard B. Persinger.
Leon Samuel Paule	Santa Monica, Calif.	Charles Chorna.
Robert Michael Payson	Los Angeles, Calif.	Joseph A. Ball.
Frank John Peragine	New Orleans, La.	Charles K. Reasonover.
Alfred Godfred Perlini	Elkins Park, Pa.	Cecil H. Haas.
David M. Perlmutter	New York, N.Y.	David Sive.
Geo. Chad Perry, III	Paintsville, Ky.	Ronald W. May.
James Lee Perzik	Los Angeles, Calif.	Jerry Fine.
Roy E. Petherbridge	Chicago, Ill.	Thomas F. McWilliams.
Garner M. Petrie	Louisville, Ky.	Samuel J. Stallings.
Jimmie Russell Phagan	Wichita Falls, Tex.	Stanley Cain Kirk.
James Norman Phillips	Baltimore, Md.	Herbert Edwin Witz.
William C. Pierce	New York, N.Y.	William E. Willis.
David Wilson Pies	Syracuse, N.Y.	John Benjamin Carroll.
Calvin Polivy (Judge)	Lawrence, N.Y.	John W. Wydler.
David Pollock	Los Angeles, Calif.	James H. Ackerman.
John Joseph Posta, Jr.	Los Angeles, Calif.	Richard Brian Bardwil.
Charles Mathew Powell, Jr.	Atlanta, Ga.	Emory Marlin Sneed.
Joseph Phillip Prescott	Dallas, Tex.	Lester Baum.
Ross K. Prescott	Dallas, Tex.	Lester Baum.
James K. Prewitt	Springfield, Mo.	John K. Hulston.
Louis Burton Price	Baltimore, Md.	Arnold M. Weiner.
Llewelyn G. Pritchard	Seattle, Wash.	Christopher Tappan Baylor.
Gary Rand	Los Angeles, Calif.	Warren T. Jessup.
Frank David Ray	Columbus, Ohio	Samuel L. Devine.
Robert M. Raymer	San Francisco, Calif.	Charles W. Kenady.
John T. Redmond	New York, N.Y.	David W. Peck.
James Donald Reynolds	Montgomery, Ala.	Truman M. Hobbs.
Howard I. Rhine	Brooklyn, N.Y.	Nathan Lewin.
Albert L. Richter	New York, N.Y.	Henry M. Holzer.
Jordan L. Ring	Boston, Mass.	Norman Ostroff.
John F. Riordan	Chicago, Ill.	John F. Kelly.
Stephen W. Roberts	Des Moines, Iowa	Donald A. Wine.
Warren O. Romberger	Oklahoma City, Okla.	Roy H. Semtner.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Martin J. Rosen	San Francisco, Calif.	Neil E. Falconer.
Michael B. Rosen	New York, N.Y.	David Arthur Diamond.
Elliott Rosenberg	West Hartford, Conn.	Samuel Tapper.
Stanley D. Rosenberg	San Antonio, Tex.	Chas. W. Duke.
Edwin M. Rosendahl	Beverly Hills, Calif.	J. Brin Schulman.
Herbert Marshall Rosenthal	San Francisco, Calif.	Garrett H. Elmore.
William Z. Rozan	Houston, Tex.	Aaron Goldfarb.
Barry Rubin	New York, N.Y.	Jerrold I. Lupoff.
Richard I. Rubin	Oak Park, Mich.	Bernard J. Fieger.
Samuel H. Rubin	Detroit, Mich.	Bernard J. Fieger.
Frank Jasper Runyon, II	Clarksville, Tenn.	Paul D. Welker.
Bruce Joshua Samborn	Spring Valley, N.Y.	Philip Berg.
Sam Schermer	Sherman Oaks, Calif.	Warren T. Jessup.
George Rudolf Schimmel	Wauwatosa, Wis.	James P. O'Neill.
John J. Schimmenti	Los Angeles, Calif.	Robert B. Curtiss.
Edward Schine	Bridgeport, Conn.	John J. Hunt.
Raymond J. Schneider	San Antonio, Tex.	Chas. W. Duke.
Bart McClain Schouweiler	Reno, Nev.	Richard Eugene Fray.
William F. Schuler	San Francisco, Calif.	Francis J. McTernan.
Henry Schultz	Long Beach, Calif.	William Earl Emick, Jr.
William Schurtman	New York, N.Y.	Bruce A. Hecker.
Harvey Lewis Schwartz	New Rochelle, N.Y.	Murray Woodrow.
Eugene J. Schway	St. Paul, Minn.	Stanford Robins.
John Jefferson Scott	Washington, D.C.	John Hays O'Donnell.
Marshall Sanford Segal	Niles, Ill.	Thomas Harvey Morsch.
Manuel A. Sequeira, Jr.	New York, N.Y.	Duncan C. Lee.
J. Jay Shapiro	North Hollywood, Calif.	Paul P. Selvin.
Robert E. Sheahan	Chicago, Ill.	Clement F. Springer.
Donald Edward Sheil	New York, N.Y.	Klaus H. Jander.
Douglass Bourne Shivers	Tallahassee, Fla.	John Howell Cotten.
Ronald M. Sickmen	Brooklyn, N.Y.	Samuel H. Dawson.
Frederick Siegmund	New York, N.Y.	Harry M. Marx.
Fred B. Simpson	Huntsville, Ala.	Carl A. Moring, Jr.
Earl B. Slavitt	Evanston, Ill.	Richard F. Levy.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Andrew A. Smith	Atlanta, Ga.	Ellis G. Arnall.
J. Leonard Solomon	Beaver Falls, Pa.	Joseph A. Rieser.
Neal R. Sonnett	Miami, Fla.	Erwin N. Griswold (Sol. Gen.).
James Wm. Spears	Little Rock, Ark.	Jerome Fontaine Leavell.
Burt W. Sperry, Jr.	Monroe, La.	C. McVea Oliver.
Richard A. Sprague	Philadelphia, Pa.	James D. Crawford.
Malcolm Borton Stark	Mount Vernon, N.Y.	Emanuel Redfield.
Ernest R. Steigman	New York, N.Y.	Harriet E. Gair (Mrs.)
Harold Victor Stotland	Chicago, Ill.	Curtis F. Prangley.
Ralph Alan Stotsenburg	New York, N.Y.	Anthony C. Amsterdam.
Robert G. Sugarman	New York, N.Y.	Arthur H. Dean.
Robert D. Sullivan	Milwaukee, Wis.	John H. Ames.
Stephen J. Takacs	Columbus, Ohio	Chalmers P. Wylie.
Peter Joseph Tamases	Palo Alto, Calif.	Leslie Westbrook Hobson, Jr.
Jay Harvey Tanenbaum	New York, N.Y.	Ronald Berson.
Walter Rhett Tanner	Atlanta, Ga.	McChesney H. Jeffries.
Ralph Bryant Tate	Birmingham, Ala.	Frank E. Spain.
Jack Taube	Baldwin, N.Y.	Julius J. Ivanitsky.
Frank Brennan Tavenner	Fairfax, Va.	Robert Sheriffs Moss.
Richard J. Tavss	Norfolk, Va.	Stanley E. Sacks.
Basil H. Taylor	San Antonio, Tex.	William R. Smith, Jr.
Bruce Arthur Thompson	Ventura, Calif.	Kenneth Duane Lyders.
Paul Meachum Thorp	Dallas, Tex.	Wm. Andress, Jr.
Thomas K. Tisdale	Yazoo City, Miss.	John Creighton Satterfield.
George Burton Tofaute	Terre Haute, Ind.	Samuel E. Beecher, Jr.
David C. Trowbridge	Kansas City, Mo.	David R. Hardy.
Carl Frederick Tuke	Cincinnati, Ohio	Alan R. Vogeler.
Stephen Turner	Tallahassee, Fla.	William N. Early.
Sheldon J. Turteltaub	Port Washington, N.Y.	Henry W. Parker.
Stephen K. Valentine, Jr.	Detroit, Mich.	Wallace D. Riley.
John Calder Vance	Dallas, Tex.	Henry Wade.
Richard Enloe Vernor	Falls Church, Va.	William Boys Harman, Jr.
Robert George Vodicka	San Diego, Calif.	Wesley H. Mathews.
Michael E. Wald	Oakland, Calif.	Elliott Leighton.
Richard Alvord Ward	Washington, D.C.	Henry A. Berliner, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Marc Warren	Cleveland Heights, Ohio	Bingham W. Zellmer.
Gabriel Wartels	New York, N.Y.	Martin D. Joyce
Sterl A. Watson, Jr.	Huntsville, Ala.	Carl A. Moring, Jr.
Paul Eugene Watts	Omaha, Nebr.	Richard J. Bruckner.
George M. Wear	Monroe, La.	C. McVea Oliver.
Jerome Weisberger	New York, N.Y.	Harlod Korzenik.
Edward A. Weiss	Oakland, Calif.	Elliott Leighton.
David L. West	Kansas City, Mo.	David R. Hardy.
Allan B. Wheeler	Milwaukee, Wis.	Louis Quarles.
Arthur Lewis Whinston	Portland, Ore.	Stephen W. Blore.
Heskin A. Whittaker	Orlando, Fla.	Oswald Beverley McEwan.
Leon G. Wigrizer	Philadelphia, Pa.	Cecil H. Haas.
John Stowell Williams	New York, N.Y.	John A. Wilson.
Richard K. Wilson	Springfield, Mo.	John K. Hulston.
Robert P. C. Wilson, III	Platte City, Mo.	Franklin Russell Millin.
Erik Peter Voit	New York, N.Y.	Erwin N. Griswold (Sol. Gen.).
Walter James Woodman	Dallas, Tex.	John T. Boyce.
George Thomas Woods	Los Angeles, Calif.	Jack A. Forsbach.
Harry Arthur Woods, Jr.	Ft. McClellan, Ala.	C. Harold Thweatt.
Robert E. Woodside	Harrisburg, Pa.	George Horace Hafer.
George W. Wright, Jr.	Miami, Fla.	Aubrey V. Kendall.
Dennis R. Yeager	New York, N.Y.	Jonathan Arthur Weiss.
Lawrence Paul Zamzok	New York, N.Y.	Ronald Berson.
Joel B. Zweibel	New York, N.Y.	Fred N. Fishman.

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ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mary Elizabeth Wahrenbrock Hoinkes	Washington, D.C.	Howard E. Wahrenbrock.
Horst Dieter Hoinkes	Washington, D.C.	Howard E. Wahrenbrock.
Gordon C. Adler	Bloomington, Ill.	Charles D. Mahaffie, Jr.
David J. Lombardo	Euclid, Ohio	Niki Z. Schwartz.

## ORAL ARGUMENT

No. **1066**. Citizens to Preserve Overton Park, Inc., et al, petitioners, *v.* John A. Volpe, Secretary, Department of Transportation, et al. Argued by Mr. John W. Vardaman, Jr., for the petitioners, by Mr. Solicitor General Erwin N. Griswold for respondent, Secretary of Agriculture, and by Mr. J. Alan Hanover for respondent, Charles W. Speight, Commissioner, Tennessee Department of Highways.

No. **345**. United States, appellant, *v.* Donald Freed and Shirley Jean Sutherland. Argued by Mr. Matthew J. Zinn for the appellant and by Mr. Luke McKissack for the appellees.

No. **117**. Dennis Coates et al., appellants, *v.* City of Cincinnati. Argued by Mr. Robert R. Lavercombe for the appellants and by Mr. A. David Nichols for the appellee.

No. **143**. James Palmer, appellant, *v.* City of Euclid, Ohio. Argued by Mr. Niki Z. Schwartz for the appellant and by Mr. David J. Lombardo for the appellee.

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Adjourned until tomorrow at 10 o'clock.

The day call for Tuesday, January 12, 1971, will be as follows: Nos. **84, 301, 323, and 136.**

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

### ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Robert L. Chiesa	Manchester, N.H.	Archibald Cox.
John A. Graf	Bedford, N.H.	Archibald Cox.
Matthias J. Reynolds	Manchester, N.H.	Archibald Cox.
Earl H. Carroll	Phoenix, Ariz.	Paul G. Rosenblatt.
Norman Alan Shaw	Bowie, Md.	Charles Gallagher Flinn.

### OPINIONS

**No. 69.** George K. Wyman, Individually and as Commissioner of the State of New York, Department of Social Services, appellant, *v.* Barbara James, etc. Appeal from the United States District Court for the Southern District of New York. Judgment reversed and case remanded to the United States District Court for the Southern District of New York with directions to enter a judgment of dismissal. Opinion by Mr. Justice Blackmun. Mr. Justice White concurs in the judgment and joins the opinion of the Court with the exception of Part IV thereof. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Brennan joins.

**No. 40.** National Labor Relations Board, petitioner, *v.* Local 825, International Union of Operating Engineers, AFL-CIO; and

**No. 42.** Burns and Row, Inc., et al., petitioners, *v.* Local 825, International Union of Operating Engineers, AFL-CIO. On writs of certiorari to the United States Court of Appeals for the Third Circuit. Judgment reversed and cases remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Marshall. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Stewart joins.

No. 113. Bernard M. Decker, United States District Judge, et al., petitioners, *v.* Harper & Row Publishers, Inc., et al. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment affirmed by an equally divided Court. Opinion *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Douglas took no part in the consideration or decision of this case.

No. 205. John Harry Bruno, petitioner, *v.* Pennsylvania. On writ of certiorari to the Supreme Court of Pennsylvania, Eastern District. Writ of certiorari dismissed as improvidently granted. Opinion *per curiam* announced by Mr. Chief Justice Burger.

#### ORAL ARGUMENT

No. 84. United States, appellant, *v.* Milan Vuitch. Two hours allowed for oral argument. Argued by Mr. Samuel Huntington for the appellant and by Mr. Joseph L. Nellis and Mr. Norman Dorsen for the appellee.

No. 301. Webster Bivens, petitioner, *v.* Six Unknown Names Agents of Federal Bureau of Narcotics. Argued by Mr. Stephen A. Grant for the petitioner and by Mr. Jerome Feit for the respondents.

No. 323. Edward H. Coolidge, Jr., petitioner, *v.* New Hampshire. Argued by Mr. Archibald Cox for the petitioner and by Mr. Alexander Kalinski for the respondent.

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Adjourned until tomorrow at 10 o'clock.

The day call for Wednesday, January 13, 1971, will be as follows:  
Nos. 136, 108, 120, and 144.

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# SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## OPINION

No. **29**. U.S. Bulk Carriers, Inc., petitioner, *v.* Dominic B. Arguelles. On writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Judgment affirmed. Opinion by Mr. Justice Douglas. Mr. Justice Black concurs in the judgment and opinion of the Court while still adhering to his dissent in *Republic Steel Corp. v. Maddox*, 379 U.S. 650. Concurring opinion by Mr. Justice Harlan. Dissenting opinion by Mr. Justice White with whom Mr. Justice Brennan, Mr. Justice Stewart and Mr. Justice Marshall join.

## ORAL ARGUMENT

No. **136**. Harold Whiteley, petitioner, *v.* Warden of Wyoming State Penitentiary. Argued by Mr. William J. Knudsen, Jr., for the petitioner and by Mr. Jack Speight for the respondent.

No. **108**. Elliot L. Richardson, Secretary of Health, Education and Welfare, petitioner, *v.* Pedro Perales. Argued by Mr. Daniel M. Friedman for the petitioner and by Mr. Richard Tinsman for the respondent.

No. **120**. William Ward Ehlert, petitioner, *v.* United States. Argued by Mr. Paul N. Halvonik for the petitioner and by Mr. William H. Rehnquist for the respondent. Memoranda to come.

No. **144**. Eugene Griffin, etc., et al., petitioners, *v.* Lavon Breckenridge et al. Two hours allowed for oral argument. Argument commenced by Mr. Stephen J. Pollak for the petitioners and continued by Mr. Lawrence G. Wallace for the United States, as *amicus curiae*, by special leave of Court.

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Adjourned until tomorrow at 10 o'clock.

The day call for Thursday, January 14, 1971, will be as follows: Nos. **144**, **324**, and **338**.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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### ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jerome M. Berliner	New York, N.Y.	Sidney G. Faber.
Robert C. Faber	New York, N.Y.	Sidney G. Faber.

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### OPINIONS

**No. 46.** Ernest Perkins et al., appellants, *v.* L. S. Matthews, Mayor of the City of Canton, et al. Appeal from the United States District Court for the Southern District of Mississippi. Judgment reversed and case remanded to the United States District Court for the Southern District of Mississippi with instructions to issue injunctions restraining the further enforcement of the changes until such time as the appellees adequately demonstrate compliance with § 5, and for further proceedings consistent with the opinion of this Court. Opinion by Mr. Justice Brennan. Opinion by Mr. Justice Blackmun with whom Mr. Chief Justice Burger joins concurring in the judgment of reversal and in the order of remand. Opinion by Mr. Justice Harlan concurring in part and dissenting in part. Dissenting opinion by Mr. Justice Black.

**No. 55.** Winton M. Blount, Postmaster General of the United States, et al., appellants, *v.* Tony Rizzi dba The Mail Box. Appeal from the United States District Court for the Central District of California; and

**No. 58.** United States et al., appellants, *v.* The Book Bin. Appeal from the United States District Court for the Northern District of Georgia. Judgments affirmed. Opinion by Mr. Justice Brennan. Mr. Justice Black concurs in the result.

## ORAL ARGUMENT

No. **144**. Eugene Griffin, etc., et al., petitioners, *v.* Lavon Breckenridge et al. Argument continued by Mr. Lawrence G. Wallace for the United States, as *amicus curiae*, by special leave of Court, and concluded by Mr. W. D. Moore for the respondents.

No. **324**. Preston A. Tate, petitioner, *v.* Herman Short, Chief of Police, Houston, Texas. Argued by Mr. Norman Dorsen for the petitioner and by Mr. Joseph G. Rollins for the respondent. Memorandum by respondent to come.

No. **338**. Blonder-Tongue Laboratories, Inc., petitioner, *v.* University of Illinois Foundation et al. One hour and forty minutes allowed for oral argument. Argued by Mr. Robert H. Rines for the petitioner, by Mr. Richard W. McLaren for the United States, as *amicus curiae*, by special leave of Court, by Mr. William A. Marshall for respondent University of Illinois Foundation and by Mr. Sidney G. Faber for respondent J F D Electronics Corporation.

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Adjourned until Monday, January 18, 1971, at 10 o'clock.

The day call for Monday, January 18, 1971, will be as follows:  
Nos. **96, 41, Orig., 189, and 370.**

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORDER IN PENDING CASE

No. ——. Carl Bruce Harris, petitioner, *v.* Texas. The motion of the State of Texas to terminate petitioner's stay of execution is denied. The motion of the petitioner that the Court consider his motion for stay of execution as a petition for a writ of certiorari is granted and the case is placed on the docket as No. **6458**.

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## SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally.

## OPINION PER CURIAM

No. 5370. Robert Kennerly and Helen Kennerly, petitioners, *v.* District Court of the Ninth Judicial District of Montana et al. On petition for writ of certiorari to the Supreme Court of Montana. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Supreme Court of Montana for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam*. Dissenting opinion by Mr. Justice Stewart with whom Mr. Justice White joins.

## APPEALS—SUMMARY DISPOSITIONS

No. 843. John C. Luzaitis and Alfonso Sabino, appellants, *v.* Municipal Court of Los Angeles Judicial District, County of Los Angeles, State of California. Appeal from the Court of Appeal of California, Second Appellate District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 851. Dominic Strazzula, appellant, *v.* Building Inspector of Wellesley et al. Appeal from the Supreme Judicial Court of Massachusetts. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 5745. Peni Bates, appellant, *v.* Martin P. Catherwood, Industrial Commissioner. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 5912. Kathleen Ramos et al., appellants, *v.* John C. Montgomery et al. Appeal from the United States District Court for the Southern District of California. The judgment is affirmed. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted.

No. 5993. Lula Mae Conner et al., appellants, *v.* Elliot L. Richardson, Secretary, Health, Education and Welfare, et al. Appeal from the United States District Court for the Northern District of Illinois. The judgment is affirmed.

#### CERTIORARI—SUMMARY DISPOSITIONS

No. 326. Erlene Crosslin et vir, petitioners, *v.* The Mountain States Telephone and Telegraph Company. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion of the National Association for the Advancement of Colored People for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari granted, judgment vacated, and case remanded to the United States District Court for the District of Arizona for reconsideration in light of the suggestions contained in the brief of the Solicitor General, as *amicus curiae*, filed November 19, 1970. By this remand this Court intimates no view as to the merits of the Solicitor General's position. Dissenting opinion by Mr. Justice Douglas.

No. 5788. L. C. Smith, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Motion for leave to amend petition granted. Motion for leave to proceed in forma pauperis and petition for writ of certiorari granted. Judgment vacated and case remanded to the United States District Court for the Northern District of Ohio for reconsideration in light of the suggestion contained in the Solicitor General's memorandum filed December 16, 1970.

#### ORDERS IN PENDING CASES

No. 1112, Oct. Term, 1968. William Leighton, etc., petitioner, *v.* The One William Street Fund, Inc., et al. Motion for relief *pendente lite* denied. Mr. Justice Marshall took no part in the consideration or decision of this motion. Motion for leave to file second petition for rehearing denied. The Chief Justice, Mr. Justice Marshall and Mr. Justice Blackmun took no part in the consideration or decision of the latter motion.

No. ——. Roy Anderson, petitioner, *v.* Nelson Aldrich Rockefeller, Governor, et al. The application for stay presented to Mr. Justice Harlan, and by him referred to the Court, is denied.

No. 144. Eugene Griffin, etc., et al., petitioners, *v.* Lavon Breckenridge et al. The motion of the respondents for the appointment of counsel is granted, and it is ordered that W. D. Moore, Esquire, of Philadelphia, Mississippi, a member of the Bar of this Court be, and he is hereby, appointed to serve as counsel for the respondents in this case.



No. 338. Blonder-Tongue Laboratories, Inc., petitioner, *v.* University of Illinois Foundation et al. The motion of Kawneer Company, Inc., for leave to file a brief, as *amicus curiae*, is granted.

No. 507. California Department of Human Resources Development et al., appellants, *v.* Judith Java et al. The motion of The Southern California Edison Company, et al., for leave to participate in oral argument, as *amici curiae*, is denied. The motion of the State of Tennessee for leave to join in the *amicus curiae* brief of the State of New Hampshire is granted. The motion of the State of Illinois for leave to join in the *amicus curiae* brief of the State of Maryland is granted.

No. 853. In the Matter of the Disbarment of Russell L. Wolden.

It having been reported to this Court that Russell L. Wolden, of San Francisco, State of California, has been disbarred from the practice of law in all of the Courts of the State of California, and this Court by order of October 12, 1970, having suspended the said Russell L. Wolden from the practice of law in this Court and directed that a rule issue requiring him to show cause why he should not be disbarred;

And it appearing that the said rule was duly issued and served upon the respondent and that the time within which to file a return to the rule has expired;

It is Ordered that the said Russell L. Wolden be, and he is hereby, disbarred from the practice of law in this Court and that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court.

#### CERTIORARI GRANTED

No. 758. United States, petitioner, *v.* Raymond J. Ryan. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 798. United States et al., petitioners, *v.* Anne Goyne Mitchell et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 840. Ib Otto Astrup, petitioner, *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 835. Robert Kenneth Dewey, petitioner, *v.* Reynolds Metals Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted. Mr. Justice Harlan took no part in the consideration or decision of this petition.

#### CERTIORARI DENIED

No. 833. United States Fidelity and Guaranty Company, petitioner, *v.* Marie L. Hill. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **837**. Cresta Corporation, S. A., petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **841**. Mae Gentile et al., petitioners, *v.* Howard S. Ives, State Highway Commissioner, State of Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **842**. Herman Eugene Wing, petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **845**. Robert C. Stubbs et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **848**. William F. Ward et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **849**. Robert C. Fielding et al., petitioners, *v.* Federal Savings and Loan Insurance Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **854**. Luckenbach Steamship Company, petitioner, *v.* Zim Israel Navigation Company, Limited, et al.; and

No. **855**. Herman Telfair, petitioner, *v.* Zim Israel Navigation Company, Limited, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **856**. Janey T. Greenspun, petitioner, *v.* Nevada et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **857**. David George Gwyther and Kip Dallen Morgan, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **859**. Clifford M. Hardin, Secretary of Agriculture, petitioner, *v.* Harry H. Price & Sons, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **860**. Arizona, petitioner, *v.* Robert Shaw. Petition for writ of certiorari to the Supreme Court of Arizona denied.

No. **863**. Clarence Eugene Middlebrooks, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **864**. Dade County Classroom Teachers' Association, Inc., etc., petitioner, *v.* Leonard H. Rubin, etc., et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **1182**. Brunswick Corporation, petitioner, *v.* Howell W. Clements, etc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5245**. Andrew S. Williams, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. **5332**. Herman Keeby and Lewelyn M. Burton, petitioners, *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **5648**. Clarence E. Whaley, petitioner, *v.* Charles Grimm et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5678**. George William Daegele, petitioner, *v.* Sherman H. Crouse, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **5692**. Barbara Williams and Rose Ann Scott, petitioners, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **5713**. Albert Louis Thibadoux, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5732**. Kenneth Roosevelt Williams, petitioner, *v.* Florida. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5741**. Donald McKirdie et al., petitioners, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **5758**. Leonard Eunice Bruffet, petitioner, *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **5763**. Bernard Jones, petitioner, *v.* New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5765**. Thomas James Smith, Jr., petitioner, *v.* Ohio et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5778**. William W. Olney, petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **5972**. Frank Robert Cordee Hahn, petitioner, *v.* P. G. Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5985**. Alexander Ruben Estrella, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6003**. Harold Lloyd Hudson, petitioner, *v.* United States; and No. **6190**. Jesse Jonathan White, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6026**. Bobby R. Brown, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6027**. Robert F. Burke, petitioner, *v.* Donald R. Erickson. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6029**. Thomas Henry, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6030**. Tom T. Collins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6032**. Don M. Williams, petitioner, *v.* William S. Neil, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6033**. Dennis B. Vennard, petitioner, *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **6034**. Gerald Daniel Walker, petitioner, *v.* Raymond Stader et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6035**. Samuel Lytle, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **6038**. James X. Reese, petitioner, *v.* S. L. Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6040**. Kenneth James Wells, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6044**. Enrica Maria Polese, petitioner, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6385**. Walter Thomas Walls, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California denied.

No. **776**. Robert R. Rodicker, petitioner, *v.* Illinois Central Railroad Company. Petition for writ of certiorari to the Supreme Court of Mississippi denied. Dissenting opinion by Mr. Justice Black with whom Mr. Justice Douglas and Mr. Justice Brennan join.

No. **815**. Brunswick Corporation, petitioner, *v.* Howell W. Clements, etc. Motion to dispense with printing respondent's brief granted.

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

No. **838**. Montana Power Company, petitioner, *v.* Federal Power Commission et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Harlan is of the opinion that certiorari should be granted. The Chief Justice took no part in the consideration or decision of this petition.

No. **5987**. Jack Kamsler, petitioner, *v.* Attorney General of United States. Motion to strike respondent's brief denied. Petition for certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5961**. Mark Weintraub, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Dissenting opinion by Mr. Justice Douglas.

No. **6043**. Neil Keith Rogers, petitioner, *v.* California. Motion for leave to amend petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

#### LEAVE TO FILE PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. **6028**. Rollie L. Shivers, petitioner, *v.* Louie L. Wainwright, Director, Division of Corrections of Florida. Motion for leave to file petition for writ of habeas corpus denied.

#### LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. **5682**. Ernest C. Pickens, petitioner, *v.* California Supreme Court. Motion for leave to file petition for writ of mandamus denied.

No. **6008**. Jerry Lynn Young, petitioner, *v.* United States. Motion for leave to file petition for writ of mandamus denied. Mr. Justice Black and Mr. Justice White are of the opinion that the motion should be granted.

#### REHEARINGS DENIED

No. **5754**. Roger R. Dawson and Velma L. Dawson, petitioners, *v.* Shenandoah Retreat Land Corporation et al.; and

No. **5768**. Franklin D. Calvert, petitioner, *v.* United States. Petitions for rehearing denied.

#### RECESS ORDER

The Court will take a recess from Monday, January 25, 1971, until Monday, February 22, 1971.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City &amp; State</u>	<u>Movant</u>
Brent M. Abel	San Francisco, Calif.	Burnham Enersen.
Jerome Christopher Ables, Sr.	So. Pittsburgh, Tenn.	Albert Allan Kelly.
John B. Alfieri	New York, N.Y.	Paul Frohman.
Paul Judson Allison	Spokane, Wash.	Abner Joseph Mikva.
Robert S. Atkins	Chicago, Ill.	Joel Flaum.
Joseph P. Balistrieri	Milwaukee, Wis.	Dominic Frinzi.
William K. Ball	Monticello, Ark.	James A. Ross.
Lionel Arthur DeBardleben	Park Falls, Wis.	Leonard F. Schmitt.
Burton H. Barnett	Los Angeles, Calif.	Melvin Belli.
Fred Barry, Jr.	Mount Vernon, Ohio.	William H. Thomas.
Richard Bell	Stone Mountain, Ga.	James A. Mackay.
Sidney Bender	New York, N.Y.	Aaron Lewittes.
Richard H. Benedict	St. Paul, Minn.	James F. Lynch.
Edward M. Berman	White Plains, N.Y.	Paul Frohman.
James E. Berner	Woodstock, Ill.	William J. Gleason.
John R. Blakeslee	Traverse City, Mich.	Stuart D. Hubbell.
Alexander K. Blatt	Atlantic City, N.J.	Martin Bloom.
Edward Allen Bobrick	Chicago, Ill.	Abraham L. Marovitz (Judge).
Girard E. Boudreau, Jr.	Los Angeles, Calif.	Homer I. Mitchell.
Carroll Joseph Boudreaux	Houston, Tex.	Edmund L. Coghburn.
Robert Green Bowers	New Bern, N.C.	Kennedy Wooten Ward.
Theodore S. Brandwein	No. Miami Beach, Fla.	Leonard J. Felzenberg.
Dallas David Brock, Jr.	San Francisco, Calif.	Phillip Adams.
David Barclay Bryan	Honolulu, Hawaii	Robert Gray Dodge.

<u>Applicant</u>	<u>City &amp; State</u>	<u>Movant</u>
Francis J. Butler	Spokane, Wash.	William B. Bantz.
William Ignatius Caldwell, Jr.	Woodstock, Ill.	William J. Gleason.
James Sargent Campbell	Washington, D.C.	Lloyd N. Cutler.
Lucien Benton Campbell	San Antonio, Tex.	Manuel C. Gonzales.
Wayne M. Carlisle	Gainesville, Fla.	James Frederick Lang.
Daniel Allison Carlton	Wauchula, Fla.	Morton J. Gold.
J. Speed Carroll	New York, N.Y.	Fowler Hamilton.
Thomas Edward Ciotti	San Francisco, Calif.	Dirks Bruce Foster.
Paul Beecher Clinton	San Buenaventura, Calif.	Richard E. Erwin.
James W. Coffey	Chicago, Ill.	John J. Dillon.
James Patrick Connolly	Simsbury, Conn.	Thomas P. Byrne.
Robert J. Cooney	Bridgeport, Conn.	Edgar W. Bas-sick, III.
P. Robert Coward	Moraga, Calif.	Howard William Wayne.
Aubrey Earl Cox	Bradenton, Fla.	Thomas Stewart.
William Crutchfield, Jr.	Lookout Moun-tain, Tenn.	John A. Chambliss, Jr.
Richard Welton Culver	Chicago, Ill.	Louis J. Gilberto.
Larry Arthur Curtis	Los Angeles, Calif.	John D. Maharg.
Lucius Bryan Dabney, Jr.	Vicksburg, Miss.	James Basil Ramsey.
Leon Walter Davis, Jr.	Chattanooga, Tenn.	Sizer Chambliss.
Alain Decombe	Montclair, N.J	Paul Frohman.
Michael Gene Denton	Dallas, Tex.	James G. Vetter, Jr.
Allen R. Derr	Boise, Idaho	Frank Church.
Bernard S. Dolbear	New Orleans, La.	Guy Johnson.
John A. Donovan	New York, N.Y.	Amalya L. Kearse.
Hector G. Dowd	Scarsdale, N.Y.	Paul Frohman.
Charles Leonard Dunlap	Jacksonville, Fla.	Hugh Reynolds Dowling.
Robert Dyer	Orlando, Fla.	Norman F. Burke.
Keith E. Eastin	Chicago, Ill.	Theophil Carl Kammholz.
Robert C. Ely	St. Louis, Mo.	Robert E. Wieland.

<u>Applicant</u>	<u>City &amp; State</u>	<u>Movant</u>
Jesse J. Fine	New York, N. Y.	Edmund B. Hennefeld.
Jay Floyd	Austin, Tex.	Robert C. Flowers.
Robert C. Forst	Beverly Hills, Calif.	Samuel K. Freshman.
Irving Fox	New York, N. Y.	Paul Frohman.
Alan Frank	Pittsburgh, Pa.	Gilbert J. Helwig.
Bernard D. Frank	Newton, Mass.	Harold Katz.
Arthur Allan Franzke	Portland, Ore.	Kenneth E. Roberts.
John D. French	Minneapolis, Minn.	Hayner N. Larson.
Lionel R. Fuller	San Antonio, Tex.	W. L. Matthews.
D. Joe Gabbert	Terre Haute, Ind.	N. George Nasser.
Walter L. Galuszka	Hartford, Conn.	Ralph M. Kilburn.
Sheldon Calvin Garber	Chicago, Ill.	Stephen P. Patt.
Charles E. Gardner	Russellville, Ark.	Robert H. Williams.
Elijah Allison Gebhart	Warren, Ind.	John H. Edris.
Thomas Gibson	Philadelphia, Pa.	Samuel David Slade.
William J. Gilbreth	New York, N. Y.	William K. Kerr.
John G. Gillis	Boston, Mass.	Robert H. Johnson.
Richard E. Girard	Chicago, Ill.	John J. Dillon.
Tom Davis Glazner	Fort Worth, Tex.	Joe DeLay Taylor.
Donald J. Goldberg	Philadelphia, Pa.	Thomas N. O'Neill, Jr.
Howard Wayne Gordon	Philadelphia, Pa.	Dennis Charles DeBerry.
J. Robert Gordon	Laurinburg, N.C.	James W. Mason.
Robert Hoag Gordon	Burlington, Mass.	Donald N. Sleeper, Jr.
Howard Jerome Gorin	Los Angeles, Calif.	Patricia Smith (Miss).
Everett Edsel Harber	Blytheville, Ark.	Arthur S. Todd Harrison.
James Warren Haskins	Martinsville, Va.	Jackson Lintecum Kiser.
David Joseph Hensler	Washington, D.C.	John P. Arness.
E. Belmont Herring	Santa Monica, Calif.	Rex Hughes Minter.



<u>Applicant</u>	<u>City &amp; State</u>	<u>Movant</u>
Edward Lee Hopper	Huntsville, Ala.	Robert Sellers Smith.
Hartman Hotz	Fayetteville, Ark.	Bill Penix.
Charles Leslie Irvin	Park Forest, Ill.	George Faris.
A. Kyle Johnson	Seattle, Wash.	Travis Harmon Clark.
Joseph P. Kane	Scranton, Pa.	Roger Mattes.
Melvin L. Katten	Chicago, Ill.	David Philip Schippers.
Martin Sander Kaufman	New York, N.Y.	H. Richard
Richard R. Kennedy	Lafayette, La.	Kaliste J. Saloom, Jr.
Bennett Lexon Kight	Atlanta, Ga.	Mac Asbill, Jr.
David William Knapp	San Jose, Calif.	Hugh Stuart Center.
Guy O. Kornblum	San Francisco, Calif.	R. Mitchell S. Boyd.
Gail Templar Kreher	New Orleans, La.	Henry C. Keene, Jr.
Judah I. Labovitz	Philadelphia, Pa.	Louis J. Goffman.
Gordon Henry Ladendorff	Phoenix, Ariz.	Ivan Robinette.
Franklin D. Laven	Los Angeles, Calif.	Gerald J. Levie.
Kenneth Anthony Lazarus	Nutley, N.J.	Erwin N. Griswold (Sol. Gen.)
Charles B. Leib	San Jose, Calif.	Nathan C. Finch.
Harvey Lionel Lerer	Los Angeles, Calif.	Bernard David Fischer.
Bernard E. Malin	Hackensack, N.J.	William Blackmarr.
Richard Welden Marston	San Jose, Calif.	Donald Campion Atkinson.
John A. Mastrangelo	Yonkers, N.Y.	Anthony A. Moley.
Charles Wood Matthews, Jr.	Birmingham, Ala.	Robert J. Kutak.
Earl LaVerne Maxwell, Jr.	Tallahassee, Fla.	James Snyder , Hocker.
Lee M. McCahren	Vermillion, S.D.	Everett A. Boque.
James D. McCarthy, Jr.	Rockville, Md.	James D. Mc- Carthy, Jr.
John R. McKee	Oklahoma City, Okla.	James Davison Fellers.
John Thomas Mehigan	Chicago, Ill.	John J. Dillon.

<u>Applicant</u>	<u>City &amp; State</u>	<u>Movant</u>
Robert H. Meisel	Saginaw, Mich.	Russell James Harvey.
Robert L. Mellen, Jr.	Bedford, Ind.	H. Wayne Baker.
Lawrence Richard Metsch	New Haven, Conn.	Robert J. Rottman
John Hewitt Meyer	Elmhurst, Ill.	Daniel Stewart Wentworth, Jr.
Richard M. Meyers	Albany, N.Y.	Daniel A. Whalen.
James A. Miller, Jr.	Westport, Conn.	Robert H. Rubin.
Alan Huntress Minter	Austin, Tex.	Thomas M. Diamond, Jr.
Jerry F. Moore	Los Angeles, Calif.	Melvin Belli.
Donald Crane Morgan	Plymouth, Mich.	A. Stewart Kerr.
Michael Jerome Murray	Chicago, Ill.	John J. Dillon.
Harry L. Nair	Hartford, Conn.	Peter L. Costas.
Dennis Michael Nerney	San Francisco, Calif.	Thomas M. Montgomery.
Theodore Ness	New York, N.Y.	Paul Frohman.
Richard Netter	New York, N.Y.	Paul Frohman.
David Z. Nisnewitz	Brooklyn, N.Y.	Samuel Harris Dawson.
Jon D. Noland	Indianapolis, Ind.	Charles E. Bruess.
Robert Irving Odom	Seattle, Wash.	John A. Goadfrey.
George O'Dowd	New Orleans, La.	Albert B. Koorie.
Lowell A. O'Grady	Grand Forks, N.D.	Harold D. Shaft.
Ronald D. Olson	Minneapolis, Minn.	Wellington H. Law.
Brian Paddock	Gilroy, Calif.	Chester James Antieau.
Larry Samuel Patterson	Hope, Ark.	Albert Graves.
Eugene Colfax Peck	Oxnard, Calif	Richard C. Heaton.
Blair L. Perry	Boston, Mass.	Frederick G. Fisher, Jr.
Jerry D. Pinson	Harrison, Ark.	Joe Edward Purcell.
Alan J. Pogarsky	Toms River, N.J.	Loenard G. Lomell.
Frank M. Polasky	Saginaw, Mich.	Russell James Harvey.
Irwin Pronin	New York, N.Y.	William J. vanden Heuvel.
Eugene Propp	Chicago, Ill.	Bernard H. Ostrowsky.

<u>Applicant</u>	<u>City &amp; State</u>	<u>Movant</u>
Jacque B. Pucheu	Eunice, La.	Joseph Nilas Young.
J. Michael Reed	San Diego, Calif.	Peter J. Hughes.
Stephen Reich	Brooklyn, N. Y.	Brenda Suzanne Soloff (Miss).
V. Thomas Rice	Honolulu, Hawaii	Robert G. Hogan.
Harold Riddel	Phoenix, Ariz.	Philip Walter Marquardt.
Lyle Alton Riggs, Jr.	Mesa, Ariz.	J. LaMar Shelley.
David L. Roberts	Mesa, Ariz.	J. La Mar Shelley.
George Paul Roberts	So. Bend, Ind.	Myron J. Hack.
Joseph Boxley Roberts, III	Gastonia, N.C.	Horace M. Du- Bose, III.
John Joseph Roethel	Detroit, Mich.	Clifford L. Sadler.
Jack Irwin Rosen	Los Angeles, Calif.	Jerry S. Berk.
Maurice L. Schoenwald	New York, N. Y.	Sidney O. Raucher.
Simon Schonfield	Baltimore, Md.	George L. Russell, Jr.
John Barry Schwartz	Chicago, Ill.	Henry Mitgang.
Carl A. Schwarz, Jr.	New York, N. Y.	Robert Abelow.
Donald Otis Simmons	Gulport, Miss.	David Cottrell, Jr.
Loy M. Simpkins	Waco, Tex.	Curtis Cullen Smith, Jr.
Albert Johnston Smith	Anson, Tex.	Mark Martin.
Eldred Gary Smith	Los Angeles, Calif.	Richard L. Blanck.
John Louis Smith, Jr.	Washington, D.C.	Thomas A. Farrel.
Kenneth Lorrin Smith	Denver, Colo.	Richard M. Davis.
Robert Cosgrove	Miami, Fla.	Thomas H. Anderson.
Sommerville		
Robert E. Stanton	Haddonfield, N. J.	Michael A. Orlando.
John J. Sullivan	Ventura, Calif.	Richard E. Erwin.
Robert M. Taylor, Jr.	New Haven, Conn.	Walton E. Cronan.
Manuel Taxel	New York, N. Y.	Samuel Kirschenbaum.
G. Dave Teja	Yuba City, Calif.	Robert L. Leggett.
Richard A. Thompson, Jr.	Tuscaloosa, Ala.	Bruce McEachin.

<u>Applicant</u>	<u>City &amp; State</u>	<u>Movant</u>
James Franklin Turner	Chattanooga, Tenn.	Sizer Chambliss.
Jules L. Wacht	Scarsdale, N.Y.	Paul Frohman.
Arthur Ward Wagner, Jr.	West Palm Beach, Fla.	Al. J. Cone.
Robert H. Wagstaff	Anchorage, Alaska	Victor D. Carlson.
John P. Weatherwax	Troy, N.Y.	E. Stewart Jones.
Gary Norman Weintraub	Port Jefferson Station, N.Y.	Louis Freedman.
Leonard Weiss	Mount Vernon, N.Y.	Louis J. Martino.
Sanford D. Weiss	Montgomery, Ala.	Edward J. Azar.
Jerry Carr Whitehead	Reno, Nev.	Clarence Clifton Young.
Myrl O. Wilkinson	Terre Haute, Ind.	N. George Nasser.
Ronald D. Williams	Bridgeport, Conn.	Francis A. Smith; Jr.
Glen Wing	Fayetteville, Ark.	James Robert Hale.
E. Vance Winningham, Jr.	Oklahoma City, Okla.	James Davison Fellers.
Warren Gail Wolf	Tiffin, Ohio	Thomas Richard Spellerberg.
Glenn Zell	Atlanta, Ga.	Albert M. Horn.

#### ADMISSIONS TO THE BAR ON ORAL MOTIONS

John Alexander Flangas	Reno, Nev.	Howard W. Cannon.
James H. Thompson	Reno, Nev.	Howard W. Cannon.

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#### ORAL ARGUMENT

No. 96. A. T. Gordon et al., petitioners, *v.* Granville H. Lance et al. Argued by Mr. George M. Scott for the petitioners and by Mr. Charles C. Wise, Jr., for the respondents.

No. 41, **Orig.** State of Ohio, plaintiff, *v.* Wyandotte Chemicals Corporation et al. One hour and forty minutes allowed for oral argument. Argued on motion for leave to file bill of complaint by Mr. Paul W. Brown for the plaintiff, by Mr. Peter L. Strauss for the United States, as *amicus curiae*, by invitation of the Court, by Mr. John M. Moelmann for defendant Wyandotte Chemicals Corporation, by Mr. Ian W. Outerbridge for defendant Dow Chemical Company of Canada, Ltd., by special leave of Court under Rule 6, and by Mr. Harley J. McNeal for defendant, Dow Chemical Company, U.S.A.

No. 189. Chicago and North Western Railway Company, petitioner, *v.* United Transportation Union. Argued by Mr. William H. Dempsey, Jr., for the petitioner and by Mr. John H. Haley, Jr., for the respondent.

No. 370. Magnesium Casting Company, petitioner, *v.* National Labor Relations Board. Argument commenced by Mr. Louis Chandler for the petitioner.

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Adjourned until tomorrow at 10 o'clock.

The day call for Tuesday, January 19, 1971, will be as follows: Nos. 370, 5175, 5257, 5342, and 434.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

### ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City &amp; State</u>	<u>Movant</u>
Robert Harrison Schlosser	Phoenix, Ariz.	Anthony B. Ching.
Samuel S. Jacobson	Jacksonville, Fla.	Albert J. Datz.
James E. Harrington	Chicago, Ill.	John J. Naughton.
William G. Roy	Bethesda, Md.	Jerome Howard Heckman.
Arthur Pierce Williams	Miami, Fla.	John P. Jellico.

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### OPINIONS

No. 44. R. K. Procunier, Director, California Department of Corrections, petitioner, *v.* Veron Atchley. 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 further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Stewart. Mr. Justice Black concurs in the judgment and substantially all of the opinion.

No. 95. Wisconsin, appellant, *v.* Norma Grace Constantineau. Appeal from the United States District Court for the Eastern District of Wisconsin. Judgment affirmed. Opinion by Mr. Justice Douglas. Dis-

sending opinion by Mr. Chief Justice Burger with whom Mr. Justice Blackmun joins. Dissenting opinion by Mr. Justice Black with whom Mr. Justice Blackmun joins.

## ORAL ARGUMENT

**No. 370.** Magnesium Casting Company, petitioner, *v.* National Labor Relations Board. Argument continued by Mr. Louis Chandler for the petitioner and concluded by Mr. Norton J. Come for the respondent.

**No. 5175.** Adolfo Perez, et ux, petitioners, *v.* David H. Campbell, Superintendent, Motor Vehicle Division, Arizona Highway Department, et al. Argued by Mr. Anthony B. Ching for the petitioners and by Mr. Robert H. Schlosser for the respondents.

**No. 5257.** Lou Bertha Labine, natural tutrix of minor child, Rita Nell Vincent, appellant, *v.* Wilbur Vincent, Administrator of the succession of Ezra Vincent. Argued by Mr. James J. Cox for the appellant and by Mr. James A. Leithead for the appellee.

**No. 5342.** James Wintfored Rewis and Mary Lee Williams, petitioners, *v.* United States. Argued by Mr. Albert J. Datz for the petitioners and by Mr. Sidney M. Glazer for the respondent.

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Adjourned until tomorrow at 10 o'clock.

The day call for Wednesday, January 20, 1971, will be as follows:  
Nos. 434, 133, 534, and 135.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

### ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Thomas W. McNamara	Chicago, Ill.	Solicitor General Erwin N. Griswold.
Richard A. Pallot	Miami, Fla.	Lawton M. Chiles, Jr.
Jon C. Moyle	West Palm Beach, Fla.	Do.

### OPINION

**No. 121.** Richard Mayberry, petitioner, *v.* Pennsylvania. On writ of certiorari to the Supreme Court of Pennsylvania, Western District. Judgment vacated and case remanded to the Supreme Court of Pennsylvania, Western District, for further proceedings ~~in conformity~~ with the opinion of this Court. Opinion by Mr. Justice Douglas. Mr. Justice Black concurs in the judgment and with all the opinion except that part which indicates that the judge without a jury could have convicted petitioner of contempt instantaneously with the outburst. Concurring opinion by Mr. Chief Justice Burger. Concurring opinion by Mr. Justice Harlan.

### ORAL ARGUMENT

**No. 434.** United Transportation Union, petitioner, *v.* The State Bar of Michigan. Argued by Mr. John J. Naughton for the petitioner and by Mr. A. D. Ruegsegger for the respondent.

**No. 133.** United States, appellant, *v.* Thirty-seven (37) Photographs, Milton Luros, Claimant. Argued by Mr. Solicitor General Erwin N. Griswold for the appellant and by Mr. Stanley Fleishman for the appellees.

**No. 534.** United States, appellant, *v.* Norman George Reidel. Argued by Mr. Solicitor General Erwin N. Griswold for the appellant and by Mr. Sam Rosenwein for the appellee.



No. 135. Organization for a Better Austin et al., petitioners, *v.* Jerome M. Keefe. Argued by Mr. David C. Long for the petitioners and by Mr. Thomas W. McNamara for the respondent. Memoranda to come.

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Adjourned until Monday, January 25, 1971, at 10 o'clock.

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# SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEAL—SUMMARY DISPOSITION

No. **6098**. Mary Emma Ward et al., appellants, *v.* Arthur Winstead, Commissioner, Public Welfare of Mississippi, et al. Appeal from the United States District Court for the Northern District of Mississippi. The appeal is dismissed for the reason that the notice of appeal was not timely filed pursuant to 28 U.S.C. § 2101 (b).

## CERTIORARI—SUMMARY DISPOSITION

No. **846**. First National City Bank, petitioner, *v.* Banco Nacional de Cuba. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals for reconsideration in light of the views of the Department of State expressed in its letter dated November 17, 1970, and transmitted to this Court by the Solicitor General. In taking this action, the Court is expressing no views on the merits of the case.

## ORDERS IN PENDING CASES

No. **40**, Original. Commonwealth of Pennsylvania, plaintiff, *v.* State of New York et al. The motion of the State of Arizona for leave to intervene as a party defendant and the motion of the State of Indiana for leave to intervene as a party plaintiff are referred to the Special Master.

No. **48**, Original. State of Mississippi, plaintiff, *v.* State of Arkansas. The motion for leave to file a bill of complaint is granted. The defendant is allowed sixty days to answer or otherwise respond to the complaint.

No. **5338**. Robert Apodaca, Harry Morgan Cooper, Jr., and James Arnold Madden, petitioners, *v.* Oregon. The motion to dispense with printing the *amicus curiae* brief of the National Legal Aid and Defender Association is granted.

## APPEAL—JURISDICTION NOTED

No. 759. United States, appellant, *v.* Armour & Co. and Greyhound Corporation. Appeal from the United States District Court for the Northern District of Illinois. In this case probable jurisdiction is noted. Mr. Justice Black and Mr. Justice Blackmun took no part in the consideration or decision of this matter.

## CERTIORARI GRANTED

No. 5750. Peter Stanley, Sr., petitioner, *v.* Illinois. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of Illinois granted.

## CERTIORARI DENIED

No. 861. Leonard Burtman and Benedict Himmel, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 865. Marine Carriers Corporation, petitioner, *v.* Henry H. Fowler, Secretary of the Treasury, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 870. Willie James McGee, petitioner, *v.* California. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Santa Cruz, denied.

No. 871. Day-Glo Color Corp. et al., petitioners, *v.* Harry P. Locklin and Elmer J. Brant, dba Radiant Color Company; and

No. 923. Harry P. Locklin and Elmer J. Bryant, dba Radiant Color Company, petitioner, *v.* Day-Glo Color Corp. et al. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 872. Railway Labor Executives' Association et al., petitioners, *v.* The Atchison, Topeka & Santa Fe Railway Company. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 873. St. Elmo Hawkins, petitioner, *v.* General Motors Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 875. The Heyward-Robinson Company, Inc., et al., petitioners, *v.* United States for the Use and Benefit of D'Agostino Excavators, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 884. Frank A. Jaskiewicz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **885**. Snyder Tank Corporation, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **886**. Carl W. Evans, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **889**. Bear Manufacturing Company, petitioner, *v.* United States. Petitioner for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **893**. W. B. D. Cooper, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **894**. Allen Roth, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **896**. Alamo Express, Inc., et al., petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **899**. Peter John Ricci, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **6053**. Benjamin Franklin Harrison, Jr., petitioner, *v.* Clark County School District et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6057**. Bobbie Wilson, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Eighth Circuit denied.

No. **6059**. Don C. Silverthorn, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6063**. John J. Thomas, aka John J. Toohey, petitioner, *v.* Paul H. Nitze, Secretary, U.S. Department of the Navy, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6065**. Norman Bork, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **6066**. Matthew Massimo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6067**. Alois Albert Tyczkowski, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. **6070**. Gale Mixen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6072**. Howard Allen Logan, petitioner, *v.* J. Leland Casscles, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6078**. Michael Gilboy, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6079**. Johann Georg Engel, petitioner, *v.* City of Madison, Wisconsin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6086**. Benjamin Holmes, petitioneer. *v.* John Zelker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6092**. James Robinson, petitioner, *v.* Daniel McMann, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6093**. Robert E. Warburton, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **6094**. Joseph Rodney Thomas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6095**. Joseph Hobert Akers, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6097**. Frederick Parks, petitioner, *v.* L. L. Wainwright, Director, Florida Division of Corrections, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6100**. J. D. Jolly et al., petitioners, *v.* Walter Gorman et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6101**. Gerald Daniel Walker, petitioner, *v.* Illinois. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6102**. Thomas Richard Mann et al., petitioners, *v.* Superior Court of San Bernardino County, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. **6103**. Marion Stevenson, petitioner, *v.* Vincent R. Mancusi, Superintendent, Attica Correction Facility. Petition for writ of cer-

tiorari to the Appellate Division of the Supreme Court of New York, Fourth Judicial Department, denied.

No. **6104.** Matthew Walker, petitioner, *v.* Harold W. Follette, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6112.** Joseph Menechino, petitioner, *v.* Russell G. Oswald, as Chairman of the New York State Board of Parole, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6116.** William Vitoratos, petitioner, *v.* C. V. D. Emmons, Judge. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **6121.** George Albert Mills, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6124.** Karl Patrick Warford, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6126.** Jose Robles Ybarra, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6132.** William F. Richards, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6133.** Norman O. Wilmot, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6136.** Warren James Allen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6137.** John Adams, petitioner, *v.* Frank J. Pate, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6138.** Nathaniel Watkins, petitioner, *v.* Louis S. Nelson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6140.** Louis French, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **868.** John Michael Harper, petitioner, *v.* United States. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **881**. Richard C. Barnes, petitioner, *v.* United States. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **895**. Flora Daun Fowler, petitioner, *v.* Board of Supervisors of Elections of Prince Georges County. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **869**. Rolfe Christopher and Gary Christopher, petitioners, *v.* E. I. duPont de Nemours & Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Harlan and Mr. Justice White took no part in the consideration or decision of this petition.

No. **5867**. Calvin Mitchell, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

#### LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. **688**. Owen F. Lyons, petitioner, *v.* Frank J. Murray, Judge. Motion for leave to file petition for writ of mandamus denied.

#### REHEARINGS DENIED

No. **288**. James Joiner, petitioner, *v.* Rosetta Deckard;

No. **291**. Donald R. McVean, petitioner, *v.* Florida;

No. **414**. Laurel N. Dunn, petitioner, *v.* Newspapers, Inc.;

No. **711**. Beckman Instruments, Inc., et al., petitioners, *v.* Chemtronics, Inc., et al.;

No. **5789**. Clayton Arnold Veach, petitioner, *v.* Tennessee; and

No. **5893**. Donald E. Harris, petitioner, *v.* United States. Petitions for rehearing denied.

No. **78**. Atlantic City Electric Company et al., appellants, *v.* United States et al. Petition for rehearing denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. **421**. Trefina, A. G., petitioner, *v.* United States. Motion for leave to file petition for rehearing denied.

No. **673**. Lee National Corporation, petitioner, *v.* Atlantic Richfield Company et al. Petition for rehearing and/or to amend order denied.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George La Rue Aames	Rowland Heights, Calif.	George A. Kasem.
William C. Adair, Jr.	Paragould, Ark.	Richard Earl Griffin.
Richard Clark Allison	New York, N.Y.	Charles A. Read.
Arnold Stuart Anderson	New York, N.Y.	Edwin J. Wesely.
Clare W. H. Bangs	Huntington, Ind.	J. Edward Roush.
James M. Barton	Greenwich, Conn.	Robert T. Gilhuly.
Colden R. Battey, Jr.	Beaufort, S.C.	G. G. Dowling.
James H. Beck	Youngstown, Ohio	Daniel Benjamin Roth.
Peter J. H. Bentley	Chicago, Ill.	Philip A. Ryan.
Clyde Earl Bracken, Jr.	Dallas, Tex.	Edward Elton Crowell, Jr.
J. Brian Brennan	West Palm Beach, Fla.	James T. Carlisle.
Stephen P. Cadden	Philadelphia, Pa.	K. Martin Worthy
Michael Thomas Caldwell	Woodstock, Ill.	William J. Gleason.
James A. Carter	San Francisco, Calif.	Allen W. Teagle.
James G. Changaris	Yuba City, Calif.	Michael Jennings Keady.
Patrick J. Creamer	Minneapolis, Minn.	Robert W. Long.
Kenneth M. Davies	Detroit, Mich.	James L. Elsman.
George Smith Dibble, Jr.	Cody, Wyo.	Alan K. Simpson.
David Sander Dolowitz	Salt Lake City, Utah	Brigham E. Roberts.
Maureen D. Donovan	New York, N.Y.	Amalya L. Kearse.
Bernard Dworkin	New York, N.Y.	Lawrence J. Mahoney.
Gene T. Ecker	St. Paul, Minn.	Elizabeth A. Egan.
C. Lee Eisen	Rockville, Md.	H. Clifford Alder.
Carl Eugene Ericson	San Diego, Calif.	Lloyd Ellis Griffin.
Elwyn Evans, Jr.	Wilmington, Del.	Anthony B. Ching.
Wesley J. Fastiff	San Francisco, Calif.	Allen W. Teagle.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Marvin J. Feldman	Cleveland, Ohio	David Ralph Hertz.
William Feldman	Miami, Fla.	Harold P. Kravitz.
Joel Gerber	Boston, Mass.	K. Martin Worthy.
Franklin Theodore Gerlach.	Portsmouth, Ohio.	Robert K. McCurdy.
Samuel M. Gilman	Rock Island, Ill.	Francis J. Coyle.
Ira Goldenring	Sherman Oaks, Calif.	Stanley P. Piser.
Milton Howard Gordon	Berkeley, Calif.	Thomas J. Cunningham.
James Beale Gorham	Seattle, Wash.	Paul F. Bonnell.
Richard Shaw Graham	Daytona Beach, Fla.	John Compton French.
David Leonard Green	New York, N. Y.	Dimitrios C. Fotopoulos.
Peter B. Grinstein	Youngstown, Ohio	Daniel Benjamin Roth.
Peter Michael Gwosdof	Anaheim, Calif.	Walter B. Chaffee.
James Paul Hahn	Lakeland, Fla.	J. Tom Watson.
Jack Harvey	Racine, Wis.	Alfred E. LaFrance.
Frederick Hersh	Milwaukee, Wis.	Paul L. Muskowitz.
Richard J. Hertzberg	Phoenix, Ariz.	Oscar C. Rauch.
Floyd Sherwood Hill	Fresno, Calif.	Donald R. Franson,
Hobard Huson, Jr.	San Antonio, Tex.	William R. Smith, Jr.
Oscar Isaacson	Teaneck, N. J.	Normal Malzberg.
Danny Richard Jones	Norwalk, Calif.	Melvin Belli.
Albert Martin Kaufman	New York, N. Y.	Stanley B. Haber.
Jerry Ozias Kaufman	Lindenhurst, N. Y.	Jules A. Wiener.
Milton W. Keefer	Las Vegas, Nev.	Thomas A. Foley.
Ronald Franklin Keeler	Tarzana, Calif.	Jack E. Woods.
Terence J. Keeley	Yuba City, Calif.	Albert J. Arostegui.
William James Kendrick	Miami, Fla.	Thomas H. Anderson.
William Russell Killian	Brunswick, Ga.	Arthur K. Bolton.
John James King	Ft. Lauderdale, Fla.	John J. Enright.
Daniel Kirk	Brookhaven, Pa.	Joseph D. Golden.
Elton R. Knight, Jr.	Cleveland, Ohio	Howard M. Rossen.
William J. Koehn	Des Moines, Iowa	Sherwin J. Markman.
Joel R. Labell	Lawrence, Mass.	Victor L. Hatem.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jack P. LaMarr	Ft. Lauderdale, Fla.	J. Herbert Burke.
Barry Levitt	Beverly Hills, Calif.	Richard A. Stone.
Robert M. Lieber	San Francisco, Calif.	Allen W. Teagle.
Joseph Lotterman	New York, N.Y.	Milton E. Mermelstein.
Thomas Campbell Lynch	Decorah, Iowa	Isadore Meyer.
Paul A. Mancino, Jr.	Cleveland, Ohio	George C. Zucco.
Thomas M. Marr	Mobile, Ala.	W. A. Kimbrough, Jr.
Ralph Masinter	Roanoke, Va.	Morris Benson.
Thomas J. McDonnell	Chicago, Ill.	Edwin O. Schiewe.
Richard C. McFarlain	Tallahassee, Fla.	George R. Georgieff.
Charles H. McGirt	Lexington, N.C.	Don A. Walsler.
Augustine Meaher, III	Mobile, Ala.	Gordon Barry Kahn.
Arthur Mendelson	San Francisco, Calif.	Allen W. Teagle.
Oliver Robert Meredith IV	Salt Lake City, Utah.	Jimi Mitsunaga.
John G. Miller	Kansas City, Mo.	Robert B. Langworthy.
Larry Lee Miller	Greenville, Tex.	Bill Pemberton.
William Neil Mills	Huntington, Ind.	J. Edward Roush.
Maurice M. Moule	Lansing, Mich.	Robert A. Derengoski.
Freeman Charles Murray	Bowie, Md.	Robert Gordon Smith.
Murray A. Nadler	Youngstown, Ohio	Daniel Benjamin Roth.
Myron J. Nadler	Youngstown, Ohio	Daniel Benjamin Roth.
Ellis Emeen Neder, Jr.	Jacksonville, Fla.	Raymond Ehrlich.
Fred Clayton Nelson	St. George, Utah	Carl Nelson Day.
John Roger Nelson	Toledo, Ohio	Andrew B. Beveridge.
Joseph V. Niemoeller	Miami, Fla.	Jackson L. Peters.
Peter David Nolan	East Greenwich, R.I.	Charles J. Rogers, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Lewis O'Quinn, Sr.	Akron, Ohio	Malcolm B. Seawell.
Paul E. Panek	Belton, Mo.	Carl D. Gum, Jr.
Nicholas H. Patton	Texarkana, Ark.	Richard S. Arnold.
Roger Ellsworth Persinger	Bismarck, N.D.	William S. Murray.
Robert Ferrell Potere	Rochester, Mich.	Edward Alton Potere.
Martin Potter	Chicago, Ill.	James G. Andros.
Paul V. Reynolds	Scituate, R.I.	Bernard W. Boyer.
Otto Joseph Riefkohl, II	San Juan, P.R.	Antonio M. Bird.
Kenneth Rigby	Shreveport, La.	Benjamin C. King.
Paul Parnell Riley	Dallas, Tex.	John Robert Halliburton.
Joseph H. Rivard	St. Paul, Minn.	Douglas W. Thomson.
Joseph O. Rogers, Jr.	Columbia, S.C.	David W. Robinson.
Joseph M. Romley	Phoenix, Ariz.	William H. Gooding.
Isadore David Rosenfeld	South Bend, Ind.	Robert K. Rodibaugh.
Carl Richard Roth	Marshall, Tex.	Franklin Jones, Sr.
Edward Jerome Rubens	West Memphis, Ark.	John Malcolm Smith.
Samuel Schekman	Norwalk, Calif	Houston Hunter Slate.
Don Martin Schnipper	Hot Springs, Ark.	James Wood Chesnutt.
William Joseph Sears, Jr.	Jacksonville, Fla.	Raymond Ehrlich.
Donald H. Shaw	New York, N.Y.	Gerald J. Dunworth.
Eugene N. Sherman	Beverly Hills, Calif.	Roland E. Ginsburg.
Joel Sherman Siegel	Chicago, Ill.	Jacob Herzl Segal.
Byron Kent Snapp	Kansas City, Mo.	Charles E. Whittaker.
Mark Gregory Steidlmayer	Yuba City, Calif.	Michael Jennings Keady.
Francis Edwin Steinmeyer III	Tallahassee, Fla.	Wilfred C. Varn.
Robert S. Stoll	New York, N.Y.	Richard B. Spindle III.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert C. Taylor	Fort Smith, Ark.	Bradley D. Jesson.
J. Richard Thesing	San Francisco, Calif.	Allen W. Teagle.
George J. Tichy II	San Francisco, Calif.	Allen W. Teagle.
David C. Tierney	Phoenix, Ariz.	Robert J. Corcoran.
John J. Trezza	Yuba City, Calif.	Michael Jennings Keady.
G. Victor Tutan	Miami, Fla.	Erik J. Blomqvist, Jr.
Daniel J. Valk	Brooklyn, N.Y.	Abraham Schatzman.
Philip Ernst von Ammon	Phoenix, Ariz.	Jubal Early Craig.
Guy L. Warman	Pittsburgh, Pa.	Leo J. Kelly.
Alfred Weinstein	New York, N.Y.	James Lee Rankin.
Lawrence N. Weiss	New York, N.Y.	Milton Handler.
Morris Weiss	Los Angeles, Calif.	Keith J. Kearney.
Abraham Wekstein	Boston, Mass.	Milton Bordwin.
Charles Ray Weldon	Norwalk, Calif.	Houston Hunter Slate.
James E. Wells	Detroit, Mich.	Robert L. Templin.
Wayne W. West	Jacksonville, Fla.	Hugh Reynolds Dowling.
William N. Wheat	Houston, Tex.	William H. Helms:
Raymond B. Whitaker	Casper, Wyo.	George M. Porter.
Robert Whitman	West Hartford, Conn.	Lester B. Snyder.
Charles E. Wills	Los Angeles, Calif.	Harold J. Birch.
Ralph H. Witt	Atlanta, Ga.	Henry L. Bowden.
Hugh Moss Wright	Waxahachie, Tex.	Thomas W. McIlhearn.
David Lloyd Zook	Miami, Fla.	Gerard E. Pyszka.
Elmer T. Bolla	Harrisburg, Pa.	Robert W. Cunliffe.
Robert Edward Fultz	Columbus, Ohio	Harry Wright III.
Charles Emory Glander	Columbus, Ohio	Harry Wright III.
Charles Franklin Glander	Columbus, Ohio	Harry Wright III.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ted Carl Larson	Antioch, Ill.	Robert McClory.
J. Harold Flannery, Jr.	Cambridge, Mass.	Henry Putzel, Jr.
Charles Wesley Vermon, Jr.	Fairfax, Va.	Robert Wallace McMillan.
Paul M. Sheridan	Chicago, Ill.	Richard J. Sullivan.
Mac S. Dunaway	Washington, D.C.	Robert M. Scott.
Peter S. Healey, Jr.	Providence, R.I.	Robert M. Scott.

## OPINIONS

**No. 65.** Kevin L. Donaldson fka Merton H. Sweet, petitioner, *v.* United States et al. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Mr. Justice Blackmun. Mr. Justice Brennan, believing that under the facts of this case, petitioner has established no right to intervene, concurs in the result. Concurring opinion by Mr. Justice Douglas.

**No. 47.** Joseph Charles Usner, petitioner, *v.* Luckenbach Overseas Corporation et al. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Mr. Justice Stewart. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Black and Mr. Justice Brennan join. Dissenting opinion by Mr. Justice Harlan.

**No. 26.** James Edmund Groppi, appellant, *v.* Wisconsin. Appeal from the Supreme Court of Wisconsin. Judgment vacated and case remanded to the Supreme Court of Wisconsin for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Stewart. Concurring opinion by Mr. Justice Blackmun with whom Mr. Chief Justice Burger joins. Dissenting opinion by Mr. Justice Black.

**No. 19.** United States, appellant, *v.* Milton C. Jorn. Appeal from the United States District Court for the District of Utah. Judgment affirmed. Mr. Justice Harlan announced the judgment of the Court and delivered an opinion in which Mr. Chief Justice Burger, Mr. Justice Douglas and Mr. Justice Marshall join. Mr. Justice Black and Mr. Justice Brennan believe that the Court lacks jurisdiction over this appeal under 18 U.S.C. § 3731 because the action of the trial judge amounted to an acquittal of appellee and therefore there was no discretion left to the trial judge to put appellee again in jeopardy. However, in view of a decision by a majority of the Court to reach the merits, they join the judgment of the Court. Concurring opinion

by Mr. Chief Justice Burger. Dissenting opinion by Mr. Justice Stewart with whom Mr. Justice White and Mr. Justice Blackmun join.

**No. 73.** *Ida Phillips, petitioner, v. Martin Marietta Corporation.* On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment vacated and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion *per curiam* announced by Mr. Chief Justice Burger. Concurring opinion by Mr. Justice Marshall.

**No. 97.** *Ralph Piccirillo, petitioner, v. New York.* On writ of certiorari to the Court of Appeals of New York. Writ of certiorari dismissed as improvidently granted. Opinion *per curiam* announced by Mr. Chief Justice Burger. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Marshall joins. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Marshall joins. Mr. Justice Black dissents from the dismissal of this writ as improvidently granted. He would vacate the judgment below and remand the case to the New York Court of Appeals for reconsideration in light of its later opinion in *Matter of Gold v. Menna*, 25 N.Y. 2d 475.

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Adjourned until Monday, February 22, 1971, at 10 o'clock.

The day call for Monday, February 22, 1971, will be as follows:  
Nos. **5481, 169, 299, and 125.**

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORDER

It is ordered that the rules, to be known as the Rules of Procedure for the Trial of Minor Offenses before United States Magistrates, be and they are prescribed pursuant to § 302(b) of the Federal Magistrates Act, which amends § 3402 of Title 18, United States Code. The rules shall take effect as of the date of this order and supersede the rules heretofore promulgated by this Court on May 19, 1969. Mr. Justice Black, with whom Mr. Justice Douglas joins, dissents from the Court's adoption of the rules.

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## SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORDER IN PENDING CASES

No. **89**. Alton J. Lemon et al., appellants, *v.* David H. Kurtzman, as Superintendent of Public Instruction of the Commonwealth of Pennsylvania, et al.;

No. **153**. Eleanor Taft Tilton et al., appellants, *v.* Elliot L. Richardson, Secretary of the United States Department of Health, Education and Welfare, et al.;

No. **569**. John R. Earley et al., appellants, *v.* Joan DiCenso et al.; and

No. **570**. William P. Robinson, Jr., Commissioner of Education of the State of Rhode Island, et al., appellants, *v.* Joan DiCenso et al. The motion to postpone oral argument is denied. Mr. Justice Marshall took no part in the consideration or decision of this motion.

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SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORDER IN PENDING CASE

No. ——. Anthony William Fairchild, petitioner, v. United States. The renewed application for stay presented to Mr. Justice White, and by him referred to the Court, is denied.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEALS—SUMMARY DISPOSITIONS

No. 734. Edward J. Hegarty, appellant, *v.* California. Appeal from the Court of Appeal of California, First Appellate District. The appeal is dismissed for want of a substantial federal question.

No. 915. Mrs. Marion E. Carter, etc., appellant, *v.* R. E. Hartenstein dba Hartenstein Elevator Company et al. Appeal from the Supreme Court of Arkansas. The appeal is dismissed for want of a substantial federal question.

No. 1002. Gwendolyn Barnard et al., appellants, *v.* California. Appeal from the Appellate Department of the Superior Court of California, County of Los Angeles. The appeal is dismissed for want of a substantial federal question.

No. 921. William B. Richardson, appellant, *v.* David M. Kennedy, Secretary of the Treasury, United States Government. Appeal from the United States District Court for the Western District of Pennsylvania. The judgment is affirmed. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and the case set for oral argument.

No. 986. George P. Baker et al., appellants, *v.* Pennsylvania et al. Appeal from the United States District Court for the Western District of Pennsylvania. Judgment vacated and case remanded to the United States District Court for the Western District of Pennsylvania with instructions to vacate the interlocutory injunction appealed from because the injunction, together with the underlying cause, has become moot.

No. 1003. Tape Industries Association of America et al., appellants, *v.* Evelle J. Younger, District Attorney, County of Los Angeles, et al. Appeal from the United States District Court for the Central District of California. The appeal is dismissed for want of jurisdiction.

No. 6229. Roy Anderson, appellant, *v.* New York et al. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 6047. Frederick J. Christopher, Jr., et al., appellants, *v.* John N. Mitchell, Attorney General of the United States, et al. Appeal from the United States District Court for the District of Columbia. Judgment vacated and case remanded to the United States District Court for the District of Columbia for further consideration in light of the judgment of this Court in No. 43, Orig., *Oregon v. Mitchell*, No. 44, Orig., *Texas v. Mitchell*, No. 46, Orig., *U.S. v. Arizona*, and No. 47, Orig., *U.S. v. Idaho*.

#### CERTIORARI—SUMMARY DISPOSITION

No. 6080. Robert Lee Ray, petitioner, *v.* United States Attorney General et al. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion for leave to file to proceed in forma pauperis and petition for writ of certiorari granted. Judgment vacated and case remanded to the United States District Court for the Central District of California with directions to dismiss the application for habeas corpus as moot.

#### ORDERS IN PENDING CASES

No. ——. Charles Leo Stanley, petitioner, *v.* Ohio. The application for bail is denied.

No. ——. Joseph A. Cummings, petitioner, *v.* City of Toledo, Ohio. The application for a stay is denied.

No. ——. F. L. McKenzie, petitioner, *v.* Texas. The motion of the State of Texas to terminate petitioner's stay of execution is denied. The papers filed on behalf of the petitioner will be treated as a petition for a writ of certiorari and placed on the docket of this Court as No. 6623.

No. 31, Original. State of Utah, plaintiff, *v.* United States. The motion of the State of Utah for additional time to respond to the exceptions of the United States to the Report of the Special Master is granted. Mr. Justice Marshall took no part in the consideration or decision of this motion.

No. 44, Original. State of Texas, plaintiff, *v.* John N. Mitchell, Attorney General of the United States. The motion of Dawn P. German for leave to intervene and to file a petition for rehearing is denied.

No. 507. California Department of Human Resources Development et al., Appellants, *v.* Judith Java et al. The motion of Stephen P. Berzon for leave to participate in oral argument, *pro hac vice*, is granted.

No. **330**. Delano B. Kelley, petitioner, *v.* United States. The application for a stay is denied.

No. **931**. Irving J. Engelman et al., appellants, *v.* Carolyn Amos et al. The Solicitor General is invited to file a brief expressing the views of the United States. Mr. Justice Douglas took no part in the consideration or decision of this matter.

No. **1341**. Jesse L. Jackson et al., appellants, *v.* Richard Ogilvie, Governor of the State of Illinois, et al. The application for emergency relief presented to Mr. Justice Marshall, and by him referred to the Court, is denied. Concurring opinion by Mr. Justice Douglas.

No. **1344**. Mary Fitzpatrick et al., appellants, *v.* Board of Election Commissioners of the City of Chicago et al. The motion to expedite is denied.

No. **6106**. Catherine Tarver, petitioner, *v.* Sidney Smith, Secretary, etc. The Solicitor General is invited to file a brief expressing the views of the United States.

#### APPEALS—JURISDICTION NOTED OR POSTPONED

No. **582**. Thomas C. Lynch et al., appellants, *v.* Robert O. Gilmore, Jr., et al. Appeal from the United States District Court for the Northern District of California. Motion of appellees for leave to proceed *in forma pauperis* granted. Further consideration of the question of jurisdiction in this case postponed to the hearing of the case on the merits.

No. **503**. Port of Portland et al., appellants, *v.* United States. Appeal from the United States District Court for the District of Oregon. In this case probable jurisdiction noted.

No. **6060**. Margarita Fuentes et al., appellants, *v.* Earl Faircloth, Attorney General of Florida, et al. Appeal from the United States District Court for the Southern District of Florida. Motion for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction noted.

No. **6061**. Jack L. Mayer, appellant, *v.* City of Chicago. Appeal from the Supreme Court of Illinois. Motion for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction noted.

No. **5850**. Georgia Townsend, etc., appellant, *v.* Harold O. Swank, Director, Illinois Department of Public Aid, et al.; and

No. **6000**. Loverta Alexander et al., appellants, *v.* Harold O. Swank et al. Appeals from the United States District Court for the Northern District of Illinois. Motions for leave to proceed *in forma pauperis* granted. In these cases probable jurisdiction noted. Cases consolidated and a total of one hour allotted for oral argument.

## CERTIORARI GRANTED

No. **1009**. United States, petitioner, *v.* Unicorn Enterprises, Inc., etc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. **910**. Allied Chemical & Alkali Workers of America, Local Union No. 1, petitioner, *v.* Pittsburgh Plate Glass Company, Chemical Division, et al.; and

No. **961**. National Labor Relations Board, petitioner, *v.* Pittsburgh Plate Glass Company, Chemical Division, et al. Motion of the American Federation of Labor and Congress of Industrial Organizations et al., for leave to file a brief, as *amici curiae*, in No. 961, granted. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit granted. Cases consolidated and a total of one hour allotted for oral argument.

No. **939**. Sierra Club, petitioner, *v.* Rogers C. B. Morton, Individually, and as Secretary of the Interior of the United States, et al. Motion of United States Ski Association et al., for leave to file a brief, as *amici curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. **957**. United States et al., petitioners, *v.* The Pullman Company; and

No. **6018**. Earl A. Love, petitioner, *v.* The Pullman Company. Motion of petitioner for leave to proceed *in forma pauperis* in No. 6018 granted. Petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit granted. Cases consolidated and a total of one hour allotted for oral argument.

No. **958**. Federal Power Commission, petitioner, *v.* Florida Power & Light Company. Motion of the Gainesville Utilities Department et al., for leave to file a brief, as *amici curiae*, granted. Motion of The American Public Power Association for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted. Mr. Justice Blackmun took no part in the consideration or decision of these motions and petition.

No. **1082**. United States, petitioner, *v.* Mississippi Chemical Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. **5798**. Jon Richard Argersinger, petitioner, *v.* Raymond Hamlin, Sheriff, Leon County, Florida. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of Florida granted.

## CERTIORARI DENIED

No. 901. Gerald Stanley Sherman et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 904. Duncan E. McPherson, petitioner, *v.* Manning Walker et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 905. Anchor Coupling Company, Inc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 907. The Conolon Corporation, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 908. Voorhies Stelly, petitioner, *v.* Bauer Dredging Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 909. Vincent Serman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 911. John Salanitro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 912. Port of New York Authority et al., petitioners, *v.* Federal Maritime Commission et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 914. George R. Tollefsen et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 916. Thomas Kapatos, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 919. Robert J. Beaudry, petitioner, *v.* George Vargo. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 924. William L. Mitchell et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 926. Sterner Lighting, Inc., et al., petitioners, *v.* Allied Electrical Supply, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 927. Pyramid Lake Paiute Tribe, petitioner, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 933. El-Ge Potato Chip Company, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 937. Anderson Charles, petitioner, *v.* Winton M. Blount, Postmaster General of the United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 938. Central Machine & Tool Company, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 940. Susan E. O. Breakefield, petitioner, *v.* The District of Columbia. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 941. Charles Rivezzo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 944. Armco Steel Corporation, petitioner, *v.* Nancy Schutte, Administratrix, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 946. James Steven Hogg, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 948. Citizens Casualty Company of New York, petitioner, *v.* Richard E. Stewart, as Superintendent of Insurance of the State of New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 949. Matthew Rubino, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 951. Texas & Pacific Railway Company, petitioner, *v.* Mrs. Thomas Floyd Allen et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 954. Christopher C. Mitchell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 955. Helen Dorothy Zabel, Executrix of the Estate of Alfred G. Zabel, deceased, et al., petitioners, *v.* R. P. Tabb, Colonel, Corps of Engineers, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 956. James Bukacek, petitioner, *v.* Pell City Farms, Inc., et al. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. 959. Reuben B. Wheatley, Commissioner of Finance, petitioner, *v. Chicago Bridge & Iron Company, Ltd.* Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 960. H. S. Hackin and Charlotte E. Hackin, dba H. S. Hackin Plumbing & Heating Co., et al., petitioners, *v. Pioneer Plumbing Supply Co.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 964. Jack Van Sickle, petitioner, *v. Nevada.* Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. 965. H. J. Cardwell, Warden, petitioner, *v. John Elmer Woodards.* Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 967. Emmett Thomas et al., petitioners, *v. Honeybrook Mines, Inc.* Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 968. Joseph S. Bukowski, petitioner, *v. United States.* Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 969. David J. O'Connor, petitioner, *v. United States.* Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 970. Walter Jerrold Frey, petitioner, *v. United States;* and

No. 974. Eldon Wayne McKuin, petitioner, *v. United States.* Petitions for writs of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 972. Robert Ray Smith, petitioner, *v. United States.* Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 975. Barney R. Colson et al., petitioners, *v. Rogers C. B. Morton, Secretary of the Interior.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 978. Carl E. Ring, petitioner, *v. Mayor and Council of the Borough of Rutherford, New Jersey, et al.* Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 980. Pier 67, Inc., aka Edgewater, Inc., petitioner, *v. King County et al.* Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 981. Industrial Union Department, AFL-CIO, et al., petitioners, *v. The Black Hawk Corporation et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.



No. 983. Hudson Transit Lines, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 985. Robert Benjamin Bland, Sr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 987. Joseph L. Nellis, petitioner, *v.* Central Distributors, Inc., Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 990. First National Bank of Chicago, etc., et al., petitioners, *v.* The Fidelity and Casualty Company of New York. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 992. Isi Corporation et al., petitioners, *v.* Alma M. Myers and Myrtle G. Cromwell, etc., et al.; and

No. 998. Security Pacific National Bank, petitioner, *v.* Alma M. Myers and Myrtle G. Cromwell, etc., et al. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 995. American Art Industries, 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. 997. S. Montague Stone, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 999. Edward Brookins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1001. National Screen Service Corporation, petitioner, *v.* The Poster Exchange, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1004. Clifford F. Hansen, petitioner, *v.* Ann Lamm Haagen-sen. Petition for writ of certiorari to the Supreme Court of Iowa denied.

No. 1005. James Jackson Blalock and Meril Lane Andrews, petitioners, *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. 1006. Foster C. Wilson et al., petitioners, *v.* Commercial Securities Company, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1007. Benjamin Cohen, petitioner, *v.* Central National Bank of Jacksonville. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1008**. Dennis Hamilton, petitioner, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1011**. Cesar E. Alvarez et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1012**. Fort Howard Paper Company, petitioner, *v.* Scott Paper Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1017**. William G. Petuskey et al., petitioners, *v.* Calvin L. Rampton, as Governor of the State of Utah, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **1021**. Charles Toliver, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5167**. Ronald Lewis, petitioner, *v.* J. Licavoli, Probation Officer, Juvenile Court, City and County of San Francisco, California. Petition for writ of certiorari to the Appellant Department of the Superior Court of California, County of San Francisco, denied.

No. **5600**. James W. Lindsey, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5665**. Gene Leonard Mance, petitioner, *v.* Louis S. Nelson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5707**. Earl Spigner, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **5716**. Pasquale Romano, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **5742**. John Lloyd Hernley et al., petitioners, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. **5794**. Rudy Megliorino, petitioner, *v.* Louis Nelson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5808**. William Cadogan, petitioner, *v.* J. Edwin LaVallee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5817**. Robert Huff, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **5823**. Ray Douglas, petitioner, *v.* Louisiana et al. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **5838**. Daniel Seanez Garcia, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **5844**. Charles Musil, petitioner, *v.* Frank J. Pate, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5866**. Melvin Carter et al., petitioners, *v.* California et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. **5868**. Frankie Vernon Joseph, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **5872**. Hulen T. Harrell, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **5873**. Harold Aziona Vaughn and Lloyd H. Vaughn, petitioners *v.* North Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **5877**. Ernest Bonner, petitioner, *v.* Frank J. Pate, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5881**. Louis French, petitioner, *v.* William Corrigan et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **5888**. Doyle Rutledge, petitioner, *v.* Sheriff of Ingham County. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. **6021**. Alford Brown, petitioner, *v.* S. Lamont Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6045**. Orville LeRoy Masterson, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **6050**. Oran Murray Young, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6052**. John S. Fanale, petitioner, *v.* Lennarth C. Anderson et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6058**. Patrick H. O'Shaughnessy, petitioner, *v.* Clarence Bissell. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6062**. James Hadley, petitioner, *v.* S. Lamont Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6068**. Nolan Wimberley, petitioner, *v.* Walter Craven, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6074**. John Robert Curtis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6076**. Manuel A. Rojas, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6081**. Herman B. Washington and Estee Mitchell, petitioners, *v.* Ira M. Coiner, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6084**. John M. Ginter, petitioner, *v.* Lawrence E. Wilson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6085**. Joseph Johnson, petitioner, *v.* John J. Twomey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6088**. Frank Delano Wilson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **6091**. David C. Fraser, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6096**. Julius Maranze, petitioner, *v.* The Dayton School Board et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **6109**. In the Matter of Earl Spigner, petitioner. Petition for writ of certiorari to the Supreme Court of California denied.

No. **6115**. James F. Jenkins, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **6118**. Vernon Earl Halley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6119**. Elbert Paul Gilhousen, petitioner, *v.* Louis S. Nelson, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. **6120**. Leslie Pulley, petitioner, *v.* J. W. Norvell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6122**. John C. Caldron, petitioner, *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **6123.** Roy A. Frost, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **6125.** Joseph Riddick, petitioner, *v.* J. D. Cox, Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6129.** William P. Gray, II, petitioner, *v.* United States Lines. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6130.** William Inman, petitioner, *v.* United States District Court, Northern California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6141.** Jack Ward, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **6142.** Rau'ga Vaughn, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6143.** Kenneth Sailer, petitioner, *v.* J. Reichmann, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6145.** Bernard Braxton, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **6146.** Ernest Mathews O'Neal, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6147.** J. Howard Arnold, petitioner, *v.* J. Frank Coakley, etc. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **6148.** Raymond S. Mahoney, petitioner, *v.* Arizona et al. Petition for writ of certiorari to the Supreme Court of Arizona denied.

No. **6149.** John Paul Anderson, petitioner, *v.* Clarence E. Singleary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6150.** Alvin Nelson, petitioner, *v.* John L. Zelker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6151.** Junior Haskell Cordle, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6153.** Gino Reda, petitioner, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the second Circuit denied.

No. **6154**. Paul Dixon Lewis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6155**. Billy A. Bryant, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **6156**. Thomas W. Phillips, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6157**. Carl Kimbro, petitioner, *v.* Lake F. Russell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6159**. Jackson Edward Howard, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6160**. Gilbert Esco Angle, petitioner, *v.* Melvin Laird, U.S. Secretary of Defense. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **6161**. Herman Leroy Fristoe, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6162**. Walter Williams, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6167**. Martin James Manning, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **6168**. Ernest Vigil, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **6169**. Jose Crespo, petitioner, *v.* J. Edwin LaVallee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6170**. Julio Pacheco, petitioner, *v.* J. Leland Casscles, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6173**. Edward M. Joseph, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6175**. Earl Spigner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6177**. Albert F. Curtis, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. **6178**. Jesse James Cantrell, petitioner, *v.* United States District Court, Central District of California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6179**. Theodore A. Sewell, petitioner, *v.* Allen Avery, Superintendent, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **6180**. John D. Machin, petitioner, *v.* Julia Pinto et al. Petition for writ of certiorari to the United States Court of Appeals for the Circuit denied.

No. **6181**. Clyde Elwin Jones, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **6183**. Theo Ervin Williams, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **6187**. Samuel E. Beasley, petitioner, *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **6188**. Ronald L. Casson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **6189**. William R. McPeak et al., petitioners, *v.* Adjustment Corporation. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, Los Angeles County, denied.

No. **6191**. Joseph James Bongiorno, Jr., petitioner, *v.* R. I. Moseley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **6193**. Oscar Shipp, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6194**. Harold Mote Pruitt, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6198**. Matthew Wallace, Jr., petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. **6201**. Albert Fuentes, Jr., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6203**. David Guy Baldwin, petitioner, *v.* Howard Yeager, Principal Keeper, New Jersey State Prison. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6204**. Arnold Ridgill, petitioner, *v.* Harold W. Follette, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6206**. Gus Postell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6207**. Michael Peter Auer, petitioner, *v.* Wayne State University. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **6208**. Dominick Sabella, petitioner, *v.* H. W. Follette, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6209**. James M. Edlin, Sr., petitioner, *v.* Charles R. Richardson, Judge, etc. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **6211**. John Lassere, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **6216**. Leland Ferree, petitioner, *v.* Elza Brantley, Warden. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **6221**. Louis R. Arquilla, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6226**. Roy Debose, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6232**. Thomas Albert Tarrant, III, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **6233**. Thais Harris, petitioner, *v.* City of Houston, Harris County, Texas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6235**. Dickie Lee Lawrence, petitioner, *v.* Lake R. Russell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6236**. George Edward Bentley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6237**. Jerry Carr, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **6250**. Danny J. Carrillo, petitioner, *v.* Wyoming. Petition for writ of certiorari to the Supreme Court of Wyoming denied.



No. **6251**. Clarence V. Saunders, petitioner, *v.* Alfred T. Rundle. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6253**. Clifford W. Crawford, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Fourth Judicial Department, denied.

No. **6255**. Leonard M. Arnold, petitioner, *v.* Carl Smithwick, Chief Jailer, Fulton County Jail. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6256**. Weldon Burris, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6257**. J. T. Rembert, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **6258**. Claud Mason Kelly, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6262**. Susan M. Faustino, Infant, etc., petitioner, *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6265**. George Edward Blue, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6266**. Russell Eugene Bridle, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6267**. Edward James Radil, petitioner, *v.* Minnesota. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **6268**. Frederick Rosenstein, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6269**. Glenn De la Motte, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6274**. John J. Pepitone, petitioner, *v.* Charles Prelsник et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6275**. Jessie Kenneth McKinney, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6276**. Daniel C. Singal, petitioner, *v.* Olin G. Blackwell, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6278**. John Wesley Riley, petitioner, *v.* H. V. Field, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6281**. James Roland King, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6288**. Marion Haywood, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6302**. Richard Montero and Robert C. Wimmer, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6304**. Jerry White, petitioner, *v.* J. Edwin LaVallee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **152**. Robert Wayne Patterson, petitioner, *v.* Humble Oil and Refining Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted. Mr. Justice Harlan took no part in the consideration or decision of this petition.

No. **448**. Andrew Kyriaco et al., petitioners, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied without prejudice, however, to the petitioners' making their respective applications, if they so choose, to the District Court for such relief, if any, as may be appropriate in the light of developments occurring since the petition for a writ of certiorari was filed in this Court.

No. **722**. Fredericka Nelson et al., petitioners, *v.* Iowa. Petition for writ of certiorari to the Supreme Court of Iowa denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. **947**. Fontana Aviation, Inc., petitioner, *v.* Beech Aircraft Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. **989**. Billy Baxter, Inc., petitioner, *v.* The Coca-Cola Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. **906**. George Lang, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 913. Charles Koen et al., petitioners, *v.* Isaac A. Long et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 918. Odis Russell, petitioner, *v.* Greenville Shipbuilding Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 932. James Ellis Baines, Jr., petitioner, *v.* City of Birmingham, Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5611. Rosa Jackson, petitioner, *v.* G. Benton Patterson. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5800. Esperlee Gilkey, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5805. Jewel A. Houp, petitioner, *v.* Nebraska et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5831. Frank L. Rucker, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5835. Lloyd Eldon Miller, petitioner, *v.* Frank J. Pate, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6055. Luke Hamilton Jones, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 925. Dave Evans, petitioner, *v.* United States;

No. 930. Joseph Amabile, petitioner, *v.* United States; and

No. 1032. Salvatore Battaglia, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of these petitions.

No. **1020**. Benjamin Teitelbaum, petitioner, *v.* United States;

No. **1029**. John Roselli, petitioner, *v.* United States; and

No. **1034**. Manuel Jacobs, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of these petitions.

No. **1110**. Robert B. Roberts, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. **6252**. Darl Dee Parker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. **6254**. George Albert Mills, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. **988**. Minnesota Mining and Manufacturing Company, petitioner, *v.* Norton Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. **1019**. Ralph Printing & Lithographing Company, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. **996**. Sterling National Bank of Davie, petitioner, *v.* William B. Camp, Comptroller of the Currency, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted. Mr. Justice Black took no part in the consideration or decision of this petition.

No. **1016**. John Raymond Jones, petitioner, *v.* United States. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5856**. Aubrey M. Whitehead, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied. Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. **5942**. Evelyn Shirley, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted.

#### LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. **6007**. Vernon Earl Halley, petitioner, *v.* United States et al.;

No. **6134**. Richard Lorne Hunt, petitioner, *v.* Frank A. Eyman, Warden, et al.;

No. **6165**. William J. Forbes, petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Corrections;

No. **6176**. Carl David Gardner, petitioner, *v.* California;

No. **6186**. John Henry Pernell, petitioner, *v.* W. S. Neil, Warden, et al.; and

No. **6196**. Victor Frank Szijarto, petitioner, *v.* California. Motions for leave to file petitions for writs of habeas corpus denied.

#### LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. **6152**. Don M. Williams, petitioner, *v.* Frank Gray, Judge, United States District Court, Middle District of Tennessee;

No. **6277**. Lawrence Carroll, petitioner, *v.* Edward M. Fay; and

No. **6300**. Jerry Jerome Fennell and Johnallen Grooms, petitioners, *v.* M. C. Mathes, Chief Judge, et al. Motions for leave to file petitions for writs of mandamus denied.

#### REHEARINGS DENIED

No. **1101**. Named Individual Members of the San Antonio Conservation Society, petitioners, *v.* The Texas Highway Department et al.;

No. **5418**. Georgia Ethridge, petitioner, *v.* United States; and

No. **5437**. Gary Lee Ethridge, petitioner, *v.* United States;

No. **5846**. Elroy X Lewis, petitioner, *v.* Aubrey Robinson, Jr., et al.;

No. **5885**. Carl Briscoe, petitioner, *v.* United States;

No. **5947**. James Morris Fletcher, petitioner, *v.* Joseph R. Brierley, Superintendent, Pennsylvania Correctional Institution;

No. **5972**. Frank Robert Cordee Hahn, petitioner, *v.* P. G. Smith, Warden; and

No. **6043**. Neil Keith Rogers, petitioner, *v.* California. Petitions for rehearing denied.

No. **385**. Puerto Rico Telephone Company, petitioner, *v.* Rosa M. Figueroa de Arroyo et al. Motion for leave to file second petition for rehearing denied.

No. 556. Filippo Sacco aka John Rosselli, petitioner, *v.* United States. Motion for leave to file petition for rehearing denied.

No. 633. Candis O. Ray, etc., petitioner, *v.* Kansas City Stockyards Company of Maine t/a Golden Ox Restaurant et al. Petition for rehearing denied. The Chief Justice took no part in the consideration or decision of this petition.

No. 762. Tilden W. Johnson, appellant, *v.* Goodyear Tire & Rubber Co. et al. Petition for rehearing denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 5882. Don Matthews Williams, petitioner, *v.* William S. Neil, Warden. Motion for leave to file petition for rehearing and for other relief denied.

#### ASSIGNMENT ORDERS

An order of the Chief Justice designating and assigning Mr. Justice Clark (Retired) to perform judicial duties in the United States Court of Appeals for the Fifth Circuit beginning February 1, 1971, and ending February 4, 1971, and for such further time as may be required to complete unfinished business, pursuant to 28 U.S.C. § 294(a), is ordered entered on the minutes of this Court, pursuant to 28 U.S.C. § 295.

An order of the Chief Justice designating and assigning Mr. Justice Clark (Retired) to perform judicial duties in the United States Court of Appeals for the Tenth Circuit during the week of March 22, 1971, and for such further time as may be required to complete unfinished business, pursuant to 28 U.S.C. § 294(a), is ordered entered on the minutes of this Court, pursuant to 28 U.S.C. § 295.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bob Abbott	Junction City, Kan.	Garner E. Shriver.
John Edward Ackerman	Casper, Wyo.	R. R. Bostwick.
John William Adler, Jr.	Chicago, Ill.	Charles F. McErlean, Jr.
Henry David Akin	Dallas, Tex.	Charles John Winikates.
Mel Albaum	Santa Monica, Calif.	Walter Herbert King.
James H. Alesia	Edina, Minn.	Warren B. King.
Alfred William Alfs	Birmingham, Mich.	Donald Earl Adams.
Kerry D. Alexander	Saginaw, Mich.	Walter Martin.
Dennis Ellsworth Alvold	Dallas, Tex.	James Jackson Hultgren.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Dean V. Ambrose	Beverly Hills, Calif.	Gerald A. Malat.
Michael Ash	Milwaukee, Wis.	Victor Manian.
Jonathan Edward Avirom	New York, N. Y.	Gene Esser.
Robert Benjamin Axel	Hollywood, Calif.	Max M. Solomon.
John Alexander Babington	Albuquerque, N. Mex.	Ronald Armand Ginsburg.
John Eldridge Baker	Belle Glade, Fla.	Robert E. Mathews, Jr.
Cable G. Ball	Lafayette, Ind.	Joseph T. Bumbleburg.
Robert L. Ballow	Nashville, Tenn.	Thomas D. Benson.
Robert Frederic Banks	Greenville, Pa.	William D. Irwin.
Perry O. Barber, Jr.	Houston, Tex.	William C. Harvin.
A. Richard Barros	Dover, Del.	Henry J. Ridgely.
Martin Behnke	Hobart, Ind.	Felix A. Kaul.
Norton Y. Beilenson	St. Louis, Mo.	Joe Bill Carter.
Dorrance Reynolds Belin	Waverly, Pa.	Sommers Terry Brown.
Marshall Goodloe Bennett, Jr.	Jackson, Miss.	Guy Northcross Rogers.
Louis Peter Bergna	San Jose, Calif.	Donald M. Ladd.
Edward H. Bergstrom, Jr.	Seminole, Fla.	Robert E. Jagger.
William Harold Bigham	Nashville, Tenn.	Frank E. Maloney.
John William Black III	Brownsville, Tex.	Wm. Scanlan.
Herbert David Blair	Batesville, Ark.	W. D. Murphy, Jr.
Maxwell M. Blecher	San Francisco, Calif.	Joseph L. Alioto.
Charles Mills Bleil	Texarkana, Tex.	Charles S. McCowan, Jr.
Jerome H. Block	Appleton, Wis.	Urban P. Van Susteren.
Edwin A. Bluestein, Jr.	Houston, Tex.	Sweeney J. Doehring.
Joseph Alan Bock	Pittsford, N. Y.	Gerard B. Crook.
G. M. Bodenheimer, Jr.	Shreveport, La.	Robert G. Pugh.
John F. Boland, Jr.	Phoenix, Ariz.	Earl H. Carroll.
John F. Bomster	West Chester, Pa.	Robert Wilfred Blanchette.
Richard L. Bowers	Yorba Linda, Calif.	Ronald Leroy Tiday.
William C. Bowers	Albuquerque, N. Mex.	Judge James A. Maloney.
Albert James Brackley, 3rd	New York, N. Y.	John B. Graziadei.
Douglas Bradley	Jonesboro, Ark.	Floyd Lee Williams, Jr.
Richard W. Brann	Ogden, Utah	LaVar E. Stark.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joseph John Branney	Englewood, Colo.	John C. Mott.
Abraham Morton Braun	Cleveland, Ohio.	John L. Dowling.
Sidney Broffman	Los Angeles, Calif.	Gordon G. Dale.
C. Harold Brown	Fort Worth, Tex.	Charles Joseph Murray.
Gerald Parker Brown	Paragould, Ark.	Maurice Cathey.
Ramón Ernest Brown	Seattle, Wash.	William L. Dwyer.
Stanley Howard Brown	Reno, Nev.	Peter Echeverria.
Thomas R. Brown	Naples, Fla.	George Vega, Jr.
John A. Bryant, Jr.	Halcomb, N. Y.	Gerard B. Crook.
Arnold E. Buchman	Hartford, Conn.	David S. Fishman.
Robert Douglas Bullock	Austin, Tex.	Harold G. Kennedy.
John Adam Burris	Pocahontas, Ark.	Robert H. Dudley.
Irving B. Bushlow	New York, N. Y.	Corsel Strahs.
George Edward Bushnell, Jr.	Detroit, Mich.	Richard B. Gushee.
Robert B. Butler	Hollywood, Fla.	Myron H. Burn- stein.
Raymond John Byrne	Los Angeles, Calif.	Ernest George Williams.
Patrick J. Cadigan	Springfield, Ill.	George B. Gil- lespie.
Thomas D. Caldwell, Jr.	Harrisburg, Pa.	Frederick Bernays Wiener.
Donald Joseph Capuano	Washington, D.C.	Patrick C. O'Donoghue.
William Ray Carney	Chicago, Ill.	Edward H. Hickey.
Thomas Charles Carroll	Louisville, Ky.	Wilson W. Wyatt.
Jim H. Carter	Ft. Lauderdale, Fla.	Carl A. Hiaasen.
Francis W. Cathlina	South Milwaukee, Wis.	Evald L. Moerke, Jr.
Allan Chamson	New York, N. Y.	Allen Murphy Schwartz.
John Brandon Chandler, Jr.	Jacksonville, Fla.	David M. Foster.
William H. Chandler	Gainesville, Fla.	James Frederick Lang.
Paul J. Chitwood	Dallas, Tex.	John Robert Halliburton.
Asa A. Christensen	Lincoln, Nebr.	Chauncey C. Sheldon.
Peter F. Cicinelli	Saginaw, Mich.	Walter Martin.
Michael James Clare	Louisville, Ky.	James E. Fahey.
David Charles Cleaver	Chambersburg, Pa.	Charles H. Davison.
Gerald Cohen	Chicago, Ill.	Harold Richter.
Herbert L. Cohen	Sacramento, Calif.	John Fourt.
Saul Cohen	Santa Fe, N. Mex.	Paul P. Selvin.
Andrew J. Connick	New York, N. Y.	Edward J. Reilly.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Leroy J. Contie, Jr. Everett England Cook	Canton, Ohio Gulfport, Miss.	John Rossetti. John Cornelius Stennis.
Bennett Michael Cooper	Rockville, Md.	William B. Wolf, Sr.
Kay S. Cornaby	Salt Lake City, Utah.	Philip A. Mallinckrodt.
Richard Francis Corroon Donald Charles Cousins Arnold Marton Cowan	Wilmington, Del. Shelton, Conn. Redondo Beach, Calif.	Wm. S. Potter. Donald R. Smith. Raymond Leonard Winters.
Marvin S. Cowan	New York, N. Y.	Edward B. Connolly.
Edward J. Cox, Sr. William Frank Crawford Louis N. Crill	Columbus, Ohio Memphis, Tenn. Minneapolis, Minn.	Earl F. Morris. Edward W. Kuhn. Warren B. King.
Leonard George Crowley Richard C. Cumming	Brewster, Mass. Huntington Park, Calif.	Carl Emil Winkler. Wendell W. Schooling.
Janet Eleanor Cunard (Miss). Carmie R. Dafoe, Jr.	Mamaroneck, N. Y. Portland, Oreg.	Carl A. Vergari.  Charles Allan Hart, Jr.
Sheldon G. Dagurt	Baltimore, Md.	Herbert Sydney Garten.
Perry Edward Darby Joseph Harris David Harrel Leon Davis Ralph Davis Donald James DeFrancq	Baltimore, Md. Newark, N. J. El Paso, Tex. Boston, Mass. Portland, Oreg.	Jesse Slingluff, Jr. Lawrence I. Lerner. Joseph A. Calamia. George Michaels. Theodore B. Jensen.
Mercedes F. Deiz	Portland, Oreg.	Mrs. Jean Lager- quist Lewis.
Benjamin Thomas Delahay, Jr. Dana A. Deshler, Jr.	Fairbanks, Alaska Columbus, Ohio	William V. Boggess. Melvin Willard Dobbs.
James Worthen DeYoung	Kansas City, Mo.	Robert B. Lang- worthy.
Stanley J. Diamond Douglas D. Doane J. Patrick Doherty Scott F. Dool	Los Angeles, Calif. Denver, Colo. Chicago, Ill. Thousand Oaks, Calif.	Joseph N. Tilem. Gordon L. Allott. John F. Kelly. Bruce D. Bring- gold.
William Glenn Dossé	Lincolnwood, Ill.	Alanson C. Schwarz, Jr.
V. Edward Drake Joe L. Draughn N. Elton Dry	Ventura, Calif. Houston, Tex. Springfield, N. J.	Robert E. Erwin. Ralph K. Miller. Carl G. Seutter.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Winford Lee Dunn, Jr.	Texarkana, Tex.	Charles M. Conway.
Douglas Field Eaton	New York, N.Y.	Jerome G. Shapiro.
Jack A. Efron	San Antonio, Tex.	Pat Maloney.
Joe Mike Egan, Jr.	Kerrville, Tex.	Robert I. Wilson.
Warren N. Eggleston	Lafayette, Ind.	Joseph T. Bumbleburg.
W. Tinsley Ellis	Hollywood, Fla.	Myron H. Burnstein.
S. Ronald Ellison	Baltimore, Md.	Herbert Sydney Garten.
Carol G. Emerling (Mrs.)	Cleveland, Ohio	Wilton Sherman Sogg.
W. Baer Endictor	Atlanta, Ga.	Ernest J. Hughie.
John T. Enoch	Baltimore, Md.	Patrick A. O'Doherty.
David Lee Erickson	Denver, Colo.	Robert Bernard Yegge.
Roy Bernhardt Erickson	Richland, Wash.	Paul H. Gantt.
Harold C. Evarts	Minneapolis, Minn.	Roland Rice.
Robert D. Feagin, III	Atlanta, Ga.	David Henry Gambrell.
Ira S. Feitelson	Salem, Oreg.	Thomas W. Hansen.
Glen William Filley	San Francisco, Calif.	Sydney P. Murman.
Sheldon Fishbain	Chicago, Ill.	Eugene Crane.
Michael S. Fisher	Kenosha, Wis.	Burton A. Scott.
Karl Fleischmann	Hartford, Conn.	Jon O. Newman.
Charles Lewis Follansbee, Jr.	Tulsa, Okla.	John H. Conway, Jr.
Harry Lanier Beach Foote	Jackson, Miss.	Albioun F. Summer.
Irvin A. Frasse	San Jose, Calif.	Bruce B. Griswold.
C. Marshall Friedman	St. Louis, Mo.	Charles E. Gray.
Karl B. Friedman	Birmingham, Ala.	Joseph S. Bluestein.
Edward M. Friend, Jr.	Birmingham, Ala.	Joseph S. Bluestein.
G. David Gage	Phoenix, Ariz.	Carl W. Divelbiss.
Donald R. Gail	Los Angeles, Calif.	Jesse R. O'Malley.
Gordon L. Gano, Jr.	Dallas, Tex.	James Edgar Cowles.
Donald A. Gardiner, Jr.	Bowie, Md.	Spencer B. Michael.
Michael I. Gastman	New York, N.Y.	Arthur J. Stevens.
Manny Gerstein	Edison, N.J.	Anthony J. Marra.
Richard W. Giauque	Salt Lake City, Utah	Dennis McCarthy.
Marion Sherman Gill	Dumas, Ark.	James B. Merritt.
George N. Gilkerson	Mattoon, Ill.	Jewell I. Dilsaver.
David Goldberg	New York, N.Y.	Milton Handler.
Jonathan Golden	Atlanta, Ga.	Ellis G. Arnall.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard Mark Goldman	Pittsburgh, Pa.	Raymond S. Chisholm.
Sanford M. Goldman	New York, N.Y.	Milton Handler.
Theodore (Ted) Goldman	Texarkana, Ark.	Chas. C. Wine.
Michael L. Goldstein	New York, N.Y.	Bernard Turid.
Oscar Carl Gonzalez	San Antonio, Tex.	Fred A. Semaan.
Barnett Maurice Goodstein.	Dallas, Tex.	Steven G. Condos.
Ray Allen Goodwin	Paragould, Ark.	Maurice Cathey.
Ronald I. Gould	Arroyo Grande, Calif.	Harold Johnson.
Michael H. Graham	New York, N.Y.	Charles H. Miller.
Arthur J. Greenbaum	New York, N.Y.	Macdonald Flinn.
Thomas W. Greene	Greenville, S.C.	Charles W. Marchbanks.
John C. Griffin	Baltimore, Md.	Jacques T. Schlenger.
Victor E. Grimm	Chicago, Ill.	Walter T. Fisher.
Justin Morrison GroShan	Los Angeles, Calif.	Herbert Blitz.
John Grow	Mobile, Ala.	Ralph P. Loveless.
George Francis Gunn, Jr.	Brentwood, Mo.	John F. Nangle.
Abraham S. Guterman	New York, N.Y.	Lionel S. Popkin.
Richard Stewart Gutof	Chicago, Ill.	Mark L. Goldstein.
M. Russell Guy, Jr.	Baltimore, Md.	Jesse Slingluff, Jr.
William M. Hagood, III	Greenville, S.C.	James R. Mann.
Eugene Benjamin Hale, Jr.	Little Rock, Ark.	David Loy Hale.
Luther E. Hall, Jr.	New Orleans, La.	James Montgomery Burlingame.
Sophia H. Hall	Chicago, Ill.	William R. Ming, Jr.
Ralph L. Halpern	Buffalo, N.Y.	Frank G. Raichle.
Zerne P. Haning III	San Mateo, Calif.	Marvin G. Giometti.
Granville T. Harper	Ft. Smith, Ark.	David T. Westmoreland.
William Thomas Harper, Jr.	Ft. Smith, Ark.	David T. Westmoreland.
John F. Harrigan	Saginaw, Mich.	Walter Martin.
Daniel E. Harris	Hartford, Conn.	David S. Fishman.
James C. Harten	Mankato, Minn.	C. Donald Peterson.
Carl Louis Harthun	Denver, Colo.	Herbert Wade Delaney, Jr.
Don Lee Hartman	Atlanta, Ga.	David C. Stripling.
Willard Hatch	Seattle, Wash.	Ofell Haller Johnson.
Dennis J. Haugh	Louisville, Ky.	Robert W. Zollinger.
Joseph William Hawks	Van Nuys, Calif.	Benjamin M. Reinhardt.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles J. Hecht	New York, N. Y.	Joel C. Bender.
William Heimowitz	New York, N. Y.	Jonathan B. Bingham.
Lee H. Henkel, Jr.	Columbus, Ga.	Fuller Holloway.
George Edwin Herrmann	Mill Valley, Calif.	William James Costello.
Philip Hicky, II	Forrest City, Ark.	E. J. Butler.
Dale G. Higer	Boise, Idaho	Frank Church.
John F. Holden, Jr.	White Plains, N. Y.	Vincent Del Tufo.
John Allen Hollingsworth	Westport, Conn.	J. Randolph Wilson.
Clark L. Holmes	Des Moines, Iowa	Lawrence F. Scalise.
George H. Howard	Boston, Mass.	Edmund M. Pitts.
John C. Howell	Newark, N. J.	Dickinson R. Debevoise.
Jeffrey H. Hubbard	Houston, Tex.	Larry T. Hester.
Jon Nelson Hughes	Houston, Tex.	Johnny R. Kolenda.
Michael P. V. Hughes	Alexandria, Va.	Robert Gordon Smith.
Harold Hurwitz	New Bedford, Mass.	Samuel L. Lipman.
Marvin C. Ingber	Minneapolis, Minn.	Roger V. Stageberg.
Richard J. Israel	Providence, R. I.	William Slater Allen, Jr.
Fred B. Ithurnburn	Yuba City, Calif.	Michael Jennings Keady.
John William Jachens	Sacramento, Calif.	William J. Bagley.
Thomas M. Jackson	Waterbury, Conn.	James L. Crates.
Cynthia M. Jacob (Miss)	Trenton, N. J.	Harold L. Warner.
Philip Edward Jacobwitz	Eatontown, N. J.	Bernard H. Hoffman.
Ronald Allen Jacobson	New York, N. Y.	Joel Levy.
John Albert Janas	Scituate, Mass.	Henry Michael Kelleher.
Ronald L. Johnson	Jackson, Miss.	James B. Adams.
Bruce Kalom	Hebron, Conn.	Joseph Neiman.
Harry A. Kaplan	Los Angeles, Calif.	Joseph H. Edgar.
Melvyn J. Kates	Detroit, Mich.	William Mazey.
Warren J. Kauffman	Philadelphia, Pa.	Philip Sterling.
Sanford Paul Kaufman	Palos Verdes Peninsula, Calif.	Joseph A. Sarfaty.
Edward F. Kearney	Washington, D. C.	S. White Rhyne, Jr.
Loren Grover Keenan	Bloomfield Hills, Mich.	John Feikens.
James M. Kendrick	Brookline, Mass.	Sol. Gen. Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edward R. Kenneally	Minneapolis, Minn.	Jerome F. Fitzgerald.
Raoul D. Kennedy	Oakland, Calif.	A. Burton Mason.
Henry W. Kenoe	Chicago, Ill.	Raphael Fine.
David Joel Kera	New York, N. Y.	James Edward Siegel.
Irving M. King	Chicago, Ill.	Eugene Cotton.
John A. Kintzele	Denver, Colo.	Fred W. Vondy.
Donald J. Kisslan	Hollywood, Fla.	Myron H. Burnstein.
Alexander A. Kolben	New York, N. Y.	Lawrence Kalik.
Charles B. Kornmann	Aberdeen, S.D.	Charles E. Gorsuch.
Robert S. Korschun	Miami, Fla.	Alvin Goodman.
Peter Koste	Miami Shores, Fla.	Judge H. Paul Baker.
Robert R. Kracke	Birmingham, Ala.	William Douglas Arant.
Robert Krauss	White Plains, N. Y.	Morton H. Zucker.
Edward A. Krenzke	Racine, Wis.	Lyman B. Gillett.
Stewart Larry Krug	New York, N. Y.	Allan Feingertz.
James L. Lane	Ft. Worth, Tex.	Charles Carroll Maccubbin Woodward.
Wilbur Stoll Lang	Dayton, Ohio	Kennedy Legler, Jr.
Fred R. Langford	Daytona Beach, Fla.	Charles P. Grahl.
Alan Latman	New York, N. Y.	Edward B. Con- nolly.
Chester A. Launt	Decatur, Ga.	Charles Denton Wheeler.
Evan Thomas Lawson	Boston, Mass.	Howard M. Miller.
Richard Irwin Leedy	Riverton, Wyo.	Donald Paul White.
Carl H. Leiter	Flint, Mich.	Robert Louis Segar.
William Rex Lenderman	Baltimore, Md.	Jesse Slingluff, Jr.
Robert B. Leslie	Seattle, Wash.	Ofell Haller Johnson.
Raymond Thomas Letulle	Philadelphia, Pa.	James F. Young.
David Alan Leveton	Los Angeles, Calif.	Herbert A. Bern- hard.
Joseph E. Levine	Boston, Mass.	Edward M. Dangel.
Alfred A. Levingston	Cleveland, Miss.	William E. O'Hare.
Albert E. Levy	Paterson, N.J.	Robert M. Kronman.
Lester L. Levy	New York, N. Y.	Charles H. Miller.
Noel Joseph Robert Levy	Phoenix, Ariz.	Judge Lorna E. Lockwood.
Jack Gordon Lichtig	Milwaukee, Wis.	Irving D. Gaines.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Adeline G. Lidy	Oakland, Calif.	John H. Bosche.
Albert B. Lidy	Oakland, Calif	John H. Bosche.
Michael A. Lipsky	Miami, Fla.	Allen David Stolar. lar.
Crystal Cousins Lloyd (Mrs.)	Boston, Mass.	John G. Brooks.
Benjamin S. Loewenstein	Philadelphia, Pa.	Philip Sterling.
William Bruce Louden	Hartford, Conn.	Irving S. Ribicoff.
John T. Loughlin	Chicago, Ill.	Walter T. Fisher.
James F. Loveridge, Jr.	Seattle, Wash.	Ofell Haller Johnson.
Frank H. Lowe, Jr.	Albany, Ga.	Paul A. Keenan, Jr.
James A. Lucas	Bedford, Iowa	Robert L. Larson.
Thomas James Lukas	New York, N.Y.	James F. Dunn.
J. Richard Lumpe	Columbus, Ohio	William G. Carpenter.
Lucinda Nieman Madden (Miss)	Columbus, Ohio	Donald M. Hamilton, Jr.
William C. Madden	Boston, Mass.	James W. Kelleher.
Themistocles L. Majoros	Saginaw, Mich.	Walter Martin.
David Alfred Maney	Tampa, Fla.	Lewis H. Hill, III.
H. Karl Mangum	Flagstaff, Ariz.	William W. Stevenson.
Joyce O. Mangum (Mrs.)	Flagstaff, Ariz.	William W. Stevenson.
Richard K. Mangum	Flagstaff, Ariz.	William W. Stevenson.
Martin Guy Margolis	Cedar Grove, N.J.	Seymour Margulies.
Morton Marks	New York, N.Y.	Jacob Burns.
Rick E. Marsh	Columbus, Ohio	Arthur M. Sebastian.
Alan Jay Martin	New York, N.Y.	Benjamin M. Haber.
Lawrence N. Martin, Jr.	White Plains, N.Y.	Arthur Del Negro, Jr.
Paul A. Martin	Atlanta, Ga.	Freeman D. Mitchell.
John T. May	Kansas City, Mo.	Elmer Burkett Hodges.
Larry William Mazey	Detroit, Mich.	William Mazey.
Milford L. McBride, Jr.	Grove City, Pa.	Edward B. Madden.
James Daniel McDonald, Jr.	Erie, Pa.	John George Gent.
James M. McEwen	Tampa, Fla.	Sam M. Gibbons.
Wm. W. McGeorge	Portland, Ore.	Warde H. Erwin.
Jack E. McGregor	Washington, D.C.	Douglas Whitlock.
J. B. McGuire	Los Angeles, Calif.	William H. Pavitt, Jr.
R. DeLoss McKnight	Wynne, Ark.	Herbert Everett Proctor, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George Hite McLean, Jr.	Greenwood, Miss.	Peter McKenzie Stockett, Jr.
Robert J. McOsker	Providence, R. I.	Vincent Pallozzi.
John P. Meade	McLean, Va.	Alfred V. J. Prather.
William A. Meadows, Jr.	Miami, Fla.	Eugene Charles Heiman.
Norman Mednick	White Plains, N.Y.	Miss Evelyn E. West.
Marcellus R. Meek	Chicago, Ill.	Walter A. Slowinski, Jr.
Franklin Melzer	Stamford, Conn.	Robert B. Wise.
Byron Kermit Meredith	Reno, Nev.	Peter Echeverria.
Richard Meyers	St. Paul, Minn.	James J. Schumacher.
Frederick Charles Michaud	Palo Alto, Calif.	Bruce Pardee Griswold.
Edgar Miller	Miami, Fla.	Sarino R. Costanzo.
Joseph C. Miranda	New York, N.Y.	Laurence C. Ehrhardt.
Sidney Mishkin	Indianapolis, Ind.	Charles B. Feibleman.
Thomas James Mitchell	Houston, Tex.	Frank O. Barnes.
John Wright Mooers	Jacksonville, Fla.	Hugh Reynolds Dowling.
John T. Moorhead	Memphis, Tenn.	Abe D. Waldauer.
Alexander Robert Mortimer.	Rosemead, Calif.	James C. Corman.
Albert L. Moses	Columbia, S.C.	William Howard Townsend.
Eugene D. Mossner	Saginaw, Mich.	Walter Martin.
James E. Mueller	Tucson, Ariz.	William D. Browning.
Clyde W. Mullins	Natchez, Miss.	Oliver M. Hornsby.
Dan Stewart Murrell	Jackson, Miss.	Frederick N. Curley.
Harold Simon Nathan	New Haven, Conn.	Stephen Hardy Simes.
Robert A. Neinas	Naples, Fla.	George Vega, Jr.
Paul I. Newman	Syracuse, N.Y.	Alan Burstein.
Thomas S. Nichols	Denver, Colo.	Richard M. Davis.
Irvin B. Nodland	Bismarck, N.D.	William R. Mills.
William Conlin Nolan, Jr.	El Dorado, Ark.	J. A. O'Connor, Jr.
James B. O'Brien	Chicago, Ill.	Sheldon M. Charone.
Charles J. O'Connor III	Newark, N.J.	Ira April.
Stephen J. O'Neill	Waterbury, Conn.	Raymond J. Cannon.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Harper M. Orahoad	Wheat Ridge, Colo.	Howard K. Phillips.
Jesus A. Lopez Orihuela	San Juan, P.R.	Domingo Carras- quillo-Diaz.
E. Edward Orwoll	Dayton, Minn.	Charles L. Langer.
Richard Matthews Oswald	Seattle, Wash.	Gordon Calvin Culp.
Richard Ahlman Oviatt	Cleveland, Ohio	A. Albert Perel- man.
Meyer Bank Papermaster	Milwaukee, Wis.	Henry Reuss.
Lawrence Joseph Pascal	Alexandria, Va.	William E. O'Neill, Jr.
Philip Nemours Pecquet	Port Allen, La.	James H. Morrison.
James L. Permutt	Birmingham, Ala.	Joseph S. Blue- stein.
Thomas William Petersen	Washington, D.C.	Sol. Gen. Erwin N. Griswold.
John A. Philbin	Oklahoma City, Okla.	John K. Speck.
James Edward Pigott	Reston, Va.	Wesley Glenn Harding.
Frank J. Polozola	Baton Rouge, La.	Maurice Julius Wilson.
Charles Porter	Columbia, S.C.	Terrell L. Glenn.
Kenneth Martin Potraker	Rochester, N. Y.	Gerard B. Crook.
Philip Robert Presse	Austin, Tex.	Charles Alan Wright.
William S. Pritchard, Jr.	Birmingham, Ala.	Winston B. McCall.
Edward J. Quinn, Jr.	Brooklyn, N. Y.	Joseph L. Gil.
Arthur Raisch	Detroit, Mich.	J. Harold Kilcoyne.
Bruce M. Ramer	Los Angeles, Calif.	Payson Wolff.
Eaton E. Randles	Louisville, Ky.	Marvin D. Jones.
Steven Millman Rappaport	Miami, Fla.	Bruce S. Rogow.
James Patrick Reeves	New York, N. Y.	Gerard J. O'Brien.
Leonard I. Reiser	Rochester, N. Y.	Gerard B. Crook.
Robert G. Renner	Minneapolis, Minn.	Sol. Gen. Erwin N. Griswold.
Leon RisCassi	Hartford, Conn.	William R. Davis.
Harold Cooper Roberts	South Hero, Vt.	Carl S. Gregg.
Donald Frederick Roeschke	Woodland Hills, Calif.	Ronald Marc George.
Sheldon Howard Roodman	Chicago, Ill.	Melvin Bert Goldberg.
Stanley W. Root, Jr.	Philadelphia, Pa.	William R. Spofford.
Henry R. Rosenblatt	Newton Centre, Mass.	William C. Saltzer.
Louis J. Roshar	Racine, Wis.	Lyman B. Gillett.
Clarence John Ruddy	Aurora, Ill.	Frederick Bernays Wiener.
John Forney Rudy, II	Washington, D.C.	C. William Tayler.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William B. Rush	Bridgeport, Conn.	Edgar W. Bassick III.
David A. Russell	Miami, Fla.	Sarino R. Costanzo.
Harrison F. Russell	Gunnison, Colo.	Gordon Allott.
Richard Joseph Ryan, Sr.	Memphis, Tenn.	James T. Haynes.
Bernard J. Sachs	Baltimore, Md.	Patrick A. O'Doherty.
Robert A. Sackett	New York, N.Y.	John M. Rochford.
Bertley Sager	Miami, Fla.	Nicholas J. Capuano.
Robert K. Sands	Dallas, Tex.	James N. Dearien.
Paul T. Santilli	Columbus, Ohio	Harry Wright III.
Glenn G. Saunders	Denver, Colo.	Byron G. Rogers.
Roy Herbert Scharf	New Haven, Conn.	Anthony G. Apicella.
Judith S. Scheier (Mrs.)	New York, N.Y.	Herbert Rubin.
Marcus Scherl	New York, N.Y.	David Romanoff.
Richard Dean Schiller	Aurora, Ill.	Donald L. Puckett.
Jeffrey R. Schmieler	Silver Spring, Md.	Herbert Walter Jorgensen.
Patrick M. Schott	New Orleans, La.	J. Richard Reuter, Jr.
Philip Gordon Schrag	New York, N.Y.	James Madison Nabrit, III.
Don Willis Schussler	Yakima, Wash.	Norman Ray Nashem, Jr.
Jacob Noah Schwartz	New York, N.Y.	Joel Levy.
George Winfield Scott, Jr.	Greenwich, Conn.	Arthur Rogers Ivey.
John C. Scott	Washington, D.C.	Clarence Worth Rowley, Jr.
Leonard Wayne Scott	Waco, Tex.	Joel W. Westbrook.
Ambrust Gordon Seale	Baton Rouge, La.	Maurice Julius Wilson.
Irving Serota	New York, N.Y.	Alvin Kaplan.
Neal J. Shapiro	St. Paul, Minn.	Sol. Gen. Erwin N. Griswold.
Harry Shechtman	New York, N.Y.	Charles Segal.
Daniel Robert Sheehan	Oklahoma City, Okla.	Robert Saxon Baker.
John E. Shockey	Fairfax, Va.	C. Westbrook Murphy.
Eugene Earl Shuey	West Palm Beach, Fla.	Joseph Denson Farish, Jr.
Harvey Allen Silverglate	Boston, Mass.	Alan M. Dershowitz.
James F. Simon	Stamford, Conn.	Robert B. Wise.
A. Dee Simpson, III	Houston, Tex.	Leland F. Cadenhead.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Nathan Philemon Bryan Simpson	Tampa, Fla.	R. Beavan Woodward, Jr.
Gerald Nicholls Sims	New Orleans, La.	Ernest A. Carrerf, Jr.
Morris K. Sirote	Birmingham, Ala.	Joseph S. Bluestein.
Marcus W. Sisk, Jr.	Washington, D.C.	Donald L. Morgan.
Ralph Edward Skoog	Topeka, Kan.	Sam A. Crow.
Clyde Miller Smith	Dallas, Tex.	Harold Barefoot Sanders.
Don Allen Smith	Fort Smith, Ark.	William Thomas Harper.
Malcolm George Smith	Los Angeles, Calif.	John W. Armagost.
Max Martin Smith	Frankfort, Ky.	Chat Chancellor.
Sky Elliot Smith	Miami, Fla.	Judge H. Paul Baker.
Thomas J. Smith	New York, N.Y.	Robert M. Peet.
Harry G. Snyder	Oconomowoc, Wis.	Patrick L. Snyder.
Billy S. Sparks	Kansas City, Mo.	Robert B. Langworthy.
William S. Spencer	Hollywood, Fla.	Myron H. Burnstein.
Robert Michael Sprague	Austin, Tex.	Lorne Dale MacIver.
Tom Stagg	Shreveport, La.	William Scott Wilkinson.
Edward Starin	Seattle, Wash.	James Reed Ellis.
Luther Wade Starr	Dallas, Tex.	Steven G. Condos.
Peter Kormann Steere	Seattle, Wash.	Newman Hall Clark.
Harry Binder Stein	Fayetteville, N.C.	Arthur L. Lane.
Melvyn Stein	Los Angeles, Calif.	Thomas J. Sullivan.
David Alan Stewart	Danville, Ark.	Claud Reid George.
John Wellington Stewart	Denver, Colo.	Clyde O. Martz.
Shale D. Stiller	Baltimore, Md.	Joseph Bernstein.
Donald Leonard Stone	Beverly Hills, Calif.	Marvin Leon.
Stanley Harold Stone	Los Angeles, Calif.	Michael Thomas Sauer.
Daniel J. Stoops	Flagstaff, Ariz.	William W. Stevenson.
Reed Albert Stout	Los Angeles, Calif.	Marcus Mattson.
Harney B. Stover, Jr.	Milwaukee, Wis.	Walter S. Davis.
John Dennis Sullivan	San Francisco, Calif.	John Maxwell Howard.
William B. Sullivant	Gainesville, Tex.	Graham Purcell.
Albert Clark Tate, Jr.	Atlanta, Ga.	Martin E. Kilpatrick.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jim Tatum	Houston, Tex.	Thano Dameris.
Claud Lansberry Tease	Milford, Del.	Jackson R. Dunlap, Jr.
Billy Lee Thompson	Lufkin, Tex.	Charles Benton Musselwhite.
Marttie Louis Thompson	New York, N. Y.	Robert John Randell.
Paul H. Till	New York, N. Y.	Victor W. Livornese.
Norris Wilson Tingle	Baltimore, Md.	Milton R. Jones.
Thomas Sumter Tisdale, Junior	Charleston, S.C.	Joseph Rutledge Young.
David L. Tisinger	Austin, Tex.	John Daly Cofer.
Michael N. Tobin	Jersey City, N.J.	Vincent L. Verdiramo.
Richard John Torre	Rockville, Md.	Eugene V. Lipkowitz.
Howard P. Trockman	Evansville, Ind.	William D. Powell.
O. Jan Tyler	Dallas, Tex.	Wright Matthews.
Wes C. Uhlman	Seattle, Wash.	Francis Hoague.
Joseph T. Vodnoy	Los Angeles, Calif.	Howard E. Beckler.
John Scott Vowell	Birmingham, Ala.	T. Eric Embry.
Donald R. Waisel	Harrisburg, Pa.	Gilbert Nurick.
Bernard Joseph Wald	New York, N. Y.	Herbert Rubin.
John S. Walker, Jr.	Denver, Colo.	Ernest Porter.
Douglas J. Wall	Flagstaff, Ariz.	William W. Stevenson.
William M. Walsh	Memphis, Tenn.	David N. Pack.
Howard Kenyon Watkins, Jr.	Portsmouth, Ohio	William H. Harsha.
T. Reese Watkins	Macon, Ga.	John Burke Harris, Jr.
G. Stuart Watson	Albany, Ga.	Paul A. Keenan, Jr.
Howard R. Weil	Teaneck, N.J.	Norman Malzberg.
Paul Anthony Welter	Minneapolis, Minn.	Phillip H. Smith.
Paul Benjamin Whitmer	Cleveland, Ohio	Domenico Giulio Dottore.
Marcus Aurelius Wilkin- son, III	Tampa, Fla.	Tom Fairfield Brown.
Richard Bertrand Wilks	Phoenix, Ariz.	Morris King Udall.
Houston Garvin Williams	Casper, Wyo.	William J. Wehrli.
O. Meredith Wilson, Jr.	Portland, Oreg.	Oglesby H. Young.
Basil L. Wimmer	Indianapolis, Ind.	James J. Stewart.
Morton Arnold Winkel	Portland, Oreg.	Norman A. Stoll.
Elliott C. Winograd	New York, N. Y.	Lester Rosen.
Edmund J. Wood	Seattle, Wash.	Francis Hoague.
Edward L. Wright, Jr.	Little Rock, Ark.	George E. Lusk, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John P. Wuerthner	Great Falls, Mont.	Robert L. Woodahl.
Paul Richter Wylie, Jr.	Los Angeles, Calif.	Marcus Eugene Powers.
Frank W. Wynne	Fordyce, Ark.	Henry Woods.
Victor F. Yacullo	Los Angeles, Calif.	John W. Armagost.
Judith Ann Yannello	Washington, D.C.	Sol. Gen. Erwin N. Griswold.
George G. Young	Reading, Mass.	Thomas W. Sommer.
James Bernard Zane	New York, N. Y.	Robert R. Sugarman.
Louis Ira Zane	New York, N. Y.	Robert R. Sugarman.
Roy C. Zukerman	Fountain Valley, Calif.	Paul G. Mast.
David Zundel	Honolulu, Hawaii	A. James Wriston, Jr.
Paula A. Tennant	Susanville, Calif.	Solicitor General Erwin N. Griswold.
Bernard H. Shapiro	Chicago, Ill.	Solicitor General Erwin N. Griswold.
Richard Joseph Sideman	Washington, D.C.	Solicitor General Erwin N. Griswold.
Jerry P. Baugh	Evansville, Ind.	Birch E. Bayh, Jr.
Robert S. Matthews	Evansville, Ind.	Birch E. Bayh, Jr.
Ronald Warrum	Evansville, Ind.	Birch E. Bayh, Jr.
Charles E. Miner, Jr.	West Palm Beach, Fla.	Paul G. Rogers.
John Andreas Darlson	West Palm, Beach, Fla.	Paul G. Rogers.
Daniel W. O'Connell	West Palm Beach, Fla.	Paul G. Rogers.
James Crosswell Brim, Jr.	Camilla, Ga.	Judge Robert Edward Lee Culpepper, Jr.
Tracy Ellsworth Mulligan, Jr.	Chevy Chase, Md.	Ephraim Jacobs

## ORAL ARGUMENT

No. 5481. Herbert Phillip Schlanger, petitioner, *v.* Robert C. Seamans, Jr., Secretary of the Air Force, et al. Argued by Mr. Herbert Phillip Schlanger, pro se, and by Mr. Solicitor General Erwin N. Griswold for the respondents.

No. 169. Stephen Radich, appellant, *v.* New York. Argued by Mr. Richard G. Green for the appellant and by Mr. Michael R. Juviler for the appellee.

No. 299. Paul Robert Cohen, appellant, *v.* California. Argued by Mr. Melville B. Nimmer for the appellant and by Mr. Michael T. Sauer for the appellee.

No. 125. United States, petitioner, *v.* William L. Randall, Trustee. Argued by Mr. Richard B. Stone for the petitioner and by Mr. Kevin J. Gillogly for the respondent.

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Adjourned until tomorrow at 10 o'clock.

The day call for Tuesday, February 23, 1971, will be as follows:  
Nos. 156, 362, 544, and 573.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

### ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Michael Connelly	Toledo, Ohio	Solicitor General Erwin N. Griswold.
Peter Michael Handwork	Toledo, Ohio	Solicitor General Erwin N. Griswold.
Dean Everett Stenberg	San Jose, Calif.	Solicitor General Erwin N. Griswold.
Albert A. Wolf	Bismarck, N. Dak.	Quentin N. Burdick.
Frank T. Takao	Honolulu, Hawaii	Daniel K. Inouye.
George M. Barnett	Guntersville, Ala.	Tom Bevill.
Paul E. Rudnicki	West Seneca, N. Y.	Michael J. McMorrow.
Daniel F. Collins	Washington, D.C.	Bradford Ross.
Bruce J. Ennis, Jr.	New York, N.Y.	Alan H. Levine.
Ralph La Var Marsh	Boise, Idaho	James Thomas Jones.
Robert Murray Perce, Jr.	Reston, Va.	Hershel Shanks.
Robert B. Norris	Washington, D.C.	Howard W. Smith, Jr.
Victor L. Walch	Los Angeles, Calif.	A. Calder Mackay.

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### OPINIONS

**No. 49.** Law Students Civil Rights Research Council, Inc., et al., appellants, *v.* Lowell Wadmond et al. Appeal from the United States District Court for the Southern District of New York. Judgment affirmed. Opinion by Mr. Justice Stewart. Opinion by Mr. Justice Harlan, concurring in this case, and dissenting in Nos. **15** and **18**, *post*. Dissenting opinion by Mr. Justice Black with whom Mr. Justice

Douglas joins. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Brennan joins.

No. 28. Lelia Mae Sanks et al., appellants, *v.* Georgia et al. Appeal from the Supreme Court of Georgia. Appeal dismissed and case remanded to the Supreme Court of Georgia for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Harlan. Mr. Justice Black concurs in the judgment of the Court dismissing the appeal but does so specifically on the ground that the case is now moot.

No. 370. Magnesium Casting Company, petitioner, *v.* National Labor Relations Board. On writ of certiorari to the United States Court of Appeals for the First Circuit. Judgment affirmed. Opinion by Mr. Justice Douglas.

No. 15. Sara Baird, petitioner, *v.* State Bar of Arizona. On writ of certiorari to the Supreme Court of Arizona. Mr. Justice Black announced the judgment of the Court and delivered an opinion in which Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall join. Judgment reversed and case remanded to the Supreme Court of Arizona for further proceedings not inconsistent with the opinion of this Court. Concurring opinion by Mr. Justice Stewart. Opinion by Mr. Justice Harlan dissenting in this case and in No. 18, *post*, and concurring in No. 49, *ante*. Dissenting opinion by Mr. Justice White in this case and in No. 18, *post*. Dissenting opinion by Mr. Justice Blackmun with whom Mr. Chief Justice Burger, Mr. Justice Harlan, and Mr. Justice White join.

No. 18. In the Matter of the Application of Martin Robert Stolar, petitioner. On writ of certiorari to the Supreme Court of Ohio. Mr. Justice Black announced the judgment of the Court and delivered an opinion in which Mr. Justice Douglas, Mr. Justice Brennan, and Mr. Justice Marshall join. Judgment reversed and case remanded to the Supreme Court of Ohio for further proceedings not inconsistent with the opinion of this Court. Concurring opinion by Mr. Justice Stewart. Opinion by Mr. Justice Harlan dissenting in this case and in No. 15, *ante*, and concurring in No. 49, *ante*. Dissenting opinion by Mr. Justice White in this case and in No. 15, *ante*. Dissenting opinion by Mr. Justice Blackmun with whom Mr. Chief Justice Burger, Mr. Justice Harlan, and Mr. Justice White join.

No. 2. Evelle J. Younger, appellant, *v.* John Harris, Jr., et al. Appeal from the United States District Court for the Central District of California. Judgment reversed and case remanded to the United States District Court for the Central District of California for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Black. Concurring opinion by Mr.

Justice Stewart with whom Mr. Justice Harlan joins in this case and in Nos. 7, 9, 41, and 83, *post*. Opinion by Mr. Justice Brennan with whom Mr. Justice White and Mr. Justice Marshall join concurring in the result. Dissenting opinion by Mr. Justice Douglas in this case and in No. 4, *post*.

No. 4. John S. Boyle, Chief Judge of the Circuit Court of Cook County, Illinois, et al., appellants, *v.* Lawrence Landry et al. Appeal from the United States District Court for the Northern District of Illinois. Judgment reversed and case remanded to the United States District Court for the Northern District of Illinois for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Black. Mr. Justice Brennan and Mr. Justice White concur in the result. Dissenting opinion by Mr. Justice Douglas in this case and in No. 2, *ante*.

No. 7. George Samuels, et al., appellants, *v.* Thomas J. Mackell, District Attorney, et al.; and

No. 9. Fred Fernandez, appellant, *v.* Thomas J. Mackell, District Attorney, et al. Appeals from the United States District Court for the Southern District of New York. Judgments affirmed. Opinion by Mr. Justice Black. Concurring opinion by Mr. Justice Douglas. Concurring opinion by Mr. Justice Stewart with whom Mr. Justice Harlan joins in these cases and in Nos. 2, *ante*, and 41 and 83, *post*. Opinion by Mr. Justice Brennan with whom Mr. Justice White and Mr. Justice Marshall join, concurring in the result.

No. 60. Leander H. Perez, Jr., et al., appellants, *v.* August M. Ledesma, Jr., et al. Appeal from the United States District Court for the Eastern District of Louisiana. Judgment reversed insofar as it grants injunctive relief. In all other respects the judgment is vacated and case remanded to the United States District Court for the Eastern District of Louisiana with instructions to enter a fresh decree from which the parties may take an appeal to the United States Court of Appeals for the Fifth Circuit if they so desire. Opinion by Mr. Justice Black. Separate opinion by Mr. Justice Douglas. Concurring opinion by Mr. Justice Stewart with whom Mr. Justice Blackmun joins. Opinion by Mr. Justice Brennan with whom Mr. Justice White and Mr. Justice Marshall join, concurring in part and dissenting in part.

No. 41. Frank Dyson, Chief of Police, City of Dallas, et al., appellants, *v.* Brent Stein. Appeal from the United District Court for the Northern District of Texas. Judgment vacated and case remanded for reconsideration in light of *Younger v. Harris*; and *Samuels v. Mackell*, decided this date. Opinion *per curiam* announced by Mr.



Chief Justice Burger. Concurring opinion by Mr. Justice Stewart with whom Mr. Justice Harlan joins in this case and in Nos. 2, 7 and 9, *ante*, and 33, *post*. Opinion by Mr. Justice Brennan with whom Mr. Justice Marshall joins concurring in result. Dissenting opinion by Mr. Justice Douglas.

No. 83. Garrett H. Bryne, etc., et al., appellants, *v.* Serafim Karalexis et al. Appeal from the United States District Court for the District of Massachusetts. Judgment vacated and case remanded to the United States District Court for the District of Massachusetts for reconsideration in light of *Younger v. Harris* and *Samuels v. Mackell*, decided this date. Opinion *per curiam* announced by Mr. Chief Justice Burger. Concurring opinion by Mr. Justice Stewart with whom Mr. Justice Harlan joins in this case and in Nos. 2, 7 and 9, and 41, *ante*. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice White and Mr. Justice Marshall join. Mr. Justice Douglas took no part in the consideration or decision of this case.

#### ORAL ARGUMENT

No. 156. George K. Rosenberg, District Director, petitioner, *v.* Yee Chien Woo. Argued by Mr. Charles Gordon for the petitioner and by Mr. Gordon G. Dale for the respondent.

No. 362. Vincent Francis McGee, Jr., petitioner, *v.* United States. Argued by Mr. Alan H. Levine for the petitioner and by Mr. William Bradford Reynolds for the respondent, *pro hac vice*, by special leave of Court.

No. 544. Commissioner of Internal Revenue, petitioner, *v.* Lincoln Savings and Loan Association. Argued by Mr. Matthew J. Zinn for the petitioner and by Mr. Adam Y. Bennion for the respondent.

No. 573. Reubin Askew et al., appellants, *v.* Robert H. Hargrave et al. Argument commenced by Charles E. Miner, for the appellants and continued by Mr. Hershel Shanks for the appellees.

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Adjourned until tomorrow at 10 o'clock.

The day call for Wednesday, February 24, 1971, will be as follows:  
Nos. 573, 507, 464, 469, and 515.

# SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ADMISSION TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomazine Grayson Mason.	Summerton, S.C.	J. Strom Thurmond.

## OPINIONS

**No. 98.** Isiah Relford, petitioner, *v.* Commandant, U.S. Disciplinary Barracks, Ft. Leavenworth, Kansas. On writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Judgment affirmed. Opinion by Mr. Justice Blackmun.

**No. 88.** George Ramsey and Leon Nunley, dba Leon Nunley Coal Company, et al., petitioners, *v.* United Mine Workers of America. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice White. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Black, Mr. Justice Harlan, and Mr. Justice Marshall join.

**No. 80.** Zenith Radio Corporation, petitioner, *v.* Hazeltine Research, Inc. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment reversed and case remanded to the Court of Appeal with instructions to reinstate the judgment of the United States District Court for the Northern District of Illinois. Opinion by Mr. Justice White. Opinion by Mr. Justice Harlan with whom Mr. Justice Stewart joins concurring in the result.

**No. 77.** United States, appellant, *v.* Thomas William Weller. Appeal from the United States District Court for the Northern District of California. The Court having no jurisdiction, case remanded to the United States Court of Appeals for the Ninth Circuit for further proceedings in that Court. Opinion by Mr. Justice Stewart. Dissenting opinion by Mr. Justice Douglas.

**No. 62.** Monitor Patriot Co., et al., petitioners, *v.* Roselle A. Roy, etc. On writ of certiorari to the Supreme Court of New Hampshire.

Judgment reversed and case remanded to the Supreme Court of New Hampshire for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Stewart. Separate opinion by Mr. Justice Black with whom Mr. Justice Douglas joins in this case and in Nos. 109 and 118, *post*, concurring in part and dissenting in part. Concurring opinion by Mr. Justice White in this case and in No. 118, *post*.

No. 109. Time, Incorporated, petitioner, *v.* Frank Pape. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Stewart. Separate opinion by Mr. Justice Black with whom Mr. Justice Douglas joins in this case and in No. 62, *ante*, and No. 118, *post*. Dissenting opinion by Mr. Justice Harlan.

No. 118. Ocala Star-Banner Company et al., petitioners, *v.* Leonard Damron. On writ of certiorari to the District Court of Appeal of Florida, First District. Judgment reversed and case remanded to the District Court of Appeal of Florida, First District, for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Stewart. Concurring opinion by Mr. Justice White in this case and in No. 62, *ante*. Separate opinion by Mr. Justice Black with whom Mr. Justice Douglas joins in this case and in Nos. 62 and 109, *ante*, concurring in part and dissenting in part.

No. 123. International Brotherhood of Boilermakers, Iron Shipbuilders, Blacksmiths, Forgers and Helpers, AFL-CIO, petitioner, *v.* George W. Hardeman. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Brennan. Concurring opinion by Mr. Justice White. Dissenting opinion by Mr. Justice Douglas.

No. 206. Viven Harris, petitioner, *v.* New York. On writ of certiorari to the Court of Appeals of New York. Judgment affirmed. Opinion by Mr. Chief Justice Burger. Mr. Justice Black dissents. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas and Mr. Justice Marshall join.

#### ORAL ARGUMENT

No. 573. Reubin Askew et al., appellants, *v.* Robert H. Hargrave et al. Argument continued by Mr. Hershel Shanks for the appellees and concluded by Mr. Charles E. Miner, Jr., for the appellants.

**No. 507.** California Department of Human Resources Development et al., appellants, *v.* Judith Java et al. Argued by Mr. Asher Rubin for the appellants and by Mr. Stephen P. Berzon for the appellees, *pro hac vice*, by special leave of Court.

**No. 464.** Gainesville Utilities Department et al., petitioners, *v.* Florida Power Corporation. Argued by Mr. George Spiegel for the petitioner and by Mr. Richard W. Emory for the respondent.

**No. 469.** Federal Power Commission, petitioner, *v.* Florida Power Corporation. Argued by Mr. Gordon Gooch for the petitioner and by Mr. Richard W. Emory for the respondent.

#### ORDER IN PENDING CASE

**No. 5481.** Herbert Phillip Schlanger, petitioner, *v.* Robert C. Seamans, Jr., Secretary of the Air Force, et al. The application for injunctive relief presented to Mr. Justice Douglas, and by him referred to the Court, is denied. Mr. Justice Brennan and Mr. Justice Marshall are of the opinion by the application should be granted.

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Adjourned until Monday, March 1, 1971, at 10 o'clock.

The day call for Monday, March 1, 1971, will be as follows: Nos. **515, 5714, 5161, 5338, and 87.**

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

### APPEALS—SUMMARY DISPOSITIONS

No. 787. Bernard J. Ohlendorf et ux., appellants, *v.* Garnett Gayles et al. Appeal from the Court of Appeals of Maryland. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 929. Marvin J. Morse, appellant, *v.* D. A. Hindman et al. Appeal from the Supreme Court of Kansas. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 994. Wilson Burton et al., appellants, *v.* American National Bank and Trust Company et al. Appeal from the Supreme Court of Illinois. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and the case set for oral argument.

No. 1026. Sandra Fenton et al., appellants, *v.* School Committee of Boston. Appeal from the Supreme Judicial Court of Massachusetts. The motion of The National Education Association for leave to file a brief, as *amicus curiae*, is granted. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 1031. Gerard P. Schneider, appellant, *v.* California. Appeal from the United States Court of Appeals for the Ninth Circuit. The motion for leave to dispense with printing jurisdictional statement is granted. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 1038. Carol E. Lisker, appellant, *v.* Joseph J. Kelly, Jr., Secretary of the Commonwealth of Pennsylvania, et al. Appeal from

the United States District Court for the Middle District of Pennsylvania. The judgment is affirmed. Mr. Justice Douglas and Mr. Justice Brennan dissent. Mr. Justice Black is of the opinion that the case should be dismissed as moot.

**No. 1068.** George F. Kugler, Jr., in his capacity as Attorney General of New Jersey, et al., appellants, *v.* Samuel M. Karp et al. Appeal from the United States District Court for the District of New Jersey. Judgment vacated and case remanded to the United States District Court for the District of New Jersey for further consideration in light of the judgment of this Court in light of No. 2, *Younger v. Harris*, No. 7, *Samuels v. Mackell*, and No. 9, *Fernandez v. Mackell*. Mr. Justice Douglas is of the opinion that judgment should be affirmed for reasons set forth in his dissenting opinion in No. 2, *Younger v. Harris*.

**No. 1071.** Boat Transit, Inc., and Kenosha Auto Transport Corporation, appellants, *v.* United States et al. Appeal from the United States District Court for the Eastern District of Michigan. The judgment is affirmed. Mr. Justice Harlan and Mr. Justice White are of the opinion that probable jurisdiction should be noted and the case set for oral argument.

**No. 1080.** Jim Fair, Individually and as an Elected Official in the State of Florida, et al., appellants, *v.* Claude R. Kirk, Jr., as Governor of the State of Florida, et al. Appeal from the United States District Court for the Northern District of Florida. The judgment is affirmed.

**No. 1096.** Harold R. Smith, appellant, *v.* Eastern Orthodox Churches of Greater Detroit et al. Appeal from the Supreme Court of Michigan. The appeal is dismissed for want of jurisdiction.

**No. 5946.** Earlie Wright, Jr., appellant, *v.* Mississippi. Appeal from the Supreme Court of Mississippi. Motion for leave to proceed *in forma pauperis* granted. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and the case set for oral argument.

#### CERTIORARI—SUMMARY DISPOSITION

**No. 74.** Zim Israel Navigation Co., Ltd., petitioner, *v.* Mario Tarabocchia. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals for further consideration in light of *Usner v. Luckenbach Overseas Corp.*, 400 U.S. —, decided January 25, 1971. Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan and Mr. Justice Brennan dissent.

## ORDERS IN PENDING CASES

No. —. Chesley Karr, a minor, individually, et al., petitioners, v. Clifford Schmidt, Principal of Coronado High School, et al. The motion to vacate stay of injunction is denied.

No. —. Robert G. Pope, etc., et al., petitioners, v. Harold B. Haimowitz, etc., et al.; and

No. —. Albert L. Spillers, petitioner, v. Morgan Slaughter, etc., et al. The applications for a stay and/or injunctive relief presented to Mr. Justice Black, and by him referred to the Court, are denied.

No. 40. **Original.** Commonwealth of Pennsylvania, plaintiff, v. State of New York et al. The Report of Special Master on applications of the States of California, Arizona and Indiana for leave to intervene is adopted.

No. 89. Alton J. Lemon et al., appellants, v. David H. Kurtzman, as Superintendent of Public Instruction of the Commonwealth of Pennsylvania, et al.;

No. 153. Eleanor Taft Tilton et al., appellants, v. Elliot L. Richardson, Secretary of the United States Department of Health, Education, and Welfare, et al.; and

No. 569. John R. Earley et al., appellants, v. Joan DiCenso et al.; and

No. 570. William P. Robinson, Jr., Commissioner of Education of the State of Rhode Island, et al., appellants, v. John DiCenso et al. The motion of the National Association of Laymen to file a brief, as *amicus curiae*, in No. 89; the motion of the Connecticut State Conference on Branches of the NAACP et al., for leave to file a brief, *amici curiae*, in Nos. 89 and 153; the motion of the Center for Law and Education et al., for leave to file a brief, as *amici curiae*, in No. 89 out of time; and the motion of the National Catholic Educational Association et al., for leave to file a brief, as *amici curiae*, in Nos. 569 and 570, are granted. The Chief Justice, Mr. Justice Marshall and Mr. Justice Blackmun are of the opinion that these motions should be denied because they were untimely filed. The motion of the Connecticut State Conference on Branches of the NAACP for leave to file a brief, et al., as *amici curiae*, in Nos. 569 and 570; the motion of the Center for Law and Education et al., for leave to file a brief, as *amici curiae*, in Nos. 569 and 570; and the motion of the American Jewish Committee et al., for leave to file a brief, as *amici curiae*, in Nos. 569 and 570, are granted. The motion of Peter L. Costas, Esquire, for leave to participate in oral argument on behalf of the Connecticut State Conference on Branches of the NAACP et al., as *amici curiae*, is denied.

No. 338. Blonder-Tongue Laboratories, Inc., petitioner, *v.* University of Illinois Foundation et al. The motion of Blumcraft of Pittsburgh opposing the motion of Kawneer Company, Inc., for leave to file a brief, as *amicus curiae*, after argument, is denied.

No. 360. Grove Press, Inc., et al., appellants, *v.* Anthony B. Flask et al. The motion of appellee Gilmartin to amend appellee's original motion to dismiss or affirm, is granted. Mr. Justice Douglas took no part in the consideration or decision of this motion.

No. 507. California Department of Human Resources Development et al., appellants, *v.* Judith Java et al. The motion of the appellees to strike brief for the United States, as *amicus curiae*, is denied.

No. 712. Triangle Improvement Council et al., petitioners *v.* William S. Ritchie, Commissioner, State Road Commission of West Virginia, et al. The motion for injunction presented to the Chief Justice, and by him referred to the Court, is denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that the motion should be granted.

No. 835. Robert Kenneth Dewey, petitioner, *v.* Reynolds Metals Company. The motion of the Solicitor General for leave to participate in oral argument, as *amicus curiae*, is granted and thirty minutes are allotted for that purpose. The respondent is allotted thirty additional minutes for oral argument. Mr. Justice Black, Mr. Justice Douglas and Mr. Justice White are of the opinion that the motion should be denied. Mr. Justice Harlan took no part in the consideration or decision of this motion.

No. 982. Robert Y. Eckels, etc., et al., petitioners, *v.* Delores Ross et al. The application for stay of modification as required by the United States Court of Appeals for the Fifth Circuit presented to Mr. Justice Black, and by him referred to the Court, is denied.

No. 1258. United Aircraft Corporation, petitioner, *v.* National Labor Relations Board. The motion of respondent District 91 to advance disposition of the petition is denied.

#### APPEALS—JURISDICTION NOTED OR POSTPONED

No. 91. Joseph Arthur Zicarelli, appellant, *v.* The New Jersey State Commission of Investigation. Appeal from the Supreme Court of New Jersey. In this case probable jurisdiction is noted limited to questions 1, 2, 3, and 4 as set forth in the jurisdictional statement which read as follows:

"1. Whether a state immunity statute, and in particular N.J.S.A. 52:9M-17, which merely prevents the subsequent use of a witness's



testimony and evidence derived therefrom is sufficient to supplant the Fifth Amendment's privilege against self-incrimination?

"2. Whether *Counselman v. Hitchcock*, 142 U.S. 547 (1892), which stated that 'absolute immunity against further prosecution' is required before the Fifth Amendment privilege may be supplanted, is still the law of the land?

"3. Whether the immunity statute in question, N.J.S.A. 52:9M-17 is constitutionally defective due to its provision that only a 'responsive' answer, or evidence derived therefrom will not be used against the witness, where the statute provides no guidelines for determining what is a 'responsive' answer?

"4. Whether the immunity statute, N.J.S.A. 52:9M-17, can supplant the Fifth Amendment privilege when it fails to provide immunity against foreign prosecution, with respect to an individual who has a real fear of such foreign prosecution?"

As to all other questions set forth in the jurisdictional statement, the appeal is dismissed for want of a substantial Federal question.

Mr. Justice Brennan took no part in the consideration or decision of this matter.

No. 430. Sally M. Reed, appellant, *v.* Cecil R. Reed, Administrator, etc. Appeal from the Supreme Court of Idaho. In this case probable jurisdiction noted.

No. 769. Buford Ellington, Governor of the State of Tennessee et al., appellants, *v.* James F. Blumstein. Appeal from the United States District Court for the Middle District of Tennessee. In this case probable jurisdiction noted.

No. 804. Thomas S. Eisenstadt, sheriff of Suffolk County, Massachusetts, appellant, *v.* William R. Baird. Appeal from the United States Court of Appeals for the First Circuit. In this case probable jurisdiction noted.

No. 1042. Florence Diffenderfer and Nishan Paul, appellants, *v.* Central Baptist Church of Miami, Florida, Incorporated, et al. Appeal from the United States District Court for the Southern District of Florida. In this case probable jurisdiction noted.

No. 1091. Elliot L. Richardson, Secretary of Health, Education and Welfare, appellant, *v.* Raymond Belcher. Appeal from the United States District Court for the Southern District of West Virginia. In this case probable jurisdiction noted.

No. 810. United States, appellant, *v.* William R. Marion and Samuel C. Cratch. Appeal from the United States District Court for the District of Columbia. Further consideration of the question of jurisdiction in this case postponed to the hearing of the case on the merits.

No. 1025. United States, appellant, *v.* Daniel B. Brewster. Appeal from the United States District Court for the District of Columbia. Further consideration of the question of jurisdiction in this case postponed to the hearing of the case on the merits.

No. 1100. Board of Regents of the University of Texas System, appellant, *v.* New Left Education Project et al. Appeal from the United States District Court for the Western District of Texas. Further consideration of the question of jurisdiction in this case postponed to the hearing of the case on the merits.

No. 6356. Dorothy Lynch et al., appellants, *v.* Household Finance Corporation et al. Appeal from the United States District Court for the District of Connecticut. Motion for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction noted.

#### CERTIORARI GRANTED

No. 565. Albert Sarno and Chris Cardi, petitioners, *v.* Illinois Crime Investigating Commission. Petition for writ of certiorari to the Supreme Court of Illinois granted limited to questions 1 and 3 as set forth in the petition which read as follows:

"1. Must the State affirmatively demonstrate to respondents, when testifying pursuant to the Illinois Immunity Statute, that an immunity, as broad in scope as the Fifth Amendment, is available and applicable to them?

"3. Assuming the immunity statute was not as broad as the Fifth Amendment, as far as future state prosecutions are concerned, may a person plead the Fifth Amendment when it is evident, from the implication of the questions in the setting in which they are asked, that responsive answers to the questions might be dangerous because injurious disclosure could result in future state prosecutions?"

No. 892. John Giglio, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. 1028. United States, petitioner, *v.* Dimas Campos-Serrano. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted.

No. 1092. Victory Carriers, Inc., et al., petitioners, *v.* Bill Law. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 1060. Hawaii, petitioner, *v.* Standard Oil Company of California et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted. Mr. Justice Harlan took no part in the consideration or decision of this petition.

No. **5944**. Claude Alexander, petitioner, *v. Louisiana*. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of Louisiana granted.

## CERTIORARI DENIED

No. **720**. R. L. Norton, petitioner, *v. Idaho*. Petition for writ of certiorari to the Supreme Court of Idaho denied.

No. **767**. Charles I. Costello, petitioner, *v. New Jersey*. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **795**. Nicklos Drilling Company, petitioner, *v. Unit Crane and Shovel Corporation*; and

No. **796**. Nettie Lee Fontenot, petitioner, *v. Unit Crane and Shovel Corporation*. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **805**. George J. Beto, Director, Texas Department of Corrections, petitioner, *v. Thaddeous King, Jr.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **819**. Sheldon Owings, petitioner, *v. Maryland*. Petition for writ of certiorari to the Court of Specials Appeals of Maryland denied.

No. **822**. Rod Ric Corporation, petitioner, *v. National Labor Relations Board*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **862**. Marion Lagerquist et al., petitioners, *v. South Carolina*. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **922**. Albert R. Hankins, petitioner, *v. Tennessee*. Petition for writ of certiorari to the Supreme Court of Tennessee, Eastern Division, denied.

No. **977**. Martin-Marietta Corporation et al., petitioners, *v. Maricopa County*;

No. **984**. United Concrete Pipe Corporation et al., petitioners, *v. Maricopa County et al.*; and

No. **1013**. American Pipe and Construction Company et al., petitioners, *v. Maricopa County*. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1024**. Geyer Broadcasting Co., Inc., petitioner, *v. Cale J. Holder, United States District Judge, etc.* Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1027.** SS Electra, Her Engines, Tackle, etc., et al., petitioners, *v.* Continental Oil Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1033.** Braswell Motor Fright Lines, Inc., petitioner, *v.* Teamsters Local Unions 745, 47, 886, 523, 270, 5, 568, 667 and 891. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1035.** Joseph L. Horvath, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **1037.** Cassius L. Peacock, Jr., petitioner, *v.* Retail Credit Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1039.** Albert Tocco, petitioner, *v.* United States; and

No. **1040.** George Nasse et al., petitioners, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1043.** E. V. Williams 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. **1046.** David Bernard Barash, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1051.** James S. Reiff, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1052.** Ben Sidney and Mary Lewis, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1053.** Foster Wheeler Corporation, petitioner, *v.* Babcock & Wilcox Company. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **1054.** Haskle Thurman, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee denied.

No. **1055.** Travis Grant Ashbrook, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1056.** Hing Wan Wong, petitioner, *v.* Liquor Control Commission. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. 1057. Bondholders Protective Committee (of the 3 $\frac{1}{4}$ % General Mortgage Bonds of the Central Railroad Company), petitioner, *v.* The 3 $\frac{1}{2}$ % Mortgage Bondholders Protective Committee et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 1063. Southwire Company and Roy Richards, petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1064. Stahlin Bros. Fibre Works, Inc., petitioner, *v.* Panduit Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 1065. James Robert Kennedy, petitioner, *v.* Wyoming. Petition for writ of certiorari to the Supreme Court of Wyoming denied.

No. 1072. Joseph A. Ricchetti et al., petitioners, *v.* Meister Brau, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1075. Robert Viggiano, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1077. Gerson Nagelberg and Vivienne Nagelberg, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1083. Appalachian Volunteers, Inc., et al., petitioners, *v.* Charles Clark et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 1084. S. Felicione & Sons Fish Company, Inc., petitioner, *v.* Citizens Casualty Company of New York. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1085. Waterman Steamship Corporation, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1086. Lucius K. MacFarlane, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1088. Robert L. Vandygrift, petitioner, *v.* Florida et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 1093. Celia Auld, Administratrix of the Estate of Harold Lamar Hefley, Deceased, petitioner, *v.* Terminal Railroad Association of St. Louis. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **1094.** John Sanfira, petitioner, *v.* Nick D. Moga. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **1095.** Borden, Inc., petitioneer, *v.* Ice Cream Drivers & Employees Union Local 757, etc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1097.** Louis Wolfish, petitioner, *v.* Solomon A. Klein. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. **1098.** Garfield & Co., petitioner, *v.* Francis J. Wiest. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1099.** Joseph Dippolito, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1105.** Morris Malinsky, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1106.** Bridge Corporation of America, petitioner, *v.* The American Contract Bridge League, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1107.** Select Minority Trust, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth circuit denied.

No. **1108.** Candis O. Ray, t/a Candis O. Ray Agency, petitioner, *v.* Federal Communications Commission et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **1155.** Tri-Service Drilling Company et al., petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1194.** Moran Oil Producing and Drilling Corporation, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **5516.** Grover Cleveland McDaniel, petitioner, *v.* Sheriff of Dallas County. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5570.** Joseph S. Garfias and Alicia Garfias, petitioners, *v.* Collections Unlimited. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Los Angeles, denied.

No. 5769. William Randolph Cinnamon, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 5834. John Randolph Clarke, petitioner, *v.* W. S. Neil, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5855. Wendell D. Gunthrope, petitioner, *v.* New Mexico. Petition for writ of certiorari to the Court of Appeals of New Mexico denied.

No. 5884. Charles LaPlaca, petitioner, *v.* New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5900. Stanley Meadows, petitioner, *v.* New York et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5905. James J. Frink, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Fourth Judicial Department, denied.

No. 5908. James Tate, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois, denied.

No. 5910. Melvyn Monroe Brown, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida, denied.

No. 5913. Elliott Ricehill, petitioner, *v.* Iowa. Petition for writ of certiorari to the Supreme Court of Iowa, denied.

No. 5936. John Martinez, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Fourth Judicial Department, denied.

No. 5943. Tommy T. Amos, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi, denied.

No. 5964. William Gene Walker, petitioner, *v.* Elza Brantley, Warden, etc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 5969. In the Matter of the Application of Joseph Carl Brown, Jr., petitioner. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 5980. Roy C. Brown, petitioner, *v.* J. Edwin LaVallee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 6001. Austin Vincent Tasse, petitioner, *v.* California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6002. Amado Soto, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **6004**. Neal A. Henderson, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **6015**. Michael Dillon, petitioner, *v.* Idaho. Petition for writ of certiorari to the Supreme Court of Idaho denied.

No. **6031**. Larry V. Cooper, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6135**. Hoyt Jackson McGee, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6192**. James Willie Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6205**. Smith F. Brandom, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6213**. William M. Trotter, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6215**. Wayne Dennis Earley, petitioner, *v.* California et al. Petition for writ of certiorari to the Court of Appeals of California, First Appellate District, denied.

No. **6218**. Cruz Hererrea Rodriguez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **6220**. Denver Carl Miller, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **6222**. James Wilkens, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **6238**. George A. Thompson, petitioner, *v.* Louis S. Nelson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6240**. Jerome Burton Schroeder, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6241**. Lawrence D. Conklin, petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6242**. Elmer C. Davis, petitioner, *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington denied.



No. **6245**. Willie Lee Walker, petitioner, *v.* H. J. Cardwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6246**. Angel Jose Padilla, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6248**. James Elbert McDowell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6260**. Joe M. Mendoza, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6270**. Charles E. Sanders, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6271**. Lloyd Harold Moody, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6283**. Sheldon Glasshofer, petitioner, *v.* Alfred T. Rundle, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6284**. Donald E. Donovan, petitioner, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **6285**. Henry Foggy, petitioner, *v.* Arizona et al. Petition for writ of certiorari to the United States of Appeals for the Ninth Circuit denied.

No. **6286**. Ernest Thompson, petitioner, *v.* United States; and

No. **6287**. James Richardson, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6292**. Thomas P. Perkins, petitioner, *v.* Ossie B. Brown et al. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **6296**. Cardell Newton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6298**. Webster Bivens, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6301.** Lonzy Oliver, petitioner, *v.* Henry Ellenbogen, Presiding Judge, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6309.** Kenneth Sailer, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6312.** Nealy J. Buchanan, petitioner, *v.* Michigan. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6313.** Albert Taddeo, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6315.** Joseph Anthony Meeks, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeals of California, First Appellate District, denied.

No. **6320.** James Morris Fletcher, petitioner, *v.* Joseph R. Brierley, Superintendent, State Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6321.** Steve Gomori, petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6323.** Holsey Williams, petitioner, *v.* Joseph R. Brierley, Superintendent, State Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6324.** Charles Edward Delph, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Hamilton County, denied.

No. **6327.** Richard Robles, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **6328.** Junior H. Cordle, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6330.** Emanuel Clemons, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **6333.** Marvin McKinley Morrison, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6334.** Cleo R. Byrd, petitioner, *v.* C. J. Fitzharris, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6336. Jack L. McCarty, petitioner, *v.* R. J. Gaffney, Warden. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. 6340. Joseph A. Howell, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 6341. William Larry Campbell, petitioner, *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. 6344. Joel Rubin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 6345. Nellie B. Diggs, petitioner, *v.* Joseph Mooney, Magistrate, etc. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 6349. Augustine Escobar, Jr., petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 6352. Sylvester Phillips, petitioner, *v.* Glen Wade, et al. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 6354. Nathaniel Vincent, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 6355. Ivan Maras, petitioner, *v.* Edith E. Gehring. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 6360. Vernon F. Seymour, petitioner, *v.* L. E. O'Shea et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 6361. Square Cobb, petitioner, *v.* Railroad Retirement Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 6371. Ralph Borelli, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 6372. Robert L. Samuel, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 6374. George William Huffman, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 6376. Leslie G. Standley, petitioner, *v.* B. J. Rhay, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6378**. Robert Jones, Jr. and William Gildon, petitioners, *v. Kentucky*. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **6383**. Charles Stokes et al., petitioners, *v. Illinois*. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **6384**. Judith Morgan, petitioner, *v. Douglas P. Null et al.* Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6388**. Earl L. Harkey, petitioner, *v. Illinois*. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **766**. Richard C. Turner, Attorney General of Iowa, et al., petitioners, *v. Henry Wilhelm and Lawrence Frank*. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. **950**. Otter Tail Power Company, petitioner, *v. Federal Power Commission et al.* Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. The Chief Justice and Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. **991**. Staphan L. Koserkoﬀ, petitioner, *v. Chesapeake & Ohio Railway Company*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1067**. First National Bank of Cornelia, Cornelia, Georgia, petitioner, *v. W. M. Jackson, Superintendent of Banks of the State of Georgia, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1069**. Michael-David Jose Weil and Stephen Eugene Looper, petitioners, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1078**. Edwin J. Herpich, etc., petitioner, *v. Robert E. Wilder et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1109**. Thomas Guzick, Jr., etc., petitioner, *v. Donald L. Drebus et al.* Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **6243**. Billy Locke, alias Bill Johnson, petitioner, *v.* Donald R. Erickson, Warden. Petition for writ of certiorari to the Supreme Court of South Dakota denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1036**. Russell Lash, Warden, petitioner, *v.* George Robert Brown. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit, denied.

No. **1079**. Dobbs Houses, Inc., petitioner, *v.* Fannie M. Sanders. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1047**. American Radiator and Standard Sanitary Corporation et al., petitioners, *v.* United States et al.;

No. **1048**. Borg-Warner Corporation, petitioner, *v.* United States;

No. **1049**. Norman R. Held, petitioner, *v.* United States; and

No. **1050**. Kohler Co., petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied. Mr. Justice White and Mr. Justice Marshall took no part in the consideration or decision of these petitions.

No. **1058**. Ruggiero Boiardo, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied. Mr. Justice Brennan took no part in the consideration or decision of this petition.

No. **1061**. James E. Curry, petitioner, *v.* Robert E. Sher et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. **1062**. Fields Productions, Inc., petitioner, *v.* United Artists Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Brennan and Mr. Justice White are of the opinion that certiorari should be granted. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. **1070**. Luther Roy, petitioner, *v.* Illinois. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **1089**. Leonard Duncan et al., petitioners, *v.* Harold Cranston et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. **6359**. Joel Franklin Levine, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. **6249**. Duane Earl Pope, petitioner, *v.* United States. Motion to defer consideration of petition denied. Mr. Justice Douglas is of the opinion that the motion should be granted. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Marshall and Mr. Justice Blackmun took no part in the consideration or decision of this motion and petition.

#### LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. **6259**. James T. Pope, petitioner, *v.* Alfred T. Rundle, Superintendent, State Correctional Institution, et al.; and

No. **6264**. Charles Edward Thomas, petitioner, *v.* John W. Wingo, Warden. Motions for leave to file petitions for writs of habeas corpus denied.

#### LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. **6351**. Lawrence Eugene Ericksen, petitioner, *v.* United States. Motion for leave to file petition for writ of mandamus denied.

#### REHEARINGS DENIED

No. **776**. Robert R. Rodicker, petitioner, *v.* Illinois Central Railroad Company;

No. **813**. Annie Mary Timmons, appellant, *v.* The South Carolina Tricentennial Commission et al.;

No. **829**. Adler Construction Company, etc., petitioner, *v.* United States;

No. **868**. John Michael Harper, petitioner, *v.* United States;

No. **5678**. George William Daegele, petitioner, *v.* Sherman H. Crouse, warden;

No. **5843**. Edward Joseph Chapman, petitioner, *v.* United States;

No. **6020**. Willie Hawkins, et al., petitioners, *v.* Osceola Fair Smith et al.;

No. **6053**. Benjamin Franklin Harrison, Jr., petitioner, *v.* Clark County School District et al.;

No. **6072**. Howard Allen Logan, petitioner, *v.* J. Leland Casscles, Warden;

No. **6078**. Michael Gilboy, petitioner, *v.* United States; and

No. 6095. Joseph Hobert Akers, petitioner, *v.* United States. Petitions for rehearing denied.

No. 113. Bernard M. Decker, United States District Judge, et al., petitioners, *v.* Harper & Row Publishers, Inc., et al. Petition for rehearing denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

#### RECESS ORDER

The Court will take a recess from Monday, March 8, 1971, until Monday, March 22, 1971.

#### ADMISSION TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Henry Herman Abrams	New York, N.Y.	Benjamin M. Haber.
John Paul Ackerly III	Richmond, Va.	Richmond Moore, Jr.
John Marshall Adams	Columbus, Ohio	Russell H. Volkema.
William H. Adkins II	Easton, Md.	Alfred Long Scanlan.
Ellis J. Alden	Palo Alto, Calif.	Ronald Kenneth Millar.
Thomas J. Alexander	Kansas City, Mo.	Henry A. Bundschu.
Henry Jere Armstrong	Dothan, Ala.	Henry Leroy Brown.
Frank Askin	Newark, N.J.	Arthur Kinoy.
Joseph Riley Austin	Los Angeles, Calif.	Byron Jackson Hayes, Jr.
Donald F. Bach	Eugene, Ore.	John E. Jaqua.
W. B. Jack Ball	San Antonio, Tex.	Josh H. Gorce.
James Reed Barrow	New Iberia, La.	Bruce Irving.
Loma Briley Beaty	Ft. Payne, Ala.	Tom Bevell.
Vincent J. Beaulaurier	Yakima, Wash.	J. Hugh Aaron.
Alvin R. Becker	Chicago, Ill.	Alvin W. Block.
William W. Becker	Pocatello, Idaho	Archie W. Service.
Joseph A. Bergadano	New York, N.Y.	Lester Esterman.
George Berger	New York, N.Y.	Paul Martinson.
Gordon Berkow	Woodbridge, N.J.	Jay M. Hollander.
Meyer Berkowitz	Beverly Hills, Calif.	James C. Corman.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Reinwald M. Bernhardt	Atlanta, Ga.	Harry Vincent Lamon, Jr.
Bruce N. Berwald	Willimantic, Conn.	William H. Clendenen, Jr.
Leon David Bess	Phoenix, Ariz.	Mark Wilmer.
John J. Blake	Kansas City, Kan.	Louis Sherman.
Charles Victor Boarman	Lexington, Ky.	Marvin L. Henderson.
Robert V. Borla	Chicago, Ill.	John G. Poust.
Thomas G. Bousquet	Houston, Tex.	J. Philip Wandel.
Harry West Bowles	Littleton, Colo.	Richard Dorwyn Greene.
Gene P. Bradt	St. Paul, Minn.	Horace R. Hansen.
Donald M. Branner	Salinas, Calif.	John Andrew Church.
Lowell Edwin Branum	Midland, Tex.	Emil C. Rassman.
Myer Breen	Chicago, Ill.	Arnold Nagler.
Philip R. Brehm	Green Bay, Wis.	Judge Clarence W. Nier.
James Pearce Brice	Roanoke, Va.	Robert A. Giannasi.
Lorimer P. Brooks	New York, N.Y.	Lawrence F. Scinto.
Paul James Broyles	Midland, Tex.	Charles Alan Wright.
John Kreider Brubaker	Anchorage, Alaska.	James J. Delaney, Jr.
George Harrison Butler	Jackson, Miss.	Phineas Stevens.
Patrick J. Cain	Peoria, Ill.	Joseph Z. Sudow.
Charles Campbell	Detroit, Mich.	John D. O'Connell
Asa Warren Candler	Atlanta, Ga.	William B. Spann, Jr.
Robert Ardine Carlton, Jr.	Dallas, Tex.	Leo J. Hoffman.
Nicholas Andrew Cassas	New York, N.Y.	John G. Nicholas;
Robert A. Cattanach	Houston, Tex.	Johnny R. Kolenda.
William Blewett Chenault, III	San Antonio, Tex.	William Herbert Price.
Alvin R. Christovich, Jr.	New Orleans, La.	Ernest A. Carrere, Jr.
Douglas H. Clark, Jr.	Tucson, Ariz.	Lowell E. Rothschild.
Jules Simon Cohen	Orlando, Fla.	Pierre L. Steward.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Baer Cohen	Philadelphia, Pa.	D. Arthur Magaziner.
Caryl S. Cole	Chevy Chase, Md.	John Lord O'Brien.
Jerome S. Coleman	Detroit, Mich.	Donald J. Prebenda.
Heinrich Otto Comp	Atlanta, Ga.	Robert Kelly Raulerson.
John Edwards Conway	Alamogordo, N. Mex.	William J. Mounce.
James M. Cunningham	Twin Falls, Idaho	James J. May.
C. Laurence Cushmore, Jr.	Philadelphia, Pa.	Thomas Raeburn White, Jr.
James P. Daley	Chicago, Ill.	James R. Wolfe.
L. Paul Danilowicz	Worcester, Mass.	Henry O. Smith.
Charles Evans Davis	Orlando, Fla.	Raymer F. Maguire, Jr.
Robert Edward Davison	Chicago, Ill.	Joel Martin Flaum.
Richard Erwin Day	Casper, Wyo.	William J. Wehrli.
Thomas H. DeChant	Cleveland, Ohio	Lawrence E. Stewart.
Gunther R. Detert	San Francisco, Calif.	Vincent Cullinan.
Demetrios Dimitriou	San Francisco, Calif.	Eli Freed.
Walt Disney	Kansas City, Mo.	William H. Becker.
John Francis Dodd	Shawnee Mission, Kan.	Warren E. Baker.
Wayne P. Dordell	St. Paul, Minn.	Horace R. Hansen.
James Kearney Dossett	Jackson, Miss.	James Leon Young.
Joseph A. Dubbs	Chicago, Ill.	Harold D. Burgess.
Charles L. Dunn	Birmingham, Ala.	C. H. Erskine Smith.
Charles W. Durrett	Alamogordo, N. Mex.	William J. Mounce.
Thomas Ross Dyer	Memphis, Tenn.	John J. Howard, Jr.
George Paul Edgell	Alexandria, Va.	Harold J. Birch.
Miles E. Efron	Minneapolis, Minn.	Stephen M. Goldfarb.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Frank A. Elzi	Denver, Colo.	Max P. Zall.
Gordon F. Engeler, Jr.	Mountain Home, Ark.	Frank J. Huckaba:
William M. Erwin	Ft. Lauderdale, Fla.	James Phillip O'Flarity.
Augustus H. Evans, Jr.	Steubenville, Ohio	Peter Samuel Olivito.
Anthony John Falanga	Garden City, N.Y.	Charles Robert Carroll.
James Charles Fee	Philadelphia, Pa.	William J. Hagan.
A. Daniel Feldman	Chicago, Ill.	Charles A. Bane.
Asher Fensterheim	New York, N.Y.	Stanley D. Waxberg.
Kenneth Harris Fillinger	Girard, Pa.	M. Fletcher Gornall, Jr.
Robert S. Finck	Los Angeles, Calif.	Allen Klein.
George Anthony Fisher	Alexandria, Va.	Ross O'Donoghue.
James F. Flynn	Evansville, Ind.	John Daniel Clouse.
Curtis H. Foster	Minneapolis, Minn.	Richard Grosgebauer.
George J. Franscell	Los Angeles, Calif.	Robert Benton Burns.
Donald Henderson Fraser	Walterboro, S.C.	W. J. McLeod.
Henry Bowen Frazier III	Alexandria, Va.	John S. Irving, Jr.
Allen Robert Freedman	Chicago, Ill.	Gerald B. Saltzberg.
Henry A. Freedman	Washington, D.C.	Mrs. Florence Wagman Roisman.
Stewart H. Freeman	Oak Park, Mich.	Robert A Derengoski.
Howard Freidin	Miami, Fla.	James Stephen Roth.
Frank Gabusi	Yuma, Ariz.	Robert W. Nebeker.
William Jefferson Giles III	Sioux City, Iowa	Theodore M. Whicher.
Thomas J. Godfrey	Chicago, Ill.	Robert J. Kennedy.
A. David Gomborov	Baltimore, Md.	Sidney Schlach- man.
John G. Graham	Maplewood, N.J.	John W. Noonan.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David Nathan Gray	Houston, Tex.	Edwin H. Frank, Jr.
Nino E. Green	Gladstone, Mich.	George C. Quin-nell.
Robert E. Green	New York, N.Y.	Edward N. Herman.
R. Kent Greenawalt	New York, N.Y.	Walter Gellhorn.
Morris A. Greenbaum	Boston, Mass.	Milton Bordwin.
Henry Watt Gregory III	Little Rock, Ark.	A. F. House.
Thomas M. Griffin	Sacramento, Calif.	Willard Zeller Carr, Jr.
Joseph J. Gross	White Plains, N.Y.	Lee Magnus.
Rhea Pincus Grossman	Miami Beach, Fla.	Howard Gross.
Roy Gutierrez	Canton, Ohio	John F. Gwin.
George W. Hamman	Chicago, Ill.	Robert L. Stern.
Victor G. Hanson	Detroit, Mich.	Charles Emmet Lucey.
Joseph D. Harkins III	Lexington, Ky.	Edwin R. Denney.
David Stanley Harris	Baltimore, Md.	Charles David Harris.
James Douglas Harris, Jr.	Montgomery, Ala.	Maury D. Smith.
Rutherford Allen Hawley	Columbus, Ohio	George D. Massar.
Edward F. Hayes, III	New York, N.Y.	Edmund E. Harvey.
Lawrence D. Heitsch	Detroit, Mich.	Charles R. Rutherford.
Ralph Kenneth Helge	Pasadena, Calif.	George Russel Baffa.
William Robert Hickman	Seattle, Wash.	Richard C. Reed.
Jack Himmelstein	New York, N.Y.	Charles S. Ralston.
James F. Hinton	Gadsden, Ala.	Clarence F. Rhea.
Edward Holtzmann Honig	New York, N.Y.	Nat H. Hentel.
Lester Horwitz	New York, N.Y.	Iain Cameron Baillie.
James Robert Hubbard	Texarkana, Tex.	Connor Wright Patman.
Clarence S. Hunt	Long Beach, Calif.	Joseph A. Ball.
John Nicholas Iannuzzi	New York, N.Y.	Philip A. Greco.
Elmo S. Irby	Ft. Worth, Tex.	Sproesser Wynn.
R. Beverly Irwin	Atlanta, Ga.	Thomas J. Lewis, Jr.
Ronald H. Isroff	Cleveland, Ohio	Jerome N. Curtis.
William M. Ivler	Stamford, Conn.	Lawrence Milberg.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Daniel Gilmore Jackson, III	Kansas City, Mo.	Robert W. Berrey, III.
Bernard Jeffrey	Garden City, N.Y.	Charles Robert Carroll.
Floyd E. Jensen	Wichita, Kan.	Clayton L. Orn.
William Edwin Johnson	Detroit, Mich.	Nicholas A. Addams.
Donald Weller Jordan	San Bernardino, Calif.	Waldo Willhoft.
Albert I. Kaufman	Los Angeles, Calif.	Walter Herbert King.
Roger Wayne Kaufman	Phoenix, Ariz.	John P. Frank.
Joe Kegans	Houston, Tex.	Carl Dudensing.
Hal L. Kempf	San Angelo, Tex.	James J. Nero.
Elson P. Kendall	Linden, N.J.	Chester A. Weidenburner.
Carlos E. Kepke	Houston, Tex.	J. Morton Taylor.
Edward James Kionka	Champaign, Ill.	Albert E. Jenner, Jr.
Elmer E. Klaprat	Wausau, Wis.	Richard P. Tinkham.
William Lee Knecht	Berkeley, Calif.	C. Hayden Ames.
Larry Alan Klein	West Palm Beach, Fla.	Al J. Cone.
Daniel Klubock	Boston, Mass.	William P. Homans, Jr.
Harry A. Kornfeld	Brooklyn, N.Y.	Leonard Goldstein.
Richard W. Kracht	Woodbridge, N.J.	Jay M. Hollander.
Robert Kruger	New York, N.Y.	Stuart Forrest Cartoon.
Barney Lapp	Hartford, Conn.	Robert K. Killian.
William P. Larsen, Jr.	New York, N.Y.	James F. Hart.
Allan Lasher	Los Angeles, Calif.	Harvey A. Schneider.
Edwin M. Lavitt	Rockville, Conn.	Leo B. Flaherty, Jr.
Robert George Leland	Dayton, Ohio	Bradley J. Schaeffer.
C. Jerome Leonard, Jr.	Charlotte, N.C.	Marvin Titus Leatherman.
Howard Alan Levine	Miami, Fla.	Thomas Calhoun Britton.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Berthold W. Levy	Philadelphia, Pa.	Philip Sterling.
Daniel Lynn Lieberman	Los Angeles, Calif.	Joseph P. Busch, Jr.
Merle A. Long	Albany, Oreg.	Orval N. Thompson.
Aquilino Lopez, Jr.	Key West, Fla.	J. Edward Worton.
Richard L. Lott	Springfield, Ill.	G. William Horsley.
F. James Lumber	Antioch, Ill.	Ted C. Larson.
John R. Mackaman	Des Moines, Iowa	Donald J. Goode.
William J. Madden	Denver, Colo.	Howard W. Rea.
Karl A. Maley	Houston, Tex.	Donald Ray Bradshaw.
Leonard Michael Malkin	Chicago, Ill.	Richard L. Mandel
Schuyler Bailey Marshall III	El Paso, Tex.	James F. Hulse.
Joseph J. Marticelli	Rochester, N.Y.	Gerard B. Crook.
John J. Mascio	Steubenville, Ohio	George Mazaris.
John Lewis Maxey II	Jackson, Miss.	George Peach Taylor.
Ronald A. Mayer	Chicago, Ill.	Joseph Minsky.
Durward Walker Maynard	Louisville, Ky.	H. Solomon Horen.
Hayes C. McClerkin, Jr.	Texarkana, Ark.	John F. Stroud, Jr.
Daniel Edward McConnell	Charlotte, N.C.	Warley L. Parrott.
Leslie Bruce McDaniel	Raleigh, N.C.	Adrian Jefferson Newton.
Charles E. McDermott	Boston, Mass.	Warren G. Miller.
Bernard J. McDonnell, Sr.	Chicago, Ill.	Bernard J. Mc- Donnell, Jr.
William E. McGlynn	Newark, N.J.	John W. Noonan.
Richard Mednick	Los Angeles, Calif.	Robert Schaffer.
William Dudley Melton	Evergreen, Ala.	Robert P. Bradley.
Richard W. Millar, Jr.	Los Angeles, Calif.	Paul E. Iverson.
Albert J. Miller	Palos Verdes Peninsula, Calif.	John N. Hazelwood.
David Miller	Great Neck, N.Y.	Irving M. Engel.
Martin K. Miller	Stowe, Vt.	James M. Jeffords.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Theodore A. Miller	Providence, R.I.	Francis J. Fazzano.
Robert C. Mitchell	Brooklyn, N.Y.	Patrick F. Adams.
Andre A. Moenssens	Barrington, Ill.	Jacob L. Sachs.
Allan M. Moore	Beverly Hills, Calif.	William Hicks.
James Samuel Moore, Jr.	El Paso, Tex.	James F. Hulse.
Louis Poe Moore	Fayette, Ala.	Tom Bevill.
Robert G. Mooreman	Phoenix, Ariz.	Calvin H. Udall.
Justin Smith Morrill	Houston, Tex.	W. Carlross Morris, Jr.
James L. Muldrow	Houston, Tex.	Thomas H. Routt.
William M. Mullooly	Garden City, N.Y.	Charles Robert Carroll.
Richard Stanley Nelson	Ft. Mitchell, Ky.	Philip Taliaferro.
Hyman Joseph Ettlinger Newton	Houston, Tex.	Sweeney J. Doehring.
James Robert Nielsen	Carmel, Calif.	Paul A. Owens.
Robert Michael O'Gara	Lincoln, Nebr.	William A. Wilson.
Shigeo Raymond Okuma	Honolulu, Hawaii	Michael Ross.
O. Gordon Oldham	Tulsa, Okla.	Warren M. Sparks.
Robert Owen O'Neill	New Prague, Minn.	Francis Albin Kocourek.
Robert Orseck	Miami, Fla.	Walter H. Beckham, Jr.
Richard F. Outcault, Jr.	Los Angeles, Calif.	Richard D. DeLuce.
Samuel Copeland Palmer, III	Los Angeles, Calif.	Thomas H. Kuchel.
Stephen Palmer	Lexington, Ky.	Gladney Harville.
Garry Allan Pearson	Grand Forks, N.D.	Thomas L. Degnan.
Anthony Daniel Petrone, Jr.	Chicago, Ill.	Melvyn E. Stein.
Roy R. Petsch	Scottsdale, Ariz.	Charles M. Duecy.
Carl Pinkerton	Tulsa, Okla.	Richard H. Wills.
James C. Pinkerton	Tulsa, Okla.	Richard H. Wills.
William Howard Pippen	Houston, Tex.	Bill Allen.
George L. Plumb	Chicago, Ill.	David C. Newman.
Robert L. Powe	Orlando, Fla.	Frank A. Wilkinson.
Paul L. Powell	Chicago, Ill.	Favil David Berns.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Arlan I. Preblud	Denver, Colo.	Theodore Epstein, Jr.
Jonathan Matthew Purver	Rochester, N.Y.	Jean F. Rydstrom.
Keith W. Ragan	Phoenix, Ariz.	G. Wayne Mc- Kellips, Jr.
James Douglas Ragland	Boston, Mass.	Harry Elwood Warren.
Tom L. Ragland	Waco, Tex.	W. V. Dunnam, Jr.
John D. Raikos	Indianapolis, Ind.	Philip R. Melang- ton, Jr.
Henry Ramer	Paterson, N.J.	Newton M. Roe- mer.
Rembert Samuel Rea	Houston, Tex.	Hollis T. Cordray, Jr.
Hugh Reed, Jr.	Centre, Ala.	Tom Bevill.
Edward Philip Reeder	Phoenix, Ariz.	Morris Rozar.
James E. Reeves	Caruthersville, Mo.	John H. Hendren, Jr.
Ernest Theodore Reich	Houston, Tex.	Frank M. Pinedo.
Lionel Richman	Los Angeles, Calif.	Carl M. Gould.
Neal Roberts	Phoenix, Ariz.	Marvin T. John- son.
Benjamin M. Robinson	New York, N.Y.	Leonard B. Sand.
Charles Thomas Robinson	Mansfield, Ohio	Donald John Lett.
Peter F. Rooney	Garden City, N.Y.	Charles Robert Carroll.
Elliott Mark Rosenbaum	New York, N.Y.	Saul N. Horwitz.
Louis A. Ruprecht	Newark, N.J.	John W. Noonan.
Alexander J. Russ	Buffalo, N.Y.	Michael J. Mc- Morrow, Jr.
William A. Rutter	Beverly Hills, Calif.	Bennet Olan.
James H. Ryan	Chicago, Ill.	Lloyd M. McBride.
Gerald Sawatzky	Wichita, Kan.	Dale M. Stucky.
Richard Winn Scarritt	Kansas City, Mo.	Max H. Bergman.
Harry Overton Schell	Gary, Ind.	William J. Regan.
Francis Edward Schlax	Chicago, Ill.	Paul McCambridge
Edmund R. Schroeder	New York, N.Y.	John J. Barrett.
Bruce S. Schwartz	North Miami Beach, Fla.	Martin David Kahn.
S. S. Schwartz	Huntington Park, Calif.	Thomas A. Law.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Theodore A. Shapero	Chicago, Ill.	Judge Meyer H. Goldstein.
Allan M. Shine	Providence, R.I.	Milton Stanzler.
Lorna M. Shipley (Miss)	Alamogordo, N. Mex.	William J. Mounce.
Franklin Leonard Shipman	Troy, Ohio	James C. Utrecht.
J. Francis Shirley	San Francisco, Calif.	Angelo J. Scampini.
Jack Marwood Short	Oklahoma City, Okla.	Leslie L. Conner.
Floyd Earl Siefferman, Jr.	Atlanta, Ga.	Judge Jack Paul Etheridge.
Edward Wexler Silver	Philadelphia, Pa.	James Edwin Beasley.
Donald H. Smith	Pine Bluff, Ark.	Reginald A. Eilbott, Jr.
James M. Smith	McGehee, Ark.	Nicholas J. Gantt, Jr.
Peter Bernard Sobol	New York, N.Y.	John R. Hupper.
Eugene Paul Spellman	Miami, Fla.	E. David Rosen.
Arnold Sprung	New York, N.Y.	Ralph D. Dinklage.
Harry J. Stevens, Jr.	Short Hills, N.J.	C. Russell Kramer.
John B. Stevens, Jr.	Reading, Pa.	James Martin Potter.
Paul J. Stichler	Orlando, Fla.	Fletcher G. Rush.
John G. Stompoly	Tucson, Ariz.	Raymond F. Hayes.
Charles S. Stout	Boise, Idaho	Myron E. Anderson.
Robert Olin Stripling, Jr.	Gainesville, Fla.	Charles R. Scott.
Walter H. Sweeney	Washington, D.C.	Michael S. Yaroschuk.
Edward M. Taylor, Jr.	Dayton, Ohio	Edwin L. Roe.
Mary Joan Taylor (Mrs.)	Dayton, Ohio	Edwin L. Roe.
James Michael Tharpe	Memphis, Tenn.	Edward P. A. Smith.
Thomas Arthur Thinnes	Phoenix, Ariz.	John J. Flynn.
Archibald J. Thomas, Jr.	Ft. Lauderdale, Fla.	Donald Joseph Lunny.
Hampton William Thomas	Roanoke, Va.	Alexander N. Apostolou.
W. Paul Thompson	DeFuniak Springs, Fla.	Robert Davis Bell.



<u>Applicant</u>	<u>City &amp; State</u>	<u>Movant</u>
William Carrington Thompson, Jr.	Chatham, Va.	James Zeph Howey.
Douglas Thornsjo	Portland, Maine	Fred C. Scribner, Jr.
William A. Thurmond	El Paso, Tex.	James F. Hulse.
Charles Tindell	Daytona Beach, Fla.	Melvin Orfinger.
Ron Tonidandel	Cleveland, Ohio	Robert J. Hoerner.
Earl W. Tracy, Jr.	San Antonio, Tex.	Robert Sawtelle.
William Fulton Tucker	Dallas, Tex.	M. M. Wade.
Ronald Jay Turk	Rochester, N.Y.	Norman M. Spindelman.
Alfred Richard Uzis	East Chicago, Ind,	William Henry James.
Michael John Valder	Arlington, Va.	George R. Kucik.
P. Roy Vallarino	San Rafael, Calif.	Seymour L. Ellison.
Robert J. Vars	Sherman Oaks, Calif.	John G. Bonelli.
Robert William Vater	Anchorage, Alaska	George N. Hayes..
Jesse M. Vineyard	Memphis, Tenn.	John J. Howard, Jr.
John Nicholas Vander Vries.	Chicago, Ill.	Richard Henry Goss.
John Dabney Walt	Memphis, Tenn.	John J. Howard, Jr.
Hugh Neal Wells III	Los Angeles, Calif.	Richard D. DeLuce.
Randolph Weltner	Pomona, Calif.	John C. McCarthy..
Neal Wheeler	Dallas, Tex.	John T. Boyce.
Charles A. Whitebook	Tulsa, Okla.	Irvine E. Ungerma.
Arthur F. Whitt	Tulsa, Okla.	Warren M. Sparks..
Eugene F. Wiles	Anchorage, Alaska	George N. Hayes..
Richard H. Wilson	Tampa, Fla.	William B. Dickenson, Jr.
William A. Wineberg, Jr.	Chicago, Ill.	Robert L. Stern.
James D. Winter	Phoenix, Ariz.	Gary K. Nelson.
Earle Edward Wise	Canton, Ohio	John F. Gwin.
James R. Woolston	Seattle, Wash.	Hugh R. McGough

<u>Applicant</u>	<u>City &amp; State</u>	<u>Movant</u>
Duane F. Wurzer	Denver, Colo.	Michael A. Williams.
Basil Yanakakis	Boston, Mass.	Charles B. Garabedian.
James Emory Yates III	Savannah, Ga.	Howard A. McGlasson, Jr.
Joseph Albert Yocum	Evansville, Ind.	Harry P. Dees.
Norman Stanley Zalkind	Boston, Mass.	William P. Homans, Jr.
Jerry L. Zunker	Orange, Tex.	Charles R. Holcomb.

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ADMISSIONS TO THE BAR ON ORAL MOTIONS

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<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Larry R. Schneider	Columbia, Mo.	Solicitor General Erwin N. Griswold.
Albert Mims Wilkinson, Jr.	Atlanta, Ga.	John James Flynt, Jr.
D. Lamar Dowda	Greensboro, N.C.	L. Richardson Preyer.
Wallace C. Harrelson	Greensboro, N.C.	L. Richardson Preyer.
Anthony W. Williams	Grand Junction, Colo.	Kenneth Balcomb.

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Amendments to the Federal Rules of Civil Procedure, Federal Rules for Criminal Procedure, and Federal Rules of Appellate Procedure, adopted pursuant to Title 28, United States Code, Sections 2072 and 2075 and Title 18, United States Code, Sections 3771 and 3772. Mr. Justice Black and Mr. Justice Douglas dissent.

ORAL ARGUMENT

No. 515. United States, petitioner, *v.* Southern Ute Tribe or Band of Indians. Argued by Mr. Lawrence G. Wallace for the petitioner and by Mr. Glen A. Wilkinson for the respondent.

No. **5714**. Linda Jenness et al., appellants, *v.* Ben W. Fortson, Secretary of State of Georgia. Argued by Mr. Peter E. Rindskopf for the appellants and by Mr. Robert J. Castellani for the appellee.

No. **5161**. Frank Johnson, appellant, *v.* Louisiana. Argued by Mr. Richard A. Buckley for the appellant and by Mrs. Louise Kornis for the appellee.

No. **5338**. Robert Apodaca, Harry Morgan Cooper, Jr., and James Arnold Madden, petitioners, *v.* Oregon. Argued by Mr. Richard B. Sobol for the petitioners and by Mr. Jacob B. Tanzer for the respondent.

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Adjourned until tomorrow at 10 o'clock.

The day call for Tuesday, March 2, 1971, will be as follows: Nos. **87, 812, 153, and 89.**

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, and Mr. Justice Blackmun.

### ADMISSIONS TO THE BAR ON ORAL MOTIONS

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Applicant	City and State	Movant
Larry Kraft	Grand Forks, N. Dak.	Quentin N. Burdick.
Ira M. Elegant	Miami Beach, Fla.	Brice Wilson Rhyne.

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### OPINIONS

No. **1066**. Citizens to Preserve Overton Park, Inc., et al., petitioners, *v.* John A. Volpe, Secretary, Department of Transportation, et al. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment reversed and case remanded to the United States District Court for the Western District of Tennessee for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Marshall. Separate opinion by Mr. Justice Black with whom Mr. Justice Brennan joins. Separate opinion by Mr. Justice Blackmun. Mr. Justice Douglas took no part in the consideration or decision of this case.

No. **324**. Preston A. Tate, petitioner, *v.* Herman Short, Chief of Police, Houston, Texas. On writ of certiorari to the Court of Criminal Appeals of Texas. Judgment reversed and case remanded to the Court of Criminal Appeals of Texas for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Brennan. Mr. Justice Black concurs in the result. Mr. Justice Harlan concurs in the judgment of the Court on the basis of the considerations set forth in his opinion concurring in the judgment in *Williams v. Illinois*, 399 U.S. 235, 259 (1970). Opinion by Mr. Justice Blackmun, concurring in the opinion and judgment of the Court.

No. **27**. Gladys Boddie et al., appellants, *v.* Connecticut et al. Appeal from the United States District Court for the District of Connecticut. Judgment reversed and case remanded to the United States District Court for the District of Connecticut for further proceedings

in conformity with the opinion of this Court. Opinion by Mr. Justice Harlan. Concurring opinion by Mr. Justice Douglas. Concurring opinion by Mr. Justice Brennan. Dissenting opinion by Mr. Justice Black.

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The Clerk, at the direction of the Chief Justice, announced a brief recess.

ORAL ARGUMENT

No. 87. United States, petitioner, *v.* District Court in and for the County of Eagle and State of Colorado et al. Argued by Mr. Walter Kiechel, Jr., for the petitioner and by Mr. Kenneth Balcomb for the respondents.

No. 812. United States, petitioner, *v.* The District Court in and for Water Division No. 5, State of Colorado, et al. Argued by Mr. Walter Kiechel, Jr., for the petitioner and by Mr. Kenneth Balcomb for the respondents.

No. 153. Eleanor Taft Tilton et al., appellants, *v.* Elliot L. Richardson, Secretary of the United States Department of Health, Education, and Welfare, et al. Two hours allowed for oral argument. Argument commenced by Mr. Leo Pfeffer for the appellants and continued by Mr. Daniel M. Friedman for appellees, Richardson and Bell, and by Mr. F. Michael Ahern for appellee Peterson.

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Adjourned until tomorrow at 10 o'clock.

The day call for Wednesday, March 3, 1971, will be as follows: Nos. 153, 89, 569 (and 570), 154, and 226.

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# SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James Judge Hanks, Jr.	Baltimore, Md.	Archibald Cox.
J. Russell Hughes, Sr.	Harrisville, Mich.	Mrs. Marguerite R. Cederberg.
Terrence Roche Murphy	Washington, D.C.	Daniel M. Fried- man.
Suzanne Dupré Murphy	Washington, D.C.	Daniel M. Fried- man.
C. Clark Hodgson, Jr.	Philadelphia, Pa.	William Bentley Ball.
Harold E. Adams, Jr.	Providence, R.I.	Milton Stanzler.
George W. Vinnedge	Ontario, Calif.	Robert S. Perkins.
Charles L. Gladson	Cucamonga, Calif.	Robert S. Perkins.

## ORAL ARGUMENT

No. **153**. Eleanor Taft Tilton et al., appellants, *v.* Elliot L. Richardson, Secretary of the United States Department of Health, Education and Welfare, et al. Argument continued by Mr. Edward Bennett Williams for appellee Colleges and Universities and concluded by Mr. Leo Pfeffer for the appellants.

No. **89**. Alton J. Lemon et al., appellants, *v.* David H. Kurtzman, as Superintendent of Public Instruction of the Commonwealth of Pennsylvania, et al. Argued by Mr. Henry W. Sawyer, III, for the appellants, by Mr. J. Shane Creamer for appellees Kurtzman and Sloan and by Mr. William B. Ball for appellee Schools.

No. **569**. John R. Earley et al., appellants, *v.* Joan DiCenso et al.; and

No. **570**. William P. Robinson, Jr., Commissioner of Education of the State of Rhode Island, et al., appellants, *v.* Joan DiCenso et al. One and one half hours allowed for oral argument. Argued by Mr. Charles F. Cottam for appellants Robinson et al., by Mr. Edward Bennett Williams for appellants Earley et al., and by Mr. Leo Pfeffer and Mr. Milton Stanzler for the appellees.

No. 154. Ronald James et al., appellants, *v.* Anita Valtierra et al. Argument commenced by Mr. Donald C. Atkinson for the appellants and continued by Mr. Archibald Cox for the appellees.

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Adjourned until tomorrow at 10 o'clock.

The day call for Thursday, March 4, 1971, will be as follows: Nos. 154 and 226.

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SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, and Mr. Justice Blackmun.

## ORAL ARGUMENT

No. 154. Ronald James et al., appellants, *v.* Anita Valtierra et al. Argument continued by Mr. Archibald Cox for the appellees and concluded by Mr. Donald C. Atkinson for the appellants.

No. 226. Virginia C. Shaffer, appellant, *v.* Anita Valtierra et al. Argued by Mr. Moses Lasky for the appellant and by Mr. Archibald Cox for the appellees.

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Adjourned until Monday, March 8, 1971, at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## OPINION PER CURIAM

No. 5928. George Washington Durham, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the United States District Court for the District of Oregon with directions to dismiss the indictment. Opinion *per curiam*. Mr. Justice Marshall with whom The Chief Justice and Mr. Justice Stewart join believes that the case should be dismissed as moot. Dissenting opinion by Mr. Justice Blackmun.

## APPEALS—SUMMARY DISPOSITIONS

No. 1115. Magar E. Magar, appellant, *v.* Maryland. Appeal from the Court of Special Appeals of Maryland. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 1132. City of Millard, Nebraska, et al., appellants, *v.* City of Omaha, Nebraska, et al. Appeal from the Supreme Court of Nebraska. The appeal is dismissed for want of a substantial federal question. Mr. Justice Blackmun is of the opinion that probable jurisdiction should be noted and the case set for oral argument.

No. 1133. D. Reece Williams, III, et al., appellants, *v.* Robert E. McNair, Governor of South Carolina, et al. Appeal from the United States District Court for the District of South Carolina. The judgment is affirmed. Mr. Justice Harlan is of the view that the Court lacks jurisdiction over this direct appeal from a decision of a three-judge court denying injunctive relief because the state statute attacked was not one of "general and statewide application". *Moody v. Flowers*, 387 U.S. 97, 101 (1967). Therefore, he would vacate the judgment of the

District Court and remand the case to that court so that it might enter a fresh decree from which timely appeal could be taken to the Court of Appeals. See *Rockefeller v. Catholic Medical Center*, 397 U.S. 820 (1970).

No. 1151. In the Matter of Richard A. Napolitano, appellant. Appeal from the Illinois Courts Commission. The appeal is dismissed for want of a substantial federal question. Mr. Justice Brennan would dismiss appeal for want of jurisdiction.

#### CERTIORARI—SUMMARY DISPOSITION

No. 6394. Carl K. Yeto, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeals for further proceedings in light of *Johnson v. United States*, 352 U.S. 565.

#### ORDERS IN PENDING CASES

No. ——. Spencer Haywood, petitioner, *v.* Charles M. Merrill et al. The motion of the National Basketball Association to vacate the stay heretofore granted by Mr. Justice Douglas is denied. Mr. Justice Stewart and Mr. Justice Blackmun are of the opinion that the motion to vacate should be granted.

No. ——. John Michael Galasso, petitioner, *v.* Commanding Officer, Ft. Hamilton, et al. The application for a stay of the mandate of the United States Court of Appeals for the Second Circuit and for release on bail is denied.

No. 91. Joseph Arthur Zicarelli, appellant, *v.* The New Jersey State Commission of Investigation. The application for release on bail is denied. Mr. Justice Douglas is of the opinion that the application should be granted. Mr. Justice Brennan took no part in the consideration or decision of this application.

No. 712. Triangle Improvement Council et al., petitioners, *v.* William S. Ritchie, Commissioner, State Road Commission of West Virginia, et al. The motion of the Solicitor General for leave to permit William Bradford Reynolds to present oral argument, *pro hac vice*, is granted.

No. 1341. Jesse L. Jackson et al., appellants, *v.* Richard Ogilvie, Governor of the State of Illinois, et al. The motion to expedite consideration of the appeal is denied.

No. 1363. Gerardo Catena, appellant, *v.* New Jersey State Commission of Investigation. The motion to expedite consideration of the

appeal is denied. Mr. Justice Brennan took no part in the consideration or decision of this motion.

No. **1386**. The Chicago Housing Authority et al., petitioners, *v.* Dorothy Gautreaux et al. The application for a stay presented to Mr. Justice Douglas, and by him referred to the Court, is denied.

No. **1390**. Johnnie Pruett, appellant, *v.* Texas. The application for a stay of the mandate presented to Mr. Justice Brennan, and by him referred to the Court, is denied.

#### CERTIORARI GRANTED

No. **1129**. Oliver T. Fein, petitioner, *v.* Selective Service System Local Board No. 7, Yonkers, N. Y., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. **5940**. Francis Haines, petitioner, *v.* Otto J. Kerner, Former Governor, State of Illinois, et al. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted.

No. **6048**. John Adams, petitioner, *v.* Illinois. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of Illinois granted limited to question 2 as set forth in the petition which reads as follows:

"2. Whether *Coleman v. Alabama*, 399 U.S. 1 (1970) is retroactive and/or applicable to a cause where, prior to trial, the defendant objected to the failure to provide counsel at the preliminary hearing?"

#### CERTIORARI DENIED

No. **238**. Olson Bodies, Inc., petitioner, *v.* National Labor Relations Board et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **900**. Raymond P. York et ux., petitioners, *v.* Board of Education of Independent School District 89, Oklahoma County. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **963**. Roy F. Mack, petitioner, *v.* Florida State Board of Dentistry. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1113**. Lee Way Motor Freight, Inc., petitioner, *v.* Marcus Jones et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **1116**. Gennero Galtieri, petitioner, *v.* Florida. Petition for writ or certiorari to the District Court of Appeals of Florida, Third District, denied.

No. **1117**. Mark Fein, petitioner, *v.* Harold W. Follette, Warden. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. **1118**. Stavros C. Thomaidis and Helena Thomaidis, petitioners, *v.* Immigration & Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1119**. Pacific Indemnity Company, petitioner, *v.* Acel Delivery Service, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1120**. Madalyn Murray O'Hair et al., petitioners, *v.* Thomas O. Paine et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1122**. Metropolitan Federal Savings and Loan Association of N.Y., petitioner, *v.* East Brooklyn Savings Bank et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1123**. Jackson Farmers, Inc., etc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **1124**. Jack Neilson, Inc., petitioner, *v.* Tug Peggy et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1125**. Leon Ferguson, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **1128**. Philip Peltz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1130**. Nolynn Association of Separate Baptist in Christ of Kentucky et al., petitioners, *v.* Oak Grove Separate Baptist Church et al. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **1131**. 21 Turtle Creek Square, Ltd., petitioner, *v.* New York State Teachers' Retirement System. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1135**. Louis Scoratow, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1137**. Frank Triplett, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **1140**. The D. S. Brown Company et al., petitioners, *v.* Acme Highway Products Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **1141**. Package Devices, Inc., petitioner, *v.* Sun Ray Drug Co., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 1143. James D. McMahan, petitioner, *v.* States Steamship Company. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. 1144. Edwin Melzer, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 1145. Quest, Inc. and Paul E. Magers, petitioners, *v.* Mercantile National Bank of Chicago et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 1149. William J. Davenport, petitioner, *v.* City Rent and Rehabilitation Administration of the City of New York et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1152. Baker Manufacturing Company, petitioner, *v.* White-water Manufacturing Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 1153. Charles Sales Corporation et al., petitioners, *v.* James G. Hodgskin et al. Petition for writ of certiorari to the District Court of Appeals of Florida, Fourth District denied.

No. 5704. Jack Edwin Leeper, Jr., petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 5960. Joe Norman, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. 6024. Myles Washington, petitioner, *v.* Superior Court for Los Angeles County. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 6025. Thomas N. Cole, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 6039. Bobby Wayne Eddins, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. 6056. James C. Wardrop, petitioner, *v.* Joseph R. Brierley, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 6064. Oma D. Claunch, Jr., petitioner, *v.* Ray H. Page, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 6214. Milo Kent Smith, petitioner, *v.* California. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Los Angeles, denied.

No. 6293. Joe David Childress, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6308**. Carbisto Collins, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6314**. Roy Craft, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6322**. Pedro Bennett, petitioner, *v.* Virgin Islands. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6348**. John Sadowy, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6357**. Paul H. Neal, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **6363**. Norman Meyers, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6365**. Alan Eugene Reed, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6368**. Clarence Tate, Jr., petitioner, *v.* L. E. Daggett, Acting Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6379**. Miguel Coronado, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6380**. Gerald Elman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6391**. Thomas Tull, petitioner, *v.* Maryland. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6392**. Theodore Webb, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **6393**. Gary Lee Hilliker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6395**. Thomas E. Lacey, etc., petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeals of Florida, Second District, denied.

No. **6396**. William Quinley, petitioner, *v. Illinois*. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **6397**. Billy T. Scott, Petitioner, *v. Illinois*. Petition for writ of certiorari to Supreme Court of Illinois denied.

No. **6399**. Edward Kopec, petitioner, *v. New Jersey*. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **6402**. Miguel Rodriquez-Gastelum, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6403**. Norman Clark, petitioner, *v. New Jersey*. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **6404**. Stephen Andrew McKinney, petitioner, *v. Director, Patuxent Institution*. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **6405**. Robert Lee Stokes, petitioner, *v. James F. Howard, Superintendent, Kentucky State Reformatory*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6406**. Carlos M. Delgado, petitioner, *v. John Zelkes, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6407**. Lovaneous Dowell, petitioner, *v. William D. Salisbury, Superintendent, Chillicothe Correctional Institute*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6409**. Ivan Petway, petitioner, *v. North Carolina*. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **6410**. James Gilbert Glass, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6412**. Thomas U. Mulligan, petitioner, *v. Perry Johnson, Warden, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6413**. Anthony Blanchard, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6415**. Harold Berry, petitioner, *v. Illinois*. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **6416**. Manuel Arno Martinez, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6417**. David Aaron Barefield, petitioner, *v. New Mexico*. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **6418**. Kenneth E. Bates, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **6422**. George Delano Woodson, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. **6424**. Ervin Hohensee, petitioner, *v.* Scientific Living, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6425**. Frank Boehme, petitioner, *v.* James Harrison, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6430**. Ernest McNeil, petitioner, *v.* North Carolina. Petition writ of certiorari to the Supreme Court of North Carolina denied.

No. **6435**. Roy Kenneth Finney, petitioner, *v.* Louie L. Wainwright, Director, Adult Division of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6436**. C. Oran Mensik, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **945**. Robert J. Militana, petitioner, *v.* University of Miami. Motions to dispense with printing petition and supplemental petition granted. Motion for leave to file supplemental petition granted. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. **966**. The Florida State Board of Denistry, petitioner, *v.* Roy F. Mack. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Mr. Justice White with whom The Chief Justice joins.

No. **1087**. Richard A. Kelly, Circuit Judge, petitioner, *v.* Florida Judicial Qualifications Commission. Petition for writ of certiorari to the Supreme Court of Florida denied. Mr. Justice Douglas and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. **1090**. Samuel Berger, petitioner, *v.* United States; and

No. **1211**. Travis Levy, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas and Mr. Justice White took no part in the consideration or decision of these petitions.

No. **1112**. Franzo Wayne King, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.



No. 6429. Freda Epling, etc., petitioner, *v.* M. T. Epling Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. 1121. United Steelworkers of America, AFL-CIO, et al., petitioners, *v.* Vulcan Materials Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted.

No. 1126. Peter S. Sarelas, petitioner, *v.* Board of Managers & Committee on Grievances of the Chicago Bar Ass'n, as Comm'rs of the Supreme Court of Illinois. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 1146. Saul Stambler et al., petitioners, *v.* John J. Dillon et al. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1138. Robert Gregory Mickey et al., petitioners, *v.* California. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Los Angeles, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1148. Kenneth F. Howard, petitioner, *v.* American Mail Line, Ltd. Petition for writ of certiorari to the Supreme Court of Oregon denied. Mr. Justice Black, Mr. Justice Douglas, and Mr. Justice Brennan are of the opinion that the judgment should be reversed. *Rogers v. Missouri Pacific Railroad Co.*, 352 U.S. 500.

No. 5115. Roger Labatt, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied. Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 5693. Lee I. Johnson, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied. Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 5497. Gerald Lee Brown, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6128. Charles A. Wright, petitioner, *v.* Joseph Woods. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **6331**. David Eugene Berrier, petitioner, *v.* United States. Motion of the Christain Anti-Defamation League for leave to file a brief, as *amicus curiae*, denied. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6346**. Lucien Candy Massey, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan concurs.

#### LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. **5105**. Zenith Radio Corporation, petitioner, *v.* Latham Castle, Chief Judge, et al. Motion for leave to file petition for writ of mandamus denied.

#### REHEARINGS DENIED

No. **44**. R. K. Procnier, Director, California Department of Corrections, petitioner, *v.* Veron Atchley; and

No. **861**. Leonard Burtman and Benedict Himmel, petitioners, *v.* United States. Petitions for rehearing denied.

No. **869**. Rolfe Christopher and Gary Christopher, petitioners, *v.* E. I. duPont de Nemours & Company, Inc. Petition for rehearing denied. Mr. Justice Harlan and Mr. Justice White took no part in the consideration or decision of this petition.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William L. Abney	LaFayette, Ga.	Frank Milton Gleason.
Albert R. Abramson	San Francisco, Calif.	Ingemar E. Hoberg.
Stephen Adams	San Francisco, Calif.	Eli Freed.
William C. Ailes	Canton, Ohio	Price Janson.
Don C. Alexander	Dallas, Tex.	Leo J. Hoffman.
David F. Allen	Marysville, Ohio	Arthur M. Sebas- tian.
William E. Allison	St. Petersburg, Fla.	William F. Daven- port, Jr.
Caliste J. Alster	Chicago, Ill.	Richard R. Trexler.
E. Karl Anderson	Dallas, Tex.	Mrs. Sarah T. Hughes.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Billy J. Baggett	Farmington, N. Mex.	John F. Loehr.
Marvin Baggett, Jr.	Farmington, N. Mex.	John F. Loehr.
James Clifton Barlow, Jr.	Atlanta, Ga.	Allen W. Post.
John Newhall Barnhart	Houston, Tex.	W. Ervin James.
John Evans Beamer	Des Moines, Iowa	David Allan Elderkin.
Sheldon Belofsky	Chicago, Ill.	Lowell Howard Jacobson.
Melvin DeWayne Benitz	St. Charles, Mo.	Lawrence W. Boschert.
Lawrence K. Benson, Jr.	New Orleans, La.	M. Truman Woodward, Jr.
Daniel T. Bergin	Phoenix, Arizona	Calvin H. Udall.
Marshall Fox Berman	Arlington, Va.	Robert M. Scott.
Robert Thomas Bertholdo	Encino, Calif.	Ben Adelman.
Marvin J. Bertoch	Salt Lake City, Utah	A. H. Nebeker.
Alvin Binder	Jackson, Miss.	C. Arthur Sullivan.
Donald Miller Blair	Portsmouth, Ohio	William H. Harsha.
Willard Brand Bobosky	Naperville, Ill.	Charles Riggs Sprowl.
James Douglas Booker	Columbus, Ohio	Arthur M. Sebastian.
James B. Bradley	Juneau, Alaska	Robert Boochever.
G. Wayne Bridges	Covington, Ky.	Philip Taliaferro.
John R. S. Brooking	Covington, Ky.	Charles S. Adams.
Harry Edwinn Brown, Jr.	Oklahoma City, Okla.	V. P. Crowe.
P. Ause Brown, Jr.	Gainesville, Fla.	Richard J. Wilson.
Gregory Dennis Buckley	Indianapolis, Ind.	J. Michael Frost.
Edmund Joseph Burns	New York, N.Y.	Edward D. Burns.
Joseph Burston	Detroit, Mich.	Alfred A. May.
Marvin O. Burton	Anaheim, Calif.	Joseph Amato.
Eldon F. Caley	Roseburg, Oreg.	George William Neuner.
William Camil	Santa Fe Springs, Calif.	Frank Randolph Karr.
Michael R. Capizzi	Santa Ana, Calif.	Cecil Hicks.
Roger D. Chittum	Washington, D.C.	R. Michael Duncan.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Samuel Chutkow	Denver, Colo.	John A. Carroll.
Richard R. Clark	Washington, D.C.	Alexander L. Benton.
Richard Armstrong Clapp	Marysville, Ohio	Owen C. Neff.
Raymond C. Clayton	Thousand Oaks, Calif.	Kenneth W. Hoagland.
Michael Edward Clift	Portland, Oreg.	Alex L. Parks.
Allah B. Conant, Jr.	Dallas, Tex.	Richard Alan Freling.
Nicholas Richard Curci	Lorain, Ohio	Leo John Conway, Sr.
Frank W. Curran	Kankakee, Ill.	Sheldon W. Reagan.
John J. Dautrich	Philadelphia, Pa.	Thomas Raeburn White, Jr.
John Gobel DeGooyer	Washington, D.C.	Henry Roemer McPhee.
Howard J. DeTrude, Jr.	Indianapolis. Ind.	Erle A. Kight- linger.
Patrick Henry Diamond	New York, N.Y.	Arthur H. Dean.
Jo Ann D. Diamos	Tucson, Ariz.	Joseph Corey.
Donald A. Dole	Roseburg, Oreg.	George William Neuner.
Vincent L. Dowding	Grand Island, Nebr.	James A. Lake, Sr.
Milton Green Dunham	Minneapolis, Minn.	Raymond Alfred Haik.
Thomas W. Dunn	Hackensack, N.J.	Walter T. Wittman.
Frederick Epstein	Denver, Colo.	Albert Latham, Jr.
Sidney D. Eskenazi	Indianapolis, Ind.	Marvin Mitchell.
Robert M. Feinberg	Livonia, Mich.	Clarence R. Charest.
B. C. Fenley, Jr.	Houston, Tex.	Charles Harold Lloyd.
Robert Stanley Field	Los Angeles, Calif.	Houston H. Slate.
Arthur F. Fite, Jr.	Hamilton, Ala.	Tom Bevill.
Ernest Rankin Fite	Hamilton, Ala.	Tom Bevill.
John Darnall Fite	Clearwater, Fla.	William E. Nodine.
Frank W. Ford, Jr.	New York, N.Y.	Granville M. Brunbaugh.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John S. Fosse	Woodstock, Ill.	Richard R. Trexler.
Robert B. French, Jr.	Fort Payne, Ala.	Tom Bevill.
John Walter Friberg	Wichita Falls, Tex.	Bradie E. <sup>REG</sup> Richie.
Michael B. Frieden	Los Angeles, Calif.	Edward Mosk.
Robert Woodward Fuller	Los Angeles, Calif.	Philip K. Verleger.
Richard A. Gadbois	St. Albans, Vt.	John F. Webster.
Norbert Campbell Garrison	Marion, Ill.	Gordon A. Franklin.
Milton C. Gelenian	Washington, D.C.	Robert John Skahan.
Leo Joseph Gese	Lynnwood, Wash.	Charles W. Shepherd.
James Lee Gibson	Pasadena, Calif.	J. Wesley Reed.
Michael Leo Gill	Massillon, Ohio	Thomas Durkee Caine.
Justin L. Goldner	Beverly Hills, Calif.	J. Brin Schulman.
Lawrence G. Goodman	New York, N.Y.	Stanley J. Friedman.
Edward Lande Greenblatt	Atlanta, Ga.	Joseph F. Haas.
Sheldon L. Greene	Berkeley, Calif.	Don B. Kates, Jr.
J. Randall Groves	Greensboro, N.C.	Henry Cooper Stockell, Jr.
Charles W. Grubb	Cedar Lake, Ind.	Max Cohen.
Edward G. Gruis	Washington, D.C.	George Henry Hearn.
Gilbert Edward Haakh	Los Angeles, Calif.	Donald O. Welton.
Fielding Dale Haas	Norman, Okla.	Maurice H. Merrill.
James B. Halpern	Washington, D.C.	Arnold J. Kohn.
Aubrey B. Harwell, Jr.	Nashville, Tenn.	James F. Neal.
Walter A. Hastings, Sr.	Stockton, Calif.	Nels B. Fransen.
Robert Henry Hatton	Akron, Ohio	Thomas Durkee Caine.
John H. Hausner	Detroit, Mich.	Ralph B. Guy, <sup>5</sup> Jr.
Joseph Robert Hoepffner	New Orleans, La.	Herbert J. Garon.
E. Roger Horsky	Sleepy Hollow, Ill.	Gerald W. <sup>2</sup> Getty.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas H. Hoyt	Eugene, Ore.	Edward A. Butler.
Richard G. Hunegs	Minneapolis, Minn.	Wm. H. DeParcq.
Paul E. Ibach	Chicago, Ill.	William James Lehrfeld.
Ivan Irwin, Jr.	Dallas, Tex.	Richard Alan Freling.
Jimmy Dwain Ivy	Dallas, Tex.	Earnest L. Langley, Jr.
Woodrow W. Jackson	Shreveport, La.	H. M. Holder.
Howard Alan Jacobs	New Haven, Conn.	Ira B. Grudberg.
Robert J. James	Douglasville, Ga.	Robert J. Noland.
Adolph O. Johnson	Tucson, Ariz.	Clifford R. McFall.
Charles William Johnson	Las Vegas, Nev.	Marion B. Earl.
Louis Kalavity	Akron, Ohio	Sotir Samuel Nukes.
Thomas F. Kiely	Butte, Mont.	Lee Metcalf.
Ward Erwin Kilpatrick	Dayton, Ohio	James F. Bauhof.
Leighton Quentin Joseph Klevana	Hartland, Vt.	James M. Jeffords.
Allan Howard Klinger	Hackensack, N.J.	George B. Gelman.
Philip Charles Klingsmith, Jr.	Gunnison, Colo.	Rollie R. Rogers.
Phillip W. Knight	Miami, Fla.	Cody Fowler.
Thomas Patrick Knowles	Anaheim, Calif.	Houston H. Slate.
Thomas J. Kraft	Seattle, Wash.	Jennings Patrick Felix.
Leonard Kreinces	New York, N.Y.	Gerald J. Garner.
Larry M. Lavender	Texarkana, Ark.	Ernest LeRoy Autrey.
Fred W. Layman	Casper, Wyo.	Edward E. Murane.
Elwin C. Leavitt	Las Vegas, Nev.	William G. Ruymann.
Karl William Lee	Palm Desert, Calif.	Thurman W. Arnold, Jr.
G. Thomas MacIntosh II	Minneapolis, Minn.	James Thomas Hale.
Robert McEvoy MacLaurin.	Jasper, Ala.	Tom Bevill.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Theodore Mack	Fort Worth, Tex.	John Calvin Ford.
James Martin Macnish, Jr.	Topeka, Kans.	Hyman G. Stein.
C. Richard Maddox	Beverly Hills, Calif.	Thomas M. McGurrin.
Herman W. Maddox	Jasper, Ala.	Tom Bevill.
William Davis Mann	Akron, Ohio	Sotir Samuel Nukes.
William Ralph Mann	Denton, Tex.	Norman L. Nevins.
Douglas Marr Mansfield	Cincinnati, Ohio	D. Bruce Mans- field.
Allan Marcus	Plainview, N. Y.	Lee Franklin.
D. Charles Marston	Detroit, Mich.	William Mazey.
Daniel Ezekiel Martin	Charleston, S. C.	Morris D. Rosen.
Jane Addams Mason	Bellingham, Wash.	Craig G. Davis.
Alan Alfred May	Detroit, Mich.	Michael Maurice Grand.
James Brendan May	New York, N. Y.	Walter Giles McNeill.
Joe L. Maynes	Aberdeen, S. Dak.	Charles E. Gorsuch.
Patrick J. Mazza	Chicago, Ill.	Mark L. Goldstein.
Philip George Mazzio	Chicago, Ill.	Mark L. Goldstein.
Glenn H. McCarthy, Jr.	Houston, Tex.	Spurgeon E. Bell.
Joseph McCloskey, Jr.	New Orleans, La.	Moise W. Dennery.
Robert E. McDuff	Marietta, Ga.	James Douglas Henderson.
B. L. Paul McGhee	Dexter, Mo.	Claude Arnold.
John K. Mesch	Tucson, Ariz.	Lowell E. Roths- child.
Thomas Alfred Miller	Phoenix, Ariz.	John Meehan Mc- Gowan II.
Irwin R. Monroe	Beverly Hills, Calif.	Hart Kolb.
C. Barry Montgomery	Chicago, Ill.	Wyatt Jacobs.
John O. Moore	Texarkana, Ark.	Richard Sheppard Arnold.
John Morton-Finney	Indianapolis, Ind.	Rufus C. Kuy- kendall.
George Mouradian	New York, N. Y.	Herbert Monte Levy.
Charles F. Mowery, Jr.	Kirkwood, Mo.	Henry Stanley Lewis, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John B. Murnighan	Chicago, Ill.	Richard J. O'Melia.
Ocie Fraser Murray, Jr. David L. Norvell	Virgilina, Va. Santa Fe, N. Mex.	David L. Gibson. Joseph M. Montoya.
Gerald S. Nussbaum Phillip D. O'Connell	Chicago, Ill. West Palm Beach, Fla.	Gabriel Goldberg. H. Elmo Robinson.
Victor R. Ortega	Albuquerque, N. Mex.	Ronald Armand Ginsburg.
Maurice J. O'Sullivan, Jr. Kenneth M. Pacetti	Kansas City, Mo. Houston, Tex.	Paul G. Koontz. Rodney Dale Parrott.
John W. Palmer	St. George, Utah	John Clayton Beaslin.
Fred I. Parker John Braxton Pegram Benjamin C. Perreault James Hardin Peterson, Jr.	Burlington, Vt. New York, N.Y. Salamanca, N.Y. Lakeland, Fla	James M. Jeffords. John Hoxie. Raymond T. Miles. Lawton M. Chiles, Jr.
George Richard Powers Gregory A. Presnell	Erie, Pa. Orlando, Fla.	Oscar B. Waddell. William Young Akerman.
Henry J. Price	Indianapolis, Ind.	Thomas M. Scanlon.
John R. Purcell	Bartow, Fla.	Spessard L. Holland.
Hobdy G. Rains Sigun Rasmussen	Gadsden, Ala. Hot Springs National Park, Ark.	Tom Bevill. Henry M. Britt.
Walter C. Rawls, Jr.	Jacksonville, Fla.	Roger J. Waybright.
John Michael Reiff	Wichita, Kans.	G. Lawrence Keller.
Louis J. Renga	Santa Barbara, Calif.	Fred P. Lynch.
William Arneill Reppy, Jr. Edward Lawrence Reynolds Jr.	Los Angeles, Calif. New Haven, Conn.	William A. Norris. Albert Raymond Moquet.
James Gaylord Riach	Lynnwood, Wash.	Charles W. Shepherd.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bennie E. Rice	Jacksonville, Ark.	Miss Frances D. Holtzendorff.
Charles E. Richards	New Orleans, La.	Howard W. Lenfant.
Donald J. Richardson, Jr.	San Francisco, Calif.	Charles Hayden Ames.
Lee L. Robinson	Miami, Fla.	Frank J. Kelly.
Robert Rosenthal	New York, N.Y.	Louis Bender.
George J. Rossi	New York, N.Y.	Herbert Monte Levy.
Allan Rothenberg	Orange, Calif.	Richard F. Carr.
Sheldon W. Rothstein	Framingham, Mass.	Stanley H. Mervis.
Thomas Lee Rountree	Oneonta, Ala.	Tom Bevill.
Leonard Rovins	New York City, N.Y.	Morris J. Fellner.
Donald E. Ruppe	Los Angeles, Calif.	Richard F. Runkle.
Wayne Franklin Rush	Columbia, S.C.	William Croft Jennings.
Donald Clark Russell	Los Angeles, Calif.	Ford W. Harris, Jr.
Edward F. X. Ryan, Jr.	New York, N.Y.	Stephen F. Owen, Jr.
Alan K. Sawyer	Buffalo, N.Y.	F. Harris Nichols.
Robert James Scheuerle	Grand Haven, Mich.	R. Neal Stanton.
George Eugene Schroeder	Ottawa, Ohio	Michael V. DiSalle.
Sidney A. Schulein	Long Beach, Calif.	Houston H. Slate.
Allan L. Schwartz	Rochester, N.Y.	Gerard B. Crook.
Arthur Myron Schwartz	Denver, Colo.	Judge Sherman Glenn Finesilver.
Mark Allen Schwartzman	San Antonio, Tex.	Harvey L. Hardy.
Vernon Jerry Seather	Lynnwood, Wash.	Charles W. Shepherd.
Elmer Robert Segal	Chicago, Ill.	Joseph J. Goldberg.
Paul d'Otrengse Seghers	New York, N.Y.	William J. Reinhart.
Sol D. Seldin	Los Angeles, Calif.	Houston H. Slate.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Barry N. Semet	Miami, Fla.	Daniel S. Pearson.
Raymond Calvin Shannon	Appalachia, Va.	Robert T. Winston, Jr.
Isaac Shapiro	New York, N.Y.	William Eldred Jackson.
James Ron Shelley	Pensacola, Fla.	Paul Shimek, Jr.
Richard B. Sherman	New York, N.Y.	Daniel D. Yudow.
George Shorall	Pittsburgh, Pa.	Edward V. Buckley.
Thomas Howard Singer	South Bend, Ind.	Nathan Levy.
Robert Millard Sirois	Los Angeles, Calif.	Houston H. Slate.
Richard A. Skolnik	Providence, R.I.	Milton Stanzler.
W. Eugene Smallwood	Silver Spring, Md.	Dean Suter Clatterbuck.
Jerry Norton Snyder	Denver, Colo.	Judge Sherman Glenn Fine- silver.
Stanley George Solomon	New York N.Y.	Herbert Monte Levy.
Stephen Warren Solomon	Santa Monica Calif.	Conrad Lee Klein.
Robert Edward Sowell	Bellflower Calif.	Wolf Harry Stern.
Thomas Clyde Sponsler, Jr.	Long Beach, Calif.	Howard M. Van Elgort.
Charles E. Starbuck	Kalamazoo, Mich.	Vincent T. Early.
Rudolph Starr	New Rochelle, N.Y.	Arthur M. Schneck.
John Patterson States	Bloomington, Ill.	Joseph R. O'Connor.
William Monroe Stephenson, II	New Orleans, La.	Albert B. Koorie.
Donald L. Stepner	Covington, Ky.	Charles S. Adams.
Barry B. Stepsay	Los Angeles, Calif.	Houston H. Slate.
Roger Charles Stern	Los Angeles, Calif.	Sidney J. Kahn.
Royal A. Stewart	Reno, Nev.	Clel Georgetta.
A. Vernon Stoneman	Seattle, Wash.	Fredric C. Tausend.
Guy Miller Struve	New York, N.Y.	Lawrence E. Walsh.
Dunklin A. Sullivan	Austin, Tex.	Robert C. Flowers.
William Hendrickson Taylor, Jr.	Pasadena, Calif.	Gordon F. Hamp- ton.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alex H. Terzian III	Detroit, Mich.	Richard Alan Harvey.
Mark B. Thompson III	Albuquerque, N. Mex.	Gary Owen O'Dowd.
Joseph C. Vecchio	New York, N.Y.	Ira S. Taub.
John Addison Vosburgh	Tucson, Ariz.	G. Kenneth Reiblich.
James D. Walsh	Sacramento, Calif.	William G. Bigance, Sr.
Mitchell Ware	Chicago, Ill.	Mark L. Goldstein.
Joseph J. Wasko	East Chicago, Ind.	Willard B. Van Horne, Jr.
James R. Watson, Jr.	Houston, Tex.	Chris J. Dixie.
Mark Allen Weinstein	Westport, Conn.	Robert N. Grosby.
Arnold M. Weiss	Memphis, Tenn.	Thomas Ryan Prewitt.
Paul J. Weiss, Jr.	Greensboro, N.C.	Henry Cooper Stockell, Jr.
Alonzo Sheldon Westbrook.	Biloxi, Miss.	William Lyman Denton.
Thomas J. Wheatley	Kansas City, Mo.	Paul G. Koontz.
John Paul Wiese	Washington, D.C.	Geoffrey Creyke, Jr.
Karl Wiesenburg	Pascagoula, Miss.	Raymond L. Brown.
Saul Wilensky	New York, N.Y.	Gene I. Esser.
Ray B. Williamson	Dallas, Tex.	Richard Alan Freling.
Curtis Wright	Gadsden, Ala.	Tom Bevell.
Morton Zwick	Chicago, Ill.	Gerald Getty.
Franklin I. Freeman	Baltimore, Md.	Francis X. Pugh.
Vann Howard Lefcoe	Richmond, Va.	Andrew P. Miller.
Edwin C. Lenow	Memphis, Tenn.	Edward P. A. Smith.
John Marshall Lindsey	San Diego, Calif.	William E. Burby.
Sidney Liss	Jamaica, N.Y.	William B. Groat.
Paxton King Littlepage	Mart, Tex.	Joel W. Westbrook.
George Wing Tat Loo	Honolulu, Hawaii	Bertram Teruo Kanbara.
Robert G. Lussier	Chicago, Ill.	Francis S. Lorenz.
Michael Lowenberg	Dallas, Tex.	John L. Hauer.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Paul Merlin	Washington, D.C.	Solicitor General Erwin N. Griswold.
William B. Slowey, Jr.	New York, N.Y.	Solicitor General Erwin N. Griswold.
Kirby L. Wilson, III	River Rouge, Mich.	John D. Dingell.
Robert William Corp	Cleveland, Ohio	William McHenry Hoiles.

## OPINIONS

No. 85. Guy Porter Gillette, petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Second Circuit; and

No. 325. Louis A. Negre, petitioner, *v.* Stanley R. Larsen et al. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgments affirmed. Opinion by Mr. Justice Marshall. Mr. Justice Black concurs in the Court's judgment and in Part I of the opinion of the Court. Dissenting opinion by Mr. Justice Douglas in No. 85. Dissenting opinion by Mr. Justice Douglas in No. 325.

No. 124. Willie S. Griggs et al., petitioners, *v.* Duke Power Company. On writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Chief Justice Burger. Mr. Justice Brennan took no part in the consideration or decision of this case.

No. 63. Grove Press, Inc., et al., appellants, *v.* Maryland State Board of Censors. Appeal from the Court of Appeals of Maryland. Judgment affirmed by an equally divided court. Opinion *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Douglas took no part in the consideration or decision of this case.

No. 573. Reubin Askew et al., appellants, *v.* Robert H. Hargrave et al. Appeal from the United States District Court for the Middle District of Florida. Judgment vacated and case remanded to the United States District Court for the Middle District of Florida for further proceedings consistent with the opinion of this Court. Opinion *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Black concurs in the judgment and Part II of the opinion.

Adjourned until Monday, March 22, 1971, at 10 o'clock.

The day call for Monday, March 22, 1971, will be as follows: Nos. 600, 609, 727, 712, and 655.

## SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

The Chief Justice said

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## OPINION PER CURIAM

No. 1059. United Mine Workers of America, petitioner, *v.* Chester Railing and Paul Railing dba C&P Coal Company. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Petition for writ of certiorari granted, judgment vacated, and case remanded to the Court of Appeals for further consideration in light of *Zenith Radio Corp. v. Hazeltine Research, Inc.* 401 U.S. — (1970). Opinion *per curiam*. The Chief Justice and Mr. Justice Harlan would grant the petition and set case for oral argument on the merits.

## APPEALS—SUMMARY DISPOSITIONS

No. 423. Electronic Industries Association, appellant, *v.* United States et al. Appeal from the United States District Court for the District of Columbia. The judgment is affirmed. Mr. Justice Douglas took no part in the consideration or discussion of this case.

No. 877. Juliette Bernier, Mother, on behalf of Theodore Bernier, Jr., appellant, *v.* Maine et al. Appeal from the Supreme Judicial Court of Maine. The motion to dispense with printing the jurisdictional statement is granted. The appeal is dismissed as moot.

No. 882. Sallie M. Hadnott et al., appellants, *v.* Mabel S. Amos, Secretary of State of Alabama, et al. Appeal from the United States District Court for the Middle District of Alabama. The motion to dispense with printing the jurisdictional statement and for other relief is granted. The motion of appellee Hildreth to dispense with printing motion to affirm is granted. The judgment is affirmed. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 1168. Klatex, Inc., appellant, *v.* Ashton J. Mouton, Collector of Revenue, State of Louisiana. Appeal from the Supreme Court of Louisiana. The appeal is dismissed for want of a substantial fed-

eral question. Mr. Justice Harlan and Mr. Justice Stewart are of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. **1187**. Katherine Smythe Masters, appellant, *v.* Executor, Heirs, Legatees, Devisees, Distributors of the Estate of Paul H. Smythe, Jr., etc. Appeal from the Appellate Court of Illinois, Second District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **1190**. The National Life and Accident Insurance Company, appellant *v.* Barbara D. Notter. Appeal from the Court of Civil Appeals of Texas, Tenth Supreme Judicial District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **6144**. Glenwood Sylvester Quinn, appellant, *v.* California. Appeal from the Court of Appeal of California, Third Appellate District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **6457**. Roy Anderson et ux., appellants, *v.* Secretary of the Treasury et al. Appeal from the United States Court of Appeals for the Second Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **6476**. Willie Ford and Arnold McClellan, appellants, *v.* California. Appeal from the Court of Appeal of California, Second Appellate District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **1215**. New Orleans Book Mart, Inc., et al., appellants. *v.* John N. Mitchell, Attorney General of the U.S., et al. Appeal from the United States District Court for the Middle District of Florida. The judgment is affirmed. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. **1218**. Joan Hayes, appellant, *v.* The Lieutenant Governor of the State of Hawaii. Appeal from the Supreme Court of Hawaii. The appeal is dismissed as moot.

No. **1225**. Reptile Products Association, Inc., appellant, *v.* Henry A. Diamond, etc., et al. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of a substantial federal question.

No. **6559**. Leola Johnson et al., appellants, *v.* Paul N. Marston et al. Appeal from the United States District Court for the District of Arizona. The judgment is affirmed.

## ORDERS IN PENDING CASES

No. ——. James Buckley et al., appellants, *v.* Rita Johnson et al. The application for a stay of the order of the United States District Court for the District of Connecticut entered in Civil Action No. 13432 on November 20, 1970, which application was presented to Mr. Justice Harlan, and by him referred to the Court, is granted, and the said order is hereby stayed pending the timely filing of an appeal in this Court. Should the appeal be so timely filed, the stay will remain in effect pending its disposition. In the event the appeal is dismissed, the stay is to terminate automatically. Should jurisdiction be noted or postponed, the stay is to remain in effect pending the issuance of the judgment of this Court. Mr. Justice Black, Mr. Justice Douglas and Mr. Justice Harlan are of the opinion that stay should be denied. The motion of Rita Johnson et al. to expedite the appeal is denied.

No. ——. Jane Doe and Sally Roe etc., appellants, *v.* William J. Scott, Attorney General, et al. The motion to shorten the time to docket appeal is denied.

No. ——. James William Donofrio, appellant, *v.* United States. The application for bail presented to Mr. Justice Black, and by him referred to the Court, is denied.

No. ——. Bennie G. Thompson, petitioner, *v.* Selective Service System Local Board No. 28, et al. The application for stay of induction presented to Mr. Justice Black, and by him referred to the Court, is denied. Mr. Justice Douglas and Mr. Justice Stewart are of the opinion that the stay should be granted.

No. **31, Original**. State of Utah, plaintiff, *v.* United States. The Exceptions to the Report of the Special Master are set for oral argument in due course. Mr. Justice Marshall took no part in the consideration or decision of this matter.

No. **362**. Vincent Francis McGee, Jr., petitioner, *v.* United States. The motion of Richard K. LeGrande for leave to proceed *in forma pauperis* is granted. The motion for authorization for the payment of counsel for preparation of the brief, as *amicus curiae*, is denied.

No. **409**. The Board of Education of the Little Rock School District et al., petitioners, *v.* Dolores Clark et al. The application for a stay restraining the petitioners from continuing any construction at Henderson Junior High School in Little Rock, Arkansas, pending final disposition of all issues presented in case No. 20485 now pending before the United States Court of Appeals for the Eighth Circuit,

which application was presented to Mr. Justice Black, and by him referred to the Court, is granted. Mr. Justice Blackmun took no part in the consideration or decision of this application.

**No. 557.** United States, appellant, *v.* International Minerals & Chemical Corporation. The motion of the Solicitor General for leave for John F. Dienelt to present oral argument, *pro hac vice*, is granted.

**No. 1081.** Edgar D. Whitcomb, Governor of Indiana, etc., et al., appellants, *v.* Don Affeldt et al. The application for a stay of judgment of the United States District Court for the Northern District of Indiana presented to Mr. Justice Marshall, and by him referred to the Court, is denied.

**No. 5586.** Paul J. Bell, Jr., petitioner, *v.* R. H. Burson, Director, Georgia Department of Public Safety. The motion of Elizabeth Roediger Rindskopf for leave to argue *pro hac vice* on behalf of petitioner is granted.

#### APPEALS—JURISDICTION POSTPONED

**No. 1232.** Richard L. Roudebush, appellant, *v.* R. Vance Hartke et al.; and

**No. 1236.** Theodore L. Sendak, Attorney General of Indiana, appellant, *v.* R. Vance Hartke et al. Appeals from the United States District Court for the Southern District of Indiana. Further consideration of the question of jurisdiction in these cases postponed to the hearing of the cases on the merits. Cases consolidated and a total of one hour allowed for oral argument.

#### CERTIORARI GRANTED

**No. 883.** United States, petitioner, *v.* Edna Generes, wife of, and Allen H. Generes. Petitioner for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

**No. 1159.** Superintendent of Insurance of the State of New York, as Liquidator of Manhattan Casualty Company, petitioner, *v.* Bankers Life and Casualty Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

**No. 1162.** Securities and Exchange Commission, petitioner, *v.* Medical Committee for Human Rights. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. Mr. Justice Douglas took no part in the consideration or decision of this petition.

**No. 1184.** National Labor Relations Board, petitioner, *v.* Plasterers' Local Union No. 79, etc., et al.; and

**No. 1231.** Texas State Tile & Terrazzo Co., Inc., et al., petitioners. *v.* Plasterers' Local Union No. 79, etc., et al. Motion of the Building



and Construction Trades Department, AFL-CIO for leave to file a brief, as *amicus curiae*, granted. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. Cases consolidated and a total of one hour allotted for oral argument.

No. 5515. Donald Gilbert Humphrey, petitioner, *v.* Elmer O. Cady, Warden. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted.

No. 5703. Theon Jackson, petitioner, *v.* Indiana. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of Indiana granted.

No. 6073. Charles W. Britt, Jr., petitioner, *v.* North Carolina. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Court of Appeals of North Carolina granted.

#### CERTIORARI DENIED

No. 378. Mary Julia Parkin, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 1154. Tom Halde, petitioner, *v.* Superior Court of California for the County of Santa Barbara. Petition for writ of certiorari to the Supreme Court of California denied.

No. 1156. Errol F. Neuman and Michael E. Neuman, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 1157. Joseph B. Kauffman, etc., petitioner, *v.* The Dreyfus Fund, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 1158. Abbett, Sommer & Co., Inc., et al., petitioners, *v.* Securities & Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 1160. Deval Aerodynamics, Inc., et al., petitioners, *v.* George R. Eulo. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 1161. A. L. Garner et al., petitioners, *v.* First American Life Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1167. C. E. Hester et al., petitioners, *v.* Zelma Wyche. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1169**. G.P.D., Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **1170**. Adam Farkas, petitioner, *v.* Texas Instruments, Inc. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **1172**. Security Mutual Casualty Company, petitioner, *v.* The First National Bank of Cushing, Cushing, Oklahoma, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **1173**. Peacock Records, Inc., et al., petitioners, *v.* Checker Records, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1174**. United Transportation Union. Local Lodge # 31, petitioner, *v.* St. Paul Union Depot Company. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **1176**. Tino Barzie, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1177**. Joseph E. Bass, Administrator of the Estate of John William Morris, deceased, petitioner, *v.* Texas Power & Light Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1180**. Adams Potato Chips, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **1181**. Stanley Turzynski, petitioner, *v.* Samuel A. Libert, petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **1185**. The Firestone Tire & Rubber Company, petitioner, *v.* The General Tire & Rubber Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **1188**. Southern Pacific Transportation Company, petitioner, *v.* Allison Butler. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1192**. New York Central Railroad Company, etc., petitioner, *v.* Winifred Fisher, as Administratrix of the Estate of Henry Fisher. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1196**. Francis A. Levering, Jr., petitioner, *v.* Blair S. Levering. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. **1198**. Lawrence Lenit and Hugh M. Matchett, petitioners, *v.* Leo J. Powers et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **1200**. Irvin Industries, Inc., petitioner, *v.* American Harley Corp. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **1201**. Emil Tucker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1202**. The Board of Trustees of the Social Security Fund of the Distillery, Rectifying, Wine and Allied Workers International Union of America, AFL-CIO, petitioner, *v.* Frank J. Farrell. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **1203**. Richard A. McGee et al., petitioners, *v.* George Horn. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1206**. Leonard Vaught, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1208**. Edmundo Rodriguez-Romero, petitioner, *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1210**. Technical Development Corporation et al., petitioners, *v.* Beckman Instruments, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1214**. Robert T. Wood, petitioner, *v.* Johnston Bronze Co. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **1217**. Local 825, International Union of Operating Engineers, AFL-CIO, et al., petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **1221**. Joseph Cataldo, petitioner, *v.* United States; and

No. **6212**. James Lucas, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1222**. Irving J. Dorfman Company, Inc., petitioner, *v.* Thomas Wilson & Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1223**. Wendell Gilbert Cooper, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **1235**. Francis DeAngelis and Robert Miller, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1244**. H. Thomas Foley et ux., petitioners, *v.* Comptroller of the Treasury, State of Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. **5924**. Willie James Shorter, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **5954**. Albert Edward Nelson, petitioner, *v.* West Virginia. Petition for writ of certiorari to the Intermediate Court of Kanawha County of West Virginia denied.

No. **6099**. Lynch C. Hogan, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **6111**. Alfonso Appling, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **6113**. Thomas W. Jones, etc., et al., petitioners, *v.* Joseph B. Sullivan et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6174**. Robert Lowther, petitioner, *v.* W. D. Salisbury, Superintendent, Chillicothe Correctional Institute. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6197**. Gary Gene Stuller, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **6335**. Gil Munoz Leano, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6338**. Wallace Howard Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6343**. Donald M. Harris, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee denied.

No. **6353**. Jeffrey D. Bujese, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6366**. Patrick Vincent Butler, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **6373**. Stanley Lawrence Gruca, petitioner, *v.* Secretary of the Army. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 6411. Thomas Robert Hosmer, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 6419. Larry Edward Stead, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 6423. Anthony J. Monteiro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 6432. Robert B. Depugh, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 6434. Raymond W. Lowery, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 6439. Joseph Battaglia, petitioner, *v.* Civil Service Commission. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 6441. Daniel Tilli, petitioner, *v.* County of Northampton et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 6443. Mabel Dale Gardner, petitioner, *v.* Shearson, Hammil and Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 6444. Mary B. Koshiol, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 6446. Jack James, petitioner, *v.* John L. Zelker, Superintendent, Green Haven Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 6449. Lawrence Eugene Ericksen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6454. Eugene Grady, petitioner *v.* H. V. Field, Superintendent, California Men's Colony. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6455. Verlyn Minkel, petitioner, *v.* Minnesota. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. 6460. Robert Eugene Price, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **6461**. Charles Hartwell Parrott, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **6463**. Julius Cunningham, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6465**. Cono Dalto, petitioner, *v.* Elliot L. Richardson, Secretary of Health, Education, and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6466**. Leslie G. Standley, petitioner, *v.* William R. Conte, etc. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. **6468**. Charles A. Fahrig, petitioner, *v.* Charles F. Young et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit.

No. **6473**. William Wright, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6478**. Albert Darrell Jones, petitioner, *v.* Director, Patuxent Institution. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **6480**. James Mueller, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. **6487**. Raymond Stanton Neal, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **6488**. John Botica, petitioner, *v.* Elza Brantley, Warden. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **6489**. Robert Edward Lipscomb, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6490**. Samuel Hunter, petitioner, *v.* Roger Locher et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6492**. Herbert Henry McClary, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **6493**. Grady Lynn Ward, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **6494**. Floyd Ray Gearing, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6498**. Lawrence Vital, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeals of California, Second Appellate District, denied.

No. **6501**. James Springle, petitioner, *v.* John L. Zelker, Superintendent, Green Haven Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6503**. James J. Sellers, petitioner, *v.* Dixilyn Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6504**. Michael Salvi, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **6507**. Clifton Darby, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **6510**. Eugene Cookmeyer, petitioner, *v.* Louisiana Department of Highways, Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6522**. Robert E. Tracy and Mildred V. Tracy, petitioners, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **6524**. Marion Strong, Jr., petitioner, *v.* California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6537**. Marion Stevenson, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Fourth Judicial Department, denied.

No. **6551**. Warren Daniel Desonia, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6587**. Troy Victor, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **6626**. Leo A. Di Giangiamo, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **1102**. Anthony DiGiamberardino, petitioner, *v.* New Jersey. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **1204**. Allan Dale Haifley, petitioner, *v.* United States. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 1134. Gregory Paul Noonan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1163. Stephen Dash et al., petitioners, *v.* The Commanding General, Fort Jackson, South Carolina, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1179. Charles Sellers et al., petitioners, *v.* The Regents of the University of California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1186. Mescalero Apache Tribe et al., petitioners, *v.* Fred J. Russell, Acting Secretary of the Interior. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1212. Joyce Ann Ferry Chahoc, etc., petitioner, *v.* Hunt Shipyard, a Division of Hunt Tool Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1224. Eugene Sanger Daniell, III, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6089. William Joseph Grohman, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6538. Judson Aiken, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1147. Michael Benjamin Weissman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 1164. Richard A. Yahr et al., petitioners, *v.* Stanley R. Resor, Secretary of the Army, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Black, Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted.



No. 1171. The Los Angeles Free Press, Inc., petitioner, *v.* The City of Los Angeles et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. Mr. Justice Black, Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted.

No. 1213. Joseph F. Schipani, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 1238. Vincent R. Mancusi, Warden, et al., petitioners, *v.* Louis Martinez. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 5999. William Howard King, petitioner, *v.* Walter Craven, Warden, et al. Petition for writ of certiorari to the Superior Court of California, County of Sacramento, and/or habeas corpus, denied.

No. 6110. Joy A. Magezis and Barry M. Biderman, petitioners, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied. Mr. Justice Black and Mr. Justice Douglas would deny the petition on the ground that state remedies have not been exhausted.

No. 6239. Harry W. Theriault, petitioner, *v.* Lorin E. Daggett, Acting Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 6247. Harry William Theriault, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 6426. Eugene Taylor, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 6279. Frank Louis Falgout, petitioner, *v.* Wayne K. Patterson, Warden. Application for bail presented to Mr. Justice White, and by him referred to the Court, denied. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 6433. Marshall C. Moore, petitioner, *v.* Indiana et al. Motion for leave to amend petition for certiorari granted. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 6525. Charles D. Dexter, petitioner, *v.* Indiana. Motion for leave to amend petition for certiorari granted. Petition for writ of

certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6452**. Joseph William Lucas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. **6263**. Thomas Owen Norman, Jr., petitioner, *v.* Norman A. Carlson, etc., et al.;

No. **6450**. Carl Nelson Coakley, petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Institutional, et al.;

No. **6462**. Robert Edward McClindon, petitioner, *v.* H. V. Fields, et al.;

No. **6509**. In the Matter of the Application of Louis Ortega, petitioner;

No. **6513**. Bert Taylor, Jr., petitioner, *v.* California et al.;

No. **6580**. Riley C. Hood, petitioner, *v.* Tennessee et al.; and

No. **6639**. Logan Edwin James, petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Corrections. Motions for leave to file petitions for writs of habeas corpus denied.

No. **6448**. Edward J. Kazubowski, petitioner, *v.* Harold T. Johnson, Sheriff, Henry County, Illinois. Motion for leave to file petition for writ of habeas corpus and for other relief denied.

LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. **1178**. Wilbur W. Piper, petitioner, *v.* United States District Court for the Eastern District of Tennessee et al.;

No. **6329**. William E. Rabb, petitioner, *v.* United States;

No. **6477**. Quinn David Sorrels, petitioner, *v.* United States; and

No. **6539**. Milton McCray, petitioner, *v.* Maryland. Motions for leave to file petitions for writs of mandamus denied.

No. **6377**. Earl Guy, petitioner, *v.* United States. Motion for leave to file petition for writ of mandamus and/or prohibition denied.

LEAVE TO FILE PETITION FOR WRIT OF PROHIBITION DENIED

No. **1220**. John Dowdy, petitioner, *v.* Roszel C. Thomsen, U.S. District Judge for the District of Maryland. Motion for leave to file petition for writ of prohibition and/or mandamus denied.

## REHEARINGS DENIED

No. 5796. Randolph Joseph C. Greene, petitioner, *v.* United States. Petition for rehearing denied.

No. 806. United Services Automobile Association, petitioner, *v.* United States et al.; and

No. 6032. Don M. Williams, petitioner, *v.* William S. Neil, Warden. Motions for leave to file petitions for rehearing denied.

## RECESS ORDER

The Court will take a recess from Monday, March 29, 1971, until Monday, April 5, 1971.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James Llewellyn Adams	Atlanta, Ga.	Cleburne Earl Gregory, Jr.
John Stokes Adams, III	Philadelphia, Pa.	William Barclay Lex.
Jesse T. Adkins	Minden, Nebr.	Laurens Williams.
Cary Rudolph Alburn III	Laramie, Wyo.	Raphael J. Hogan.
Robert E. Alexander, III	Dallas, Tex.	Frank Patrick Hernandez.
Philip D. Amins	Forest Hills, N.Y.	Morton L. Gins- berg.
Virginia Long Annich (Mrs.)	Pennington, N.J.	Stephen Skillman.
Paul Antinori, Jr.	Tampa, Fla.	Cody Fowler.
Hugh Bert Arnold	Chicago, Ill.	Fred Lane.
Leonard N. Arnold	Somerset, N.J.	Alan L. Wohl.
Charles Spencer Aspinwall	Casper, Wyo.	Edward E. Murane.
Ernest S. Auerbach	Washington, D.C.	William C. Miller.
Douglas J. Authement	Houma, La.	Cleveland J. Marcel, Sr.
Jack Martin Bains	Oneonta, Ala.	Tom Bevill.
Robert E. Barber	Andrews, Tex.	W. O. Shafer.
George L. Barnes	Philadelphia, Pa.	William Barclay Lex.
Walter Lee Baynard, Jr.	St. Petersburg, Fla.	William K. Zewadski III.
Harold Russell Beck	Los Angeles, Calif.	Paul Richter Wylie, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William D. Began	Long Beach, Calif.	George Edward Wise.
Richard L. Berger	Los Angeles, Calif.	William Howard Nicholas.
Howard Bernstein	Chicago, Ill.	Raymond P. Drymalski.
Wade Porter Bettis	Canby, Ore.	Dwight L. Schwab.
Gerald R. Bloomfield	Albuquerque, N. Mex.	William H. Sloan.
Caywood J. Borrer	San Bernardino, Calif.	William Hugh Wilson.
Arthur Joseph Crowley	Hollywood, Calif.	Philip Clayton Griffin.
John S. Daily	Fort Smith, Ark.	William Thomas Harper.
LeRoy L. Dalton	Madison, Wis.	Sverre Olav Tinglum.
John Kenneth Dane	Boston, Mass.	Patrick J. Kelly.
Robert William D'Angelo	Los Angeles, Calif.	William Howard Nicholas.
James K. Davis	Hamilton, Ala.	Tom Bevill.
William Richard Davis	San Antonio, Tex.	Clinton Stanley Banks, Jr.
Fleming Taylor de Graf-fenried III	Washington, D.C.	Myron C. Baum.
Thomas E. Delate	New York, N.Y.	Jennings T. Smith.
Stephen Scott DeLisio	Fairbanks, Alaska	William V. Boggess.
Craig Derry	Billings, Mont.	Robert Lee Kelleher.
Gary Charles Dobbs	Wichita Falls, Tex.	Jack Banner.
Thomas Jefferson Doud, Jr.	Baltimore, Md.	John Joseph Sweeney, Jr.
Delverne A. Dressel	Baltimore, Md.	Emanuel H. Horn.
James J. Drymon	Sarasota, Fla.	John M. Scheb.
Paul H. Due	Baton Rouge, La.	Edward Donald Moseley.
Francis J. Duggan	Washington, D.C.	Alfred H. Corbett.
James Duvall	Columbus, Ohio	Reno J. Mena-pace.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Tony L. Eberwein	Clayton, Mo.	Val Terschluse.
John M. Elliott	Philadelphia, Pa.	Richardson Dilworth.
Woodruff J. English	Newark, N.J.	Eugene M. Haring.
Nathan A. Epstein	New York, N.Y.	Milton E. Sahn.
Sheldon Lee Esptein	Wilmette, Ill.	I. Irving Silverman.
Max Von Erdmannsdorff	Gladstone, Mo.	William Harrison Norton.
Gene Essner	Miami, Fla.	James E. Tribble.
Michael W. Evanoff	Flint, Mich.	Andrew J. Transue.
William George Faches	Cedar Rapids, Iowa.	John C. Culver.
Patrick G. Bowen	Seal Beach, Calif.	R. Kenton Musgrave.
Richard H. Brandon	Columbus, Ohio	Reno J. Menapace.
Donald H. Brazier, Jr.	Olympia, Wash.	Edward B. Mackie.
Gordon Leigh Briscoe	Harlington, Tex.	Jack Skaggs.
Abraham H. Brodsky	New York, N.Y.	Joseph E. Brill.
James Austin Brogan	Dayton, Ohio	Lee C. Falke.
William Brosche, Jr.	Seattle, Wash.	Hugh R. McGough.
Benjamin Porter Brown, Jr.	Summersville, W. Va.	Brooks B. Callaghan.
Hal Murray Brown	Chicago, Ill.	Robert E. Hone.
John Austin Buchanan	Upper Marlboro, Md.	Jerrold V. Powers.
Archie Dean Burford	Dallas, Tex.	Charles W. Tessmer.
Joseph Warren Cabaniss	Charleston, S.C.	William Heyward Grimball, Jr.
Richard Clare Cahoon	Salt Lake City, Utah	John Thomas Greene, Jr.
Theodore E. Cantor	Hamden, Conn.	David Eric Schancupp.
J. Richard Carr	Gadsden, Ala.	Tom Bevill.
Larry M. Carter	Seattle, Wash.	James Reed Ellis.
Frederick C. Carver	New York, N.Y.	Granville M. Brumbaugh.
Richard Allen Challed	New York, N.Y.	Robert B. Lisle.
John H. Chapman	Cullman, Ala.	Tom Bevill.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alan F. Charles	Los Angeles, Calif.	Zad Leavy.
Harley R. Climpson	Bethesda, Md.	Robert Lorain Rissler.
March H. Coffield	Jasper, Tex.	Joe Halbert Tonahill.
Eldon F. Coffman	Fort Smith, Ark.	William Thomas Harper.
Frank Eugene Cole	Washington, D.C.	Paul Peter Zawicki.
Benjamin W. Colman	Southfield, Mich.	Donald F. Welday, Jr.
Gordon G. Conger	Seattle, Wash.	John Ankeny Gose.
Orville Ben Core	Fort Smith, Ark.	William Thomas Harper.
Theodore Corsones	Rutland, Vt.	Robert T. Stafford.
Crockett Farnell	Clearwater, Fla.	Jack F. White, Jr.
Jack E. Feinberg	Philadelphia, Pa.	Edward N. Barol.
Michael H. Felton	Buhl, Idaho	James J. May.
Michael F. Fetsch	St. Paul, Minn.	Miss Elizabeth A. Egan.
Royce Aldine Fincher, Jr.	San Jose, Calif.	Wayne Walter Schmidt.
Frank Mathew Finn	Hanford, Calif.	Fred L. Johnston, Jr.
Robert William Finn	Tucson, Ariz.	Morris King Udall.
Theodore S. Fins	Wilwaukee, Wis.	Paul Bernstein.
Robert Fishbein	Brooklyn, N.Y.	Lester C. Lock- wood, Jr.
Arthur Whitfield Fisher, Jr.	Tampa, Fla.	James M. Weaver.
Leon Martin Flanagan	West Palm Beach, Fla.	Charles Henry Damsel, Jr.
E. Charles Forde	Maywood, Calif.	John S. Yodice.
Irwin Silverthorne Fos- naugh, Jr.	Arlington, Va.	William L. Springer.
Lawrence J. Franck	Jackson, Miss.	Robert C. Cannada.
William S. Frank	New York, N.Y.	James L. More.
Leroy Froman	Searcy, Ark.	Benjamin Elmo Taylor.
Constantine Peter Georgi- opoulos	New York, N.Y.	Nicholas Tsou- calas.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael Harvey Gertner	Columbus, Ohio	Abraham Gertner.
E. C. Gilbreath	Fort Smith, Ark.	Owen C. Pearce.
Donald W. Gilfillan	Incline Village, Nev.	Howard W. Cannon.
C. Eugene Givens	Los Angeles, Calif.	William Howard Nicholas.
Jack Glaser	New York, N.Y.	Christopher J. Mega.
Herman Nicholas Gloe	Cedar Rapids, Iowa	John C. Culver.
Robert Gerald Good	Denver, Colo.	Darrell J. Skelton.
Stanley Z. Goodfarb	Phoenix, Ariz.	John Thomas Arney.
Slade Gorton	Olympia, Wash.	Edward B. Mackie.
Hugh Zwingle Graham, Jr.	Greenville, S.C.	J. D. Todd, Jr.
Walter C. Greaney, Jr.	Springfield, Mass.	Thomas D. Murphy.
Joseph Joshua Greenburg	New York, N.Y.	Morris I. Gold.
William S. Greenberg	Princeton, N.J.	Adrian M. Foley, Jr.
Allan Greenstein	New York, N.Y.	Francis X. Stephens, Jr.
Joseph B. Grigsby	Marysville, Ohio	Arthur M. Sebastian.
Gerald Grinstein	Seattle, Wash.	Warren G. Magnuson.
Kenneth L. Gross	Washington, D.C.	Sol. Gen. Erwin N. Griswold.
Ronald E. Hadley	Bellefontaine, Ohio	John Ewing Smith.
Richard Anthony Hall	Corpus Christi, Tex.	Edmond J. Ford, Jr.
Thomas A. Hamilton	Mobile, Ala.	John Edward Thornton.
Ken Harimoto	Honolulu, Hawaii	Daniel K. Inouye.
Edgar Hash	Phoenix, Ariz.	Raymond R. Wein.
Martin F. Hauselman	Chicago, Ill.	Walter H. E. Jaeger.
George L. Hecker	Los Angeles, Calif.	Ronald A. Hecker.
Henry Ellwood Helling, III	Columbus, Ohio	Norman E. McIntyre.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Lee J. Hereth	Cincinnati, Ohio	Stuart Edward Fletcher.
Clarke Frederick Hess	Norristown, Pa.	Hershel Shanks.
Charles R. Hesser	Boston, Mass.	Leonard Kopelman.
Jess F. High	Van Nuys, Calif.	James C. Corman.
Richard S. Hippenmeyer	Waukesha, Wis.	Victor M. Harding.
Thomas A. Hoadley	Palm Beach, Fla.	Robert Morel Montgomery, Jr.
James Ramsey Hoatson, Jr.	Des Plaines, Ill.	Sidney W. Russell.
James S. Holliday, Jr.	Baton Rouge, La.	James H. Morrison.
Francis J. Holloway	Albany, N.Y.	Thomas Walter Brown.
Walter J. Horrell	Covington, La.	Norman L. Sisson.
John B. Huck	Chicago, Ill.	Richard Henry Goss.
James E. Hullverson	St. Louis, Mo.	Hyman G. Stein.
Jerry L. Hunter	Washington, D.C.	Mrs. Dovey J. Roundtree.
Philip Kirk Jensen	San Francisco, Calif.	Alvin H. Pelavin.
Cyrus A. Johnson	Sacramento, Calif.	A. I. Diepenbrock.
George R. A. Johnson	Minneapolis, Minn.	Henry C. Mackall.
Henry Predmore Johnson	Landover, Md.	James Harold Taylor.
Stamm Forrest Johnson	Portland, Ore.	Ernest M. Jachetta.
Thomas E. Johnson	New Orleans, La.	Thomas J. Malik.
Charles R. Jones	El Paso, Tex.	James F. Hulse.
John Fletcher Jones	Andalusia, Ala.	Ira De Ment III.
Robert L. Jones, Jr.	Fort Smith, Ark.	Owen C. Pearce.
Daniel Nicholas Kadjan	Chicago, Ill.	Irwin Cohen.
Leonard L. Kaunfer	Milton, Mass.	Samuel Zaharoff.
Geoffrey Tate Keating	Bethesda, Md.	Earl R. Stanley.
Robert Raymond Keegan	New York, N.Y.	Morris Relson.
William P. Keegan	New York, N.Y.	Robert Hastings Lounsbury.
E. Brooks Keffer, Jr.	Philadelphia, Pa.	William Barclay Lex.
Edward D. Keil	San Francisco, Calif.	William L. Guilfoyle.
Richard Overton Keller	Palo Alto, Calif.	William Edward Skinner.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thurman Allen Kelly	Towanda, Kan.	Percival B. Hamilton.
Robert E. Kersting	Phoenix, Ariz.	Raymond R. Wein.
Stephen Michael Kiernan	Albany, N.Y.	Thomas Walter Brown.
Braxton L. Kittrell, Jr.	Mobile, Ala.	David Arnold Oxford.
Phillip Dennis Klinger	Cedar Rapids, Iowa.	John C. Culver.
Herman A. Kole	Skokie, Ill.	Dan Brusslan.
Max G. Kolliner	Los Angeles, Calif.	William Howard Nicholas.
Lawrence Larkins Koontz, Jr.	Roanoke, Va.	Leigh B. Hanes, Jr.
William D. Kuester	Lincoln, Nebr.	Theodore L. Kessner.
P. Wayne Kuhlman	Kansas City, Mo.	William E. Turnage.
Walter Nichols Kuntz, III	Dallas, Tex.	Edward A. Copley, Jr.
Keehn Landis	Chicago, Ill.	Richard Henry Goss.
George Edward Lantz	Charleston, W. Va.	James H. Coleman.
Daniel Edwin Leckrone	Winnetka, Ind.	Benjamin G. Cox.
Robert Overton Leshner	Tucson, Ariz.	Edward W. Scruggs.
Barry Gordon Leveen	Hackensack, N.J.	Howard Siegel.
Charles Levy	Chicago, Ill.	Sheldon L. Lebold.
Anthony E. Liebig	Los Angeles, Calif.	John C. McHose.
John Edmund Lindberg	Tucson, Ariz.	William H. Tinney, Jr.
Sumner H. Lipman	Augusta, Maine	Robert Gorham Fuller, Jr.
F. A. Little, Jr.	Alexandria, La.	James D. Davis.
William K. Lohse	Reno, Nev.	George Lohse.
John Christian Lowe	Charlottesville, Va.	James H. Michael, Jr.
James Alan Malkus	San Diego, Calif.	Lewis H. Silverberg.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Donald Nathaniel Mann	Highland Park, Ill.	Jack Edward Dwork.
Spencer A. Manthorpe	Philadelphia, Pa.	William Barclay Lex.
R. L. Marceau	Bend, Ore.	Owen M. Panner.
George Stafford Martin	Seattle, Wash.	George M. Martin.
Ludger D. Martin	Gadsden, Ala.	Tom Bevill.
Andrew T. Martinez	New Orleans, La.	Benjamin W. Yancey.
Michael Francis Maschio	New York, N.Y.	John Emmett O'Brien.
Mayo Lewis Mashburn	Atlanta, Ga.	Quincey W. Tucker, Jr.
Albert P. Massey, Jr.	Paoli, Pa.	John S. Halsted.
Jack Martin Mazur	St. Louis, Mo.	Robert S. Goldenhersh.
Gerald D. McCafferty	Phoenix, Ariz.	Morton Sitver.
Dale Franklin McDaniel	Tulsa, Okla.	Lawrence A. G. Johnson.
Richard Otto McDonald	Los Angeles, Calif.	Earl C. Adams.
Richard B. McGlynn	Newark, N.J.	John W. Noonan.
B. Thomas McElroy	Dallas, Tex.	William J. Rochelle, Jr.
John Finley McIntyre	Kalamazoo, Mich.	Harry H. Meisner.
Richard L. McMahan	Wilmington, Del.	David F. Anderson.
William H. Meier	Minden, Nebr.	Laurens Williams.
Alvin J. Meikeljohn, Jr.	Denver, Colo.	Roland Rice.
Henry R. Merchant, Jr.	Tucson, Ariz.	Ashby I. Lohse.
Michael E. Merrill	Miami, Fla.	Richard M. Welsh.
Michael E. Meyer	Los Angeles, Calif.	John C. McHose.
Tedson Jay Meyers	Washington, D.C.	Thomas D. Finney, Jr.
Saul Mildworm	New York, N.Y.	Paul Morton.
Paul E. Milliken	Massillon, Ohio	Richard H. Haas.
James Frederick Milne	San Francisco, Calif.	Raymond Lester Hanson.
Willis Wilson Mitchell II	Dallas, Tex.	Harold B. Berman.
Donald L. Mooers	Washington, D.C.	Robert Ash.
J. D. Moon	Bakersfield, Calif.	John D. Lane.
William F. Moreno	Salinas, Calif.	Andrew Church.
Raymond E. Morgan	Phoenix, Ariz.	Raymond R. Wein.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edwin Connor Morrison	Tulsa, Okla.	Amos T. Hall.
Robert Barnard Murdock	Roanoke, Va.	Herman T. Benn.
Cornelius Francis Murphy	Washington, D.C.	John R. Hess.
R. Chandler Myers	Los Angeles, Calif.	William Howard Nicholas.
Charles Myneder	New York, N.Y.	Byron E. Kabot.
James Francis Nagle	St. Louis, Mo.	James F. Nagle, Jr.
John K. Nazarian	Los Angeles, Calif.	Martin Gendel.
Raymond Harry Nelson	Des Plaines, Ill.	Sidney W. Russell.
Albert G. Norman, Jr.	Atlanta, Ga.	Allen W. Post.
Robin Revere Obetz	Columbus, Ohio	Harry Wright III.
John C. O'Connor	Indianapolis, Ind.	Archie Newton Bobbitt.
Herbert John O'Meara	Los Angeles, Calif.	William Howard Nicholas.
Caine O'Rear, Jr.	Jasper, Ala.	Tom Bevill.
Jerome Edwin Ornsteen	Philadelphia, Pa.	Daniel T. McWilliams.
Richard Irving Padgham	Santa Ana, Calif.	Cecil Hicks.
John Marshall Page	New Orleans, La.	Moise W. Dennery.
Alan Palwick	New York, N.Y.	Joseph W. Burns.
David Christopher Pappas	Madison, Wis.	John Paterson Morris.
Vernon G. Parker	Akron, Ohio	Richard H. Haas.
Karl J. Parrish	Wilmington, Del.	James F. Kelleher.
Jack Pasqual	San Antonio, Tex.	Pat Maloney.
Mike G. Patramanis	Moline, Ill.	Albert E. Arnold, Jr.
A. J. Drexel Paul, Jr.	Philadelphia, Pa.	Robert C. Lea, Jr.
David B. Pearson	Hacienda Heights, Calif.	Joseph William Blocker.
Mark Peden	Indianapolis, Ind.	William Frank Thompson.
Charles Eugene Peery	Seattle, Wash.	James Reed Ellis.
David C. Petre	Rochester, N.Y.	Barry Jay Kesselman.
Verne D. J. Philips	Austin, Tex.	Ralph J. Pearson.
David Michael Poast	Cincinnati, Ohio	Alan R. Vogeler.
Lloyd G. Poole	Jefferson City, Mo.	John H. Hendren, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Elmer E. Poston	Honolulu, Hawaii	Samuel P. King.
Richard Edward Prevail	Philadelphia, Pa.	William Barclay Lex.
Richard L. Prout	Seattle, Wash.	John Caughlan.
Gerald Richard Pullen	Portland, Ore.	Marvin Stanley Nepom.
Alfred W. Putnam	Philadelphia, Pa.	William Barclay Lex.
Hugh A. Randall	Wichita, Kan.	Dale M. Stucky.
Louis C. Rappaport	Chicago, Ill.	Morris William Ellis.
Edward F. Rectenwald	Louisville, Ky.	Joe G. Leibson.
Stanley A. Reese	Winter Park, Fla.	Frank A. Wilkinson.
W. Boyd Reeves	Mobile, Ala.	William H. Armbrecht.
Huxley A. Reid	Madeira Beach, Fla.	Edward H. Bergstrom.
Samuel Lancelot Richardson, Jr.	Brentwood, Tenn.	William J. Harbison.
Westlyn C. Riggs	Phoenix, Ariz.	Alan Knight Polley.
Thomas A. Riley, Jr.	Paoli, Pa.	John S. Halsted.
D. H. Robinson	Louisville, Ky.	Joe G. Leibson.
Herman M. Rodgers	Sharon, Pa.	William DeVerne Irwin.
Michael Dean Rose	Columbus, Ohio	K. Martin Worthy.
Gilbert Rosenthal	Baltimore, Md.	Robert Francis Sweeney.
Marshall Ross	Los Angeles, Calif.	Charles Kelley Hackler.
Larry G. Ruch	Phoenix, Ariz.	Raymond R. Wein.
Joseph Rudd	Anchorage, Alaska	Robert Coleman Ely.
Barry Russell	Los Angeles, Calif.	Robert L. Meyer.
John Fitzgerald Ryan	Houston, Tex.	Cary Young.
Louis S. Sabin	West Hempstead, N.Y.	Carl Binder.
William P. Sargeant III	Phoenix, Ariz.	John R. Elliott.
John E. Savoy	Phoenix, Ariz.	John P. Otto.
Daniel Scanlon, Jr.	Watertown, N.Y.	K. Robert Wisner.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Arnold H. Schildknecht	Chicago, Ill.	Edward J. Kelly.
Lyndon R. Schmid	Louisville, Ky.	M. J. Sternberg.
James T. Schoenbrod	Miami Fla.	George C. Bolles Jr.
Lawrence A. Schulte, Jr.	Erie, Pa.	John Joseph Galbo.
Seth S. Searcy III	Austin, Tex.	Robert W. Ham- ilton.
Robert John Seas, Jr.	Washington, D.C.	John H. Mion.
Samuel Seefer	Boston, Mass.	Dennis Ditelberg.
Hoken S. Seki	Chicago, Ill.	Walter A. Slowin- ski, Jr.
Marcus Leon Sherin	Swampscott, Mass.	David Wolf.
Donald Patrick Shine	St. Louis, Mo.	Albert Henry Hamel.
Douglas J. Shoemaker	Las Vegas, Nev.	William Sherrick Barker.
John William Simpson, Jr.	Detroit, Mich.	Jerome W. Kel- man.
Charles Thomas Smith	Portland, Oreg.*	Robert P. Jones.
Richard McSwain Smith	Arcadia, Fla.	Robert E. Ashman.
Joseph Andrew Solan	Chicago, Ill.	Gerald W. Getty.
Clyde W. Sorrell	Ridgewood, N.J.	Donald M. Duun.
Robert Ira Spiegel	Chicago, Ill.	Arnold M. Schwartz.
James Spool	Niskayuna, N.Y.	Hugh Edward Smith.
Daniel Ethan Sragow	Washington, D.C.	J. A. Jones.
Malcolm L. Stein	New York, N.Y.	William C. Warren.
Michael Erwin Sterling	Seattle, Wash.	James Reed Ellis.
Joel Anthony Sterrett	Topeka, Kans.	Robert Edward Russell.
Herbert Stettin	Miami, Fla.	Harold Friedman.
Miguel A. Suarez	Miami, Fla.	John W. Watson III.
John Terry Tansey	Washington, D.C.	Isaiah Guyman Martin.
Joseph Q. Tarbuck	Pensacola, Fla.	Joe J. Harrell.
Frederick A. Terry, Jr.	New York, N.Y.	Arthur H. Dean.
Stanley B. Thomas	New York, N.Y.	Ralph B. Raukx.
John Randolph Thompson, Jr.	Fort Worth, Tex.	S. G. Johndroe, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Raymond E. Thompson Thomas W. Thomson	Hollywood, Fla. Knoxville, Tenn.	J. Leonard Fleet. William Earl Badgett.
Richard Thorgrimson John L. Thorndal Joseph J. Tomasello	Seattle, Wash. Las Vegas, Nev. New York, N.Y.	James Reed Ellis. Joseph L. Ward. Alfred W. Metzger, Jr.
David Brice Toy	Los Angeles, Calif.	John C. McHose.
Harold J. Triesch William Karroll Triplett	Spokane, Wash. Bakersfield, Calif.	Frank M. Martin. Kenneth W. Hoagland.
Watson B. Tucker	Chicago, Ill.	Thomas Bennett McNeill.
William Earle Tucker George H. Vallario, Jr.	Tampa, Fla. Brooklyn, N.Y.	Neil C. McMullen. Irving R. Rosen- thal.
Charles B. P. Van Pelt Samuel Kenneth Vaughan Peter Ross Viviano	Philadelphia, Pa. Garland, Tex. St. Louis, Mo.	Robert C. Lea, Jr. Earl Luna. Adolph K. Schwartz.
William Edmund Vogel James Glenn Walker Forrest W. Walls Edward C. Walsh William Patrick Walsh	New York, N.Y. Tigard, Ore. Seattle, Wash. Los Angeles, Calif. West Hempstead, N.Y.	James B. Burke. Thomas K. Thorpe. James Reed Ellis. Albert M. Herzig. Thomas J. Ford.
Robert Joseph Wardell	Westport, Conn.	J. Randolph Wilson.
Alvin Nicholls Wartman Richard Orrell Weisman	Las Vegas, Nev. Chicago, Ill.	Samuel S. Lionel. William James Lehrfeld.
Jack Welch	Marlin, Tex.	George William Gray, III.
George B. Welle James E. West	Bloomfield, N.J. Fort Smith, Ark.	S. Herman Cohen. William Thomas Harper.
Meade Whitaker	Birmingham, Ala.	Joseph F. John- ston.
Thomas Powell Whitaker	Tampa, Fla.	Dewey R. Villa- real, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles Henry White, Jr.	Milton, Mass.	Jerome Nelson.
Howard Alan Wiener	Allentown, Pa.	George J. Joseph.
Gordon Early Williams	Columbus, Ohio	Harry Wright III.
Edwin Dargan Williamson	New York, N.Y.	William Piel, Jr.
Franklin H. Wilson	Los Angeles, Calif.	G. William Shea.
Robert David Wilner	Los Angeles, Calif.	Bruce P. Wolfe.
Richard D. Wilson	Lincoln, Nebr.	Robert A. Barlow.
John S. Wirthlin	Cincinnati, Ohio	C. R. Beirne.
E. Hazen Woods, Jr.	Hereford, Tex.	Earnest L. Langley, Jr.
William Neal Woolsey	Corpus Christi, Tex.	James William Wray, Jr.
Robert Ross Wright, III	Norman, Okla.	Harold J. Sullivan.
Ronald Patrick Yaist	Stow, Ohio	Richard H. Haas.
Richard Sudlow Young	Phoenix, Ariz.	Harold Frederick Boardman, Jr.
Charles Talbott Zink	Atlanta, Ga.	Allen Williams Post.
Jerome Alan Zuravsky	Tucson, Ariz.	Samuel L. Zurav- sky.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stephen T. Lyons	Springfield, Va.	Solicitor General Erwin N. Griswold.
Roger Paul Tomasch	Springfield, Va.	Solicitor General Erwin N. Griswold.
Robert Louis Teagan	Plymouth, Mass.	Solicitor General Erwin N. Griswold.
Kenneth Albert Mines	Shaker Heights, Ohio	Louis Stokes.
Thomas J. O'Sullivan III	New York, N.Y.	Jack Greenberg.
Harold Himmelman	Ossining, N.Y.	Vincent Hamilton Cohen.
Thomas Peek Smith	Wheaton, Md.	Karl G. Feissner.
Andrew Eric Greenwald	Potomac Md.	Karl G. Feissner.

The Chief Justice said:

"Before we hear arguments in the first case today I have a pleasant task, if it can be called that. This is the nearest sitting of the Court to Friday, the 19th of March, and that is an important day because it marked the 80th birthday of the very distinguished former Chief Justice of the United States, Earl Warren.

"This is another milestone in his great career of public service which extends over a period of more than a half century. Chief Justice Warren presided over this Court for a few months short of 16 years and in one the most important periods in the history of the Court and the country.

"I know that I speak for every one of my colleagues on the bench and for Mr. Justice Reed and Mr. Justice Clark, retired, when I say for the record, and to you, sir, Chief Justice Warren, that we wish you the best of everything in the years ahead and many, many more years of the vigorous good health which you have always enjoyed and our very best wishes to you and to Mrs. Warren on the occasion of your 80th birthday."

#### ORAL ARGUMENT

No. 600. Alcides Perez, petitioner, *v.* United States. Argued by Mr. Albert J. Krieger for the petitioner and by Mr. Solicitor General Erwin N. Griswold for the respondent.

No. 609. John O. Graham, Commissioner, Department of Public Welfare, State of Arizona, appellant, *v.* Carmen Richardson, etc. Argued by Mr. Michael F. Flam for the appellant and by Mr. Anthony B. Ching for the appellee.

No. 727. William P. Sailer et al., appellants, *v.* Elsie Mary Jane Leger and Beryl Jervis. Leave granted Mr. Jonathan M. Stein to appear and present oral argument for the appellees, *pro hac vice*, on motion of Mr. Joseph P. Work. Argued by Mr. Joseph P. Work for the appellants and Mr. Jonathan M. Stein for the appellees, *pro hac vice*, by special leave of Court.

No. 712. Triangle Improvement Council et al., petitioners, *v.* William S. Ritchie, Commissioner, State Road of Commission of West Virginia, et al. Argued by Mr. Jack Greenberg for the petitioners, by Mr. William Bradford Reynolds for the Federal respondents, *pro hac vice*, by special leave of Court, and by Mr. Stanley E. Preiser for the State respondents. *leave*



Adjourned until tomorrow at 10 o'clock.

The day call for Tuesday, March 23, 1971, will be as follows: Nos. 655, 548, 5586, 30, and 336.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

### ADMISSION TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Dorothy Toth Beasley	Atlanta, Ga.	Richard C. Shadyac.
Philip J. Shea	Phoenix, Ariz.	Royal D. Marks.
Gary B. Garofalo	New Haven, Conn.	Robert C. Lester.
John F. Bales, III	Kensington, Md.	Robert C. Lester.
Verne Harris Tindell	Simi Valley, Calif.	Lewis George Meader.
Carl B. Frankel	Pittsburgh, Pa.	Michael Gottesman.
Leonard J. Bonner	Washington, D.C.	Peter Anthony Green.

### OPINIONS

No. 5481. Herbert Phillip Schlanger, petitioner, *v.* Robert C. Seamans, Jr., Secretary of the Air Force, et al. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed. Opinion by Mr. Justice Douglas. Mr. Justice Harlan concurs in the result. Mr. Justice Stewart dissents.

No. 41, Original. State of Ohio, plaintiff, *v.* Wyandotte Chemicals Corporation et al. On motion for leave to file bill of complaint. Motion for leave to file a bill of complaint denied without prejudice to its right to commence other appropriate judicial proceedings. Opinion by Mr. Justice Harlan. Dissenting opinion by Mr. Justice Douglas.

### ORAL ARGUMENT

No. 655. James D. Hodgson, Secretary of Labor, petitioner, *v.* Local Union No. 6799, United Steelworkers of America, AFL-CIO, et al. Argued by Mr. Lawrence G. Wallace for the petitioner and by Mr. Michael H. Gottesman for the respondents.

No. 548. Herbert L. Ely, Individually and as Chairman of the Democratic Party of Arizona, appellant, *v.* Gary Peter Klahr et al. Argued by Mr. Philip J. Shea for the appellant and by Mr. John M. McGowan, II, for the appellees.

No. 5586. Paul J. Bell, Jr., petitioner, *v.* R. H. Burson, Director, Georgia Department of Public Safety. Argued by Mrs. Elizabeth R. Rindskopf for the petitioner, *pro hac vice*, by special leave of Court and by Mrs. Dorothy T. Beasley for the respondent.

No. 30. United States, petitioner, *v.* Roosevelt Hudson Harris. Argued by Miss Beatrice Rosenberg for the petitioner and by Mr. Steven M. Umin for the respondent.

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Adjourned until tomorrow at 10 o'clock.

The day call for Wednesday, March 24, 1971, will be as follows:  
Nos. 336 and 5247.

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# SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

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<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Romano L. Mazzoli	Louisville, Ky.	M. G. Snyder.
Douglas Ferd Welebir	San Bernardino, Calif.	Judge Joseph F. Ryan, Jr.
William Boyd Owens	Alexandria, La.	Randolph Herbert Parro.
Barry Roberts	Washington, D.C.	William J. Lippman.

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## OPINIONS

No. 125. United States, petitioner, *v.* William L. Randall, Trustee. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment affirmed. Opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Blackmun with whom Chief Justice Burger, Mr. Justice Black and Mr. Justice Stewart join.

No. 87. United States, petitioner, *v.* District Court in and for the County of Eagle and State of Colorado et al. On writ of certiorari to the Supreme Court of Colorado. Judgment affirmed. Opinion by Mr. Justice Douglas. Concurring statement by Mr. Justice Harlan in this case and in No. 812, *post*.

No. 812. United States, petitioner, *v.* The District Court in and for Water Division No. 5, State of Colorado, et al. On writ of certiorari to the Supreme Court of Colorado. Judgment affirmed. Opinion by Mr. Justice Douglas. Concurring statement by Mr. Justice Harlan in this case and in No. 87, *ante*.

No. 169. Stephen Radich, appellant, *v.* New York. Appeal from the Court of Appeals of New York. Judgment affirmed by an equally divided Court. Opinion *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Douglas took no part in the consideration or decision of this case.

## ORAL ARGUMENT

No. **336**. Louis S. Nelson, Warden, petitioner, *v.* Joe J. B. O'Neil. Argued by Mr. Charles R. B. Kirk for the petitioner and by Mr. James S. Campbell for the respondent.

No. **5247**. Barrington Joseph Johnson, petitioner, *v.* United States. Argued by Mr. William J. Lippman for the petitioner and by Mr. Samuel Huntington for the respondent.

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Adjourned until Monday, March 29, 1971, at 10 o'clock.

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# SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEALS—SUMMARY DISPOSITIONS

No. 31. Charlie Cato et al., appellants, *v.* Georgia et al. Appeal from the United States District Court for the Northern District of Georgia. The judgment is affirmed. *Stefanelli v. Minard*, 342 U.S. 117, and *Perez v. Ledesma*. 401 U.S. 82, decided February 23, 1971. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted.

No. 43. Robert L. Shevin et al., appellants, *v.* Matthew B. Lazarus. Appeal from the United States District Court for the Southern District of Florida. The motion of appellee for leave to proceed *in forma pauperis* granted. Judgment vacated and case remanded to the United States District for the Southern District of Florida for reconsideration in light of *Younger v. Harris*, 401 U.S. 37, decided February 23, 1971. Mr. Justice Douglas would note probable jurisdiction and affirm judgment.

No. 90. James E. Barlow et al., appellants, *v.* Edward Gallant et al. Appeal from the United States District Court for the Western District of Texas. The motion of appellees Morris and Walters for leave to proceed *in forma pauperis* is granted. Judgment vacated and case remanded to the United States District Court for the Western District of Texas for reconsideration in light of *Younger v. Harris*, 401 U.S. 37, decided February 23, 1971. Mr. Justice Douglas would note probable jurisdiction and affirm judgment.

No. 102. J. C. Goodman, Jr., as Chief of Police of Charlotte, North Carolina, et al., appellants, *v.* Mrs. Raymond M. Wheeler, next friend, et al. Appeal from the United States District Court for the Western District of North Carolina. Judgment vacated and case remanded to the United States District Court for the Western District of North Carolina for reconsideration in light of *Younger v. Harris*,

401 U.S. 37, decided February 23, 1971. Mr. Justice Douglas would note probable jurisdiction and affirm judgment.

No. 112. Ann Marie LeClair et al., appellants, *v.* George D. O'Neil, Chief of Police of the City of Worcester, et al. Appeal from the United States District Court for the District of Massachusetts. The judgment is affirmed. *Younger v. Harris*, 401 U.S. 37, decided February 23, 1971; and *Samuels v. Mackell* and *Fernandez v. Mackell*, 401 U.S. 66, decided February 23, 1971. Mr. Justice Douglas would note probable jurisdiction and set case for oral argument.

No. 217. Johnnie Reb's Book and Card Shop et al., appellants, *v.* Lewis R. Slaton, District Attorney, Atlanta Judicial Circuit, et al. Appeal from the United States District Court for the Northern District of Georgia. The judgment is affirmed. *Younger v. Harris*, 401 U.S. 37, decided February 23, 1971; and *Samuels v. Mackell* and *Fernandez v. Mackell*, 401 U.S. 66, decided February 23, 1971. Mr. Justice Douglas dissents from the affirmance.

No. 5462. Harold A. Porter, appellant, *v.* Herbert B. Kimzey, District Attorney, Mountain Circuit, et al. Appeal from the United States District Court for the Northern District of Georgia. The judgment is affirmed. *Younger v. Harris*, 401 U.S. 37, decided February 23, 1971; and *Samuels v. Mackell* and *Fernandez v. Mackell*, 401 U.S. 66 decided February 23, 1971. Mr. Justice Douglas dissents from the affirmance.

No. 5952. Hugh S. Geiger, Jr., appellant, *v.* B. H. Jenkins, President of State Board of Medical Examiners of Georgia, et al. Appeal from the United States District Court for the Northern District of Georgia. The judgment is affirmed. *Younger v. Harris*, 401 U.S. 37, decided February 23, 1971; and *Samuels v. Mackell* and *Fernandez v. Mackell*, 401 U.S. 66, decided February 23, 1971.

No. 116. Irene McGrew et al., appellants, *v.* City of Jackson, Mississippi, et al. Appeal from the United States District Court for the Southern District of Mississippi. Judgment vacated and case remanded to the United States District Court for the Southern District of Mississippi for reconsideration in light of *Younger v. Harris*, 401 U.S. 37, decided February 23, 1971; and *Samuels v. Mackell* and *Fernandez v. Mackell*, 401 U.S. 66, decided February 23, 1971. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 134. James Ira Hosey et al., appellants, *v.* City of Jackson, Mississippi, et al. Appeal from the United States District Court for the Southern District of Mississippi. Judgment vacated and case remanded to the United States District Court for the Southern District of Mississippi for reconsideration in light of *Younger v. Harris*, 401 U.S. 37, decided February 23, 1971; and *Samuels v. Mackell* and *Fernandez v. Mackell*, 401 U.S. 66, decided February 23, 1971. Mr.

Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. **844**. ABC Books, Inc., et al., appellants, *v.* Thomas D. Benson, Commissioner of Revenue of the State of Tennessee, et al. Appeal from the United States District Court for the Middle District of Tennessee. Judgment vacated and case remanded to the United States District Court for the Middle District of Tennessee for reconsideration in light of *Younger v. Harris*, 401 U.S. 37, decided February 23, 1971; and *Samuels v. Mackell* and *Fernandez v. Mackell*, 401 U.S. 66, decided February 23, 1971. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. **5164**. Waldron Hayne Dyches, Jr., appellant, *v.* Andrew J. Ryan, Jr., et al. Appeal from the United States District Court for the Southern District of Georgia. Motion of appellant for leave to proceed *in forma pauperis* granted. Judgment vacated and case remanded to the United States District Court for the Southern District of Georgia for reconsideration in light of *Younger v. Harris*, 401 U.S. 37, decided February 23, 1971; and *Samuels v. Mackell* and *Fernandez v. Mackell*, 401 U.S. 66, decided February 23, 1971. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. **236**. Phil Campbell, Commissioner of Agriculture of the State of Georgia, et al., appellants, *v.* Tom Lewis. Appeal from the United States Court of Appeals for the Fifth Circuit. The judgment is affirmed. *Campbell v. Hussey*, 368 U.S. 297. Mr. Justice Black and Mr. Justice Harlan are of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. **289**. Henry Wade, etc., appellant, *v.* Alvin Leon Buchanan et al.; and

No. **290**. Alvin Leon Buchanan and Travis Lee Strickland, appellants, *v.* Henry Wade, etc. Appeals from the United States District Court for the Northern District of Texas. Motion of the North American Conference of Hemophile Organizations for leave to file a brief, as *amicus curiae*, in No. 290, granted. Judgment vacated and cases remanded to the United States District Court for the Northern District of Texas for reconsideration in light of *Younger v. Harris*, 401 U.S. 37, decided February 23, 1971; and *Samuels v. Mackell* and *Fernandez v. Mackell*, 401 U.S. 66, decided February 23, 1971. Mr. Justice Douglas is of the opinion that No. 289 should be dismissed as untimely filed and that probable jurisdiction should be noted in No. 290.

No. **484**. Garrett H. Byrne, appellant, *v.* P.B.I.C., Inc., et al. Appeal from the United States District Court for the District of



Massachusetts. Judgment vacated and case remanded to the United States District Court for the District of Massachusetts to consider the question of mootness.

No. **888**. Board of Public Instruction of Dade County, appellant, *v.* Andrew Robert Banks. Appeal from the United States District Court for the Southern District of Florida. Judgment vacated and case remanded to the United States District Court for the Southern District of Florida so that a fresh decree may be entered from which a timely appeal may be taken to the United States Court of Appeals for the Fifth Circuit if the appellant so chooses.

No. **1250**. Lynn G. Starns and Linda J. Mack, appellants, *v.* Lester A. Malkerson et al. Appeal from the United States District Court for the District of Minnesota. The judgment is affirmed. Mr. Justice White is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. **1266**. Richard F. Bartlett et al., appellants, *v.* United States et al. Appeal from the United States District Court for the Southern District of New York. The judgment is affirmed. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. **1275**. Oriental Boulevard Company et al., appellants, *v.* Austin Heller, etc., et al. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of a substantial federal question.

No. **1282**. Martin S. Malinou, appellant, *v.* Board of Elections of Rhode Island et al. Appeal from the Supreme Court of Rhode Island. The appeal is dismissed for want of a substantial federal question.

No. **1284**. Alexander G. Balc, appellant, *v.* Adam Parsons et al. Appeal from the Supreme Court of Ohio. Motion to dispense with printing jurisdictional statement granted. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **5013**. James Rollins et al., appellants, *v.* Thomas W. Shannon. Appeal from the United States District Court for the Eastern District of Missouri. Motion of appellants for leave to proceed *in forma pauperis* granted. Judgment vacated and case remanded to the United States District Court for the Eastern District of Missouri for reconsideration in light of *Younger v. Harris*, 401 U.S. 37, decided February 23, 1971; *Samuels v. Mackell* and *Fernandez v. Mackell*, 401 U.S. 66, decided February 23, 1971; and *Boyle v. Landry*, 401 U.S. 77, decided February 23, 1971. Mr. Justice Douglas concurs on the basis of his separate opinion in *Samuels v. Mackell* and *Fernandez v. Mackell*.

No. 5412. Wilbert Montell Brown, appellant, *v.* S. M. Fallis, District Attorney for Tulsa County, Oklahoma, et al. Appeal from the United States District Court for the Northern District of Oklahoma. Motion of the appellant for leave to proceed *in forma pauperis* granted. Judgment affirmed, *Younger v. Harris*, 401 U.S. 37, decided February 23, 1971. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 6442. John Hernandez, appellant, *v.* Martin P. Catherwood, Industrial Commissioner. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

#### CERTIORARI—SUMMARY DISPOSITIONS

No. 20. Alfred W. Wright et al., petitioners, *v.* City of Montgomery, Alabama, et al. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals for reconsideration in light of *Younger v. Harris*, 401 U.S. 37, decided February 23, 1971; and *Samuels v. Mackell* and *Fernandez v. Mackell*, 401 U.S. 66, decided February 23, 1971. Mr. Justice Douglas is of the opinion that certiorari should be granted and judgment reversed.

No. 500. John J. Ferdon et al., petitioners, *v.* Demich, Inc., et al. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals for reconstruction in light of *Perez v. Ledesma*, 401 U.S. 82, decided February 23, 1971. Mr. Justice Douglas is of the opinion that judgment should be affirmed.

No. 5539. Elroy Embry et al., petitioners, *v.* Ivan Allen, Jr., etc., et al. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion of petitioners for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted, judgment reversed. Case remanded to the Court of Appeals, *Younger v. Harris*, 401 U.S. 37, decided February 23, 1971; and *Samuels v. Mackell* and *Fernandez v. Mackell*, 401 U.S. 66, decided February 23, 1971. Mr. Justice Stewart and Mr. Justice Blackmun are of the opinion that certiorari should be granted, judgment vacated and case remanded for reconsideration in light of the above cited cases.

## ORDERS IN PENDING CASES

No. —. Stephen L. Gregory et al., petitioners, *v.* Curtis W. Tarr, National Director of the Selective Service System, et al. The application for recall of the mandate and stay of the mandate of the United States Court of Appeals for the Sixth Circuit heretofore granted by Mr. Justice Stewart pending further order of the Court, and by him referred to the Court, is denied. Mr. Justice Douglas would extend the stay granted by Mr. Justice Stewart.

No. **1028.** United States, petitioner, *v.* Dimas Campos-Serrano. The motions of the respondent for leave to proceed *in forma pauperis* and for the appointment of counsel are granted and it is ordered that John J. Cleary, Esquire, of Chicago, Illinois, a member of the Bar of this Court, be, and he is hereby, appointed to serve as counsel for the respondent in this case.

No. **1184.** National Labor Relations Board, petitioner, *v.* Plasterers' Local Union No. 79, etc., et al.; and

No. **1231.** Texas State Tile & Terrazzo Co., Inc., et al., petitioners, *v.* Plasterers' Local Union No. 79, etc., et al. The motion of the Laborers' International Union of North America, AFL-CIO, for leave to file a brief, as *amicus curiae*, in No. 1184, granted. The motion of the Associated General Contractors of America et al., for leave to file a brief, as *amici curiae*, granted.

No. **1262.** George K. Wyman et al., appellants, *v.* Catherine Boddie et al.;

No. **1269.** Harold O. Swank, Director, Illinois Department of Public Aid, appellant, *v.* Gladys Rodriguez et al.; and

No. **6553.** Ruth J. Jefferson et al., appellants, *v.* Burton G. Hackney et al. The Solicitor General is invited to file a brief in each of these cases expressing the views of the United States.

## APPEALS—JURISDICTION NOTED OR POSTPONED

No. **538.** Nellie Swarb et al., appellants, *v.* William M. Lennox et al. Appeal from the United States District Court for the Eastern District of Pennsylvania. Motion to dispense with printing jurisdictional statement granted. In this case probable jurisdiction noted.

No. **814.** Socialist Labor Party et al., appellants, *v.* John J. Gilligan, Governor of the State of Ohio, et al.; and

No. **1104.** John J. Gilligan et al., appellants, *v.* Helen Marcia Sweetenham et al. Appeals from the United States District Court for the Southern District of Ohio. In these cases probable jurisdiction noted. Cases consolidated and a total of one hour allotted for oral argument.

No. 1288. Marvin Miller, appellant, *v.* California. Appeal from the Appellate Department of the Superior Court of California, County of Orange. In this case probable jurisdiction noted.

No. 1292. Moose Lodge No. 107, appellant, *v.* K. Leroy Irvis et al. Appeal from the United States District Court for the Middle District of Pennsylvania. In this case probable jurisdiction postponed to the hearing of the case on the merits.

## CERTIORARI GRANTED

No. 127. D. H. Overmyer Co., Inc. of Ohio, et al., petitioners, *v.* Frick Company. Petition for writ of certiorari to the Court of Appeals of Ohio, Lucas County, granted.

No. 1183. Amalgamated Clothing Workers of America, AFL-CIO, petitioner, *v.* Prepmore Apparel, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 1278. Federal Trade Commission, petitioner, *v.* The Sperry and Hutchinson Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 1285. United States, petitioner, *v.* Denneth Bass. Motion of respondent for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. 6046. Don Richard Lego, petitioner, *v.* John Twomey, Warden. Motion of petitioner for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted limited to question 1 as set forth in the petition which read as follows:

"1. Was the Illinois evidentiary rule for determining the voluntariness of extra-judicial confessions so highly unreliable as to contravene the Appellant's Fourteenth Amendment Due Process rights and, necessarily, deprive the Appellant of the Fifth Amendment's right against self-incrimination because:

"(a) The trial judge in his preliminary determination, removed from the jury, need not find the confession voluntary beyond reasonable doubt when judging its admissibility as evidence for the jury; and,

"(b) The defendant, as a matter of Illinois law, was precluded from having the jury instructed upon, and to determine the voluntariness of the confession along with the other factual issues upon which the jury verdict must rest?"

## CERTIORARI DENIED

No. **1205**. Ray Ford, petitioner, *v. Wisconsin Real Estate Examining Board*. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **1237**. Richard Lee Wolfe, petitioner, *v. United States*; and

No. **6431**. Richard Frederick Holstein, petitioner, *v. United States*. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1240**. James DiBartolo, Jr., petitioner, *v. United States*;

No. **6485**. Mario Paniccioli, petitioner, *v. United States*; and

No. **6486**. Ronald Fiadini, petitioner, *v. United States*. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1241**. David Kramer, petitioner, *v. Better Business Bureau of Los Angeles Ltd., et al.* Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **1247**. Hazel Mardis Meagher, petitioner, *v. Pennsylvania*. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Middle District, denied.

No. **1251**. Southland Incorporated, petitioner, *v. Cox Enterprises, Inc. et al.* Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **1256**. Orville E. Stifel, II, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **1258**. United Aircraft Corporation, petitioner, *v. National Labor Relations Board*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1260**. State of Israel, petitioner, *v. The Motor Vessel "Nili," etc., et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1261**. John A. Altman, petitioner, *v. Cleveland J. Stockton et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1263**. The New York Stock Exchange, petitioner, *v. Thill Securities Corporation, etc.* Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1264**. Harold David Gibbs, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1268**. Delano, Inc., petitioner, *v. Walter C. Arnold*. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 1271. Della Davis et al., petitioners, *v.* The News et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1283. Glen Andrew Virden, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 6184. Dolores McGuane, petitioner, *v.* Chenango Court, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 6225. Richard Richeson, petitioner, *v.* Albert H. Hornstein et al. Petition for writ of certiorari to the Circuit Court of Macon County, Illinois, denied.

No. 6305. Summit Curtis Brewer, petitioner, *v.* J. D. Cox, Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 6311. Robert Lee Mitchell, petitioner, *v.* Harold J. Cardwell, Warden. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 6471. Daniel J. Bowles, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 6475. Gumersindo Perez Gomez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 6479. Haywood Williams, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 6481. Morris Garfield Williams, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6483. Robert Leslie Jones, Sr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 6496. Marvin E. Harrington, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 6516. Oran Young, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 6528. Eddy Junior Taylor, petitioner, *v.* Harold T. Johnson, Sheriff, Henry County, Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 6541. James E. Hickman, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme court of New Jersey denied.

No. 6544. Kermit A. Antonson, petitioner, *v.* Virginia A.B.C. Board et al. Petition for writ of certiorari to the Supreme Court of Appeals for Virginia denied.

No. 6545. Freeman Lomax, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 6547. Thomas G. Zenor, Jr., petitioner, *v.* William J. Vogt et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 6548. Ellis Eaton, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 6552. Junior Haskell Cordle, petitioner, *v.* Bernard T. Moynahan, Judge. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 6560. Kenneth L. Osborn, petitioner, *v.* Alfred Rundle. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 6564. Allen E. Bellew, petitioner. *v.* Harold R. Swenson, Warden. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. 6572. Chester Arthur Schutz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 6575. William B. Campbell, petitioner, *v.* Georgia. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 6598. Robert Eugene Yoder, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 6619. Dean K. Buckley, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 834. Timothy Mayfield, petitioner, *v.* Virginia. Motions to dispense with printing petition and reply brief granted. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 874. Lou V. Brewer, Warden, petitioner, *v.* Herbert Eugene Blanchard. Motion of respondent for leave to proceed *in forma pau-*

*peris* granted. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 1166. Earle T. Cook, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan concurs.

No. 1197. Passaic County Bar Association et al., petitioners, *v.* Richard J. Hughes, Governor of New Jersey, et al. Petition for writ of certiorari to the Supreme Court of New Jersey denied. Mr. Justice Blackmun is of the opinion that certiorari should be granted.

No. 1226. Damian Garcia Mercado, petitioner, *v.* Superior Court of Puerto Rico et al. Petition for writ of certiorari to the Supreme Court of Puerto Rico denied. Mr. Justice Black is of the opinion that certiorari should be granted.

No. 1227. Housing Authority of the City of Durham, North Carolina, et al., petitioners, *v.* Lillian Caulder. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. The Chief Justice, Mr. Justice Black and Mr. Justice White are of the opinion that certiorari should be granted.

No. 1249. Carlos Overton, petitioner, *v.* Raymond C. Rieger, Director of the Department of Probation of the County of Westchester. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1253. Humble Oil & Refining Company, petitioner, *v.* Sun Oil Co., etc. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Mr. Justice Harlan took no part in the consideration or decision of this petition.

No. 1255. Carlos Marcello, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. 6370. Kenneth Ray Blanton, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied. Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 6543. Ben David Darden, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Middle District, denied. Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall are of the opinion that certiorari should be granted.



## LEAVE TO FILE PETITION FOR WRIT OF PROHIBITION DENIED

No. **5275**. T. Edward Austin, State Attorney, petitioner, *v.* United States District Court for the Middle District of Florida et al. Motion for leave to file petition for writ of prohibition and/or mandamus denied. Mr. Justice Douglas took no part in the consideration or decision of this motion.

## REHEARINGS DENIED

No. **1686**. Misc., Oct. Term, 1969. Clinton W. Delespine, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Motion for leave to file petition for rehearing denied. Mr. Justice Blackmun took no part in the consideration or decision of this motion.

No. **949**. Matthew Rubino, petitioner, *v.* United States;

No. **5537**. Harold Duane Furgison, petitioner, *v.* Iowa;

No. **6007**. Vernon Earl Halley, petitioner, *v.* United States et al.;

No. **6118**. Vernon Earl Halley, petitioner, *v.* United States; and

No. **6074**. James Robert Curtis, petitioner, *v.* United States. Petitions for rehearing denied.

No. **714**. David Lee Zezoff, petitioner, *v.* United States. Motion to dispense with printing motion for leave to file petition for rehearing granted. Motion for leave to file petition for rehearing denied.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edmund Raymond Aleksey	New York, N. Y.	Philip J. Chetta.
Walter O'Neal Allanson	East Point, Ga.	Robert J. Edwards.
Thomas D. Allen	Chicago, Ill.	Sheldon Paul Migdal.
Edwin R. Alley	New York, N. Y.	Thomas F. Daly.
Jerome T. Anderson	Mankato, Minn.	Bert McMullen.
Robert Woollen Andrews	Memphis, Tenn.	Charles M. Murphy, Jr.
Neil H. Ashley	Missoula, Mont.	Thomas E. Kennedy.
John F. Auwaerter	Sylvania, Ohio	John J. Callahan.
Myer Avedovech II	Salem, Oreg.	William Irwin Crosby.
Luther J. Avery	San Francisco, Calif.	Richard J. Archer.
Charles P. Ayers, Jr.	Owego, N. Y.	Lewis B. Par- merton.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard Gordon Badgett	Winston-Salem, N.C.	Roddey M. Ligon, Jr.
Marvin E. Barkin	Tampa, Fla.	John James Trenam.
Roger Dean Bartels	Saratoga, Calif.	Nevo F. Capitina.
Bruce I. Bauer	Chicago, Ill.	Howard O. Wolfe.
Lawrence Gilbert Becker	San Francisco, Calif.	Richard Cuyler Schwartz.
Marvin E. Beckman	Chicago, Ill.	Edwin L. Brown, Jr.
Paul C. Beckman	Cincinnati, Ohio	Robert R. Laver- combe.
Lawrence O. Bengtson	Salina, Kan.	Keith G. Sebelius.
Wendell L. Beuck	Seattle, Wash.	Hugh R. McGough.
Maurice Fugh Bishop	Birmingham, Ala.	Reid B. Barnes.
James Alton Blodgett	Anaheim, Calif.	Marvin O. Burton.
Alan D. Bonapart	San Francisco, Calif.	Norman A. Zilber.
Edward H. Bonekemper, III.	New London, Conn.	Henry A. Cretella.
Philip Raymond Bradley	Columbus, Ohio	Charles Franklin Glander.
Larry G. Brake	Columbus, Ohio	C. William O'Neill.
Louis Jay Brecher	New York, N.Y.	Joseph M. Herman.
Eugene E. Brott	Oakland, Calif.	John A. Pettis, Jr.
William Delf Bryce	Austin, Tex.	Hardy W. Hollers.
Richard H. Buechner	New York, N.Y.	Samuel J. Rozel.
Malcolm S. Burnstein	Oakland, Calif.	Mrs. Doris Brin Walker.
Robert S. Calkins	Peoria, Ill.	David C. McCarthy.
George S. Carter	Denver, Colo.	Paul F. Goldsmith.
Thomas F. Crane	Davenport, Iowa	John Carlisle Pryor.
Thomas M. Crisham	Chicago, Ill.	Perry L. Fuller.
Roy Dankman	Los Angeles, Calif.	Maynard D. Davis.
Andrew David	Arroyo Grande, Calif.	Ronald Gould.
Arvin Lee Davis	Kalamazoo, Mich.	Robert D. Colman.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ralph Lloyd Denton	Las Vegas, Nev.	Alan Bible.
Daniel Diamond	New York, N.Y.	Solomon Weinstein.
Richard Jerald Dodson	Baton Rouge, La.	Edward Donald Moseley.
John E. Evans, Jr.	Pittsburgh, Pa.	Thomas P. Shearer.
Stanley F. Farrar	Princeton, N.J.	Arthur H. Dean.
Francis J. Feeney, Jr.	Indianapolis, Ind.	William K. Byrum.
Richard Harlan Feuille	El Paso, Tex.	James F. Hulse.
H. Robert Fiebach	Philadelphia, Pa.	Morris Wolf.
Hayward Dan Fisk	Merriam, Kan.	Warren E. Baker.
John H. Fitzhugh	Fort Smith, Ark.	Lemuel Campbell Bryan.
Allan Ray Fowler	Santa Ana, Calif.	Richard Greeley Wynne.
Bernard C. Fox	Cincinnati, Ohio	Robert R. Lavercombe.
Lewis Franke	Washington, D.C.	Marvin E. Preis.
Ross L. Franks	Hernando, Miss.	Morris Benson.
Harry I. Freedman	Dallas, Tex.	Jimmy Dwain Ivy.
Hyman Friedman	New York, N.Y.	Herman Alderstein.
Arthur J. Gajarsa	Washington, D.C.	William B. Bryant.
James Lyman Gallagher	El Paso, Tex.	James F. Hulse.
Charles Clay Gatewood	Tucson, Ariz.	James A. Walsh.
Wayne S. Gerber	El Paso, Tex.	William J. Mounce.
Ernest I. Gifford	Warren, Mich.	Harry R. Dumont.
Charles A. Girand	Dallas, Tex.	Pat O'Keefe Humphreys.
Henry L. Glasser	San Francisco, Calif.	Norman A. Zilber.
George Allan Golden	South Orange, N.J.	Jules E. Tepper.
Eugene Forrest Gordman	Norfolk, Va.	J. Edward Lumbard, Jr.
G. Bruce Gourley	Santa Maria, Calif.	David D. Minier.
Solomon Grossberg	Washington, D.C.	C. Richard Beyda.
John Crane Halleck	Bowling Green, Ohio.	Dan H. McCullough.
Robert C. Hauke	Southfield, Mich.	Harry R. Dumont.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles Francis Hawkins	Dallas, Tex.	Leland Emberson Fiske.
Donald D. Holmes	Cedar Rapids, Iowa.	Allen Ted Yarowsky.
Ronald R. Hrusoff	San Diego, Calif.	Paul R. Dean.
L. Alvin Hunt	Ripley, W. Va.	George Maywood Scott.
Clyde Hurlbert	Gulfport, Miss.	George E. Morse.
Robert George Jack	Columbus, Ohio	Earl N. Merwin.
Richard A. James	Loma Linda, Calif.	Kenneth H. Hopp.
David Gerald Jay	Buffalo, N.Y.	Herald Price Fahringer, Jr.
Dallin W. Jensen	Salt Lake City, Utah	Vernon Bradford Romney.
C. A. Johnson	Mankato, Minn.	Bert McMullen.
Charles A. Johnson	Mankato, Minn.	Bert McMullen.
John T. Johnson	Middletown, Conn.	Henry J. Cotman.
Lyman C. Johnson	Bend, Oreg.	Owen M. Panner.
Robert Leland Johnson	Denver, Colo.	Frank H. Conry.
Edwin S. Kahn	Denver, Colo	William Cant McClearn.
Howard M. Kates	San Fernando, Calif.	Herman Joseph Isman.
Marshall P. Keating	New York, N.Y.	Louis J. Gusmano.
James F. King, Jr.	Davis, Calif.	James E. Hogan.
Norman S. Klein	North Miami Beach, Fla.	Walter H. Beck- ham, Jr.
Harry Kottler	Cleveland, Ohio	Henry X. Kutash.
Eugene Norris LaBelle	Detroit, Mich.	Winston L. Livingston.
Vanue B. Lacour	Baton Rouge, La.	Harry Inman Wood.
Mcihael Thomas LaHood	San Antonio, Tex.	Wallace Dean Henderson.
Jeremiah D. Lambert	Washington, D.C.	Endicott Pea- body.
Jay Howard Landau	New York, N.Y.	Edward Brodsky.
Michael Francis Lefkow	Chicago, Ill.	Mrs. Frances T. Freeman Jalet.
Alfred B. Levine	Washington, D.C.	Warren Niles Low.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Roland Nelson Litterst	Peoria, Ill.	William J. Voelker, Jr.
James Donald Llewellyn	Fort Worth, Tex.	John Mallory Montgomery.
Jacob J. Locke	Boston, Mass.	Martin E. Greenblatt.
Robert Eugene Lyle	Dallas, Tex.	William Fulton Tucker.
Thomas Cook MacDonald, Jr.	Tampa, Fla.	Norman Stallings.
Gerald Clayton Magee	Minneapolis, Minn.	Joseph Daniel O'Brien.
Anthony J. Maiorana	Harrisburg, Pa.	Elmer T. Bolla.
Ralph A. Mayer	Chicago, Ill.	Bernard Perel.
James H. McAlister	San Francisco, Calif.	Norman A. Zilber.
A. D. McAllister, Jr.	Fayetteville, Ark.	Floyd Lee Williams, Jr.
Wayne I. McClaskey	Los Angeles, Calif.	Herman Allaun Hauslein.
Hugh J. McClearn	Denver, Colo.	Gail L. Ireland.
Edwin R. McClelland	Charleston, W. Va.	Robert H. C. Kay.
David Glenn McLane	Dallas, Tex.	John Theodore Kipp.
Richard J. McMonagle	Cleveland, Ohio	David I. Sindell.
John E. Merow	New York, N.Y.	Arthur H. Dean.
Richard Albert Meyers	San Jose, Calif.	Robert Nicco.
Thomas S. Miller	St. Petersburg, Fla.	Louie Norman Adcock, Jr.
William H. Mills	Birmingham, Ala.	George M. Rogers.
Parke W. Moewe	Culver City, Calif.	Clinton Randolph Stevenson.
Marcel Molins	Chicago, Ill.	Walter A. Slowinski, Jr.
John R. Moonan	Mankato, Minn.	Bert McMullen.
Herbert Norris Morgan	Arlington, Va.	William Barnes Lawson.
John Edward Nathan	New York, N.Y.	Henry J. Zafian.
Charles M. Needle	Bridgeport, Conn.	Jacob D. Zeldes.
Bobby Gene O'Barr	Biloxi, Miss.	George E. Morse.
John Darby O'Brien	Las Vegas, Nev.	Raymond Ellsworth Sutton.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alvin M. Owsley, Jr.	Houston, Tex.	William C. Harvin.
Robert Raymond Paquin	Trenton, N.J.	David Winship Tibbott.
Claude A. Patalidis	Southfield, Mich.	Harry R. Dumont.
John Gabriel Pere	Akron, Ohio	William A. Run- yan.
James F. Quaid, Jr.	Metairie, La.	Hale Boggs.
Roberta Ralph (Miss)	Los Angeles, Calif.	Mrs. Joan Demp- sey Klein.
Byron B. Riley, Jr.	Bridgeport, W. Va.	Alan Jay Rubin.
Jack Samuel Ring	Chicago, Ill.	Richard G. Finn.
Louis P. Robbins	Washington, D.C.	Julius I. Fox.
Charles Emerson Rowe	San Diego, Calif.	Robert Baxley.
Edward Gerald Rubinoff	Miami, Fla.	L. Norton Preddy.
Milton Rudolph	New York, N.Y.	Richard A. Dienst.
Charles Richard Rust	Cleveland, Ohio	Bruce B. Krost.
Elroy C. Sandquist, Jr.	Chicago, Ill.	Owen Rall.
Ernest P. Sanford	Silver Spring, Md.	Robert N. Hislop.
Stephen Noel Schaffer	Norwalk, Conn.	Robert N. Grosby.
William J. Schall	San Diego, Calif.	Edward T. Butler.
Laz L. Schneider	Fort Lauderdale, Fla.	Elliott B. Barnett.
Paul G. Sessler	Spring Valley, N.Y.	Irving Kalikow.
H. Gene Shackle	Canton, Ohio	Roy Gutierrez.
Joe E. Shaddock	Wichita Falls, Tex.	Graham Purcell.
Sandra J. Shapiro (Miss)	San Francisco, Calif.	Norman A. Zilber.
John E. Shaw	Kosciusko, Miss.	Albioun F. Sum- mer.
Arthur L. Silberman	San Francisco, Calif.	Norman A. Zilber.
Harrell Abner Simpson, Jr.	Pocahontas, Ark.	Harry Lee Ponder, Jr.
James C. Smith	Tallahassee, Fla.	Allan F. Milledge.
Richard J. Stall, Jr.	Los Angeles, Calif.	Richard D. DeLuce.
John Dayton Steele, Jr.	Buffalo, N.Y.	Stephen Marc Miller.
Jerome Herbert Stein	Chicago, Ill.	Lawrence Milberg.
Samuel Stein	New York, N.Y.	Edward J. Mallon.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Leonard Udell Stolar	Miami Beach, Fla.	Daniel Gallup.
Ruth C. Streeter (Miss)	Albuquerque, N. Mex.	John Alexander Babington.
Joel Richard Strote	Los Angeles, Calif.	Karl P. Seuthe.
Donald F. Strutz	Fort Wayne, Ind.	Douglas Whitlock.
Warren A. Sturm	Edina, Minn.	Walther E. Wyss.
Mark Sullivan, III	Washington, D.C.	Edward A. McCabe.
Harry C. Tatigian	Livonia, Mich.	Jerry Raymond.
H. George Taylor	Pomona, Calif.	James Steele Baker.
Edmond G. Thiede	San Francisco, Calif.	Norman A. Zilber.
Howard Barton Tisch	New York, N.Y.	Pierce Paley.
Thomas Nathaniel Todd	Chicago, Ill.	Robert L. Tucker.
Robert W. Trimble	Red Bluff, Calif.	Jere E. Hurley, Jr.
Richard Lee Verkler	Chicago, Ill.	Kirby Ensign Brant.
Lewis R. Walton	Riverside, Calif.	Edgar Spurgeon Rothrock.
G. Fletcher Ward, Jr.	Kingsville, Md.	Robert A. Williams, Sr.
Edwin E. Warner	Muncie, Ind.	Marshall E. Hanley.
McNeill Watkins	New York, N.Y.	Paul F. Schlicher.
Cameron Kingsley Wehringer	New York, N.Y.	Edward G. Roe.
Sidney Weil, Jr.	Cincinnati, Ohio	Vincent H. Beckman.
Leonard Weintraub	Port Washington, N.Y.	Vincent R. Balletta, Jr.
Samuel Weiss	New York, N.Y.	Irving Kalikow.
Walter Scott Welch III	Jackson, Miss.	Phineas Stevens.
James Fredrick Wisner	San Francisco, Calif.	Norman A. Zilber.
James Douglas Wofford	Gainesville, Ga.	Ernest W. Boucher.
Herbert E. Wolner	Mound, Minn.	William B. Christensen.
Charles Bruce Works	Topeka, Kans.	James Martin Macnish, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Irving B. Yochelson	Washington, D.C.	Julius I. Fox.
Leon Joseph Zanoni	Bloomington, Ill.	Frank Martin Brady.
Paul Q. Beacom	Westminster, Colo.	Miss Rebecca L. Bradley.
Harlan R. Bockman	Denver, Colo.	S. Morris Lubow.
Abraham Bowling	Aurora, Colo.	S. Morris Lubow.
Edward A. Brown	Brighton, Colo.	S. Morris Lubow.
Robert I. Cohen	Denver, Colo.	Jack Greenwald.
Bradley J. Coover	Brighton, Colo.	William Woodruff Gaunt.
Orrel A. Daniel	Brighton, Colo.	S. Morris Lubow.
Marvin Dansky	Denver, Colo.	S. Morris Lubow.
Lysle R. Dirrim	Brighton, Colo.	William Woodruff Gaunt.
Richard B. Gavend	Denver, Colo.	Leo M. Clark.
Donna Jean Rogers Harrigan (Mrs.)	Denver, Colo.	Leo M. Clark.
John Francis Horan	Brighton, Colo.	S. Morris Lubow.
Blaise Joseph Jacobucci	Brighton, Colo.	Miss Rebecca L. Bradley.
Jean John Jacobucci	Brighton, Colo.	S. Morris Lubow.
Oyer G. Leary	Brighton, Colo.	William Woodruff Gaunt.
Alvin D. Lichtenstein	Denver, Colo.	Leo M. Clark.
Donald William Marshall	Denver, Colo.	Miss Rebecca L. Bradley.
Leonard Hugh McCain	Brighton, Colo.	S. Morris Lubow.
C. Phillip Miller	Denver, Colo.	S. Morris Lubow.
Philip F. Roan	Westminster, Colo.	Leo M. Clark.
John Darrell Saviers	Denver, Colo.	Leo M. Clark.
Morgan Smith	Denver, Colo.	Miss Rebecca L. Bradley.
James R. Stitt	Westminster, Colo.	Leo M. Clark.
Edward Bernard Towey	Denver, Colo.	S. Morris Lubow.
Richard Daniel Turelli	Littleton, Colo.	Leo M. Clark.
Robert J. Wittenbrink	Broomfield, Colo.	Leo M. Clark.



## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Joseph Corbett, Jr.	Washington, D.C.	Solicitor General Erwin N. Griswold.
Harold Jerald Heltzer	New York, N.Y.	Solicitor General Erwin N. Griswold.
David Henderson Martin	College Park, Md.	Solicitor General Erwin N. Griswold.
Albert John Mainelli, Jr.	Providence, R.I.	Solicitor General Erwin N. Griswold.
James Seleck Rubin	Washington, D.C.	Robert William Packwood.
Robert Howard Johnson	Sacramento, Calif.	Robert William Packwood.
Wallace P. Carson, Jr.	Salem, Oreg.	Robert William Packwood.
Richard G. Waterman	Midland, Mich.	Russell James Harvey.
William Byron Harvey	Jackson, Miss.	Judge Theodore Tannenwald.
Henry Curtis Lind	Rochester, N.Y.	Henry Putzel, Jr.
Richard Donald Farman	Los Angeles, Calif.	Thomas Henry Kuchel.
Franklin Dwight Burkey	Joliet, Ill.	David Bradford Isbell.

## OPINIONS

No. 136. Harold Whiteley, petitioner, *v.* Warden of Wyoming State Penitentiary. On writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Judgment reversed and case remanded to the Court of Appeals with directions that the writ is to issue unless the state makes appropriate arrangements to retry petitioner. Opinion by Mr. Justice Harlan. Dissenting opinion by Mr. Justice Black with whom Mr. Chief Justice Burger joins. Mr. Justice Blackmun agrees with much that is said by Mr. Justice Black and also dissents from the opinion and judgment of this Court.

No. 5257. Lou Bertha Labine, natural tutrix of minor child, Rita Nell Vincent, appellant, *v.* Wilbur Vincent, Administrator of the

succession of Ezra Vincent. Appeal from the Supreme Court of Louisiana. Judgment affirmed. Opinion by Mr. Justice Black. Concurring opinion by Mr. Justice Harlan. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas, Mr. Justice White, and Mr. Justice Marshall join.

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Adjourned until Monday, April 5, 1971, at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

### OPINION PER CURIAM

No. 6131. James Melvin Kitchens, petitioner, *v. S. Lamont Smith*, Warden. On petition for writ of certiorari to the Supreme Court of Georgia. Petition for writ of certiorari granted, judgment reversed, and case remanded to the Supreme Court of Georgia for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam*.

### APPEALS—SUMMARY DISPOSITIONS

No. 422. United States, appellant, *v. James Francis McFadden*. Appeal from the United States District Court for the Northern District of California. Judgment vacated and case remanded to the United States District Court for the Northern District of California for reconsideration in light of *Gillette v. United States*, and *Negre v. Larsen*, 401 U.S. —, decided March 8, 1971. Mr. Justice Douglas dissents.

No. 1229. Shipyard Drive-In Theatre, Inc., et al., appellants, *v. Joseph Scuncio et al.* Appeal from the Supreme Court of Rhode Island. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that the judgment be reversed.

No. 1252. Earl H. Pratz, Sr., et al., appellants, *v. Louisiana Polytechnic Institute et al.* Appeal from the United States District Court for the Western District of Louisiana. Judgment affirmed. Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall are of the opinion that the question of jurisdiction should be postponed to a hearing of the case on the merits and case set for oral argument.

No. 1313. Hollis Berry, Jr., appellant, *v. Aetna Casualty & Surety Company et al.* Appeal from the Court of Appeals of Louisiana, Second Circuit. The motion of Arthur Cobb and the Louisiana Trial

Lawyers Association for leave to file a brief, as *amici curiae*, is granted. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 1323. The Atchison, Topeka and Santa Fe Railway Company et al., appellants, *v.* Apache County et al. Appeal from the Supreme Court of Arizona. The appeal is dismissed for want of a substantial federal question. Mr. Justice Black is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 1326. Preston Smith, Governor of the State of Texas, et al., appellants, *v.* Anita S. Garza et al. Appeal from the United States District Court for the Western District of Texas. Judgment vacated and case remanded to the United States District Court for the Western District of Texas so that the District Court may enter a fresh judgment from which a timely appeal may be taken to the United States Court of Appeals for the Fifth Circuit if the appellants so choose. *Gunn v. University Committee to End the War in Vietnam*, et al., 399 U.S. 383 (1970). Mr. Justice Douglas is of the opinion that the judgment should be affirmed, being of the view that the appeal is properly before this Court.

No. 1330. The Huntington National Bank of Columbus, appellant, *v.* Robert J. Kosydar, Tax Commissioner of Ohio. Appeal from the Supreme Court of Ohio. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

#### CERTIORARI—SUMMARY DISPOSITIONS

No. 56. Cleo Epps, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Petition for writ of certiorari granted, judgment vacated, and case remanded to the United States District Court for the Northern District of Oklahoma with directions to dismiss the indictment. *Durham v. United States*, 401 U.S. —, decided March 8, 1971. The Chief Justice, Mr. Justice Stewart, Mr. Justice Marshall and Mr. Justice Blackmun are of the opinion that the motion of counsel for the respondent to dismiss the petition as moot should be granted. See the dissenting opinions in *Durham v. United States*, *supra*.

No. 72. United States, petitioner, *v.* Thomas Henry Shields. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted, judgment vacated, and case remanded to the Court of Appeals for recon-

sideration in light of *Gillette v. United States*, and *Negre v. Larsen*, 401 U.S. —, decided March 8, 1971. Mr. Justice Douglas dissents.

**No. 786.** Harold G. Childs, petitioner, *v. Oregon et al.* On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Petition for writ of certiorari granted and judgment reversed. *Redrup v. New York*, 386 U.S. 767 (1967). The Chief Justice, Mr. Justice Harlan and Mr. Justice Blackmun are of the opinion that certiorari should be denied.

**No. 976.** Donald Somerville, petitioner, *v. Illinois.* On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Petition for writ of certiorari granted, judgment vacated, and case remanded to the Court of Appeals for reconsideration in light of *United States v. Jorn*, 400 U.S. 470; and *Downums v. United States*, 372 U.S. 734 (1963). Mr. Justice Douglas is of the opinion that the petition should be granted and judgment reversed. *United States v. Jorn*, 400 U.S. 470.

#### ORDERS IN PENDING CASES

**No. 712.** Triangle Improvement Council et al., petitioners, *v. William S. Ritchie, Commissioner, State Road Commission of West Virginia, et al.* The motion for leave to file petitioner's reply brief out of time is granted.

**No. 824.** M.F.A. Central Cooperative et al., petitioners, *v. Edwin O. Bookwalter, District Director of Internal Revenue, et al.* The motion to expedite consideration of petition for certiorari is denied. The motion of petitioner to argue orally, as amicus curiae, in No. 1082 is denied. Mr. Justice Blackmun took no part in the consideration or decision of these motions.

**No. 1395.** Carmine G. DeSapio, petitioner, *v. United States.* The motion of petitioner for leave to examine sealed briefs filed on behalf of respondent in No. 825, Oct. Term, 1970, is granted. Mr. Justice White took no part in the consideration or decision of this motion.

**No. 5940.** Francis Haines, petitioner, *v. Otto J. Kerner, Former Governor, State of Illinois, et al.* The motion of petitioner for the appointment of counsel is granted, and it is ordered that Stanley A. Bass, Esquire, of New York, New York, a member of the Bar of this Court, be, and he is hereby appointed to serve as counsel for the petitioner in this case.

**No. 6400.** Walter Rodger Webster et al., petitioners, *v. United States.* The application for bail presented to Mr. Justice Black, and by him referred to the Court, is denied.

## CERTIORARI GRANTED

No. **1325**. North Carolina, petitioner *v.* Wayne Claude Rice. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted.

No. **1332**. Reliance Electric Company, petitioner, *v.* Emerson Electric Company. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted.

## CERTIORARI DENIED

No. **1103**. In the Matter of Metropolitan Realty Corporation, petitioner. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1216**. Sid W. Richardson Foundation, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1254**. District Council 51, American Federation of State, County and Municipal Employees, et al., petitioners, *v.* Mitchell B. Goldberg et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **1287**. Julius Grieco, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1290**. Jo Anne Atwell, petitioner, *v.* Retail Credit Company. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **1291**. Kellwood Company, Ottenheimer Division, petitioner, *v.* National Labor Relations Board et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **1293**. United Steelworkers of America, AFL-CIO, petitioner, *v.* Ernest E. Abrams et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1295**. William R. Ballou et al., petitioners, *v.* General Electric Company. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **1298**. Preiser Scientific, Inc., of Ohio et al., petitioners, *v.* Piedmont Aviation, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **1299**. Edward J. Szot, petitioner, *v.* Florida Industrial Commission et al. Petition for writ of certiorari to the District Court of Appeals of Florida, Third District, denied.

No. **1301.** Anthony J. Ruscito et al., petitioners, *v.* Gloria Schaffer, Secretary of the State of Connecticut. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1302.** Henry Bessesen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **1304.** Fred A. Alexander et al., petitioners, *v.* Pacific Maritime Association et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1306.** William V. Held, petitioner, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **1311.** Robert L. Burnett, Jr., petitioner, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1312.** Henry C. Hubbard, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **1318.** Viola Rogers, Guardian, et al., petitioners, *v.* Ray Gardner Flying Service, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1319.** City of Lackawanna, New York, et al., petitioners, *v.* Kennedy Park Homes Association Incorporated et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1320.** Livsha Shapiro, petitioner, *v.* East Windsor Municipal Utilities Authority. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **1327.** Jesse R. Olds, petitioner, *v.* Pennsalt Chemicals Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **1335.** James Butts and John S. Gianakos, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6077.** James Richard Ellis, petitioner, *v.* Oklahoma et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **6117.** William M. Sabow, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **6200**. William Robert Emmons, petitioner, *v.* Francis Taylor et al. Petition for a writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **6210**. Norman L. Braden, petitioner, *v.* Joseph M. Hocklander, Judge, etc. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. **6223**. In the Matter of the Disbarment of Robert L. Chipley, Jr., petitioner. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **6282**. Vera E. Dooner, petitioner, *v.* Director, Kings Park State Hospital. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. **6297**. Arthur L. Wright, petitioner, *v.* District Court, Montgomery County, Independence, Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **6350**. Gary Burdett Carr, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6456**. James Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6472**. Herbert Hoover Akin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6482**. Tommy Ray Higdon, petitioner, *v.* United States; and

No. **1303**. Iva Lee Higdon, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **6499**. Larry Fassler, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6500**. Richard Charles Geiger, petitioner, *v.* Willie H. Mc-Bee. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6505**. Terrence Jamison Niemeyer, petitioner, *v.* P. J. Ciccone, Director, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.



No. **6508**. Robert Edward Goetluck, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6511**. Carl George Smith, Jr., petitioner, *v.* Charles M. Rodgers, Superintendent, District of Columbia Jail. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **6517**. Pierre Henri Benoit, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **6534**. Isaac Mines, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6557**. Olin Delano Sealey, petitioner, *v.* North Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6558**. John J. Koresko, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **6571**. Robert Leroy Knight, petitioner, *v.* R. J. Gaffney, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **6574**. Douglas Hoag, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. **6576**. John Fannon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6589**. Malcolm R. Schlette, petitioner, *v.* California Adult Authority et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6602**. Joseph A. Baker, Jr., petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. **6614**. Luis Merced Vasquez, etc., petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. **6617**. Gustav J. Fehlhaber et al., petitioners, *v.* San Francisco Unified School District et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. **6649**. William Earl Malone, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 12. J. D. Cox, Superintendent, Virginia State Penitentiary, petitioner, *v.* Thomas Edward McLaren. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Douglas would dismiss the petition as moot.

No. 45. Don Bertram Pratt, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1000. Scudder & German, petitioner, *v.* Stanley S. Pearlstein. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Black, Mr. Justice Douglas, and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. 1243. Leo Tom Hopkins, petitioner, *v.* United States. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1297. Board of Education of Netcong, New Jersey, et al., petitioners, *v.* State Board of Education et al. Petition for writ of certiorari to the Supreme Court of New Jersey denied. Mr. Justice Stewart and Mr. Justice White are of the opinion that certiorari should be granted.

No. 1300. Eleanor V. Curtin, as Administratrix of the Estate of George F. Gibson, etc., deceased, petitioner, *v.* Superior Court of California, in and for the County of Alameda. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied. Mr. Justice Black is of the opinion that certiorari should be granted.

No. 1321. Bryan Jerome Maker, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied. Mr. Justice Douglas, Mr. Justice Brennan, and Mr. Justice Marshall are of the opinion that certiorari should be granted and judgment reversed. *Thompson v. Louisville*, 362 U.S. 199 (1960).

No. 5311. Robert Thomas Moore, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted. Mr. Justice Harlan is of the opinion that certiorari should be granted, judgment vacated and case remanded to the United States Court of Appeals for the Ninth Circuit for recon-

sideration in light of his opinion in *Welsh v. United States*, 398 U.S. 333 (1970), and *Gillette v. United States*, 401 U.S. —, decided March 8, 1971.

No. 5722. Joseph Michael Compton, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Black, Mr. Justice Douglas and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 6224. Eugene R. Haffke, petitioner, *v. California*. Motion to strike exhibits submitted by respondent denied. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 6272. Leon Smith, petitioner, *v. Lackland Bloom*, Judge of the Circuit Court of the City of St. Louis. Petition for writ of certiorari to the Supreme Court of Missouri denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. 6491. Stephen Luther Evans, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 6515. Stanley Meadows, Michael Henley and Waverly E. Futrell, petitioners, *v. United States Marshal*, Northern District of Georgia. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas and Mr. Justice Stewart are of the opinion that certiorari should be granted.

#### LEAVE TO FILE PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. 6307. Albert Aduna Frias, petitioner, *v. L. S. Nelson*, Warden. Motion for leave to file petition for writ of habeas corpus denied.

#### LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. 1274. Robert V. Rafter, petitioner, *v. Austin Hoyt*, Judge of the United States Tax Court. Motion for leave to file petition for writ of mandamus denied.

#### REHEARINGS DENIED

No. 47. Joseph Charles Usner, petitioner, *v. Luckenbach Overseas Corporation et al.*;

No. 80. Zenith Radio Corporation, petitioner, *v. Hazeltine Research, Inc.*;

No. 109. Time, Inc., petitioner, *v. Frank Pape*;

No. 787. Bernard J. Ohlendorf et ux., appellants, *v.* Garnett Gayles et al.;

No. 901. Gerald Stanley Sherman et al., petitioners, *v.* United States;

No. 1001. National Screen Service Corporation, petitioner, *v.* The Poster Exchange, Inc.;

No. 1004. Clifford F. Hansen, petitioner, *v.* Ann Lamm Haagen-sen;

No. 5964. William Gene Walker, petitioner, *v.* Elza Brantley, Warden, etc.;

No. 6068. Nolan Wimberley, petitioner, *v.* Walter Craven, Warden, et al.;

No. 6096. Julius Maranze, petitioner, *v.* The Dayton School Board et al.;

No. 6155. Billy A. Bryant, petitioner, *v.* Maryland; and

No. 6189. William R. McPeak et al., petitioners, *v.* Adjustment Corporation. Petitions for rehearing denied.

No. 988. Minnesota Mining and Manufacturing Company, petitioner, *v.* Norton Company et al. Petition for rehearing denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 989. Billy Baxter, Inc., petitioner, *v.* The Coca-Cola Company et al. Petition for rehearing denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. 1016. John Raymond Jones, petitioner, *v.* United States. Motion to dispense with printing petition for rehearing granted. Petition for rehearing denied.

#### RECESS ORDER

The Court will take a recess from today until Monday, April 19, 1971.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James Woodrow Albea	Anniston, Ala.	Guy Sparks.
Robert M. Angus	Pasadena, Calif.	Stanley K. Brown.
George Robert Arnold	Orlando, Fla.	Edmund P. Russo.
Donald Stuart Bab	New York, N.Y.	Thomas W. Hill, Jr.
Freling E. Baker	San Francisco, Calif.	Leonard Phillips.
Clyde Foster Baley	McLean, Va.	James Edward Pigott.
Thomas Maxwell Baumer	Jacksonville, Fla.	Earl B. Hadlow.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edward Franklin Beane	Yonkers, N.Y.	Miss Mary E. Cerbone.
Arthur M. Berman	Chicago, Ill.	Hyman Abrams.
Tobias Berman	New York, N.Y.	William P. Sirignano.
David French Boyd, Jr.	Albuquerque, N. Mex.	Scott H. Mabry.
David Brady	New York, N.Y.	Simon H. Rifkind.
William Arthur Brandwein	Columbus, Ohio	Wilmore Brown.
Joyce Elaine Britt	Memphis, Tenn.	Aaron S. Resnik.
G. Frank Brown	Dallas, Tex.	James G. Vetter, Jr.
John Skidmore Brown	Arlington, Va.	Ernest J. Brown.
E. Edward Bruce	Washington, D.C.	Hugh B. Cox.
Jonathan G. Bunge	Chicago, Ill.	Charles B. Mahin.
Frank O. Burge, Jr.	Birmingham, Ala.	Timothy Michael Conway, Jr.
William James Burke	New York, N.Y.	Thomas W. Hill, Jr.
Victor C. Cairo	Racine, Wash.	Lyman B. Gillett.
E. Michael Canges	Denver, Colo.	John Lawrence Kane, Jr.
Patrick E. Castelluccio	Roslyn Heights, N.Y.	John D. Bennett.
Gilbert C. Caton	Los Angeles, Calif.	William C. Farrer.
William Frederick Caylor	Atlanta, Ga.	James Leland Webb.
Richard I. Cervelli	Naples, Fla.	Walter G. Sorokoty.
Curtis Kenneth Cochell	Jefferson City, Mo.	Lloyd G. Hanley.
Robert Eldridge Corb	Brookline, Mass.	Stanley H. Mervis.
Bruce N. Cracraft	Indianapolis, Ind.	Paul N. Rowe.
Larry Craddock, Jr.	Austin, Tex.	Robert C. Flowers.
Calvin Tabor Cronk	Richmond, Va.	Andrew Pickens Miller.
Curtis Ben Danning	Los Angeles, Calif.	Nathan Markowitz.
Richard Conklin Deeg	Columbus, Ohio	Arthur M. Sebastian.
Vincent DePascale	Columbus, Ohio	William B. Saxbe.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kenneth Ray Dickerson	Los Angeles, Calif.	H. B. Weaver.
Michael Dinnin, Jr.	Detroit, Mich.	Gaylord P. Haas, Jr.
Charles Donahue, Jr.	Ann Arbor, Mich.	Douglas A. Kahn.
Allan Gerald Donn	Norfolk, Va.	Toy D. Savage, Jr.
William Beal Dunn	San Francisco, Calif.	Stephen Adams.
Robert Horne Eddington	San Marino, Calif.	Manuel George Gonzalez.
Henry Mayer Ekker	Sharon, Pa.	Edward B. Madden.
H. Westbrook Finlayson	Gadsden, Ala.	Tom Bevill.
Betty A. Flynn (Mrs.)	Anaheim, Calif.	Charles L. Ruby.
Raymond H. Flynn	Anaheim, Calif.	Charles L. Ruby.
A. Warren Francis	Kansas City, Mo.	Don Merrill Jackson.
Bernard Frank	Allentown, Pa.	Franklin M. Schultz.
Jerome A. Frazel, Jr.	Chicago, Ill.	George Savre Hoban.
Donald H. Freeman	National City, Calif.	John P. Harris.
Richard Murry Gale	Miami, Fla.	George E. Barket.
Michael Angelo Genaro	Dallas, Tex.	John Cooper Blankenship.
David Alan Gill	Los Angeles, Calif.	Nathan Markowitz.
Frederick Josef Graf	Indianapolis, Ind.	James L. Beattey.
Joel H. Greenburg	Chicago, Ill.	Bernard H. Ostrowsky.
Louis Grossman	New York, N.Y.	Richard W. Wallach.
Richard Michael Haber	Washington, D.C.	William Cato Cramer.
E. Glenn Harmon	Spokane, Wash.	George A. Kain.
Philip Howard Harris	Inglewood, Calif.	Roger Charles Stern.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles Richard Hart, Jr.	Santa Monica, Calif.	Conrad Lee Klein.
W. G. Hawkins	Fort Payne, Ala.	Tom Bevill.
Earl Ronald Hendry	Gatlinburg, Tenn.	Rufus Benjamin Hailey.
Brian R. Hersh	Miami, Fla.	Bart L. Cohen.
David Robinson Hood	Detroit, Mich.	Anthony G. Amsterdam.
Dennis J. Horan	Chicago, Ill.	Perry L. Fuller.
Dolores Volini Horan (Miss)	Chicago, Ill.	Perry L. Fuller.
Robert F. Houlihan	Lexington, Ky.	Gladney Harville.
Douglas Guy Houser	Portland, Ore.	Robert W. Pack- wood.
Robert James Hovey	Minot, N. D.	Percival B. Hamilton.
Eugene A. Jablinski	Dayton, Ohio	James Albert Wilson.
Noah Ned Jamin	Palm Springs, Calif.	David M. Rich- man.
David Leonard Johnson, Jr.	Decatur, Ill.	Martin John Brown.
Gloria Augusta Jory (Miss)	South Pasadena, Calif.	Frederick C. Dockweiler.
Claude B. Kahn	Chicago, Ill.	Marvin Juron.
Joseph Keig, Jr.	Chicago, Ill.	Robert Clifton Keck.
Donald J. Kenney	Phoenix, Ariz.	Gary K. Nelson.
Arthur Nicholas Krein	Birmingham, Mich.	Frederick Monks Ritchie.
Robert Sheldon Levin	Chicago, Ill.	Edgar Blumenfeld.
John Lohmann, III	Houston, Tex.	Charles Harold Lloyd.
John B. Lonergan	San Bernardino, Calif.	Burnham Enersen.
Duncan E. Longworth	Rockville Centre, N. Y.	John D. Bennett.
Ferdinand J. Lotz, III	Buffalo, N. Y.	Stephen M. Miller.
Stephen J. Lovell	New York, N. Y.	Leon Himmelfarbe.
Robert Frank Lytle	Prairie Village, Kans.	R. F. Bennett.
Harry H. MacLaughlin	Minneapolis, Minn.	Burton G. Weisberg.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James D. Mart	San Francisco, Calif.	John H. Finger.
Joseph F. May	New York, N.Y.	George H. Tinker.
Douglas McKay, Jr.	Columbia, S.C.	David W. Robinson II.
Benjamin Kurt Miller	Springfield, Ill.	Patrick J. Cadigan.
Daniel R. Monaco	Naples, Fla.	Walter G. Sorokoty.
Harold Emerson Moore, Jr.	Denver, Colo.	Andrew Frank Vick, Jr.
John Wright Moore III	Houston, Tex.	Rodney Dale Parrott.
Ronald N. Mora	Chicago, Ill.	Seymour J. Layfer.
Kenneth Marlowe Mor- timer	Zanesville, Ohio	William M. Hoiles.
George R. Moscone	San Francisco, Calif.	Arthur T. Bridgett.
Richard Munzinger	El Paso, Tex.	James F. Hulse.
Thomas James Murray, Jr.	Sandusky, Ohio	Melvyn J. Stauffer.
Joseph J. Nagle	Chicago, Ill.	Raymond K. Merrill.
Charles Albert Nester	Houston, Tex.	Chalmers Mac Hudspeth.
Ira H. Newman	New York, N.Y.	Harvey M. Sklaver.
Henry N. Novoselsky	Chicago, Ill.	Edgar Blumenfeld.
Jack Oisher	Hartsdale, N.Y.	Russell G. Pelton.
Raymond P. O'Keefe	New York, N.Y.	Devereux Milburn.
Curtis Gilbert Oler	San Francisco, Calif.	Clarence B. Can- son, Sr.
Alfred William Omansky	Los Angeles, Calif.	William Katz.
Winston Owen	Toccoa, Ga.	Phil M. Landrum.
Eugene Parks	Los Angeles, Calif.	Jose Trias- Monge.
Robert Earl Patterson	Columbus, Ohio	Russell H. Volkema.
Ronald R. Pawlak	Birmingham, Mich.	John Feikens.
William Lloyd Peck	Ventura, Calif.	Bruce D. Bringgold.
Lionel H. Perlo	Boston, Mass.	Frederick G. Fisher, Jr.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Donald Stanley Peterson	San Diego, Calif.	John W. Witt.
Jerome Martin Pines	Forest Hills, N.Y.	Arnold T. Taub.
Caesar L. Pitassy	New York, N.Y.	William F. Koegel.
W. B. Putman	Fayetteville, Ark.	Floyd Lee Williams, Jr.
Christopher Raymond Radigan.	Farmingdale, N.Y.	John D. Bennett.
Gerald E. Ragan	San Mateo, Calif.	Ramon Seraphin Lelli.
Lee A. Rau	Washington, D.C.	Sol. Gen. Erwin N. Griswold.
Jean Brooks Reeves	Topeka, Kan.	William E. Treadway.
Osborne M. Reynolds, Jr.	Tucson, Ariz.	John TeSelle.
Harry Haynsworth Riddick.	Mobile, Ala.	Joseph M. Allen, Jr.
Gilbert B. Ronk	San Diego, Calif.	Jack Paul.
Jacob P. Rosenbaum	New York, N.Y.	Leon Himmelfarbe.
Ellsworth R. Roston	Los Angeles, Calif.	George F. Smyth.
Lawrence Howard Rush- worth.	Baltimore, Md.	Roy Dobson Cromwell.
Finis E. St. John, III	Cullman, Ala.	Tom Bevill.
John Russell Schilling	Santa Ana, Calif.	Gerold G. Wil- liams.
Henry D. Schlinger	Dallas, Tex.	Edwin S. Tobo- lowsky.
Daniel Edward Schultz	Washington, D.C.	Newton Frohlich.
Stephen Joseph Schu- macher.	Santa Ana, Calif.	Gerold G. Wil- liams.
Charles H. Schwartz	Los Angeles, Calif.	George F. Smyth.
Donald H. Sharp	Chicago, Ill.	Robert Van Raalte Dalen- berg.
M. Melvin Shralow	Philadelphia, Pa.	J. Shane Creamer.
Arthur Charles Silverman	New York, N.Y.	Leonard W. Wag- man.
Charles William Simmons	San Francisco, Calif.	Jesse Feldman.
Bartlett B. Smith	Milford, Mich.	Philip A. Hart.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edward L. Snitzer	Philadelphia, Pa.	Edward Greer.
A. G. Spicola, Jr.	Tampa, Fla.	Louis de la Parte, Jr.
Guy W. Spicola	Tampa, Fla.	Louis de la Parte, Jr.
Leland E. Stansell, Jr.	Miami, Fla.	Erik J. Blom- qvist, Jr.
Paul W. Steere	Seattle, Wash.	Edward G. Dobrin.
Peter Strelkow	Miami Beach, Fla.	Robert R. Frank.
Elroy Strickland	Murrysville, Pa.	Abram W. Hatcher.
Bernard C. Sullivan	Rockford, Iowa	Warren L. DeVries.
Francis William Sullivan	Philadelphia, Pa.	Ernest R. von Starck.
Anthony Winfield Summers III.	Chicago, Ill.	James P. Reedy.
John Thomas Tatum	Danville, Ark.	James Kent Young.
George R. Tiernan	New Haven, Conn.	Curtiss K. Thompson.
Jerome R. Verlin	Philadelphia, Pa.	Judge Theodore L. Reimel.
Arthur E. Wallace	Bakersfield, Calif.	Warren Wesley Shafer.
James Herbert Watkins, Jr.	Miami, Fla.	Howard F. Walters.
Gerard M. Weisberg	Brooklyn, N.Y.	Herbert Dicker.
Norman Ellis Williams	Durham, N.C.	Henry M. Michaux, Jr.
Donald Randolph Wilson	Charleston, W. Va.	Stanley E. Preiser.
Robert E. Winn	New Orleans, La.	Cicero C. Sessions.
Seymour Robert Winston	Beverly Hills, Calif.	Murray Gomer.
Irwin Francis Woodland	Los Angeles, Calif.	Julian O. von Kalinowski.
Clinton Beaudry Wyatt	Glen Burnie, Md.	Edward Williams Yoder.
Esdel B. Yost	Huntington, W. Va.	Carney Milton Layne.
Sherwood Marc Zwirn	Chicago, Ill.	Meyer Z. Grant.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert B. Williams	Toledo, Ohio.	Solicitor General Erwin N. Griswold.
Gary W. Allman	Jefferson City, Mo.	Solicitor General Erwin N. Griswold.
Bernard Joseph Casey	Pawtucket, R. I.	Solicitor General Erwin N. Griswold.
John Lockwood Warner, Jr.	Union City, Tenn.	Solicitor General Erwin N. Griswold.
Garard J. Kettmann	San Jose, Calif.	Don Edwards.
James A. McCauley	Fort Lauderdale, Fla.	Paul G. Rogers.
Joan Elizabeth Odell	Palm Beach, Fla.	Paul G. Rogers.
James C. Puckett	Richmond, Va.	David W. Dennis.
Thomas Stuart Milligan	Richmond, Ind.	David W. Dennis.
Harriette Bailey Conn	Indianapolis, Ind.	William G. Bray.
Robert W. Battin	Santa Ana, Calif.	James C. Corman.
Taliesin Edwin Evans	Cambridge, Ohio	John Milan Ashbrook.
Barry Jay Freeman	Chicago, Ill.	William Omar Bittman.
Henry C. Herchenroether, Jr.	Pittsburgh, Pa.	John R. McCaw, Jr.
Franklin J. Douthitt	Henrietta, Tex.	John Vrmon Rainbolt, II.
Donald E. Willson	Kansas City, Mo.	Arnold Levy.
Eugene C. Alford	Tulsa, Okla.	Arnold Levy.
Christine Beshar	New York, N. Y.	Robert Beshar.
John F. Rowley	Chalmette, La.	Thomas L. C. Vail.
Michael Evan Jaffe	Dallas, Tex.	John Martin Bray.
Herbert A. Adrine	Cleveland, Ohio	Charles A. Vanik.
Ralph W. Bell	Bedford, Ohio	Charles A. Vanik.
John Paul Berena	Cleveland, Ohio	Charles A. Vanik.
Thomas R. Chase	Cleveland, Ohio	Charles A. Vanik.
Frank Colb	Cleveland, Ohio	Charles A. Vanik.
Leo R. Collins	Mentor, Ohio	Charles A. Vanik.
Jerome M. Ellerin	Cleveland, Ohio	Charles A. Vanik.
William M. Fumich	Cleveland, Ohio	Charles A. Vanik.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Mathew Haas	Cleveland, Ohio	Charles A. Vanik.
Henry A. Hentemann	Cleveland, Ohio	Charles A. Vanik.
Charles Francis Ipaviec	Cleveland, Ohio	Charles A. Vanik.
Wallace A. Jenkins, Jr.	Cleveland, Ohio	Charles A. Vanik.
Stanley Lewis Josselson	Cleveland, Ohio	Charles A. Vanik.
Edwin A. Kennedy	Cleveland, Ohio	Charles A. Vanik.
Robert James Lewis	Cleveland, Ohio	Charles A. Vanik.
Ronald M. Lipson	Cleveland, Ohio	Charles A. Vanik.
John D. Liwosz, Jr.	Cleveland, Ohio	Charles A. Vanik.
Phillip H. Marshall	Cleveland, Ohio	Charles A. Vanik.
Rodney H. Reed	Bedford, Ohio	Charles A. Vanik.
M. Alfred Roemisch	Cleveland, Ohio	Charles A. Vanik.
George Joseph Sadd	Cleveland, Ohio	Charles A. Vanik.
James J. Schneider	Cleveland, Ohio	Charles A. Vanik.
Richard C. Talbert	Cleveland, Ohio	Charles A. Vanik.

#### OPINIONS

No. 24. William P. Rogers, Secretary of State, appellant, *v.* Aldo Mario Bellei. Appeal from the United States District Court for the District of Columbia. Judgment reversed and case remanded to the United States District Court for the District of Columbia for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Blackmun. Dissenting opinion by Mr. Justice Black with whom Mr. Justice Douglas and Mr. Justice Marshall join. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas joins.

No. 5342. James Wintfored Rewis and Mary Lee Williams, petitioners, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgments reversed and case remanded to the United States Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Marshall. Mr. Justice White took no part in the consideration or decision of this case.

No. 81. Clarence Williams, petitioner, *v.* United States; and

No. 82. Joseph Elkanich, petitioner, *v.* United States. On writs of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgments affirmed. Mr. Justice White announced the judgment of the Court and an opinion in which Mr. Chief Justice Burger, Mr. Justice Stewart, and Mr. Justice Blackmun join. While joining the opinion of the Court, Mr. Justice Stewart would also affirm the judgment in No. 82 on the alternative ground that the issue presented is not one cognizable in a proceeding brought under 28 U.S.C. § 2255. See *Harris v.*

*Nelson*, 394 U.S. 286, 307 (dissenting opinion); *Kaufman v. United States*, 394 U.S. 217, 242 (dissenting opinion); *Chambers v. Maroney*, 399 U.S. 42, 54 (concurring opinion). Mr. Justice Black, while adhering to his opinion in *Linkletter v. Walker*, 381 U.S. 618 (1965), concurs in the result on the ground that he believes that *Chimel v. California*, 395 U.S. 752 (1969), was wrongly decided. Concurring opinion by Mr. Justice Brennan. Opinion by Mr. Justice Harlan concurring in No. 36, *post* and in No. 82, and dissenting in No. 81. Opinion by Mr. Justice Marshall concurring in part and dissenting in part. Mr. Justice Douglas took no part in the consideration or decision of these cases.

**No. 36.** Fred T. Mackey, petitioner, *v. United States*. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment affirmed. Mr. Justice White announced the judgment of the Court and an opinion in which Mr. Chief Justice Burger, Mr. Justice Stewart, and Mr. Justice Blackmun join. Opinion by Mr. Justice Harlan concurring in this case and in No. 82, *ante*, and dissenting in No. 81, *ante*. Opinion by Mr. Justice Brennan with whom Mr. Justice Marshall joins concurring in the judgment. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Black joins.

**No. 13.** United States, petitioner, *v. James A. White*. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the judgment of this Court. Mr. Justice White announced the judgment of the Court and an opinion in which Mr. Chief Justice Burger, Mr. Justice Stewart and Mr. Justice Blackmun join. Mr. Justice Black, while adhering to his views expressed in *Linkletter v. Walker*, 381 U.S. 618, 640 (1965), concurs in the judgment of the Court for the reasons set forth in his dissent in *Katz v. United States*, 389 U.S. 347, 364 (1967). Opinion by Mr. Justice Brennan concurring in the result. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Harlan. Dissenting opinion by Mr. Justice Marshall.

**No. 51.** Archie William Hill, Jr., petitioner, *v. California*. On writ of certiorari to the Supreme Court of California. Judgment affirmed. Opinion by Mr. Justice White. Mr. Justice Black concurs in the result. Opinion by Mr. Justice Harlan with whom Mr. Justice Marshall joins concurring in part and dissenting in part. Mr. Justice Douglas took no part in the consideration or decision of this case.

**No. 61.** Investment Company Institute et al., petitioners, *v. William B. Camp, Comptroller of the Currency, et al.*; and

**No. 59.** National Association of Securities Dealers, Inc., petitioner, *v. Securities and Exchange Commission et al.* On writs of certiorari to the United States Court of Appeals for the District of Columbia Cir-

cuit. Judgment in No. 61 reversed and vacated in No. 59 and cases remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Stewart. Dissenting opinion by Mr. Justice Harlan. Dissenting opinion by Mr. Justice Blackmun. Mr. Chief Justice Burger took no part in the consideration or decision of these cases.

No. 5. United States, petitioner, *v.* United States Coin and Currency, etc. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment affirmed. Opinion by Mr. Justice Harlan. Mr. Justice Black concurs in the Court's judgment and the opinion so as it goes. He would go further and now overrule *Linkletter v. Walker*, 381 U.S. 618 (1965), and its progeny. Concurring opinion by Mr. Justice Brennan. Dissenting opinion by Mr. Justice White with whom Mr. Chief Justice Burger, Mr. Justice Stewart and Mr. Justice Blackmun join.

No. 345. United States, appellant, *v.* Donald Freed and Shirley Jean Sutherland. Appeal from the United States District Court for the Central District of California. Judgment reversed and case remanded to the United States District Court for the Central District of California for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Douglas. Opinion by Mr. Justice Brennan concurring in the judgment of reversal.

No. 434. United Transportation Union, petitioner, *v.* The State Bar of Michigan. On writ of certiorari to the Supreme Court of Michigan. Judgment reversed and case remanded to the Supreme Court of Michigan for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Black. Opinion by Mr. Justice Harlan concurring in part and dissenting in part. Opinion by Mr. Justice White with whom Mr. Justice Blackmun joins concurring in part and dissenting in part. Mr. Justice Stewart took no part in the decision of this case.

No. 5247. Barrington Joseph Johnson, petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. The writ of certiorari is dismissed as improvidently granted. Opinion per curiam announced by Mr. Justice Black. Dissenting opinion by Mr. Justice Stewart with whom Mr. Justice Douglas joins. Mr. Chief Justice Burger took no part in the consideration or decision of this case.

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Adjourned until Monday, April 19, 1971, at 10 o'clock.

The day call for Monday, April 19, 1971, will be as follows: Nos. 783, 577, 821, 759, and 840.

## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally.”

### APPEALS—SUMMARY DISPOSITIONS

No. 1347. Fairview Development, Inc., appellant, *v.* City of Fairbanks. Appeal from the Supreme Court of Alaska. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 1363. Harold C. Foreman, appellant, *v.* City of Bellefontaine, Ohio, et al. Appeal from the Court of Appeals of Ohio, Logan County. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 1426. Benjamin T. Delahay, Jr., appellant, *v.* Alaska et al. Appeal from the Supreme Court of Alaska. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari, is denied.

No. 6381. Walter Price, appellant, *v.* Illinois. Appeal from the Supreme Court of Illinois. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted.

No. 1352. Consolidated Carriers Corp., appellant, *v.* United States et al. Appeal from the United States District Court for the Southern District of New York. Judgment affirmed.

No. 1353. E. Michael McCann, appellant, *v.* Sidney G. Babbitz. Appeal from the United States District Court for the Eastern District of Wisconsin. Judgment vacated and case remanded to the United

States District Court for the Eastern District of Wisconsin in light of *Younger v. Harris*, 401 U.S. 37 (1971); and *Samuels v. Mackell and Fernandez v. Mackell*, 401 U.S. 66 (1971). Mr. Justice Douglas dissents from the remand.

No. 1367. Clairol, Incorporated, appellant, *v.* Director, Division of Taxation. Appeal from the Supreme Court of New Jersey. Motion of the Automobile Manufacturers Association, Inc., for leave to file a brief, as *amicus curiae*, granted. The appeal is dismissed for want of a substantial federal question. Mr. Justice Harlan is of the opinion that probable jurisdiction should be noted and case set for oral argument. Mr. Justice Brennan took no part in the consideration or decision of this case.

No. 1390. Johnnie Pruett, appellant, *v.* Texas. Appeal from the Court of Criminal Appeals of Texas. The appeal is dismissed for want of a substantial federal question.

No. 1391. H. L. Federman & Company, Inc., appellant, *v.* John A. Zerbel, dba John A. Zerbel & Company. Appeal from the Supreme Court of Wisconsin. The appeal is dismissed for want of a substantial federal question.

No. 1428. Bernard Allen Fried et al., appellants, *v.* Matthew Danaher, Clerk of the Circuit Court of Cook County, Illinois, et al. Appeal from the Supreme Court of Illinois. The appeal is dismissed for want of a substantial federal question.

No. 962. Richard John Kostamo, appellant, *v.* Northern City National Bank et al. Appeal from the Supreme Court of Minnesota. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas and Mr. Justice Brennan dissent from the dismissal of the appeal.

No. 5925. Dorothy Jeanette Hietala, appellant, *v.* The Heir of Peter Pakarinen. Appeal from the Supreme Court of Minnesota. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas and Mr. Justice Brennan dissent from the dismissal of the appeal. Mr. Justice Blackmun took no part in the consideration or decision of this case.

#### CERTIORARI—SUMMARY DISPOSITION

No. 5029. Donald Romontio, petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Writ of certiorari dismissed as improvidently granted.

#### ORDERS IN PENDING CASES

No. 538. Nellie Swarb et al., appellants, *v.* William M. Lennox et al. The motion to proceed on the original record and the motion to dispense with printing appellants' brief on the merits are granted.



No. 798. United States et al., petitioners, *v.* Anne Goyne Mitchell et al. The motion of respondent Angello for additional time for oral argument granted and an additional fifteen minutes is allotted for that purpose. The Solicitor General is also granted an additional fifteen minutes to argue on behalf of the United States.

No. 835. Robert Kenneth Dewey, petitioner, *v.* Reynolds Metals Company. The motion of the National Jewish Commission on Law and Public Affairs et al., for leave to file a brief, as *amici curiae*, is granted. The motion of the Chamber of Commerce of the United States; and the motion of the American Jewish Congress for leave to file a brief, as *amicus curiae*, are granted. Mr. Justice Harlan took no part in the consideration or decision of these motions.

No. 1042. Florence Diffenderfer and Nishan Paul, appellants, *v.* Central Baptist Church of Miami, Florida, Incorporated, et al. The joint motion to dispense with printing the appendix record is granted.

No. 1463. Dekar Industries, Inc., et al., petitioners, *v.* Bissett-Berman Corporation. The motion of the respondent to restrict distribution of the petition or in the alternative to delete portions thereof is denied.

#### APPEAL—JURISDICTION NOTED

No. 1346. United States, appellant, *v.* Topco Associates, Inc. Appeal from the United States District Court for the Northern District of Illinois. In this case probable jurisdiction noted.

#### CERTIORARI GRANTED

No. 1331. Affiliated Ute Citizens of the State of Utah et al., petitioners, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit granted.

#### CERTIORARI DENIED

No. 1023. John Healy and Edward Healy, petitioners, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 1189. Frank DeLegge, Sr., petitioner, *v.* United States;

No. 1277. William Daddano, petitioner, *v.* United States; and

No. 6532. Richard Cain, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 1228. Lenerte Roberts, petitioner, *v.* State Real Estate Commission. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Middle District, denied.

No. **1265**. Construction and General Laborers' Local Union No. 246, etc., petitioner, *v.* The Jordan Company. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **1294**. K. E. McAfee et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **1296**. El Rancho, Inc., et al., petitioners, *v.* The First National Bank of Nevada, etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1308**. United Mine Workers of America, petitioner, *v.* District 50, United Mine Workers of America, etc. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **1337**. Anthony Morelli et al., petitioners, *v.* New York; and

No. **1399**. Jose Colon, petitioner, *v.* New York. Petitions for writs of certiorari to the Court of Appeals of New York denied.

No. **1338**. George J. Beto, Director, Texas Department of Corrections, petitioner, *v.* James Lee Marion. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1339**. Eldon O. Haldane, petitioner, *v.* Donald E. Ruppe et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1342**. Daniel J. McMann, Warden, petitioner, *v.* Craig S. Owen. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1345**. Noll Motors, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **1357**. Local 134, International Brotherhood of Electrical Workers, AFL-CIO, et al., petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States of Appeals for the Seventh Circuit denied.

No. **1358**. Mary Ellen Coakley, petitioner, *v.* F. M. Reising et al. Petition for writ of certiorari to the Court of Civil Appeals of Texas, 13th Supreme Judicial District, denied.

No. **1361**. Nancy Sinatra, petitioner, *v.* The Goodyear Tire & Rubber Co. et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1366**. Jack W. Baum, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 1369. Willard F. Moore, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 1372. Chester Brown, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 1374. Leonard W. Granger et al., petitioners, *v.* City of Mentor. Petition for writ of certiorari to the Court of Common Pleas of Lake County, Ohio, denied.

No. 1377. Robert M. Rose et al., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1379. International Metal Specialities, 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. 1380. Mather Construction Company et al., petitioners, *v.* Continental Casualty Company et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 1382. Douglas MacLeod, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 1384. Andy Raymond, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 1385. Thomas J. Kirkland, as Trustee for TMT Trailer Ferry, Inc., petitioner, *v.* Protective Committee for Independent Stockholders of TMT Trailer Ferry, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1388. James A. Messick, t/d/b/a Georgian Hall Motor Lodge, et al., petitioners, *v.* William J. Gordon. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 1396. Carmine Lombardozi, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1400. Joseph J. Drobnick and Mark J. Drobnick, petitioners, *v.* Foss Park District. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. 1401. Bagel Bakers Council of Greater New York and its Employer-Members, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1403. Stanley Air Tools, etc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 1404. Jesus Enrique Noriega, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1405. Leslie Salt Company, petitioner, *v.* Alameda Conservation Association et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1407. August Doyle, petitioner, *v.* Henry C. Koelbl, Commander, 27th Combat Support Group, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1408. Board of Education of the City of Chicago, petitioner, *v.* Vivian B. King et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 1410. Certain Space in the Property known as the Chimes Building etc., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1411. National Bank of Albany Park in Chicago, etc., et al., petitioners, *v.* City of Chicago in Trust for the Use of Schools. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 1416. Canel Lodge No. 700, International Association of Machinists and Aerospace Workers, AFL-CIO, petitioner, *v.* United Aircraft Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1417. Sandra Lee Sherwood and Dana S. Sherwood, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 1418. Frank Joseph Sandoval and James Vigil, petitioners, *v.* California et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1422. Gilbert Shaw et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1427. Aetna Life Insurance Company, petitioner, *v.* Don E. Lester, Jr. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1437. Armstrong Equipment Company, petitioner, *v.* Clark Equipment Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1458**. Dorothy Costen et vir, petitioners, *v.* Hirschbach Motor Line et al. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **1462**. Donald Sparks, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. **1466**. The Democratic Organization of Cook County et al., petitioners, *v.* Michael L. Shakman et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1486**. Atlas Engine Works, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6071**. James W. Booth, Jr., petitioner, *v.* Warden, Maryland House of Correction. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6127**. Charles F. Scott, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6163**. Joseph A. Reynolds, petitioner, *v.* Arizona. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6182**. Xavier G. Bustos, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **6231**. Edward Anthony Malone, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **6261**. Thomas Earl Dudley, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **6273**. Harlan Glen Lay, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida denied.

No. **6299**. Paul C. Hill, petitioner, *v.* Circuit Court of Hillsborough. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **6318**. Joel Dean Blanton, petitioner, *v.* S. Lamont Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6326**. Jerry Dean Fitzsimmons, petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6332**. Paul J. Murphy, petitioner, *v.* William R. Conte, etc. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. **6337**. Lawrence Edward Lockridge and Roger Allen Lockridge, petitioners, *v.* Superior Court of Los Angeles County, California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **6339**. Richard Randolph Nichols, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **6347**. Renard L. Walter, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6358**. Norris L. Mayfield, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **6369**. Bobby Lee Rush, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fourth District, denied.

No. **6387**. Sheadrick Gilyard, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **6398**. Roosevelt Landgham, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **6408**. Frederick Erwin Paszek, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6428**. John Ligue, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **6437**. Allen Scott, petitioner, *v.* H. J. Cardwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6438**. Dominic Fognini, a/k/a Larry Swartz, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **6469**. Shahid El Hussein Muhammad, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6497**. Walter F. Harper, petitioner, *v.* P. J. Ciccone, Director, etc. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6506**. Martin Sostre, petitioner, *v.* John Mitchell, Attorney General. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **6520**. Jacques Rene Henri Vermeulen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6526**. Robert Eugene Hepler, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6530**. John Patrick George Haslam, III, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6542**. William Lammie Nordeste, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6546**. Robert Edward Reeb, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6549**. Dennis Patrick Sullivan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6556**. Don Garriga Chapman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6561**. Richard Earl Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6577**. Richard Allen Tanner, petitioner, *v.* United States. Petition for writ of certiorari to the United States of Appeals for the Tenth Circuit denied.

No. **6581**. Joseph Phillip Zenchak, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6582**. Willie Hargrove, petitioner, *v.* Alfred T. Rundle. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6585**. Cary Lavon Seyfried, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6591**. Algylee Bobbe Wilson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6595**. Jon W. Martin, petitioner, *v.* Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. **6596**. Robert J. Carter, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **6597**. Lester Frederick Borman and Charles King, Jr., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6599**. Gordon L. Platt, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6603**. Santiago Mos, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6605**. T. Mac Tanner, petitioner, *v.* Frank J. Pate, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6606**. Juan Conrad Holman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6607**. Frank Bournett, petitioner, *v.* John J. Twomey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6608**. Jack Hicks, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **6609**. Richard Harvey Jordan, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **6616**. Willie Lewis, Jr., petitioner, *v.* S. Lamont Smith, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **6618**. Pasquale Delle Rose, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **6620**. Thomas Lopez, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **6631**. John Henry Mason, Jr., petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **6634**. Herbert C. Hacker, petitioner, *v.* R. J. Gaffney, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.



No. 6641. Charles Enty, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. 6644. Robert Williams, petitioner, *v.* Daniel McMann, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 6650. Fred Leonard Morrison, petitioner, *v.* North Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 6655. Pressie Hughes, petitioner, *v.* District Attorney for Atlanta, Georgia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 6669. John K. Alexander, petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 6670. Steven A. McKinney, petitioner, *v.* Director, Patuxent Institution. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 6675. Steven P. Duffen, petitioner, *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. 6678. Henry Glen Hawthorne, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 1248. J. Edwin LaVallee, Superintendent of Clinton State Correctional Facility, petitioner, *v.* Edward Stanley Miller and Joseph T. Quinones. Motion of respondent Miller for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1279. Bennie Ralph Timmons, petitioner, *v.* United States; and

No. 1315. Margaret Loretta Nolte, petitioner, *v.* United States. Motions to dispense with printing petitions granted. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1348. Johnny Ray Littlepage, petitioner, *v.* United States. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1364. Lee W. Taylor, petitioner, *v.* United States. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 1281. Eerik Heine, petitioner, *v.* Juri Raus. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Douglas and Mr. Justice Stewart are of the opinion that certiorari should be granted.

No. 1310. Lee Edwards, petitioner, *v.* Lem C. Bryan, Receiver for Arkansas Loan and Thrift Corporation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 6635. Harry R. Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 1316. 2,608.84 Acres of Land in Tarrant County, Texas, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Black joins.

No. 1340. Professional Air Traffic Controllers Organization et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. The Chief Justice, Mr. Justice Stewart and Mr. Justice White are of the opinion that certiorari should be granted.

No. 1350. United Transportation Union, petitioner, *v.* Illinois Central Railroad Company. Petition for writ of certiorari to the United States court of Appeals for the Seventh Circuit denied. Mr. Justice Brennan and Mr. Justice White are of the opinion that certiorari should be granted.

No. 1351. Interboro Contractors, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice White is of the opinion that certiorari should be granted.

No. 1356. Joseph V. Franco, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 1359. Lester Wheeler, petitioner. *v.* Lykes Bros. Steamship Co., Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1386. The Chicago Housing Authority et al., petitioners, *v.* Dorothy Gautreaux et al. Petition for writ of certiorari to the United

States Court of Appeals for the Seventh Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1432. Staughton Lynd et al., petitioners, *v. City of Chicago*. Petition for writ of certiorari to the Supreme Court of Illinois denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6087. Lawrence Harper McKenzie, petitioner, *v. Director, Patuxent Institution, Maryland*. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6567. Claud Michael Kember, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1376. Samuel Goldwyn Productions et al., petitioners, *v. James A. Mulvey*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. 6082. Bobbie Harrington and Marcie Harrington, petitioners, *v. California*. Petition for writ of certiorari to the Supreme Court of California denied. Mr. Justice Harlan would grant certiorari, vacate judgment below and remand case in light of *Chimel v. California*, 395 U.S. 752 (1969) and his separate opinion in *Williams v. United States* (and companion cases), 401 U.S. —, — (1971).

No. 6484. Benny Saldana Aguirre, petitioner, *v. California*. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. Mr. Justice Harlan would grant certiorari, vacate judgment below and remand case in light of *Chimel v. California*, 395 U.S. 752 (1969) and his separate opinion in *Williams v. United States* (and companion cases), 401 U.S. —, — (1971).

No. 6105. Albert Lonzo Cantrell, petitioner, *v. R. J. Gaffney, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied and:

No. 6512. Albert Lonzo Cantrell, petitioner, *v. Kansas*. Petition for writ of certiorari to the Supreme Court of Kansas denied. Mr. Justice Blackmun took no part in the consideration or decision of these petitions.

No. 6325. Gerald Stanley Nemke, petitioner, *v. Illinois*. Petition for writ of certiorari to the Supreme Court of Illinois denied. Mr. Justice Harlan and Mr. Justice Marshall would grant certiorari, vacate judgment below and remand case in light of *Escobedo v. Illinois*, 378 U.S.

478 (1964); *Miranda v. Arizona*, 384 U.S. 436 (1966); and their separate opinions in *Williams v. United States* (and companion cases, 401 U.S. ———, ——— (1971)).

No. **6698**. William A. Ganci, petitioner, *v. New York*. Petition for writ of certiorari to the Court of Appeals of New York denied. Mr. Justice Brennan and Mr. Justice Stewart are of the opinion that certiorari should be granted.

#### LEAVE TO FILE PETITION FOR WRIT OF CERTIORARI DENIED

No. **6303**. George E. Trull, petitioner, *v. S. Lamont Smith, Warden*. Motion for leave to file petition for writ of certiorari denied.

#### LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. **6319**. Irving Eugene Ney, petitioner, *v. Harold V. Field, Superintendent, California Men's Colony*;

No. **6474**. Curtis Brown, petitioner, *v. Raymond J. Buchkoe, Warden*;

No. **6579**. Arley Ward, petitioner, *v. Ray H. Page, Warden*; and

No. **6663**. James Reese, James Hadley and Bernard Jackson, petitioners, *v. S. Lamont Smith, Warden*. Motions for leave to file petitions for writ of habeas corpus denied.

#### LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. **6601**. Rochester Harris, petitioner, *v. Leo Lafave*; and

No. **6665**. James J. Laughlin, petitioner, *v. United States Court of Appeals for the District of Columbia Circuit*. Motions for leave to file petitions for writs of mandamus denied.

#### REHEARINGS DENIED

No. **370**. Magnesium Casting Company, petitioner, *v. National Labor Relations Board*;

No. **964**. Jack Van Sickle, petitioner, *v. Nevada*;

No. **966**. The Florida State Board of Dentistry, petitioner, *v. Roy F. Mack*;

No. **1037**. Cassius L. Peacock, Jr., petitioner, *v. Retail Credit Company*;

No. **1130**. Nolynn Association of Separate Baptist in Christ of Kentucky et al., petitioners, *v. Oak Grove Separate Baptist Church et al.*;

No. 1132. City of Millard, Nebraska, et al., appellants, *v.* City of Omaha, Nebraska, et al.;

No. 5740. John A. Garcia et al., petitioners, *v.* United States;

No. 5942. Evelyn Shirley, petitioner, *v.* Louisiana;

No. 6175. Earl Spigner, petitioner, *v.* United States; and

No. 6355. Ivan Maras, petitioner, *v.* Edith E. Gehring. Petitions for rehearing denied.

No. 152. Robert Wayne Patterson, petitioner, *v.* Humble Oil and Refining Company et al. Petition for rehearing denied. Mr. Justice Harlan took no part in the consideration or decision of this petition.

No. 1034. Manuel Jacobs, petitioner, *v.* United States. Petition for rehearing denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 1211. Travis Levy, petitioner, *v.* United States. Petition for rehearing denied. Mr. Justice Douglas and Mr. Justice White took no part in the consideration or decision of this petition.

No. 6276. Daniel C. Singal, petitioner, *v.* Olin G. Blackwell, Warden, et al. Motion for leave to file petition for rehearing denied.

#### ASSIGNMENT ORDER

An order of the Chief Justice designating and assigning Mr. Justice Clark (Retired) to perform judicial duties in the United States Court of Appeals for the Second Circuit beginning June 1, 1971, and ending June 4, 1971, and for such further time as may be required to complete unfinished business, pursuant to 28 U.S.C. § 294(a), is ordered entered on the minutes of this Court, pursuant to 28 U.S.C. § 295.

#### RECESS ORDER

The Court will take a recess from Monday, April 26, 1971, until Monday, May 3, 1971.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Dent Acree	Atlanta, Ga.	John H. Boman, Jr.
Martin J. Adelman	Detroit, Mich.	Arthur Raisch.
Jerry Wayne Adkins	Dallas, Tex.	Dee Brown Walker.
Harry J. Albers	Fort Lauderdale, Fla.	Robert Blaine Cochran.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Hamilton Albert	Columbus, Ohio	Harley E. Peters.
Henry F. Albinson	Bloomfield, N.J.	S. Herman Cohen.
Fred Allen	Minneapolis, Minn.	Charles T. Hvass.
John Derck Amerman	Minneapolis, Minn.	Lynn Sumner Castner.
Wolfgang R. Anderson	Bellevue, Wash.	Frederick O. Frederickson.
William Shankland Andrews	Syracuse, N. Y.	Richard Allan Ellison.
Gregory H. Arabian	Belmont, Mass.	Israel Grossman.
David Arnold	Cleveland, Ohio	Robert Roy Disbro.
Norman R. Atkins	Beverly Hills, Calif.	Robert M. Maslow.
Louis S. Backiel	Floral Park, N. Y.	John D. Bennett.
Joseph Bert Barker	Martinsville, Ind.	Hugh R. Couch.
Charles Henry Barnes	Montgomery, Ala.	John G. Bookout.
James D. Beatty	Fort Collins, Colo.	Arthur E. March, Jr.
Bernard P. Becker	Minneapolis, Minn.	Alvin Hirshen.
Roger H. Bedford	Russellville, Ala.	Tom Bevill.
William W. Bedford	Russellville, Ala.	Tom Bevill.
Embree Charles Bedsole	Dallas, Tex.	Richard Stuart Geiger.
James L. Beech, Jr.	Jasper, Ala.	Tom Bevill.
Ernest J. Belfi	Rockville Centre, N. Y.	John D. Bennett.
Daniel Booth Beresford	Indianapolis, Ind.	Arthur Raisch.
Paul Ivan Birzon	Buffalo, N. Y.	John W. Condon, Jr.
Wayman Jere Blackshear	Dallas, Tex.	K. Martin Worthy.
Edward C. Blank, II	Columbia, Tenn.	Lon P. Mac- Farland.
John Martin Bleecker, Jr.	Charleston, S.C.	Thomas P. Lesesne, III.
James D. Blitz	Milwaukee, Wis.	K. Martin Worthy.
Donald B. Block	Phoenix, Ariz.	Marvin T. John- son.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
A. W. Franklin Bloodworth.	Atlanta, Ga.	Allen W. Post.
Barry Blyveis	Detroit, Mich.	Maurice S. Meyer.
George J. Bolton	North Miami Beach, Fla.	Charles Koozman.
James Marvin Bond	Fort Worth, Tex.	S. G. Johndroe, Jr.
Walton Collins Bonds	Nashville, Tenn.	Milton P. Rice.
Edward Thomas Borda	Silver Spring, Md.	James Frederick Bromley.
Frank Borda	Orono, Maine	James Frederick Bromley.
Harold Borg	New York, N.Y.	Melvin M. Lebetkin.
Roger Alexis Boursier	Minneapolis, Minn.	Louis N. Crill.
Earl Branum	Maynardville, Tenn.	K. Martin Worthy.
Raymond W. Brault	Missoula, Mont.	Harold L. Holt.
James Robert Bray	Portsmouth, Va.	Michale A. Korb, Jr.
Richard R. Brennan	Phoenix, Ariz.	Robert G. Mooreman.
James A. Brescoll	Detroit, Mich.	Forbes B. Henderson.
Charles L. Brocato	Jackson, Miss.	James Kearney Dossett.
William Henry Charles Brown	Fort Collins, Colo.	Arthur E. March, Jr.
Robert H. Burgess	Omaha, Nebr.	K. Martin Worthy.
Patrick L. Burke	New Orleans, La.	Joseph Marks Brush.
John May Burnett	San Jose, Calif.	Bruce Pardee Griswold.
Bobby D. Burns	Arlington, Va.	K. Martin Worthy.
Joel Miles Carlins	Chicago, Ill.	Samuel S. Berger.
John K. Carmack	Los Angeles, Calif.	Arvo Van Alstyne.
John A. Carnahan	Columbus, Ohio	John L. Davies.
Alan S. Carpel	Philadelphia, Pa.	Howard Wallner.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
A. Wallace Cato	Bainbridge, Ga.	Judge Robert Edward Lee Culpepper, Jr.
Thomas A. Cenac	Houma, La.	Cleveland J. Marcel, Sr.
Sara Paula Chernoff (Mrs.)	Los Angeles, Calif.	Paul L. McKaskle.
Wm. C. Church, Jr.	San Antonio, Tex.	George A. Kamp- mann.
William Stanley Churchill II	Wichita, Kans.	Gerrit Henry Wormhoudt.
David Arvine Clarke, Jr.	Washington, D.C.	Sol. Gen. Erwin N. Griswold.
Thomas T. Cobb	Daytona Beach, Fla.	W. Warren Cole, Jr.
William M. Coffey	Milwaukee, Wis.	Franklyn M. Gimbel.
John Cosmic	Amarillo, Tex.	C. J. Taylor, Jr.
George William Coulthard	Las Vegas, Nev.	Howard W. Cannon.
Dallas Wendell Cox, Jr.	St. Louis, Mo.	William A. Moffitt, Jr.
Jerald Donald Crow	Dallas, Tex.	Carlton Glen Conkey.
Emery Dean Curlee	Chicago, Ill.	Donald C. Mc- Devitt.
Avrum H. Dannen	Chicago, Ill.	Eugene Crane.
Peter Malcolm Davenport	Paris, Ky.	George S. Prugh, Jr.
Robert E. Davis	Louisville, Ky.	Edwin W. Paul.
Peter Titcomb Dawson	Hallowell, Maine	George C. West.
William David Diehl	Columbus, Ohio	Harley E. Peters.
William F. Douglass	Austin, Tex.	William F. Hebert.
C. Gibson Downing	Lexington, Ky.	Gladney Harville.
Patricia Margaret Doyle (Miss)	San Diego, Calif.	Byron F. Lindsley.
Doris Ann Dudney (Miss)	Tampa, Fla.	Cody Fowler.
John Edwin Duke	Goldsboro, N.C.	Julian T. Gaskill.
Cassandra Dunn (Miss)	Fresno, Calif.	Judge Denver C. Peckinpah.
Richard Craig Dunsay	Los Angeles, Calif.	Marvin H. Kleinberg.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Daniel A. Durkin	Wilmington, Del.	Gerard P. Kavanaugh.
Stanwood R. Duval, Jr.	Houma, La.	Geo. Arceneaux, Jr.
Albert Hayden Dwyer	New York, N. Y.	Carleton G. Eldrige, Jr.
Robert Wendall Dygert	Minneapolis, Minn.	Oscar C. Adamson, II.
Charles H. Eddy	Morrilton, Ark.	Audrey Strait.
Marvin Chester Emerson	Oklahoma City, Okla.	Marian P. Opala.
Robert G. Faircloth	Birmingham, Ala.	Frederick T. Carney.
John R. Fallon	New York, N. Y.	Joseph F. Onorato.
Harold A. Feder	Denver, Colo.	Gordon L. Allott.
Jule W. Felton, Jr.	Atlanta, Ga.	Hugh M. Dorsey, Jr.
Robert Harold Fendler	Los Angeles, Calif.	James R. Holman.
Nick Ficarrotta	Tampa, Fla.	Marcus Aurelius Wilkinson III.
Arlen Eugene Fielden	Oklahoma City, Okla.	William Paul.
Albert P. Fischer	Fort Collins, Colo.	Arthur E. March, Jr.
Michael Allan Fischer	Oakland, Calif.	Howard M. Van Elgort.
Ward H. Fischer	Fort Collins, Colo.	Arthur E. March, Jr.
Louis Y. Fishman	New Orleans, La.	Cicero C. Sessions.
William J. Flynn	Miami, Fla.	Cecyl L. Pickle.
Thomas E. Fontecchio	Dallas, Tex.	K. Martin Worthy.
John J. Ford, III	San Francisco, Calif.	Jerome Berg.
Isaac Franklin	New York, N. Y.	Joseph P. Manners.
Maurice J. Freeman	St. Louis, Mo.	Henry C. Lowenhaupt.
William Scott Friedman	Columbus, Ohio	Arthur M. Sebastian.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Dwight L. Fullerton	Columbus, Ohio	J. Richard Lumpe.
Arville Lynn Funk	Corydon, Ind.	Eugene E. Feller.
Eugene C. Gaerig	Memphis, Tenn.	James Fleming Eggleston.
Edward James Gaidry	Houma, La.	Geo. Arceneaux, Jr.
Paul K. Gaines	Hammond, Ind.	Edmund A. Schroer.
William W. Garretson	Des Moines, Iowa	Richard C. Turner.
Robert R. Gehler	Aurora, Colo.	S. Morris Lubow.
Smith Barton Gephart	Harrisburg, Pa.	John Doran Killian, III.
Reginald Walker Gibson	Potomac, Md.	Fred. G. Folsom.
Ian R. Gilbert	New York, N.Y.	Charles A. Simmons.
Henry Gilchrist	Dallas, Tex.	Dwight Marshall Simmons.
Paul F. Glasgow	Westminster, Colo.	Miss Rebecca L. Bradley.
Laurence Glazer	Cleveland, Ohio	Elliott Hugh Kajan.
Joseph H. Golant	Beverly Hills, Calif.	Marvin H. Kleinberg.
Paula W. Gold	Boston, Mass.	Robert L. Spangenberg.
Milton Goldberger	Binghamton, N.Y.	Neils K. Pedersen.
Leonard Golove	Los Angeles, Calif.	Marvin H. Kleinberg.
Edward Gordon, Jr.	Morrilton, Ark.	Audrey Strait.
Nathan G. Gordon	Morrilton, Ark.	Audrey Strait.
Benjamin Z. Gould	Chicago, Ill.	Gerald Ratner.
James K. Graham	Detroit, Mich.	Donald J. Prebenda.
John Bert Grandoff, Jr.	Tampa, Fla.	Herboth S. Ryder.
Louis Gruss	Brooklyn, N.Y.	Leslie B. Tinkler.
William C. Gullahorn, Jr.	Albertville, Ala.	Tom Bevill.
Vernon G. Haas	Oxon Hill, Md.	Patrick F. Mahoney.
Robert Jerry Hand	Casper, Wyo.	William J. Wehrli.
Gerald Andrew Hapka	Fairfax, Va.	James T. Corle.
Charles Riley Hare, Jr.	Albertville, Ala.	Tom Bevill.
Asa C. Hartwig	Cullman, Ala.	Tom Bevill.
Gary W. Harch	Altanta, Ga.	Hugh M. Dorsey, Jr.
Eldridge Hawkins	East Orange, N.J.	George W. Nicastro.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Everett M. Hawley, Jr.	Grosse Pointe Woods, Mich.	Edward T. Goodrich.
William Thomas Hayes	Pelham, N.H.	K. Martin Worthy.
Dale Harding Heinly	Santa Ana, Calif	Frank L. Eddens, Jr.
Peter Heintz	Sacramento, Calif.	Sheldon H. Grossfeld.
Richard Stanley Henderson	San Diego, Calif.	F. James Bear.
James Vance Henry	Fresno, Calif.	Philip J. Hirschkop.
Michael Neil Herndon	Thomasville, Ga.	Sol Altman.
John S. Hodges	E. Weymouth, Mass.	Joel Gerber.
H. Fred Hoefle	Cincinnati, Ohio	Timothy S. Hogan.
Daniel Demetri Holly	Tempe, Ariz.	Philip Walter Marquardt.
Elmer Holst	Arlington, Va.	Richard William Corman.
Charles Richard Hrdlicka	Detroit, Mich.	Forbes B. Henderson.
Ira A. Huggins	Ogden, Utah	David S. Kunz.
Edward Coleman Hume	Enid, Okla.	Marcos E. Kinevan.
Lemuel S. Hunnicutt	St. Petersburg, Fla.	Leslie David Franklin.
Robert White Hutchins	Plymouth, N.C.	Herbert Logan Toms, Jr.
Samuel Robert Hutchison	Phoenix, Ariz.	Warren F. B. Lindsley.
James Egan Irion	Memphis, Tenn.	H. Hugo Perez.
David L. Jacobsohn	Monterey Park, Calif.	Bert Marks.
Burton C. Jacobson	Beverly Hills, Calif.	Lyman A. Garber.
William A. Jansen	Madison, Wis.	William E. Johnson.
Albert J. Joyce, Jr.	Balboa, Canal Zone.	Harry H. Allen, Jr.
Arthur S. Katayama	Los Angeles, Calif.	Robert John Jensen.
Melvin Katz	New York, N.Y.	A. Harold Frost.
William V. Kelley	Spokane, Wash.	Clyde C. Rowan.
Harry M. Kelsey	Seattle, Wash.	Laurence W. Wanichek.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James Nolan Kenealy Jr.	Los Angeles, Calif.	George R. Hillsinger.
Victor Alvin Ketcham, Jr.	Columbus, Ohio	Rick E. Marsh.
Michael N. Khourie	San Francisco, Calif.	Arthur A. Park.
Richard William Kienle	Roanoke, Va.	John S. Shannon.
Robert Haden King	Gadsden, Ala.	Tom Bevill.
George H. Kohl	Hammond, Ind.	Edmund A. Schroer.
Epaminondas Philip Koltos	Albany, N.Y.	Anthony P. DeLio.
Paul W. Kopsky	St. Louis, Mo.	James E. McDaniel.
Nathaniel Dean Kramer	New York, N.Y.	Hugh A. Chapin.
Roger C. Landrum	Jackson, Miss.	Junior O'Mara.
Richard L. Lapidus	Miami, Fla.	Marshall J. Langer.
Earle Forrest Lasseter	Montgomery, Ala.	George Shipley Prugh, Jr.
Samuel Gilliland Layton, Jr.	Charlotte, N.C.	Warley L. Parrott.
William J. Lederer	Chicago, Ill.	Rupert J. Groh, Jr.
Gustav J. Lehr, Jr.	Columbia, Mo.	A. D. Sappington.
Robert J. Lerner	Milwaukee, Wis.	Franklyn M. Gimbel.
William H. Levit, Jr.	New York, N.Y.	Robert B. Fiske, Jr.
Jethro Koller Lieberman	Washington, D.C.	Harry M. Plotkin.
Henry Lilienheim	Glencoe, Ill.	Edward Brodkey.
Allan I. Lipson	Brighton, Colo.	S. Morris Lubcw.
Robert L. Livesay	Detroit, Mich.	Forbes B. Henderson.
Milton M. Livingston,	Paducah, Ky.	William Bellew Byrd.
William Charles Loftus	Phoenix, Ariz.	Gerald D. McCafferty.
Robert Hoy Londergon	Gloucester, Mass.	Solomon Sandler.
Charles L. Lovercheck	Erie, Pa.	John Miller Wolford.
Thomas W. Luce, III	Dallas, Tex.	Dwight Marshall Simmons.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard F. Lytle	Anchorage, Alaska	Clyde C. Houston.
William Erskine MacKay	New York, N.Y.	J. Randolph Wilson.
Floyd Marks	Commerce City, Colo.	Miss Rebecca L. Bradley.
James H. Martin	Chicago, Ill.	K. Martin Worthy.
Thomas V. Martin	Columbus, Ohio	Julius J. Nemeth.
E. Michael Masinter	Atlanta, Ga.	Allen W. Post.
Robert Wade Maupin	Columbia, Mo.	A. D. Sappington.
Robert F. Maxwell	Rosemont, Pa.	Philip M. Knox, Jr.
Christine Ann McCarthy (Mrs.)	Erie, Pa.	William C. Sennett.
Thomas Joseph McCarthy	Erie, Pa.	William C. Sennett.
Robert Morgan McDonald	Olympia, Wash.	Stephen C. Way.
Daniel G. McDowell	Russellville, Ala.	Tom Bevill.
Thomas Francis McDowell	Birmingham, Ala.	Roy Walter Scholl, Jr.
Thomas Bernard McGowan	Rocky River, Ohio	Robert E. Sweeney.
Richard C. McLaughlin	Chicago, Ill.	K. Martin Worthy.
W. Pelham McMurry	Paducah, Ky.	William Bellew Byrd.
Alexander D. McNabb	Dallas, Tex.	Ernest T. Foree.
Robert D. Melton	Orlando, Fla.	Charles J. Cullom.
Irvin A. Meyers	Orlando, Fla.	Curtis B. Goff.
Richard Barry Michaels	Chicago, Ill.	Irving Lewis.
Eugene Miller	Los Angeles, Calif.	Stanley E. Tobin.
Martin William Mitchell	Covington, Ky.	Charles S. Adams.
Jun Mori	Los Angeles, Calif.	Robert T. Harris.
Charles F. Murphy	Olympia, Wash.	Edward B. Mackie.
Paul Joseph Murphy	Olympia, Wash.	Stephen C. Way.
José Luis Novas-Dueno	San Juan, P.R.	Rafael O. Fernández.
Frank Lewis O'Bannon	Corydon, Ind.	Eugene E. Feller.
Donald Steen Olexa	Lincolnshire, Ill.	Edgar Vanneman, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ellis Olkon	Minneapolis, Minn.	Stephen M. Goldfarb.
Earl C. Opperthausen	Detroit, Mich.	Forbes B. Henderson.
Mark Eric Overland	Los Angeles, Calif.	Richard S. Buckley.
Comer Woodward Padrick, Jr.	Atlanta, Ga.	Hugh M. Dorsey, Jr.
Carl Paschetag	Houston, Tex.	C. W. Wellen.
James Harry Patton, Jr.	Los Angeles, Calif.	James H. Patton, Jr.
Philips B. Patton	Santa Cruz, Calif.	Stewart Cureton.
Wayne G. Patton	St. Louis, Mo.	Frank Bild.
John Jefferson Pederson	Chicago, Ill.	Joseph S. Wright.
Francis Louis Pellegrini	St. Louis, Mo.	Rey Eilers.
Alphonso Walter Pendergrass	Washington, D.C.	Richard Robert Clark.
Fioravante G. Perrotta	New York, N.Y.	Herbert C. Earnshaw.
Ronald A. Peterson	Colorado Springs, Colo.	Donald E. Campbell.
Jack L. Pettit	Columbia, Mo.	A. D. Sappington.
David Dale Phoenix	Bloomington, Ill.	Lawrence Joseph Nelson.
Benson Dale Pilloff	Cleveland, Ohio	Robert Roy Disbro.
Sol Plafkin	Detroit, Mich.	Gerald Curtis.
William Henry Platt	Allentown, Pa.	George J. Joseph.
James Pollock	New York, N.Y.	Stanley J. Friedman.
Helen Viney Porter (Miss)	Chicago, Ill.	K. Martin Worthy.
Lewis Morgan Porter, Jr.	Chicago, Ill.	K. Martin Worthy.
Joseph W. Price, Jr.	Washington, D.C.	Gideon Franklin Rothwell IV.
John M. Prutzman	Hartford, Conn.	Atwood Collins, II.
Edward J. Raskosky	Hammond, Ind.	Edmund A. Schroer.
Edwin M. Reiskind, Jr.	New York, N.Y.	Harris L. Present.
Duane Lee Riggs	Sugar Land, Tex.	Dean E. Delafield.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Franklin Pierce Ross Rittenhouse	Las Vegas, Nev.	Madison B. Graves.
George Stanley Robinson III	Vienna, Va.	Mrs. Suzanne Dupré Murphy.
Richard O. Robinson	Buffalo, N. Y.	John E. Adamson, Jr.
Rose Luttan Rubin (Mrs.)	New York, N. Y.	Miss Cecelia Helen Goetz.
Stanley D. Rullman	Hamilton, Ohio	James Stephen Irwin.
L. Giles Rusk	Houston, Tex.	Thomas A. Tarpey.
Ernest Lewis Salatich	New Orleans, La.	Blake G. Arata.
Ralph Joseph Salerno	Bloomfield, N. J.	Henry Sant'Ambrogio.
Donald C. Savelkoul	Minneapolis, Minn.	Hyman Edelman.
Arnold A. Secunda	New York, N. Y.	Samuel Gottesman.
Robert H. Schumacher	Minneapolis, Minn.	Arnold I. Feinberg.
Leonard George Seifert	Spring Valley, N. Y.	William W. Siegel.
Nelson E. Shafer	Chicago, Ill.	K. Martin Worthy.
Stuart Michael Shapiro	Chicago, Ill.	Morris David Benjamin.
Nicholas J. Sheppard	New York, N. Y.	Helmer R. Johnson.
Robert Luther Shults	Little Rock, Ark.	Alston Jennings.
Samuel I. Sigal	Minneapolis, Minn.	Hyman Edelman.
Harold Silen	San Francisco, Calif.	Nathan Cohn.
Donald Charles Simmons	Waterbury, Conn.	Zbigniew Rozbicki.
L. Bernell Solsberry	Sonita, Ariz.	James F. Hay- thornwhite.
Howard A. Spies	Topeka, Kans.	E. Newton Vickers.
Ronald Steelman	Santa Ana, Calif.	McPherson Berrien E. Moore.
Edward Meyer Stein	Omaha, Nebr.	Irving B. Epstein.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Arthur Ira Steinberg	Alexandria, Va.	Herman I. Branse.
David Peter Steinmann	New York, N.Y.	Arthur H. Christy.
Harrison B. Steward, III	Winter Park, Fla.	Pierre Lee Steward.
William C. Sullivan	St. Louis, Mo.	John Calvin Shepherd.
Lawrence D. Swidler	Chicago, Ill.	Stephen P. Patt.
Gerald B. Tannen	San Francisco, Calif.	Jack Richard Kates.
Peter Arthur Taucher	Troy, Mich.	George Edward Frost.
Nicholas C. Taylor	Dallas, Tex.	Eugene M. Locke.
O. J. Taylor	Springfield, Mo.	Paul Ludwig Bradshaw.
Charles B. Tetrick	Tulsa, Okla.	K. Martin Worthy.
Charlotte P. Thayer (Miss)	Kansas City, Mo.	Irving Achtenberg.
William John Thom	New York, N.Y.	Richard James Barnes.
Smith Thompson	Chicago, Ill.	Philip W. Tone.
Ira Paul Tiger	Philadelphia, Pa.	Bernard G. Segal.
Stephen Max Todd	Topeka, Kans	E. Newton Vickers.
John F. Tooley, Jr.	Gretna, La.	Charles K. Reasonover.
Norman A. Turay	Seattle, Wash.	Fred Howard Tolan.
Jerome B. Van Orman	Fort Wayne, Ind.	Jerome John O'Dowd.
Harold Vogel	New York, N.Y.	Lloyd C. Hartman.
Saul Thomas Von Zamft	Miami, Fla.	Leon Levin.
Earl L. Vuagniaux	Edwardsville, Ill.	Donald L. Metzger.
Charles Albert Walls, Jr.	Lonoke, Ark.	Alston Jennings.
William Herbert Walters	Willingboro, N.J.	Thomas B. Columbus.
Teddy F. Warner	Phoenix, Ariz.	John D. Roeder.
Edward J. Wendrow	Chicago, Ill.	George B. Christensen.
Edward F. Wicke	Pensacola, Fla.	Joe J. Harrell.
Gordon W. Winks	Chicago, Ill.	James R.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Steven W. Wolfe	New York, N.Y.	Bryant, Jr. Monroe J. Winsten.
Dominique Homan Wyant	Atlanta, Ga.	McChesney Hill Jeffries.
William Piatt Young, Jr.	Hagerstown, Md.	George S. Prugh.

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## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John M. Mullen	Boston, Mass.	Solicitor General Erwin N. Gris- wold.
Robert T. Stern	Westport, Conn.	Solicitor General Erwin N. Gris- wold.
James Augustine Frost	San Jose, Calif.	Solicitor General Erwin N. Gris- wold.
Frederick D. Hess	Fairfax, Va.	Solicitor General Erwin N. Gris- wold.
Dean Richard Pic'l	Covina, Calif.	Charles Edward Wiggins.
Donald Robert Allen	Washington, D.C.	C. Emerson Dun- can, II.
William Laurence Cohn	Springfield, Mass.	Alexander M. Sierck.
Lawrence Haskell Pelofsky.	Kansas City, Mo.	Ralph Winkler.
Bradley R. Coury	Washington, D.C.	Paul Jopseph McElligott.
Bernard A. Greenberg	Baltimore, Md.	James B. Murphy.

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## ORAL ARGUMENT

No. **783**. Cassius Marsellus Clay, Jr., also known as Muhammad Ali, petitioner, *v.* United States. Argued by Mr. Chauncey Eskridge for the petitioner and by Mr. Solicitor General Erwin N. Griswold for the respondent.

No. **577**. United States, petitioner, *v.* Sandra Denise Johnson. Argued by Mr. Samuel R. Pierce, Jr., for the petitioner and by Mr. Howard E. Beckler for the respondent.

No. **821**. United States, appellant, *v.* Greater Buffalo Press, Inc., et al. Argued by Mr. Daniel M. Friedman for the appellant and by Mr. Frank G. Raichle for the appellees.

No. **759**. United States, appellant, *v.* Armour & Co. and Greyhound Corporation. Argued by Mr. James van R. Springer for the appellant and by Mr. Edward L. Foote for appellee, Greyhound Corporation.

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Adjourned until tomorrow at 10 o'clock.

The day call for Tuesday, April 20, 1971, will be as follows: Nos. **840, 785, 798, and 835.**

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

### ADMISSIONS TO THE BAR ON ORAL MOTIONS

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<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Malcolm David Hawk	Palo Alto, Calif.	Roman L. Hruska.
William Irving Thornton, Jr.	Greensboro, N.C.	Brice Wilson Rhyne.
Robert Carl Gustaveson	Pomona, Calif.	Brice Wilson Rhyne.
Edward M. Reichert, Jr.	St. Cloud, Minn.	Richard B. Stone.
Richard Rengel	Rolling Hills Es- tates, Calif.	Richard Paul Schulze.
Paul K. Robertson	Palo Alto, Calif.	Frederick Simpich.

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### OPINIONS

No. **420**. Charles McDaniel, Superintendent of Schools, et al., petitioners, *v.* Joseph Barresi, Jr., et al. On writ of certiorari to the Supreme Court of Georgia. Judgment reversed and case remanded to the Supreme Court of Georgia for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Chief Justice Burger.

No. **498**. North Carolina State Board of Education et al., appellants, *v.* James E. Swann et al. Appeal from the United States District Court for the Western District of North Carolina. Judgment affirmed. Opinion by Mr. Chief Justice Burger.

No. **444**. Mrs. Robert Lee Moore et al., appellants, *v.* Charlotte-Mecklenburg Board of Education et al. Appeal from the United States District Court for the Western District of North Carolina. Appeal dismissed for lack of jurisdiction. Opinion *per curiam* announced by Mr. Chief Justice Burger.

No. **436**. Birdie Mae Davis et al., petitioners, *v.* Board of School Commissioners of Mobile County et al. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed in part and reversed in part and case remanded to the Court of

Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Chief Justice Burger.

No. **281**. James E. Swann et al., petitioners, *v.* Charlotte-Mecklenburg Board of Education et al.; and

No. **349**. Charlotte-Mecklenburg Board of Education et al., petitioners, *v.* James E. Swann et al. On writs of certiorari to the United States Court of Appeals for the Fourth Circuit. Judgment affirmed as to those parts in which it affirmed the judgment of the United States District Court for the Western District of North Carolina. The order of the United States District Court for the Western District of North Carolina is also affirmed. Opinion by Mr. Chief Justice Burger.

#### ORAL ARGUMENT

No. **840**. Ib Otto Astrup, petitioner, *v.* Immigration and Naturalization Service. Argued by Mr. Paul N. Halvonik for the petitioner and by Mr. Richard B. Stone for the respondent.

No. **785**. National Labor Relations Board, petitioner, *v.* The Natural Gas Utility District of Hawkins County, Tennessee. Argued by Mr. Dominick L. Manoli for the petitioner and by Mr. Eugene Greener, Jr., for the respondent.

No. **798**. United States et al., petitioners, *v.* Anne Goyne Mitchell et al. One and one half hours allowed for oral argument. Argued by Mr. William Terry Bray for the petitioners, by Mr. Paul K. Kirkpatrick, Jr., for respondent Anne Goyne Mitchell and by Mr. Patrick M. Schott for respondent Frances Angello.

No. **835**. Robert Kenneth Dewey, petitioner, *v.* Reynolds Metals Company. Two hours allowed for oral argument. Argument commenced by Mr. Donald F. Oosterhouse for the petitioner.

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Adjourned until tomorrow at 10 o'clock.

The day call for Wednesday, April 21, 1971, will be as follows: Nos. **835**, **5485** and **5250**.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

### ADMISSIONS TO THE BAR ON ORAL MOTIONS

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<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Carl M. Weideman, Jr.	Detroit, Mich.	John D. Dingell.
Rodney J. Satter	Prairie Du Chien, Wisc.	Vernon W. Thompson.
John Percy Oliver, II	Dadeville, Ala.	Wendell Wilkie Mitchell.
Beatrice Challiss Laws	San Francisco, Calif.	Michael Boudin.
Robert Henry Laws, Jr.	San Francisco, Calif.	Michael Boudin.
Arthur Kermit Lund	San Jose, Calif.	Lawrence Gerald Wallace.
Albert Lee Casey	Grass Valley, Calif.	James E. Ludlam.
Robert Emmett Cater	San Antonio, Tex.	James E. Ludlam.
Milan E. Frase	Coshocton, Ohio	James E. Ludlam.
Michael R. Green	Seattle, Wash.	James E. Ludlam.
Gerald Henry Ewbank	Lawrenceburg, Ind.	David J. Greenburg.
Thomas K. Younge	Grand Junction, Colo.	David J. Greenburg.

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### OPINIONS

**No. 120.** William Ward Ehlert, petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed. Opinion by Mr. Justice Stewart. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Marshall joins.

**No. 156.** George K. Rosenberg, District Director, petitioner, *v.* Yee Chien Woo. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed and case remanded to

Court of Appeals for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Black. Dissenting opinion by Mr. Justice Stewart with whom Mr. Justice Douglas, Mr. Justice Brennan, and Mr. Justice Marshall join.

No. 84. United States, appellant, *v.* Milan, Vuitch. Appeal from the United States District Court for the District of Columbia. Judgment reversed and case remanded to the United States District Court for the District of Columbia for further proceedings not inconsistent with the opinion of this Court. Mr. Justice Black delivered the opinion of the Court in which the Chief Justice, Mr. Justice Douglas, Mr. Justice Stewart and Mr. Justice White join in Part I and the Chief Justice, Mr. Justice Harlan, Mr. Justice White and Mr. Justice Blackmun join in Part II. Concurring opinion by Mr. Justice White. Opinion by Mr. Justice Douglas dissenting in part. Opinion by Mr. Justice Harlan with whom Mr. Justice Brennan, Mr. Justice Marshall and Mr. Justice Blackmun join dissenting as to jurisdiction. Opinion by Mr. Justice Stewart dissenting in part. Opinion by Mr. Justice Blackmun, joining Part II of Mr. Justice Black's opinion and the judgment of the Court.

#### ORAL ARGUMENT

No. 835. Robert Kenneth Dewey, petitioner, *v.* Reynolds Metals Company. Argument continued by Mr. Donald F. Oosterhouse for the petitioner, by Mr. Lawrence G. Wallace for the United States, as *amicus curiae*, by special leave of Court, by Mr. William A. Coughlin, Jr., for the respondent and concluded by Mr. Donald F. Oosterhouse for the petitioner.

No. 5485. Robert Johnson, petitioner, *v.* Mississippi. Argued by Mr. Stephen W. Porter for the petitioner and by Mr. G. Garland Lyell, Jr., for the respondent.

No. 5250. James Herman Bostic, petitioner. *v.* United States. Argued by Mr. Thomas C. Binkley for the petitioner and by Miss Beatrice Rosenberg for the respondent.

#### ORDER

No. ——. Rogers C. B. Morton, Secretary of the Interior, petitioner, *v.* A Quaker Action Group et al. Upon consideration of the application of the Solicitor General of the United States for a stay herein and the opposition to such stay on behalf of the respondents presented to the Chief Justice as Circuit Justice for the District of Columbia Circuit at 6:00 p.m. on April 20, 1971, the Chief Justice entered an order dated April 20, 1971, vacating the order of the United States Court of Appeals, dated April 19, 1971, which modified the

preliminary injunction issued on April 16, 1971, by the United States District Court for the District of Columbia and reinstated the said order of the District Court dated April 16, 1971, pending further order of the Court; and said matter being referred by the Chief Justice to the Court and the Court having considered the matter,

It is ordered

(1) that the Order of the United States Court of Appeals for the District of Columbia Circuit dated April 19, 1971, modifying the preliminary injunction issued by the United States District Court for the District of Columbia on April 16, 1971, is vacated;

(2) that the preliminary injunction issued by the United States District Court herein on April 16, 1971, is reinstated with full force and effect. Mr. Justice Douglas took no part in the consideration of this matter.

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Adjourned until Monday, April 26, 1971, at 10 o'clock.

The day call for Monday, April 26, 1971, will be as follows: Nos. 758, 557, and 31 Original.

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# SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally.”

## PER CURIAM

No. ——. Wilfred Keyes, petitioner, *v.* School District Number One, Denver, Colorado. The sole basis for the Tenth Circuit’s action in granting the stay of the District Court’s order in this case was the view “that it would be unfair to the School District to compel it to take further steps in the implementation of the total plan until (the Tenth Circuit) and the party litigants have the benefit of the United States Supreme Court decisions in the *Swann* and combined desegregation cases . . .”

The decisions in those cases having now been announced, it is proper to vacate the stay and remit the matter to the Court of Appeals freed of its earlier speculation as to the bearing of our decision in the *Swann* cases.

We, of course, intimate no views upon the merits of the underlying issues.

Mr. Justice White took no part in the consideration or decision of this matter.

## ORDERS IN PENDING CASES

No. 48. Original. State of Mississippi, plaintiff, *v.* State of Arkansas.

It is ordered that the Honorable Clifford O’Sullivan, Senior Circuit Judge of the United States Court of Appeals for the Sixth Circuit, be, and he is hereby, appointed Special Master in this case. The Special Master shall have authority to fix the time and conditions for filing of additional pleadings and to direct subsequent proceedings, and 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 submit such reports as he may deem appropriate.



The master shall be allowed his actual expenses. The allowances to him, the compensation paid to his technical, stenographic, and clerical assistants, the cost of printing his report, and all other proper expenses shall be charged against and be borne by the parties in such proportion as the Court hereafter may approve.

It is further ordered that if the position of Special Master in this case becomes vacant during a 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.

No. 1285. United States, petitioner, *v.* Denneth Bass. The motion of respondent for the appointment of counsel is granted, and it is ordered that William E. Hellerstein, Esquire, of New York, New York, a member of the Bar of this Court, be, and he is hereby, appointed to serve as counsel for the respondent in this case.

No. 1395. Carmine G. DeSapio, petitioner, *v.* United States. The motion of petitioner for leave to copy briefs for respondent in No. 825, October Term, 1970, is granted. Mr. Justice White took no part in the consideration or decision of this motion.

No. 5515. Donald Gilbert Humphrey, petitioner, *v.* Elmer O. Cady, Warden. The motion of petitioner for the appointment of counsel is granted, and it is ordered that Irvin B. Charne, Esquire, of Milwaukee, Wisconsin, a member of the Bar of this Court, be, and he is hereby, appointed to serve as counsel for the petitioner in this case.

No. 5798. Jon Richard Argersinger, petitioner, *v.* Raymond Hamlin, Sheriff, Leon County, Florida. The motion of The National Legal Aid and Defender Association to dispense with printing brief, as *amicus curiae*, is granted.

No. 6046. Don Richard Lego, petitioner, *v.* John Twomey, Warden. The motion of petitioner for the appointment of counsel is granted, and it is ordered that Nathan Lewin, Esquire, of Washington, D.C., a member of the Bar of this Court, be, and he is hereby, appointed to serve as counsel for the petitioner in this case.

#### APPEAL—JURISDICTION NOTED

No. 1412. John Schilb et al., appellants, *v.* Vincent P. Kuebel, etc. Appeal from the Supreme Court of Illinois. In this case probable jurisdiction is noted.

#### CERTIORARI GRANTED

No. 1420. National Labor Relations Board, petitioner, *v.* Nash-Finch Company, dba Jack and Jill Stores. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted.

## CERTIORARI DENIED

No. **1307**. Elizabeth Bellamy et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1343**. Stanley Glucksman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1409**. Troy Barnett, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **1423**. Donald R. Elbel, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **1430**. Harold L. Benedict et al., petitioners, *v.* County of Peoria. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **1431**. Ernest A. Hingle, petitioner, *v.* Chalin O. Perez et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1439**. Ethicon, Inc., petitioner, *v.* Handguards, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1440**. Melvin Wilson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1444**. John Young, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **1445**. Edward Dorr, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **1446**. Frankie Tharp McKown and C. M. Murphy, petitioners, *v.* Clifford D. Pierce, Jr., et al. Petition for writ of certiorari to the Supreme Court of Tennessee, Western Division, denied.

No. **1450**. James B. Polson, petitioner, *v.* Idaho. Petition for writ of certiorari to the Supreme Court of Idaho denied.

No. **1451**. Donald Lee Maxwell, petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. **1464**. United Mine Workers of America, petitioner, *v.* Blue Diamond Coal Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **1490**. Howard Manufacturing Company, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 1498. Reese Hubbard, petitioner, *v.* Donna M. Kiefel. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 6217. Edwin Joseph Gould, petitioner, *v.* John L. Zelker, Warden. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. 6244. Robert Ray Stark, petitioner, *v.* Minnesota. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. 6600. Jack John Virga, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 6624. Clarence Tate, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 6625. David Potter, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6627. William Charles Wilson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 6628. Tyrone C. Parker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia denied.

No. 6632. Bobbie Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 6637. Arthur Chapman, petitioner, *v.* Shirley Collins, Sheriff, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 6642. Manuel Carrizosa-Islas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6643. Lethenia Alfonzia Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 6647. Frazier Eaton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6653. Ernest Lindberg Edmondson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 6654. Homer Phillips, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 6671. Juan G. Morales, petitioner, *v.* Elmer O. Cady, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 6677. William Ora Westfall, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 6679. Robert Palmer, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 6683. Charles J. Braxton, petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 6691. James Melvin Kitchens, petitioner, *v.* C. B. McCulloch, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 6693. George E. Colby, petitioner, *v.* George A. Kropp, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 6699. Matthew Edward Leighty, petitioner, *v.* William N. Goodwin, United States District Judge, etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6700. Billie Austin Bryant, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 6701. Jack A. Griffith, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. 6706. Raymond A. Howell, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 6708. Robert Halpern, petitioner, *v.* John L. Zelker, Superintendent, Green Haven Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 6709. James Davis, Jr., petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. 1074. Algird A. Petkus, petitioner, *v.* New Hampshire. Petition for writ of certiorari to the Supreme Court of New Hampshire

denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1421**. Peter W. Weber, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1438**. Schmutz Manufacturing Company, Inc., petitioner, *v. Donald L. Atkins*. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **6389**. Vincent Cimino, petitioner, *v. Illinois*. Petition for writ of certiorari to the Supreme Court of Illinois denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **6421**. William Burwell, petitioner, *v. Harold J. Cardwell, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **6590**. Richard Jack, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **6636**. James Ronald Shelton, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1127**. John C. Burke, Warden, petitioner, *v. Frank Robert Cordee Hahn*. Motion to dispense with printing brief for respondent granted. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1406**. Charles Allan Broom, petitioner, *v. Texas*. 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 and judgment reversed in light of this Court's decision in *Whiteley v. Warden*, 401 U.S. —, decided March 29, 1971.

No. **1424**. Annie C. Gornto, petitioner, *v. Georgia*. Petition for writ of certiorari to the Supreme Court of Georgia denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted and judgment reversed.

No. **1436**. Humble Oil & Refining Company, petitioner, *v. I. R. Price et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Harlan took no part in the consideration or decision of this petition.

No. 1467. ITT Lamp Division of the International Telephone and Telegraph Corporation, petitioner, *v.* Stephen A. Minter, Commissioner of the Massachusetts Department of Public Welfare. Motion of the Chamber of Commerce of the United States for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 6195. Anthony Gregory Martinez, petitioner, *v.* Wayne K. Patterson, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice Douglas and Mr. Justice White are of the opinion that certiorari should be granted.

No. 6447. Joe David Murray, petitioner, *v.* Ray H. Page, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice Douglas and Mr. Justice White are of the opinion that certiorari should be granted.

No. 6310. Jack Kelm, petitioner, *v.* Wayne K. Patterson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice Douglas, Mr. Justice White and Mr. Justice Marshall are of the opinion that certiorari should be granted.

#### LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. 6464. James Henry Eisenhardt, petitioner, *v.* United States; and

No. 6765. Ollie Frank Davis, petitioner, *v.* California Adult Authority et al. Motions for leave to file petitions for writs of habeas corpus denied.

#### LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. 6697. James M. Dixon, petitioner, *v.* Myron L. Gordon, Judge, etc., et al. Motion for leave to file petition for writ of mandamus denied.

#### REHEARINGS DENIED

No. 325. Louis A. Negre, petitioner, *v.* Stanley R. Larsen et al.;

No. 991. Staphan L. Koserhoff, petitioner, *v.* Chesapeake & Ohio Railway Company;

No. 1149. William J. Davenport, petitioner, *v.* City Rent and Rehabilitation Administration of the City of New York et al.;

No. 1221. Joseph Cataldo, petitioner, *v.* United States;

No. 6419. Larry Edward Stead, petitioner, *v.* United States; and

No. 6441. Daniel Tilli, petitioner, *v.* County of Northampton et al. Petitions for rehearing denied.

No. 272. John Calarco, petitioner, *v.* United States. Motion of petitioner for leave to proceed further herein *in forma pauperis* granted. Motion for leave to file petition for rehearing denied.

#### ORDER

It is ordered that the call of the calendar, except for special assignments, be suspended for the term upon the conclusion of the arguments in the cases listed for hearing this week.

#### RECESS ORDER

The Court will take a recess from Monday, May 3, 1971, until Monday, May 17, 1971.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
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Lowell A. Airola	San Francisco, Calif.	Charles P. Scully.
Patrick Joseph Amer	Cleveland, Ohio	Robert J. Hoerner.
Daniel Taylor Anderson	Newhall, Calif.	Edwin A. Oser.
Earl Francis Angevine	Mount Vernon, Wash.	William Avery Stiles.
Harry Lee Anstead	West Palm Beach, Fla.	James F. Simpson.
John Martin Baker	Rainsville, Ala.	Tom Bevill.
Thomas Alexander Beall	Tyler, Tex.	Charles F. Potter.
Carol Berkman (Miss)	New York, N. Y.	Miss Malvine Nathanson.
Vernon E. Bertram	Indianapolis, Ind.	David A. Steckbeck.
Paul F. Blanke	Kankakee, Ill.	James E. Ludlam.
Joseph Francis Bosio	Los Angeles, Calif.	Emanuel Becker.
Robert Ernest Brasch	Coos Bay, Ore.	William E. Walsh II.
Charles F. Brennan	New York, N. Y.	Leonard Kreinces.
Stanley A. Brons	Miami, Fla.	Walter A. Slowinski, Jr.
Peter Bull	San Francisco, Calif.	Stanley J. Friedman.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Marvin Stanley Cahn	Berkeley, Calif.	Lee Worthington Cake.
James Duke Cameron	Yuma, Ariz.	Jack D. H. Hays.
William Bain Campbell	Los Angeles, Calif.	Lee Gilmour Paul.
Joseph F. Canterbury, Jr.	Dallas, Tex.	Ewell Lee Smith, Jr.
Ronald E. Cassidento	West Hartford, Conn.	Louis Kiefer.
Dale A. Cini	Mattoon, Ill.	Willis P. Ryan.
Harold B. Clapp	Tyler, Tex.	Charles F. Potter.
Armand M. Coren	Denver, Colo.	Gail L. Ireland.
Edward Eugene Davis	Chattanooga, Tenn.	Jesse C. Parks, Jr.
Herbert Davis	Los Angeles, Calif.	Harold B. Haas.
John W. DeCamp	Neligh, Nebr.	William B. Craig.
Kenneth B. Deyo	Cleveland, Ohio	J. J. Conway.
Jerry Curtis Duke	Fresno, Calif.	George Nicholas Zenovich.
Joseph Dunn	Hackensack, N.J.	Richard J. Cummins.
Domingo Raúl Emanuelli- Rivera	San Juan, P.R.	Vincent M. Rotolo.
Paul Vernon Evans	Colorado Springs, Colo.	Ben S. Wendelker.
Robert C. Finot	St. Louis, Mo.	Warren E. Van Norman.
Stanley Henry Fischer	Kew Gardens, N.Y.	Irwin Klein.
Erwin Fleet	Fort Walton Beach Fla.	John W. Bowen III.
Conrad Oliver Gardner	Edmonds, Wash.	Ford E. Smith.
Richard Anthony Gargiulo	Cambridge, Mass.	John J. Droney.
Harry Gin	Tucson, Ariz.	Edward B. Berger.
Paul Stephen Goldman	Las Vegas, Nev.	Eugene Leroy Copeland.
Oliver F. Green, Jr.	Los Angeles, Calif.	Lee Gilmour Paul.
Irving Greenbaum	New York, N.Y.	Jack S. Wlodawer.
Richard Evans Guster	Akron, Ohio	C. G. Roetzel.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David Bruce Harriman	Los Angeles, Calif.	Lee Gilmour Paul.
Frederic W. Heineman	Phoenix, Ariz.	Jack D. H. Hays.
Harry D. Hirsch, Jr.	Detroit, Mich.	Jack H. Bindes.
Duane Lawrence Isham	Akron, Ohio	John M. Ulman.
Norman Jay Itzkoff	New York, N.Y.	John Roscoe Hupper.
Lee Roy Janicek	Houston, Tex.	Robert Richard Thornton.
Harry E. Jankowitz	Milwaukee, Wis.	Burton B. Polansky.
Edward R. Karazin, Jr.	Westport, Conn.	Jack Stock.
Irby A. Keener, Jr.	Centre, Ala.	Tom Bevill.
Donn Kemble	Santa Anna, Calif.	John P. Pollock.
Phillip Lee Kenner	Akron, Ohio	Everett R. Hamilton.
Harry Charles Kent	Detroit, Mich.	David C. Pence.
Jack M. King	Yakima, Wash.	Charles C. Countryman.
Edward M. Klein	Chicago, Ill.	Morris D. Greenburg.
Robert Gerhart Lane	Los Angeles, Calif.	Lee Gilmour Paul.
Donald Victor Lasof	Houston, Tex.	James Rowland Gough.
H. David Leventhal	Hartford, Conn.	Robert L. Krechvsky.
Conrad Charles Lewane	Richmond, Va.	Watson M. Marshall.
Clifford Bruce Maines	Seattle, Wash.	Gordon H. Sweany.
Sam H. Mann, Jr.	St. Petersburg, Fla.	Ross H. Stanton, Jr.
James E. May	Independence, Mo.	Edmond J. McElligott.
John Byron Meeks	Fulton, Kan.	Lewis C. Carter.
William R. Merkle	West Palm Beach, Fla.	Edgar G. Hamilton.
Richard Ira Mesh	Tempe, Ariz.	Philip W. Marquardt.
Leon A. Miller	Reading, Pa.	James H. Murray.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert M. Milner	Brooklyn, N.Y.	Jeremiah B. Bloom.
Arthur Ian Miltz	New York, N.Y.	Anthony M. Lanzone.
Jerald Jacob Monroe	Albuquerque, N.M.	James T. Paulantis.
Quintin Morales-Ramirez	Ponce, P.R.	J. Guillermo Vivas.
Donald William Morrison	Chicago, Ill.	Robert Van Raalte Dalenberg.
Byron Charles Morton	Riverside, Calif.	Raymond Treat Sullivan, Jr.
Thomas P. Mulligan	Cleveland, Ohio	Robert J. Hoerner.
Joseph J. Murphy	Philadelphia, Pa.	Alan David Silverman.
John Albert Nehrer	Silver Lake Village, Ohio	David E. Waddell.
John K. Notz, Jr.	Chicago, Ill.	James A. Velde.
William James O'Brien, II	New York, N.Y.	William R. Glendon.
Joseph McDonald Oliver	Savannah, Ga.	John S. Candler II.
James M. O'Shaughnessy	Chicago, Ill.	Philip Joseph Rock.
Malcome R. Oyler	Oklahoma City, Okla.	Elliott C. Fenton.
Roy Octavus Parker	Tupelo, Miss.	Fred M. Bush, Jr.
Arthur Roland Petersen	Dallas, Tex.	Duane Leslie Faw.
Robert Charles Podwil	Philadelphia, Pa.	Arthur Harris Seidel.
Jean J. Provost, Jr.	Washington, D.C.	Elijah Brockenborough White.
Irving Reier	New York, N.Y.	Leon Himmel-farbe.
Charles Pinckney Roberts	Columbia, S.C	Daniel R. Mc-Leod.
Sidney Marvin Rosen	Phoenix, Ariz.	Gary K. Nelson.
Walter Norman Roth	Los Angeles, Calif.	George Henry Von Gehr.
Robert James Roventini	New York, N.Y.	James M. Leonard.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mary Jane Sanford Sarratt (Mrs.)	Baltimore, Md.	Hyman Ginsberg.
Michael Charles Scanlon	Akron, Ohio	Charles Joseph Reymann.
Harry Ulmate Scruggs, Jr.	Memphis, Tenn.	Lucius E. Burch, Jr.
Edwin Jennings Shapard	Oklahoma City, Okla.	Timothy Dwight Leonard.
John J. Sheehy	New York, N.Y.	Guy C. Quinlan.
Blair C. Shick, Jr.	Newton, Mass.	William H. Clendenen, Jr.
Vida Shiffrer (Miss)	Euclid, Ohio	Paul Joseph Hribar.
James Bernard Sloan	Chicago, Ill.	William R. Quinlan.
Aaron L. Solomon	New York, N.Y.	Leon Himmelfarbe.
Michael Erwin Somers	Los Angeles, Calif.	William Gordon Smith.
Melvyn B. Stein	San Diego, Calif.	J. Perry Langford.
Thomas Joseph Stevens	Asheville, N.C.	K. Martin Worthy.
John A. Thabes	Fort Lauderdale, Fla.	Robert M. Curtis.
Roger William Tompkins, II	Cedar Grove, W. Va.	Gerald Dolman.
Jack Whitfield Torbert	Gadsden, Ala.	Tom Bevill.
Wilson Rysanek Toula	Baltimore, Md.	Hyman Ginsberg.
Richard J. van Roden	Philadelphia, Pa.	Victor L. Drexel.
Paul R. Verkuil	New York, N.Y.	Jay Greenfield.
Conrad M. Weiser	Honolulu, Hawaii	Martin Anderson.
Robert Ernst Weiss	West Covina, Calif.	Paul Michaels Weil.
Sherwin M. Winer	Chicago, Ill.	Stuart Thomas Eddelstein.
Gary Wickert Wolf	New York, N.Y.	Irwin Schneider- man.
Roy A. Woofter	Las Vegas, Nev.	Howard W. Can- non.
Robert Allred Woolridge	Dallas, Tex.	Jos. Irión Worsham.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Morell E. Sharp	Seattle, Wash.	Tom C. Clark.
Timothy Herbert Fine	San Francisco, Calif.	Tom C. Clark.
Neal William Knight, Jr.	Palm Beach, Fla.	Solicitor General Erwin N. Griswold.
Robert C. Chinn	St. Paul, Minn.	Solicitor General Erwin N. Griswold.
Maurice B. Townsend, Jr.	Jackson, Mich.	Charles E. Chamberlain.
Thomas W. Diver	Waukegan, Ill.	Robert McClory.
Brewster Irvin Evans	Fort Worth, Tex.	Charles Carroll Maccubbin Woodward.
Richard L. Dewsnup	Salt Lake City, Utah.	Martin Green.
John C. Ohrenschall	Las Vegas, Nev.	Robert Lee McCarty.
William H. MacAllister, Jr.	Los Angeles, Calif.	Richard Paul Schulze.
Robert S. Hillman	Baltimore, Md.	Wayne S. Bishop.

## OPINIONS

No. 515. United States, petitioner, *v.* Southern Ute Tribe or Band of Indians. On writ of certiorari to the United States Court of Claims. Judgment reversed and case remanded to the United States Court of Claims for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Brennan. Dissenting opinion by Mr. Justice Douglas.

No. 600. Alcides Perez, petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment affirmed. Opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Stewart.

No. 154. Ronald James et al., appellants, *v.* Anita Valtierra et al.; and

No. 226. Virginia C. Shaffer, appellant, *v.* Anita Valtierra et al. Appeals from the United States District Court for the Northern District of California. Judgment reversed and cases remanded to the United States District Court for the Northern District of Cali-

fornia for dismissal of the complaint. Opinion by Mr. Justice Black. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Brennan and Mr. Justice Blackmun join. Mr. Justice Douglas took no part in the consideration or decision of these cases.

No. 507. California Department of Human Resources Development et al., appellants, *v.* Judith Java et al. Appeal from the United States District Court for the Northern District of California. Judgment affirmed. Opinion by Mr. Chief Justice Burger. Concurring opinion by Mr. Justice Douglas.

#### ORAL ARGUMENT

No. 758. United States, petitioner, *v.* Raymond J. Ryan. Argued by Mr. Jerome Feit for the petitioner and by Mr. Herbert J. Miller, Jr., for the respondent.

No. 557. United States, appellant, *v.* International Minerals & Chemical Corporation. Argued by Mr. John F. Dienelt for the appellant, *pro hac vice*, by special leave of Court, and by Mr. Harold E. Spencer for the appellee.

No. 31, Original. State of Utah, plaintiff, *v.* United States. Argued on Exceptions to Report of Special Master by Mr. Peter L. Strauss for the defendant and by Mr. Dallin W. Jensen for the plaintiff.

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Adjourned until Monday, May 3, 1971, at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally.”

### APPEALS—SUMMARY DISPOSITIONS

**No. 973.** Arthur K. Bolton, as Attorney General of the State of Georgia, et al., appellants, *v.* Mary Doe; and

**No. 6172.** Unborn Child of Mary Doe, appellant, *v.* Mary Doe et al. Appeals from the United States District Court for the Northern District of Georgia. The motion of the appellee in No. 973 for leave to proceed *in forma pauperis* is granted. The appeals are dismissed for want of jurisdiction. *Gunn v. University Committee to End the War in Vietnam et al.*, 399 U.S. 383 (1970).

**No. 1136.** Alvin Clark, appellant, *v.* Henry Ellenbogen et al. Appeal from the United States District Court for the Western District of Pennsylvania. Judgment affirmed. *Younger v. Harris*, 401 U.S. 37, *Samuels v. Mackell* and *Fernandez v. Mackell*, 401 U.S. 66, decided February 23, 1971. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and the case set for oral argument.

**No. 1193.** John Lane, appellant, *v.* Texas. Appeal from County Court at Law No. 1 of Travis County, Texas. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted.

**No. 1457.** Rheba N. McMillan, appellant, *v.* Federal National Mortgage Association. Appeal from the Appellate Department of the Superior Court of California, County of Los Angeles. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted.

**No. 1230.** Joseph Abodeely, appellant, *v.* Iowa. Appeal from the Supreme Court of Iowa. The appeal is dismissed for want of juris-

diction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. **1354**. Ewald B. Nyquist, Commissioner of Education of the State of New York, et al., appellants, *v.* Donald R. Lee, et al.; and

No. **1365**. Frank P. Chropowicki et al., appellants, *v.* Donald R. Lee et al. Appeals from the United States District Court for the Western District of New York. Judgment affirmed. The Chief Justice, Mr. Justice Black and Mr. Justice Harlan are of the opinion that probable jurisdiction should be noted and cases set for oral argument.

No. **5050**. Joyce Frederick et al., appellants, *v.* Irving Schwartz, etc., et al. Appeal from the United States District Court for the District of Connecticut. Judgment vacated and case remanded to the United States District Court for the District of Connecticut for reconsideration in light of this Court's decision in *Boddie v. Connecticut*, 401 U.S. 371. Opinion by Mr. Justice Black, Mr. Justice Douglas is of the opinion that the judgment should be reversed. *Boddie v. Connecticut, supra*.

No. **5208**. June Daniels Beverly, appellant, *v.* Scotland Urban Enterprises, Inc. Appeal from the Supreme Court of Louisiana. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Opinion by Mr. Justice Black. Opinion by Mr. Justice Douglas.

No. **6367**. Michael David Campbell, appellant, *v.* Florida. Appeal from the Supreme Court of Florida. The appeal is dismissed for want of a substantial federal question.

#### CERTIORARI—SUMMARY DISPOSITIONS

No. **3**. Major Walter Cobb and Thomas Spivey, petitioners, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decision in *Leary v. United States*, 395 U.S. (1969), and *United States v. United States Coin and Currency*, 401 U.S. —, decided April 5, 1971.

No. **8**. Wilbur Dean et al., petitioners, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decision in *United States v. United States Coin and Currency*, 401 U.S. —, decided April 5, 1971.

No. **455**. William Scott, Jr., et al., petitioners, *v.* United States. On petition for writ of certiorari to the United States Court of Ap-

peals for the Sixth Circuit. Petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decision in *United States v. United States Coin and Currency*, 401 U.S. —, decided April 5, 1971.

No. 285. *Stoy Decker*, petitioner, *v. United States*. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decisions in *Haynes v. United States*, 390 U.S. 85 (1968), and *United States v. United States Coin and Currency*, 401 U.S. —, decided April 5, 1971.

No. 1073. *United States*, petitioner, *v. Frank Zizzo*. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decision in *Mackey v. United States*, 401 U.S. —, decided April 5, 1971. Mr. Justice Douglas dissents from this action of the Court.

No. 1150. *Floyd G. Bloss*, petitioner, *v. Michigan*. On petition for writ of certiorari to the Supreme Court of Michigan. Petition for writ of certiorari granted, judgment reversed. *Redrup v. New York*, 386 U.S. 767 (1967). The Chief Justice, Mr. Justice Harlan and Mr. Justice Blackmun would grant the petition and set the case for oral argument on the issue of whether the seizure of the film without a warrant violated applicable constitutional standards.

No. 5016. *Richard A. Lauchli, Jr.*, petitioner, *v. United States*. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decisions in *Haynes v. United States*, 390 U.S. 85 (1968), and *United States v. United States Coin and Currency*, 401 U.S. —, decided April 5, 1971.

No. 5052. *Geodice Gillespie*, petitioner, *v. United States*. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decisions in *Haynes v. United States*, 390 U.S. (1968), and *United States v. United States Coin and Currency*, 401 U.S. —, decided April 5, 1971.

No. 5040. *William Condon Graham*, petitioner, *v. United States*. On petition for writ of certiorari to the United States Court of Appeals



for the Sixth Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decision in *United States v. United States Coin and Currency*, U.S. —, decided April 5, 1971.

No. 5067. Peggy Ruth Sloatman, petitioner, *v.* Frances C. Gibbons, Clerk, etc., et al. On petition for writ of certiorari to the Supreme Court of Arizona. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Supreme Court of Arizona for reconsideration in light of this Court's decision in *Boddie v. Connecticut*, 401 U.S. 371. Opinion by Mr. Justice Black, Mr. Justice Douglas is of the opinion that the judgment should be reversed. *Boddie v. Connecticut*, *supra*.

No. 5111. John Drotar, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decisions in *Leary v. United States*, 395 U.S. 6 (1969), and *U.S. v. United States Coin and Currency*, 401 U.S. —, decided April 5, 1971.

No. 5927. Roger Dean Weber, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decisions in *Leary v. United States*, 395 U.S. 6 (1969), and *United States v. United States Coin and Currency*, 401 U.S. —, decided April 5, 1971.

No. 6306. Robert Arlin Cochran, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decisions in *Leary v. United States*, 395 U.S. 6 (1969), and *United States v. United States Coin and Currency*, 401 U.S. —, decided April 5, 1971.

No. 6645. Dale Miller, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeals for reconsideration in light of

this Court's decisions in *Leary v. United States*, 395 U.S. 6 (1969), and *United States v. United States Coin and Currency*, 401 U.S. —, decided April 5, 1971.

## ORDERS IN PENDING CASES

No. —. Johnnie Pruett, petitioner, *v.* Texas. The application for a stay is denied. Mr. Justice Stewart is of the opinion that the application should be granted.

No. 45, Original. State of Washington et al., plaintiffs, *v.* General Motors Corporation et al. The motion for leave to file a bill of complaint is set for oral argument. One hour is allowed for oral argument. Mr. Justice Blackmun took no part in the consideration or decision of this matter.

No. 48, Original. State of Mississippi, plaintiff, *v.* State of Arkansas. The application for a stay of the proceedings in the Chancery Court of Chicot County, Arkansas, in the suit of *Arkansas Land & Cattle Company et al. v. Anderson-Tully Company*, Civil Action No. 10177, is referred to the Special Master for a report and recommendation.

No. 49, Original. State of Illinois, plaintiff, *v.* City of Milwaukee, Wisconsin, et al.; and

No. 50, Original. State of Vermont, plaintiff, *v.* State of New York et al. The motions for leave to file bills of complaint are set for oral argument. One hour is allowed for oral argument in each case.

No. 87. United States, petitioner, *v.* District Court in and for the County of Eagle and State of Colorado et al.; and

No. 812. United States, petitioner, *v.* The District Court in and Water Division No. 5, State of Colorado, et al. The motions of Fort Mojave Tribe of Indians for leave to file suggestion of interest are denied.

No. 846. First National City Bank, petitioner, *v.* Banco Nacional de Cuba. The motion of the respondent for waiver of clerk's costs is denied. Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, and Mr. Justice Blackmun are of the opinion that the motion should be granted.

No. 6458. Carl Bruce Harris, petitioner, *v.* Texas. Counsel for petitioner is directed to file a brief in support of petition on or before May 20, 1971. The Attorney General of the State of Texas is invited to file a responsive brief within ten days from the date of the receipt of the petitioner's brief.

## APPEALS—JURISDICTION NOTED OR POSTPONED

No. 808. Jane Roe et al., appellants, *v.* Henry Wade. Appeal from the United States District Court for the Northern District of Texas. In this case the question of jurisdiction is postponed to the hearing of the case on the merits.

No. 971. Mary Doe et al., appellants, *v.* Arthur K. Bolton, as Attorney General of the State of Georgia, et al. Appeal from the United States District Court for the Northern District of Georgia. In this case the question of jurisdiction is postponed to the hearing of the case on the merits.

No. 876. Robert Mitchum dba The Book Mart, appellant, *v.* Clinton E. Foster, Prosecuting Attorney of Bay County, Florida, et al. Appeal from the United States District Court for the Northern District of Florida. In this case probable jurisdiction noted.

No. 1495. Col-An Entertainment Corporation et al., appellants, *v.* Carl H. Harper, as County Solicitor of Escambia County, Florida, et al. Appeal from the United States District Court for the Northern District of Florida. In this case probable jurisdiction noted.

No. 6158. Donald Lindsey et al., appellants, *v.* Dorothea M. Normet et al. Appeal from the United States District Court for the District of Oregon. Motion for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction noted. Mr. Justice Black agrees that probable jurisdiction should be noted for the reasons set forth in opinion in No. 5048.

## CERTIORARI GRANTED

No. 661. Chevron Oil Company, petitioner, *v.* Gaines Ted Huson. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 1114. United States, petitioner, *v.* Earl Caldwell. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 1381. Paul M. Branzburg, petitioner, *v.* John P. Hayes, Judge, etc., et al. Petition for writ of certiorari to the Court of Appeals of Kentucky granted.

No. 1286. United States, petitioner, *v.* Chas. Pfizer & Co., Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted. Mr. Justice Stewart, Mr. Justice White and Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 1389. United States, petitioner, *v.* Forrest S. Tucker. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 1454. Philip J. Picard, petitioner, *v.* James J. Connor. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit granted.

No. 1413. Joseph Parisi, petitioner, *v.* Philip B. Davidson, etc., et al. Motion to dispense with printing petition and petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted. Motion to advance oral argument denied.

No. 1434. In the Matter of Paul Pappas, petitioner. Motion of National Broadcasting Company, Inc., for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts granted.

#### CERTIORARI DENIED

No. 16. Jesse Hoskins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 23. Arthur M. Franke and Norman G. Lindsey, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 37. Lawrence F. Wallace and Benjamin H. Bowie, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 100. Guido Iozzi, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 186. United States, petitioner, *v.* Joseph P. Lucia. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 424. Stanley Alexander et al., petitioners, *v.* Pasadena City Board of Education et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 632. Board of Public Instruction of Pinellas County, Florida, et al., petitioners, *v.* Leon W. Bradley, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 745. Board of Public Instruction of Manatee County, Florida, et al., petitioners, *v.* Caroline Harvest et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 775. School District 151 of Cook County, Illinois, et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 784. The Board of Public Instruction of Bay County, Florida, et al., petitioners, *v.* Jean Carolyn Youngblood et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 823. Sylvester Riley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 839. Jackson Municipal Separate School District et al., petitioners, *v.* Derek Jerome Singleton et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 850. Victor Porcelli et al., petitioners, *v.* Franklyn Tituts, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 902. Henry Klein et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 1191. Fred H. Adler, petitioner, *v.* United States;

No. 1314. Mark H. Kroll, petitioner, *v.* United States; and

No. 1435. William Cahn, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1333. Missouri Pacific Railroad Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 1378. Group Life & Health Insurance Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1392. The Los Angeles Police Department et al., petitioners, *v.* Roygene Robinson et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1433. The Flintkote Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1443. Homezell Chambers et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 1456. Robert V. Pace, petitioner, *v.* Haymarket Co-Operative Bank. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 1461. Chicago, Rock Island and Pacific Railroad Company, petitioner, *v.* National Mediation Board et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1463**. Dekar Industries, Inc., et al., petitioners, *v.* Bissett-Berman Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1471**. C. A. Sammons, Individually and as Independent Executor of the Estate of Rosine S. Sammons, deceased, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1478**. Chemical Cleaning, Inc., et al., petitioners, *v.* The Dow Chemical Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1482**. Frank Bolettieri, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1487**. Hartzell Propeller Fan Company, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **1500**. American Export Industries, Inc., petitioner, *v.* The Fluor Corporation, Ltd. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5003**. James Smith, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **5005**. Randall Keith Murphy, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. **5008**. Ernest Sanchez, petitioner, *v.* United States. Petitioner for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **5021**. Manfred Daut, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5562**. Alvin Thomas Blassingame, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **5853**. Paul Britt, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee denied.

No. **6185**. Frank M. Gaito, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. **6280**. Robert de la Rosa, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **6427**. John McBride, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **6445**. Marion Stevenson, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of Supreme Court of New York, Second Judicial Department, denied.

No. **6521**. Hubert Hoyel, petitioner, *v.* City of Jackson, Tennessee. Petition for writ of certiorari to the Court of Appeals of Tennessee denied.

No. **6535**. Carl Frank Mitchell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6613**. Purcell Oliver, petitioner, *v.* Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **6640**. Joseph Bartley Wauford, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. **6646**. Benjamin S. Haggett, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6659**. Louis LaHood Sarkis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6668**. Jose Antonio Rivera, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6682**. Michael Robert Ardle, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6695**. Alva Johnson Rodgers, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6711**. John Patrick Maggard, petitioner, *v.* Louie L. Wainwright, Dir., Florida Division of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6713**. Edward N. Jackson, petitioner, *v.* A. L. Dutton, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6714**. Lucita Cumbilla Li, petitioner, *v.* Immigration and Naturalization Service et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6718. Donald Eugene Davis, petitioner, *v.* R. J. Gaffney, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 6719. Lloyd Grover Black, petitioner, *v.* Harry E. Russell, Superintendent, State Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 6721. John William Farr, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 6722. Donald Roy Crisp, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 6723. George E. McTyre, petitioner, *v.* Gerald E. Pearson, etc. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 6724. Roy Bowen, petitioner, *v.* George A. Kropp, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 6726. William Jewett, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 6728. Samuel Corrado and Dorothy Corrado, petitioners, *v.* Providence Redevelopment Agency. Petition for writ of certiorari to the Supreme Court of Rhode Island denied.

No. 6729. Henry Brown, petitioner, *v.* Donald B. Peterson, Supt., State Hospital No. 1. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 6730. Russell C. Lind, petitioner, *v.* Elliot Richardson, Secretary of Health, Education and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6737. John Williams, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. 6739. Leonard Martin Peterson, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 6. J. D. Cox, Superintendent of the Virginia State Penitentiary, petitioner, *v.* James Frasia May. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 94. United States, petitioner, *v.* Raymond Meadows. Motion of respondent for leave to proceed *in forma pauperis* granted. Peti-



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

No. 993. United States, petitioner, *v.* John A. Liguori. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 17. J. D. Cox, Superintendent, Virginia State Penitentiary, petitioner, *v.* Frank Edward Pennington. Motion for leave to dispense with printing respondent's brief granted. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 21. Mortimer Norman Koran, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 22. Mortimer Norman Koran, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 32. John D. Sullivan, petitioner, *v.* United States; and

No. 33. Sheldon R. Teller, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 34. Michele Marchese, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 38. Thomas J. Donohue, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 50. Mortimer Norman Koran, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 64. Nunzio Provenzano and Salvatore Briguglio, petitioners, *v.* Harold W. Follette, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 67. Sam (Salvatore) DiPiazza, petitioner, *v.* United States; and

No. 68. William Clyde Deming, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for

the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 70. Frederick Weiser, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 103. Albert Roviario, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 126. Robert N. DeVore, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 369. Isaac Tiktin et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 496. Anthony DiLorenzo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 630. Alex Shondor Birns, petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 917. Morton Jacobs, petitioner, *v.* United States; and

No. 6199. Irving Spieler, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 920. Clifford A. Jones, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 943. Clifton Wright et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1175. John Kerr, petitioner, *v.* State Public Welfare Commission. Petition for writ of certiorari to the Court of Appeals of Oregon denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1195. Richard Austin Greene, petitioner, *v.* Oliver C. Maxwell, etc.; and

No. 6414. Jose Manuel Sosa, petitioner, *v.* Oliver C. Maxwell, Circuit Judge etc. Petitions for writs of certiorari to the District Court of Appeals of Florida, Second District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5045. William Gibson et al., petitioners, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5070. Roger W. Mallory, II, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5071. James Daniels, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5088. Otto Kuhn, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5102. Cynthia Chatfield, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5217. Robert Perry Groze, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5555. Jesus Martinez, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5820. Julian Singleton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6075. Daniel Escobedo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6648. Jack L. Edwards, petitioner, *v.* Selective Service Local Board No. 111, etc., et al. Petition for writ of certiorari to the United

States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 358. Eugene J. Hanon et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 409. The Board of Education of the Little Rock School District et al., petitioners, *v.* Dolores Clark et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 1496. Nathan T. Dill, petitioner, *v.* The Greyhound Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 6621. Harry W. Theriault, petitioner, *v.* Olin G. Blackwell, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 749. Board of Public Instruction of Broward County, Florida, et al., petitioners, *v.* Frederick Allen and Timothy Allen, minors, etc., et al.; and

No. 891. Blanche Ely Parent Teachers Association et al., petitioners, *v.* Board of Public Instruction of Broward County, Florida, et al. Petitions for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Black took no part in the consideration or decision of these petitions.

No. 936. Dade County School Board et al., petitioners, *v.* Herbert Pate et al.; and

No. 6139. Lawrence Corbett et al., petitioners, *v.* Dade County School Board. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Black took no part in the consideration or decision of these petitions.

No. 982. Robert Y. Eckels, etc., et al., petitioners, *v.* Delores Ross et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Stewart is of the opinion that certiorari should be granted, judgment vacated and case remanded to the Court of Appeals for reconsideration in light of *Swann v. Charlotte-Mecklenburg Board of Education*, 401 U.S. —, and its companion cases, decided April 20, 1971.

No. 1272. Mae Caldwell et al., petitioners, *v.* Donald Craighead, as Band Instructor at Lebanon High School, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth

Circuit denied. Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 1334. Milton Silverman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. 1449. Frank Cacciatore Ippolito, petitioner, *v.* United States. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1455. Frank Peter Balistrieri, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 1520. Warren Pinto, Superintendent, New Jersey State Prison Farm, petitioner, *v.* Esaw Mitchell. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5004. Jose Verdugo, petitioner, *v.* United States. Motion for leave to supplement petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5048. Yvette Meltzer and Marcy Stine, petitioners, *v.* C. Buck LeCraw & Company. Petition for writ of certiorari to the Supreme Court of Georgia denied. Opinion by Mr. Justice Black. Opinion by Mr. Justice Douglas.

No. 5053. Manuel Leyva Lopez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Dissenting opinion by Mr. Justice Douglas.

No. 5054. Raymond J. Bourbeau, Sr., petitioner, *v.* Joanne J. Bourbeau Lancaster. Petition for writ of certiorari to the Superior Court of Connecticut, Fairfield County, denied. Opinion by Mr. Justice Douglas.

No. 6375. Constance Kaufman, petitioner, *v.* Leland C. Carter, Chief Probation Officer, etc. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. Opinion by Mr. Justice Black. Opinion by Mr. Justice Douglas.

No. 5210. Tina Deal, a minor by Frank L. Deal, et al., petitioners, *v.* Cincinnati Board of Education. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied as untimely filed. Dissenting opinion by Mr. Justice Douglas.

No. 5795. Alan Dean Hudson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Dissenting opinion by Mr. Justice Douglas.

No. 5971. In the Matter of Athen Carlton Garland et al., petitioners. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Opinion by Mr. Justice Black. Opinion by Mr. Justice Douglas. Mr. Justice Brennan is of the opinion that certiorari should be granted.

No. 5986. Ben Hickman, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Dissenting opinion by Mr. Justice Douglas.

No. 6514. Robert Hortencio, petitioner, *v.* Calvin C. Whitehead, Chief of Police, Salt Lake City, Utah. Petition for writ of certiorari to the Supreme Court of Utah denied as untimely filed. Mr. Justice Black and Mr. Justice Douglas dissent from the denial of the petition.

#### LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. 6459. Louie Chacon, petitioner, *v.* Louis S. Nelson, Warden;

No. 6495. Gerald D. Kohl, petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Institution, et al.; and

No. 6775. Victor F. Szijarto, petitioner, *v.* Louis S. Nelson, Warden. Motions for leave to file petitions for writs of habeas corpus denied.

No. 6913. Wiley R. Fallon, petitioner, *v.* W. E. Waggonner, Sheriff, et al. Motion for leave to file petition for writ of habeas corpus and for other relief denied.

#### REHEARINGS DENIED

No. 5999. William King Howard, petitioner, *v.* Walter Craven, Warden, et al.;

No. 6052. John S. Fanale, petitioner, *v.* Lennarth C. Anderson et al.;

No. 6489. Robert Edward Lipscomb, petitioner, *v.* United States;

No. 6516. Oran Young, petitioner, *v.* United States;

No. 6522. Robert E. Tracy and Mildred V. Tracy, petitioners, *v.* United States et al.; and

No. 6598. Robert Eugene Yoder, petitioner, *v.* United States. Petitions for rehearing denied.

No. 123. International Brotherhood of Boilermakers, Iron Shipbuilders, Blacksmiths, Forgers and Helpers, AFL-CIO, petitioner, *v.* George W. Hardeman. Motion to dispense with printing petition granted. Petition for rehearing denied.

No. 6044. Enrica Maria Polese, petitioner, *v.* United States et al.  
Motion for leave to file petition for rehearing denied.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael John Aratingi	New York, N.Y.	Henry Harfield.
Hayward V. Atkinson	Tallahassee, Fla.	Roy T. Rhodes.
Reginald L. Ayers	Bowling Green, Ky.	William Jerry Parker.
J. Emery Barker	Tucson, Ariz.	Morris K. Udall.
Alfred Becker	Las Vegas, Nev.	James D. Santini.
Mortimer Becker	New York, N.Y.	Edward Schlesinger.
David Franklin Betz	Ludington, Mich.	Thomas C. Mayer.
Robert J. Beugen	Minneapolis, Minn.	Errol K. Kantor.
Herbert A. Birenbaum	Chicago, Ill.	Harry W. Gill, Jr.
Joseph W. Bonner	Chicago, Ill.	Howard O. Wolfe.
Rodger Neill Bowman	Clarksville, Tenn.	Paul D. Welker.
Frederick A. Bragiel	Chicago, Ill.	William R. Quinlan.
Lawrence Henry Braun	Worthington, Ohio	William B. Saxbe.
Kenneth Bronson	Ypsilanti, Mich.	Robert Griffin.
Terry A. Brooks	Yakima, Wash.	Norman Ray Nashem, Jr.
R. R. Bullivant	Portland, Ore.	Oglesby H. Young.
Thomas Adelbert Bustin	Columbus, Ohio	William J. Melvin.
James David Cahill	Moorhead, Minn.	Philip B. Vogel.
Arthur R. Carmody, Jr.	Shreveport, La.	Vernon W. Woods.
Lloyd C. Caudle	Charlotte, N.C.	Whiteford S. Blakeney.
William James Chandler, Jr.	Charlotte, N.C.	Benjamin S. Horack.
Robert Christy	Manchester, N.H.	Thomas J. McIntyre.
Richard Armor Cohan	Charlotte, N.C.	William H. Booe.
Seymour Cohen	Chicago, Ill.	I. S. Dorfman.
Grant Conard	San Diego, Calif.	Charles E. Rowe.
Harry G. Costello	St. Paul, Minn.	Richard A. Moore.
Louis Park Davis	Joliet, Ill.	Ronald H. Galowich.
Ross Diamond, Jr.	Mobile, Ala.	George F. Wood.
William Dietrich	Detroit, Mich.	Thomas H. Gallagher.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Hopkins Dodge, II	Houston, Tex.	Bernarr Roe Pravel.
Maurice H. Dolman	Los Angeles, Calif.	Maurice A. Hart.
Earl C. Dudley, Jr.	Arlington, Va.	Steven M. Umin.
Elizabeth Jamison du Fresne (Mrs.).	Miami, Fla.	Bruce S. Rogow.
William du Fresne	Miami, Fla.	Bruce S. Rogow.
George C. Dunlap	Dallas, Tex.	Ewell Lee Smith, Jr.
Kemper Bartlett Durand	Memphis, Tenn.	Thomas F. Turley, Jr.
William Elman	Chicago, Ill.	Theodore J. Floro.
Jerry K. Emrich	Arlington, Va.	LeRoy Ellsworth Batchelor.
Barry David Epstein	Saddle Brook, N.J.	Gene N. Schiffman.
Albert G. Evans	San Francisco, Calif.	Howard B. Crittenden, Jr.
Edward Paul Fahey	San Antonio, Tex.	Josh H. Groce.
Theodore William Flowers	Philadelphia, Pa.	Thomas Raeburn White, Jr.
Wayne John Fowler	Denver, Colo.	James E. Ludlam.
David E. Gaston	Denver, Colo.	K. Martin Worthy.
Robert William Geddes	Indianapolis, Ind.	Don Alan Tabbert.
William S. Georges	Canton, Ohio	Ian Bruce Hart.
Edward Grebs	Detroit, Mich.	Kenneth H. Lynn.
Murray Bernard Guterson	Seattle, Wash.	George L. Grader.
Larry D. Hardin	Victoria, Tex.	Alfred C. Baass.
John G. Harkins, Jr.	Philadelphia, Pa.	Philip H. Strubing.
Robert E. Harrison	Flushing, N.Y.	Nicholas F. Dizozza.
B. Warren Hart	St. Paul, Minn.	Richard A. Moore.
A. Myles Haynes, Jr.	Charlotte, N.C.	Benjamin S. Horack.
Gerald F. Hazzard	New York, N.Y.	Miss Nancy J. Young.
Kenneth Hecht	San Francisco, Calif.	Richard Harrington.
David Correa Hernandez	San Juan, P.R.	Adonis Nieves.
John V. A. Holmes	Orlando, Fla.	James C. Dauksch, Jr.
Gregg William Hornaday	Barstow, Calif.	Dyson William Cox.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Laurence Burton Hughes	Worthington, Minn.	Harold Gordon.
Katherine Leslie Brash Jeter (Mrs.)	Shreveport, La.	John H. Tucker, Jr.
Robert McLean Jeter, Jr.	Shreveport, La.	John H. Tucker, Jr.
R. Gilman Johnson	Ingleside, Ill.	John C. Soffietti.
Harold Willard Jones	Brownsburg, Ind.	Don Alan Tabbert.
Jerrold L. Kaplan	Los Angeles, Calif.	Gerald I. Neiter.
Al Katz	Buffalo, N.Y.	Anthony G. Amsterdam.
Karl L. Kenyon	Anderson, S.C.	G. Ross Anderson, Jr.
Stanley Horton Kohn	Columbia, S.C.	Charles Porter.
Sidney Kramer	New York, N.Y.	Harold Kramer.
Stuart C. Kroesch	Joliet, Ill.	Ronald H. Galowich.
Edward V. Lacambra	Tucson, Ariz.	Jerome Alan Juravsky.
John S. Langhenry, Jr.	Chicago, Ill.	John M. Moelmann.
Arthur L. Lapham	Victoria, Tex.	Kemper Williams, Jr.
Joseph L. Leahy, Jr.	Omaha, Nebr.	Irving B. Epstein.
Dominic S. Lefoer	Youngstown, Ohio.	Chester W. Horlick.
Jeffrey L. Linden	Los Angeles Calif.	Maurice A. Hart.
Stefan Clay Long	Arlington, Va.	Thomas Moncure.
Charles R. McBride	Chattanooga, Tenn.	Fred Bright, Jr.
Lloyd Weldon McCormick	San Francisco, Calif.	Richard Murray.
Paul C. McEwen, Jr.	San Diego, Calif.	Charles E. Rowe.
J. Edward McGolrick, Jr.	Manassas, Va.	H. Selwyn Smith.
George Hite McLean	Greenwood, Miss.	George Hite McLean, Jr.
Bernard Richard Mendelow	Forest Hills, N.Y.	Philip J. Chetta.
James Ottis Miller	San Mateo, Calif.	Saul N. Ross.
James Thwaites Millican, Jr.	Cleveland, Ohio	Richard M. Bertsch.
Robert Charles Mitchell	Pittsburgh, Pa.	Harold R. Schmidt.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
W. Henson Moore	Baton Rouge, La.	Edwin L. Richardson.
Robert M. Moss	Cleveland Ohio	Charles A. Vanik.
James Lewis Neal	Sudbury Mass.	L. Aubrey Goodson, Jr.
Robert A. Novelle	Chicago Ill.	Vincent Beni- venga, Jr.
James Woodrow Olsen	Suitland, Md.	Leo Howard Irwin.
Kenneth W. Patrum	Washington, D.C.	Howard Dickstein.
Robert Allen Peavy	Washington, D.C.	J. David Mann, Jr.
Thomas H. Peebles III	Nashville, Tenn.	Charles C. Trabue, Jr.
J. William Phillips	Los Angeles, Calif.	Boris Stauffer Woolley.
James H. Phillips	Las Vegas, Nev.	Morton R. Galane.
Clifford Davis Pierce, Jr.	Memphis, Tenn.	John M. Heiskell.
Richard Alan Proctor	Roswell, N. M.	Thomas P. Kerester.
Daniel D. Pursell	Mill Valley, Calif.	James Thomas Hawk.
Bernard Joseph Robins	New York, N.Y.	Samuel Gottesman.
William Peters Robinson, Jr.	Norfolk, Va.	Andrew P. Miller.
Charles Howard Rogers	Chicago, Ill.	Thomas P. Sullivan.
Leonard Edward Rosenthal	Jackson Heights, N.Y.	Bernard Raphan.
Eugene Alan Rostov	Kansas City, Mo.	Walter A. Slowinski, Jr.
Pamela Ann Rymer (Miss)	Los Angeles, Calif.	David Brice Toy.
John A. Sandberg	Washington, D.C.	Mrs. Ruth V. Reel.
David Ira Scheichet	New York, N.Y.	Curtis E. Claymont.
Samuel Ervine Shaw II	Boston, Mass.	James L. Kenefick.
Warren W. Shipman III	Fort Worth, Tex.	Winfred Hopper, Jr.
Radford William Smith	St. Petersburg, Fla.	William K. Zewadski III.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Spaid	Tucson, Ariz.	Clifford R. McFall.
Warren S. Stafford	Springfield, Mo.	Flavius B. Freeman.
Adam Stein	Charlotte, N.C.	Julius LeVonne Chambers.
Wofford H. Stidham	Bartow, Fla.	Spessard L. Holland.
Elting L. Storms	Melbourne, Fla.	James Homer Nance.
Gerald Howard Summers	Chattanooga, Tenn.	John Y. Powers.
Thomas J. Tessier	Manchester, N.H.	Thomas J. McIntyre.
Robert F. Travia	Carmel, N.Y.	Harry Robert Varon.
Marcus Othello Tucker, Jr.	Santa Monica, Calif.	Halvor Thomas Miller, Jr.
James Charles Tuttle	Detroit, Mich.	William Bennett Thompson.
Herbert L. Usow	Milwaukee, Wis.	Jack J. Gimbel.
Robert A. Valdez	San Antonio, Tex.	Richard Tinsman.
Lawrence E. Varsek	Joliet, Ill.	Ronald H. Galowich.
Edward J. Vulevich, Jr.	Mobile, Ala.	William Jackson Edwards III.
Ernest Smith Warder	Cleveland, Ohio	Thomas V. Koykka.
Kermitt L. Waters	Las Vegas, Nev.	John A. Flangas.
Griffith Way	Seattle, Wash.	Joseph Colin McKinnon.
Norris Webb	Monette, Ark.	Bill Penix.
Lewis R. Whitehead	Seymour, Conn.	Ronald A. Sarasin.
Max Wildman	Chicago, Ill.	Sheldon Paul Migdal.
Donald Patrick Zimmerman	Lancaster, Pa.	Jacques Herts Geisenberger, Jr.

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ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
N. David Koroneş	Clearwater, Fla.	Richard Clayton Peet.
Michael M. Moore	Everett, Wash.	Gordon Clavin Culp.
Joel N. Werbel	East Orange, N.J.	Sidney K. Werbel.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert H. Werbel	New York, N.Y.	Sidney K. Werbel.
Romualdo C. Caballero	El Paso, Tex.	Solicitor General Erwin N. Gris- wold.
James J. Crook	El Paso, Tex.	Richard C. White.
Earl Philip Adamaszek	Detroit, Mich.	Philip A. Hart.
Robert J. Attaway	Detroit, Mich.	Philip A. Hart.
George F. Borgelt	Dearborn Heights, Mich.	Philip A. Hart.
Gary W. Brasseur	Flint, Mich.	Philip A. Hart.
Dorothy E. Broeder	Birmingham, Mich.	Philip A. Hart.
Eugene J. Devlin	St. Clair Shores, Mich.	Philip A. Hart.
Mary Ann Fulton	Hamtramck, Mich.	Philip A. Hart.
Eugene A. Gargaro, Jr.	Detroit, Mich.	Philip A. Hart.
Edward G. Henneke	Flushing, Mich.	Philip A. Hart.
Gerald R. Hershberger	Troy, Mich.	Philip A. Hart.
John W. Hryshko	Mount Clemens, Mich.	Philip A. Hart.
Robert Joseph Kauflin	Mount Clemens, Mich.	Philip A. Hart.
Harry S. Huber	Rochester, Mich.	Philip A. Hart.
Denys Kwitkowski	Detroit, Mich.	Philip A. Hart.
Jeffrey Miller Leib	Southfield, Mich.	Philip A. Hart.
Meyer Wolfe Leib	Southfield, Mich.	Philip A. Hart.
Leonard L. Lubnik	Detroit, Mich.	Philip A. Hart.
LeRoy B. McNally	Detroit, Mich.	Philip A. Hart.
Michael Warren Maddin	Detroit, Mich.	Philip A. Hart.
Sheldon L. Miler	Detroit, Mich.	Philip A. Hart.
Paul Louis Nine	Warren, Mich.	Philip A. Hart.
Lloyd S. Paley	Detroit, Mich.	Philip A. Hart.
Edwin Lee Pear	Ann Arbor, Mich.	Philip A. Hart.
Kenneth Hawkes Phillips	Allen Park, Mich.	Philip A. Hart.
Irene Mary Piccone	Plymouth, Mich.	Philip A. Hart.
Elizabeth H. Ramsey	Plainwell, Mich.	Philip A. Hart.
Marvin K. Rosen	Detroit, Mich.	Philip A. Hart.
Carl L. Rubin	Detroit, Mich.	Philip A. Hart.
Matthew A. Seward	Detroit, Mich.	Philip A. Hart.
Fremont Sweetwine	Lathrup Village, Mich.	Philip A. Hart.
B. J. Tally, Jr.	Bay City, Mich.	Philip A. Hart.
Tuomas A. Van Tiem, Sr.	Lansing, Mich.	Philip A. Hart.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Hubert A. Gile, Jr.	St. Paul, Minn.	Solicitor General Erwin N. Griswold.
Arthur Dale Leach	Wash., D.C.	Solicitor General Erwin N. Griswold.
David Samuel Abrams	Wash., D.C.	Solicitor General Erwin N. Griswold.
Wilmer H. Balderson	Wash., D.C.	Solicitor General Erwin N. Griswold.
Arthur Berlin	Wash., D.C.	Solicitor General Erwin N. Griswold.
Peyton Rind Neal, Jr.	Wash., D.C.	Solicitor General Erwin N. Griswold.
John Danton Ordway	Wash., D.C.	Solicitor General Erwin N. Griswold.
Charles James Riley, Jr.	Wash., D.C.	Solicitor General Erwin N. Griswold.
Marx Lewis	Hollywood, Fla.	Solicitor General Erwin N. Griswold.
William Rinehart Meredith.	Harrodsburg, Ky.	Solicitor General Erwin N. Griswold.
Sanford Z. Berman	Silver Spring, Md.	Solicitor General Erwin N. Griswold.
Lawrence Blumenkrantz	Silver Spring, Md.	Solicitor General Erwin N. Gris- wold.
Frederick H. Bowis	Bethesda, Md.	Solicitor General Erwin N. Gris- wold.
Salvatore Anthony Daniello	Mt. Ranier, Md.	Solicitor General Erwin N. Gris- wold.
Leslie Francis Dix	Oxon Hill, Md.	Solicitor General Erwin N. Gris- wold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William H. Meserole, Jr.	Silver Spring, Md.	Solicitor General Erwin N. Griswold.
Ralph James Peterson	Bethesda, Md.	Solicitor General Erwin N. Griswold.
Edward C. Thomas, III	Potomac, Md.	Solicitor General Erwin N. Griswold.
Franklin Philip Wood	Silver Spring, Md.	Solicitor General Erwin N. Griswold.
Eleanor K. Boner	New Rochelle, N.Y.	Solicitor General Erwin N. Griswold.
Charles Philip Schiller	New York, N.Y.	Solicitor General Erwin N. Griswold.
Charles L. Fine	Birmingham, Mich.	Solicitor General Erwin N. Griswold.
Wm. D. Huskey	Charlotte, N.C.	Solicitor General Erwin N. Griswold.
Thaddeus Robert Zochowski	Hightstown, N.J.	Solicitor General Erwin N. Griswold.
Irvin V. Gleim	Dayton, Ohio	Solicitor General Erwin N. Griswold.
Joseph P. Rutledge, Jr.	Memphis, Tenn	Solicitor General Erwin N. Griswold.
Frank Ross Weaver, Jr.	Alexandria, Va.	Solicitor General Erwin N. Griswold.
James H. Mowery, Jr.	Arlington, Va.	Solicitor General Erwin N. Griswold.
Leo Robenette Andrews, Jr.	Arlington, Va.	Solicitor General Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard R. Nageotte	Woodbridge, Va.	Solicitor General Erwin N. Griswold.
Richard Ernest Payne	Lynchburg, Va.	Solicitor General Erwin N. Griswold.
Jerold Hugh Rosenblum	Alexandria, Va.	Solicitor General Erwin N. Griswold.
James Edwin Smith	Virginia Beach, Va.	Solicitor General Erwin N. Griswold.

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OPINIONS

No. 108. Elliot L. Richardson, Secretary of Health, Education, and Welfare, petitioner, *v.* Pedro Perales. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment reversed and case remanded to the United States District Court for the Western District of Texas to determine whether the Secretary's findings, in the light all amerial proffered and admissible, are supported by "substantial evidence" within the command of § 205(g). Opinion by Mr. Justice Blackmun. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Black and Mr. Justice Brennan join.

No. 338. Blonder-Tongue Laboratories, Inc., petitioner, *v.* University of Illinois Foundation et al. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment vacated and case remanded to the United States District Court for the Northern District of Illinois for further proceedings consistent with the opinion of this Court. Opinion by Mr. Justice White.

No. 534. United States, appellant, *v.* Norman George Reidel. Appeal from the United States District Court for the Central District of California. Judgment reversed and case remanded to the United States District Court for the Central District of California for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice White. Concurring opinion by Mr. Justice Harlan. Opinion by Mr. Justice Marshall concurring in the judgment in this case and dissenting in No. 133, *post*. Dissenting opinion by Mr. Justice Black with whom Mr. Douglas joins in this case and in No. 133, *post*.

No. 133. United States, appellant, *v.* Thirty-Seven (37) Photographs, Milton Luros, Claimant. Appeal from the United States District Court for the Central District of California. Judgment reversed and case remanded to the United States District Court for the

Central District of California for further proceedings consistent with the opinion of this Court. Mr. Justice White announced the judgment of the Court and delivered an opinion in which the Chief Justice, Mr. Justice Brennan and Mr. Justice Blackmun join. Opinion by Mr. Justice Harlan concurring in the judgment and in Part I of Mr. Justice White's opinion. Opinion by Mr. Justice Stewart concurring in the judgment and in Part I of Mr. Justice White's opinion. Dissenting opinion by Mr. Justice Black with whom Mr. Justice Douglas joins. Opinion by Mr. Justice Marshall dissenting in this case and concurring in No. 534, *ante*.

No. 203. Dennis Councle McGautha, petitioner, *v.* California. On writ of certiorari to the Supreme Court of California; and

No. 204. James Edward Crampton, petitioner, *v.* Ohio. On writ of certiorari to the Supreme Court of Ohio. Judgments affirmed. Opinion by Mr. Justice Harlan. Opinion by Mr. Justice Black concurring in the judgments and in substantially all of the Court's opinion. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan and Mr. Justice Marshall join in No. 204. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas and Mr. Justice Marshall join.

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Adjourned until Monday, May 17, 1971, at 10 o'clock.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Harlan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally.”

### APPEALS—SUMMARY DISPOSITION

**No. 707.** United States, appellant, *v.* 119 Cartons Containing 30,000 Obscene Magazines, Scan Imports, Claimant. Appeal from the United States District Court for the Central District of California. Judgment vacated and case remanded to the United States District Court for the Central District of California for reconsideration in light of this Court’s decision in *United States v. Thirty-Seven (37) Photographs, Milton Lueros, Claimant*, 401 U.S. —, decided May 3, 1971. Mr. Justice Douglas dissents from this action of the Court.

**No. 728.** Jane E. Hodgson et al., appellants, *v.* William Randall, Ramsey County Attorney, et al. Appeal from the United States District Court for the District of Minnesota. Judgment affirmed. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and the case set for oral argument.

**No. 729.** Jane E. Hodgson, appellant, *v.* Minnesota. Appeal from the Supreme Court of Minnesota. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

**No. 1510.** Airwick Industries, Inc., et al., appellants, *v.* Carlstadt Sewerage Authority et al. Appeal from the Supreme Court of New Jersey. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

**No. 6750.** Alvin C. Gray, appellant, *v.* Pennsylvania. Appeal from the Supreme Court of Pennsylvania, Eastern District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

**No. 1273.** William Stafford, Sr., appellant, *v.* Michigan. Appeal from the Court of Appeals of Michigan. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Black dissents from this action of the Court.

**No. 1473.** G & M Employment Service, Inc., et al., appellants, *v.* Department of Labor and Industries et al. Appeal from the Supreme Judicial Court of Massachusetts. The appeal is dismissed for want of a substantial federal question.

**No. 1501.** Edward J. Kollar and James D. Kriegh, appellants, *v.* City of Tucson et al. Appeal from the United States District Court for the District of Arizona. Judgment affirmed. Mr. Justice Douglas and Mr. Justice White are of the opinion that probable jurisdiction should be noted and the case set for oral argument.

**No. 1514.** Leitchfield Manufacturing Company, Inc., et al., appellants, *v.* United States et al. Appeal from the United States District Court for the Western District of Kentucky. Judgment affirmed.

**No. 1538.** Janie Passel et al., appellants, *v.* Fort Worth Independent School District et al. Appeal from the Court of Civil Appeals of Texas, Second Supreme Judicial District. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and the case set for oral argument.

**No. 6054.** Julio Vasquez, appellant, *v.* New York. Appeal from the Appellate Term of the Supreme Court of New York, First Judicial Department. The appeal is dismissed. *Molinaro v. New Jersey*, 396 U.S. 365 (1970). Mr. Justice Brennan is of the opinion that probable jurisdiction should be noted and the case set for oral argument.

**No. 6778.** Roberto Torres and Walter Dinger, appellants, *v.* New York State Department of Labor et al. Appeal from the United States District Court for the Southern District of New York. Judgment vacated and case remanded to the United States District Court for the Southern District of New York for reconsideration in light of this Court's decision in *California Department of Human Resources v. Java*, 401 U.S. \_\_ decided April 26, 1971.

#### CERTIORARI—SUMMARY DISPOSITION

**No. 111.** United States, petitioner, *v.* David Henry Holmes. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decision in *Ehlert v. United States*, 401 U.S.

—, decided April 21, 1971. Mr. Justice Douglas dissents from this action of the Court.

No. 611. Melvin Laird et al., petitioners, *v.* Joseph Capobianco. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decision in *Ehlert v. United States*, 401 U.S. —, decided April 21, 1971. Mr. Justice Douglas dissents from this action of the Court.

No. 928. Evco dba Evco Instructional Designs, petitioner, *v.* Franklin Jones, Commissioner of the Bureau of Revenue of the State of New Mexico, et al. On petition for writ of certiorari to the Court of Appeals of New Mexico. In view of the concessions made in the brief in opposition filed by the Attorney General of New Mexico, and on examination of the record, petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals of New Mexico for reconsideration in light of the position asserted by the Attorney General in the brief in opposition. The Chief Justice, Mr. Justice Black, Mr. Justice Harlan, and Mr. Justice Stewart are of the opinion that certiorari should be denied.

No. 6584. Anthony Lewis Griffin, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Motion for leave to proceed *in forma pauperis* granted. Pursuant to the suggestion of the Solicitor General, petition for writ of certiorari granted, judgment vacated, and case remanded to the United States District Court for the Eastern District of Kentucky for reconsideration in light of the position asserted by the Solicitor General in the memorandum for the United States.

#### ORDERS IN PENDING CASES

No. —. Michael R. Turpin et al., petitioners, *v.* Stanley R. Resor, Secretary of the Army, et al. The application for a stay presented to Mr. Justice Douglas, and by him referred to the Court, is denied. Mr. Justice Douglas is of the opinion that the stay should be granted.

No. —. Louis S. Kerr, petitioner, *v.* Ohio. The application for a stay presented to Mr. Justice Stewart, and by him referred to the Court, is denied.

No. 109. Time, Incorporated, petitioner, *v.* Frank Pape. The motion of the respondent to be relieved from payment of costs assessed on reversal of judgment is denied.

No. 1009. United States, petitioner, *v.* Unicorn Enterprises, Inc., etc. The application for suspension of stay of mandate of the United States Court of Appeals for the Second Circuit pending the judgment

of this Court, presented to Mr. Justice Harlan and by him referred to the Court, is granted. Mr. Justice Brennan took no part in the consideration or decision of this application.

No. **1042**. Florence Diffenderfer and Nishan Paul, appellants, *v.* Central Baptist Church of Miami, Florida, Incorporated, et al. The motion of Protestants and other Americans United for Separation of Church and State for leave to file a brief, as *amicus curiae*, is granted.

No. **1681**. W. Thomas Holmes, petitioner, *v.* Arizona. The application for a stay presented to Mr. Justice Brennan, and by him referred to the Court, is denied. Mr. Justice Douglas is of the opinion that the stay should be granted.

No. **6623**. F. L. McKenzie, petitioner, *v.* Texas. Counsel for the petitioner is directed to file a brief in support of the petition on or before June 3, 1971. The Attorney General of the State of Texas is invited to file a responsive brief within 10 days from the date of receipt of the petitioner's brief.

#### APPEAL—JURISDICTION NOTED

No. **706**. United States, appellant, *v.* Various Articles of "Obscene" Merchandise, Fred Cherry, Claimant. Appeal from the United States District Court for the Southern District of New York. In this case probable jurisdiction is noted.

#### CERTIORARI GRANTED

No. **1398**. S&E Contractors, Inc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims granted.

No. **1562**. Charles Joseph Kastigar and Michael Gorean Stewart, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

#### CERTIORARI DENIED

No. **179**. Richard Field Pieters, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **261**. Spencer H. Robley, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **275**. Paul Henry Swierenga, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 715. Angelo DeStafano, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1022. August Bergenthal, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 1111. Samuel Manarite, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1165. William A. Eubank, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 1209. Eugene Hairston, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 1239. Carroll T. Glorioso, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 1246. Iverne R. Carter, Warden, et al., petitioners, *v.* Lucille Miller. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1259. Samuel Fiore, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 1397. Patricia Drown, petitioner, *v.* Portsmouth School District et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 1448. The Klages Coal and Ice Company, dba Royal Crown Bottling Company, petitioner, *v.* James D. Hodgson, Secretary of Labor, United States Department of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 1453. Alfred Earl Harflinger, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 1459. George Y. Stribling, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 1460. State National Bank of Alabama et al., petitioners, *v.* William H. Ellis et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1465. A. M. Franco, petitioner, *v.* Stein Steel & Supply Company. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 1472. Fiduciary Counsel, Inc., petitioner, *v.* James D. Hodgson, Secretary of Labor. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 1477. Chicago Joint Board, Amalgamated Clothing Workers of America, AFL-CIO, petitioner, *v.* Chicago Tribune Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 1481. Vincent Iannone and Leslie N. Sellman, petitioners, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 1485. Tex Tan Welhausen Company, etc., petitioner, *v.* National Labor Relations Board et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1489. Lawrence C. Davenport et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 1492. Jorgen D. Bering et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1499. James H. J. Tate, Mayor of Philadelphia, et al., petitioners, *v.* Pennsylvania ex rel. D. Donald Jamieson, etc. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 1502. Lawrence A. Frank et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1505. Mid-South Towing Company, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 1513. Aero Engineering Corporation, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1515. Amity Fabrics, Inc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied.

No. 1517. Jesse Vance Mehciz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1519. Henry Grady Whitehead, Sr. and Armel Dayton O'Neal, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1524. Garrett Morris et al., petitioners, *v.* O. P. Leonard et al. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Second Supreme Judicial District, denied.

No. 1529. Lee Almendarez, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 1539. Atlantic Coast Line Railroad Company et al., petitioners, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1555. Carl O. Oldenkott, petitioner, *v.* American Electric, Inc. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 5187. Louis Angel Arriaga, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 5269. Roger Sutton Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 5484. Hobart K. Smith, petitioner, *v.* Elza Brantley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 5559. William B. Campbell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5962. Carl Randle Black, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 6108. Constantine Gus Kontos, petitioner, *v.* J. Shane Creamer, Jr., Attorney General, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 6317. Theophil W. Streule, petitioner, *v.* Gulf Finance Corporation. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 6342. Louis P. Klein, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. 6451. William Winegar, petitioner, *v.* Raymond J. Buchkoe. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 6467. Samuel Brown, petitioner, *v.* Edward J. Hendrick, Superintendent, Philadelphia Prisons. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6470**. Shelley R. Cothran et al., petitioners, *v.* San Jose Water Works et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6518**. William G. Allen, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee denied.

No. **6533**. Ted Raguse and Neil Keith Rogers, petitioners, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **6554**. Earl Johnson, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **6565**. Wesley LaRue Gaylord, petitioner, *v.* Michael S. Wolke, Sheriff, Milwaukee County, Wisconsin. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6664**. Antonio Gasca Hernandez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6685**. Edward Byron Hale, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6686**. Alfonzo Fred Iachino, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6687**. Ellis X. Knight, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6688**. Pauline Ginsburg, petitioner, *v.* Elliot L. Richardson, Secretary of Health, Education and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6689**. Johnny Ray Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6705**. John Patrick George Haslam, III, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6715**. James Lee King, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6716**. Santos O. Castro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.



No. **6717**. Gary Julius Paige, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6725**. Harry F. Stone, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6738**. Eddie Lee Redd, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6740**. Augustus Sanders, petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6741**. Robert Fukumoto, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6742**. Dennis Edward Drew and James Edward Gipson, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6745**. Miguel Corcino, petitioner, *v.* Government of the Virgin Islands. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6747**. Jesus Rolon Marxuach, petitioner, *v.* Puerto Rico Secretary of Justice et al. Petition for writ of certiorari to the Supreme Court of Puerto Rico denied.

No. **6748**. Cornelius Lucas, petitioner, *v.* New York et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6749**. Harold Ray Adcox, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **6753**. Eugene W. Smith, petitioner, *v.* Bucci Detective Agency et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6756**. George Patrick Ramos, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **6761**. William Manzanares, petitioner, *v.* Warden, Nevada State Prison. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **6763**. Paul L. Prionas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6768**. Gilbert R. Molina, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6769**. Robert E. McGregor, petitioner, *v.* Ernst John Watts, etc. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **6773**. Jesse Alexander, petitioner, *v.* Michigan Parole Board. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6776**. Salvador Escalante, petitioner, *v.* Alfonso J. Zirpoli, etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6780**. Carl Becker, petitioner, *v.* Nebraska. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6788**. Samuel Reynolds, petitioner, *v.* Harold W. Follette, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6791**. Chester Edgerton, petitioner, *v.* Captain Batten, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6798**. Peter W. Makarewicz, petitioner, *v.* Palmer C. Scafati, Superintendent, Massachusetts Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **11**. Othello Washington et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Black joins.

No. **86**. Charles Teran et al., petitioners, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellee District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **110**. Lynn Porter, petitioner, *v.* John P. Ashmore, Jr., Greenville County Supervisor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **130**. Francis David Wenzel, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 132. Stephen Harvey Millang, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 141. Joseph Robert Steven Brossard, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 142. Michael Kenneth Harris, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 145. Brian Randolph Flesch, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 149. Robert Lawrence Dillon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 151. Moss David Posner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 173. Thomas Kee Ming Hsu, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 228. Gene Robert Turner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 284. Peter Augustus Bender, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 411. Dana Eileen Tuck, petitioner, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 542. Philip William McKinney, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1041**. Herman David, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1234**. Cataldo Calegro DeLutro, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1242**. Richard Lawrence, petitioner, *v. Joseph Woods, Sheriff of Cook County, Illinois, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1371**. Cesare Viviano, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1479**. Consolidation Coal Company, petitioner, *v. South-East Coal Company*; and

No. **1483**. United Mine Workers of America, petitioner, *v. South-East Coal Company*. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1516**. Charles A. Silverman et ux., petitioners, *v. William P. Rogers, Secretary of State, et al.* Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5062**. James William Zitzer, petitioner, *v. California*. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5081**. Michael Joseph Donovan, petitioner, *v. California*. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5082**. Arthur Chester Banks, III, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5096**. Farris Thomas, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5113. Louis R. Castillo, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5116. James Locklear, a Minor, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5125. Jackie C. Parker, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5130. Joseph Randazzo, petitioner, *v.* Harold W. Follette, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5145. William Charles Eason, III, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5155. Thomas Theodore Keith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5159. Eldridge Bernard Jones, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5186. Richard Edward Blassick, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5199. Frank Soyka, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5341. Oscar Guitan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5358. Larry Wayne Walker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5651**. Herbert Hamilton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5664**. Kenneth Alvin Robbins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5669**. Charles Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5717**. Andrew Verdugo, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5897**. Robert F. Bigsby, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **5918**. Jacki Eugene Leach et al., petitioners. *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **6037**. Thomas D. Harris, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **6090**. Anthony Oliva, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **6228**. Joseph Arliss Davis, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **6400**. Walter Rodger Webster et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **6502**. George Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the

Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6777. Rita M. Ragan, petitioner, *v.* Elliot Richardson, Secretary of Health, Education and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 104. Edward A. Wild, Jr., and Louis Corrado, petitioners, *v.* United States. 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 that certiorari should be granted.

No. 313. George Joseph Orito, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. 356. Stephen Robley Evans, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. 1018. John David Norman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. 1537. Alan D. Eisenberg and Sydney M. Eisenberg, petitioners, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. 6051. Glenn Sutton, Jr., petitioner, *v.* United States. 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. 1370. Alice Marie Lamp, petitioner, *v.* United States Steel Corporation et al.;

No. 1475. Barbara J. Fuhrman, Administratrix of the Estate of Arthur J. Fuhrman, et al., petitioners, *v.* United States Steel Corporation et al.; and

No. 1497. Jean E. Cook, Administratrix of the Estate of Charles H. Cook, petitioner, *v.* United States Steel Corporation et al. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Black, Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted.

No. 1442. Clement A. Evans & Company, Inc., petitioner, *v.* A. M. Kidder & Company, Inc., et al. Petition for writ of certiorari to the

United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas and Mr. Justice White are of the opinion that certiorari should be granted.

No. 1469. Homart Development Co., petitioner, *v.* Roger Jon Diamond et al. Petition for writ of certiorari to the Supreme Court of California denied. The Chief Justice and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. 1484. Robert Schoop and Willie Lee Dawkins, petitioners, *v.* John N. Mitchell, Attorney General of the United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice White took no part in the consideration or decision of this petition.

No. 1491. James R. Hoffa et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted. Mr. Justice Stewart, Mr. Justice White and Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 1493. Vernitron Corporation et al., petitioners, *v.* Paul Benjamin. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. 1494. Julius W. Hobson et al, petitioners, *v.* Board of Elections for the District of Columbia et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Black, with whom Mr. Justice Douglas joins, is of the opinion that certiorari should be granted on the basis of Mr. Justice Black's dissent in *United Public Workers v. Mitchell*, 330 U.S. 75, 105 (1947).

No. 1506. Boston & Providence Railroad Development Group, petitioner, *v.* Charles W. Bartlett, Trustee, et al. Motion to defer consideration of this petition denied. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this motion and petition.

No. 1561. Continental/Moss-Gordin et al., petitioners, *v.* B-M-G Investment Company et al. Motion of respondents for damages for delay denied. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5849. Rogelio Pino, petitioner, *v.* United States. Motion for leave to file supplemental petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.



No. 6519. James D. Brady, petitioner, *v.* Ohio. Motion for leave to amend petition granted. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 6529. Burl Gene Maret, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 6784. Frank Barney, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 6799. Terry Mason Grimes and Robert Allen Massey, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Stewart is of the opinion that certiorari should be granted.

#### LEAVE TO FILE PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. 6885. Johnny Smith, Jr., petitioner, *v.* John W. Wingo, Warden. Motion for leave to file petition for writ of habeas corpus denied.

#### LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. 1647. Albert L. Spillers, petitioner, *v.* S. Morgan Slaughter, Clerk of the Circuit Court in and for Duval County, Florida, et al. Motion for leave to dispense with printing motion for leave to file and petition for writ of mandamus granted. Motion for leave to file petition for writ of mandamus denied.

No. 6536. Wayne H. Brooks, petitioner, *v.* John Brown, Chief Judge, etc. Motion for leave to file petition for writ of mandamus denied.

#### REHEARINGS DENIED

No. 13. United States, petitioner, *v.* James W. White;

No. 43. Robert E. Shevin et al., appellants, *v.* Matthew B. Lazarus;

No. 975. Barney R. Colson et al., petitioners, *v.* Rogers C. B. Morton, Secretary of the Interior;

No. 1170. Adam Farkas, petitioner, *v.* Texas Instruments, Inc.;

No. 1251. Southland Incorporated, petitioner, *v.* Cox Enterprises, Inc., et al.;

No. 1284. Alexander G. Balc, appellant, *v.* Adam Parsons et al.;

No. 5257. Lou Bertha Labine, Natural Tutrix of Minor Child, Rita Nell Vincent, appellant, v. Wilbur Vincent, Administrator of the Succession of Ezra Vincent;

No. 5481. Herbert Phillip Schlanger, petitioner, v. Robert C. Seamans, Jr., Secretary of the Air Force, et al.;

No. 5980. Roy C. Brown, petitioner, v. J. Edwin LaVallee, Warden;

No. 6297. Arthur L. Wright, petitioner, v. District Court, Montgomery County, Independence, Kansas; and

No. 6517. Pierre Henri Benoit, petitioner, v. United States, et al. Petitions for rehearing denied.

No. 993. October Term, 1968. University of Illinois Foundation, petitioner, v. Winegard Company. Motion for leave to file petition for rehearing denied. The Chief Justice and Mr. Justice Blackmun took no part in the consideration or decision of this motion.

No. 169. Stephen Radich, appellant, v. New York. Petition for rehearing denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. 237. Jewel G. Berend, petitioner, v. J. F. Pritchard & Co. Motion for leave to file petition for rehearing denied.

No. 1382. Douglas MacLeod, petitioner, v. United States. Motion to dispense with printing petition for rehearing granted. Petition for rehearing denied.

No. 6200. William Robert Emmons, petitioner, v. Francis Taylor et al. Petition for rehearing and for other relief denied.

#### RECESS ORDER

The Court will take a recess from today until Monday, May 24, 1971.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Thompson Achor	Chicago, Ill.	David E. Bradshaw.
Charles William Adams	Los Angeles, Calif.	Stanley Fleishman.
Joseph V. Agresti	Erie, Pa.	John J. Galbo.
Richard D. Agresti	Erie, Pa.	John J. Galbo.
Junius L. Allison	Chicago, Ill.	Robert Stanley Lowe.
William C. Andrews, Jr.	Nashville, Tenn.	Aubrey B. Harwell, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Emmett Armour	Memphis, Tenn.	James Egan Irion.
Rodney Raymond Atchison	Santa Cruz, Calif.	Charles Sylvanus Rhyne.
Kenneth Russell Atkinson	Anchorage, Alaska	Matthew T. Kissane.
Frank M. Bainbridge	Birmingham, Ala.	James M. Fullan; Jr.
Bernard Balick	Wilmington, Dela.	Louis L. Redding.
Michael A. Barletta	Ellwood City, Pa.	Alvah M. Shumaker.
Harvey Joel Barnett	Chicago, Ill.	Leonard Schan- field.
Louis L. Barokas	Seattle, Wash.	Anthony Savage, Jr.
Richard Leonard Barovick	New York City, N.Y.	Eli D. Schoen- field.
Theodore Rogers Baumgardner	Winter Park, Fla.	V. Keith Young.
Alexis I. duPont Bayard	Wilmington, Dela.	William D. Bailey, Jr.
Thomas Duncan Beatty III	Las Vegas, Nev.	Howard W. Cannon.
Jesse C. Bell	Anchorage, Alas.	Matthew T. Kissane.
Vincent F. Biondo, Jr.	San Diego, Calif.	John W. Witt.
John Commons Bird	Mountain Brook, Ala.	James R. Forman, Jr.
Irwin J. Block	Miami, Fla.	Aaron A. Foosaner.
Herbert H. Blum	New York, N.Y.	Frederick I. Levy
Isadore Bogoslow	Walterboro, S.C.	W. McLeod, Jr.
William Quinn Brackett	Lubbock, Texas	Bob Huff.
Charles W. Bradley	New York, N.Y.	Alfred Loveland Haffner, Jr.
William C. Bradley, Jr.	Wilmington, Dela.	Sidney Balick.
David Clark Branand	Washington, D.C.	Charles J. McCarthy.
John Richard Brancato	DuBois, Pa.	Joseph L. Fuller.
Donald J. Brannan	New Orlenas, La.	J. Barbee Winston.
Boyd Edward Burnison	Oakland, Calif.	Ralph B. Hoyt.
Stephen J. Burns	Cleveland, Ohio	Patrick Joseph Amer.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Stanley Burroughs, Jr.	Arlington, Va.	Leroy E. Batchelor.
William C. Busch	Cincinnati, Ohio	Vernon W. McDaniel.
M. Elvin Byler	Lancaster, Pa.	James P. Coho.
Andrew M. Calamari	New York, N.Y.	Richard DeY. Manning.
George Emerson Campbell	Little Rock, Ark.	William Nash.
Fred C. Canant, Jr.	Albuquerque, N. Mex.	Hugh D. Campbell.
George Elwood Carroll	Naples, Fla.	Robert A. Neinas.
Alfred Wayne Carter	Seattle, Wash.	Donald I. Goldman.
John Paul Chamberlain	Boulder, Colo.	Lawrence Harold Gingold.
Rexford R. Cherryman	Virginia Beach, Va.	Milton S. Briggs.
Myron Cohen	Bethpage, N.Y.	Wallace H. Flax.
Jerry Cohen	Beverly, Mass.	John Joseph Curran.
Paul P. Cohen	Buffalo, N.Y.	Hilary P. Bradford.
Charles B. Cohler	San Francisco, Cal.	Moses Lasky.
Charles Andrew Cole, Jr.	Smyrna, Ga.	Alfred L. Evans, Jr.
Raymond Joseph Conboy	Portland, Ore.	Ronald I. Gevurtz.
John M. Conway	Anchorage, Alaska	Matthew T. Kissane.
John Franklin Conyers	San Antonio, Tex.	Jack M. Railsback.
Frank Dustin Covell	Shawnee Mission, Ks.	Floyd Francis Shields.
Marvin Jason Cowell, Jr.	San Diego, Calif.	Merlin Howard Staring.
John E. Cox	Campti, La.	Joe L. Howell, Jr.
William Vaughan Cox	Denver, Colo.	Gordon H. Mayberry.
David Dickason Creekmore	Knoxville, Tenn.	Earl Starnes Ailor.
Austin Lee Crouch	Fort Worth, Tex.	Karl H. Mueller.
Philip Christopher Davis	Montgomery, Ala.	Willard W. Livingston.
Richard Everett Davis	Canton, Ohio	Price Janson.
Warren J. Davis	Fairfax, Va.	Dexter S. Odin.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Harry Alonzo DeFord, II	Dallas, Tex.	Miss Mary Neal Sisk.
Joe Don Denton	Dallas, Tex.	Joe Bill Burnett.
Joseph Summer Deutschle, Jr.	Columbus, Ohio	James C. Britt.
Roger Jon Diamond	Los Angeles, Calif.	Fred Okrand.
Virgil D. Dohe	Denver, Colo.	John S. Carroll.
Malcolm L. Edwards	Seattle, Wash.	Gordon Calvin Culp.
Michael J. Eigeman	Denver, Colo.	John L. Kane, Jr.
Harry Ellman	San Diego, Calif.	J. Perry Langford.
Lodge Evans	Elizabethton, Tenn.	Roy C. Nelson.
Jude Thaddeus Fanguy	Houma, Louisiana	Cleveland, J. Marcel, Sr.
Donald George Farrell	Chicago, Ill.	Harlan L. Hackbert.
John R. Feather	Dallas, Texas	Edward H. Forgotson.
Cornelius James Finnen	Harper Woods, Mich.	Walter P. Cynar.
Warren Candler Fortson	Atlanta, Ga.	Hosea Alexander Stephens.
Clarence L. Fossett, Jr.	Hyattsville, Md.	Ronald A. Willoner.
Edward Donald Foster	Wichita, Kans.	Norman Keith Sanborn.
J. Peter Friedrich	Ft. Lauderdale, Fla.	Russell E. Carlisle.
John William Gibson	Atlanta, Ga.	McChesney Hill Jeffries.
Louis Gilden	St. Louis, Mo	Hyman G. Stein.
John Wheeler Glenn	Baltimore, Md.	John J. O'Connor, Jr.
Jerome Lewis Goldberg	Los Angeles, Calif	Walter S. Hilborn.
George J. Goering	New York, N.Y.	James T. McDonald.
Sidney Gold	Chicago, Ill.	Samuel A. Rinella.
Robert James Graham	Santa Barbara, Cal.	Howard C. Parke.
William Kenneth Graham	Houston, Tex.	Edward A. Kelly.
O'Neill J. Grathwol	Excelsior, Minn.	Louis B. Oberhauser.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Marion Allen Grimes	Pacific Palisades, Calif.	Charles Sylvanus Rhyne.
Richard R. Grummon	Springfield, Ill.	Hugh J. Graham; Jr.
Donald Foster Hamilton	Little Rock, Ark.	Philip E. Dixon.
Edwin Lewis Hansen	Atlanta, Ga.	John S. Candler II.
Michael V. Hargadon	Louisville, Ky.	Frank Elia Haddad, Jr.
John W. Harrigan	Minneapolis, Minn.	Emerson Hopp.
Eugene W. Harris	Lakeland, Fla.	Lawton M. Chiles, Jr.
Horace Sumner Haseltine	Springfield, Mo.	Wallace N. Springer, Jr.
Arthur Ronald Hauver	Denver, Colo.	Roland Rice.
Clyde Lyndall Hays	Amarillo, Tex.	Cleo G. Clayton.
William Payne Heath, Jr.	Esmont, Va.	Howard E. Wilson.
Gerald R. Hegarty	Springfield, Mass.	Efrem A. Gordon.
Allen Lee Hendelman	Dallas, Tex.	William L. Storey.
William P. Higgins	Wichita, Kans.	Dale M. Quillen.
J. Eldred Hill, Jr.	McLean, Va.	Joe L. Howell, Jr.
Robert J. Hirsh	Tucson, Ariz.	W. Edward Morgan.
Richard Lampton Hollow	Knoxville, Tenn.	Earl Starnes Ailor.
James W. Houlihan	Santa Maria, Calif.	G. Bruce Gourley.
Robert Lee Humphrey	Los Angeles, Calif.	Enser William Cole, Jr.
John N. Hurtt	Palm Desert, Calif.	Thomas A. Paulson.
Edward S. Jackson	Chicago, Ill.	David E. Brad- shaw.
Michael H. Jackson	Denver, Colo.	James Douglas McKevitt.
Sheldon Mayer Jaffe	Los Angeles, Calif.	Glendon Tremaine.
Robert Laurence Jay	Kansas City, Mo.	Douglas Lee Reeder.
John R. Jewitt, Jr.	Cleveland, Ohio	James J. Carroll.
John Lynn Johnson	Corpus Christi, Tex.	William Ryle Edwards, Jr.
Albert McGregor John- ston Jr.	Minneapolis, Minn.	Robert Bernard Bowytz.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard Jones	Wichita, Kans.	Robert J. Roth.
Charles W. Kane	Plantation, Fla.	Robert L. Floyd.
Stanley R. Kalin	Silver Spring, Md.	Arne L. Schoeller.
Irwin R. Kaplan	Brooklyn, New York.	Benjamin Kalman.
Alan Kay	Bethesda, Md.	William B. Jones.
Harold B. Kelly	McLean, Va.	Joe L. Howell, <sup>2</sup> Jr.
John Charles Kersten	Ft. Lauderdale, Fla.	Ronald B. Sladon.
Ronald Craver Kline	Houston, Tex.	Joseph Jaworski.
Theodore Klein	Miami, Fla.	Aaron A. Foosaner.
Ronald S. Konecky	New York, N.Y.	Eli D. Shoenfield.
Phillip Kraus	Palos Verdes Peninsula, Calif.	Arthur Manella.
John Marvin Kuhn	Salem, Ore.	Howard R. Lonergan.
Bernie Maurice Kustoff	Memphis, Tenn.	Frank C. Byrd.
Larry James Landgraver	Portland, Ore.	Wendell Wyatt.
William Richard Lanthorn	Seattle, Wash.	Gordon H. Sweany.
Myron E. LaRowe	Reedsburg, Wis.	Hans Olaf Helland.
John Leonard	Brookings, S.D.	James G. Abourezk.
Richard Leshnower	Far Rockaway, N.Y.	Milton E. Jacobowitz.
A. Thomas Levin	Rockville Centre, N.Y.	Bertram Harnett.
Richard Elliot Levin	Weymouth, Mass.	William W. Wander.
Ronald Steven Levy	Wash., D.C.	Samuel R. Pierce, Jr.
Max J. Lipkin	Peoria, Ill.	Robert G. Day.
Robert Frank List	Carson City, Nev.	Paul D. Laxalt.
Donald William Littlejohn	Colusa, Calif.	Ralph W. Rutledge.
Sherman V. Lohn	Missoula, Mont.	Jeremy G. Thane.
Duncan S. Mac Affer	Albany, N.Y.	Matthew H. Mataraso.
Philip H. Macchi	Norwood, Mass.	Roger F. Turner.
John H. Mac Lean	Phoenix, Ariz.	John R. Franks.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Leonard S. Machtinger	New York, N.Y.	Sydney C. Winton.
James O'Malley Manning	New Orleans, La.	Carroll Denis Van Geffen.
Robert Lee Marchman, III	Atlanta, Ga.	Allen W. Post.
Donald Martin	Chicago, Ill.	Charles Levy.
Norman John Mattar	Buffalo, N.Y.	Michael J. Mc- Morrow, Jr.
Keith E. Mattern	St. Louis, Mo.	Ronald Lee Aylward.
John Mattioni	Philadelphia, Pa.	Levy Anderson.
Wilbur Teal McCain	Colfax, La.	H. L. Allen.
Joseph R. McPhee, Jr.	Garden City, N.Y.	Laurence B. Dodds.
Armando M. Menocal, III	San Francisco, Calif.	Anthony G. Amsterdam.
Richard L. Mikesell	Los Angeles, Calif.	Max H. Gewirtz.
Charles F. Miller	St. Petersburg, Fla.	Morris E. White.
Roy Miller	China Lake, Calif.	Q. Baxter Warner.
Lloyd James Moosbrugger	Burnsville, Minn.	Milton Green Dunham.
Mayer Morganroth	Detroit, Mich.	William Levin.
Everett W. Moss	El Paso, Tex.	Thomas M. Diamond.
Gilbert Eugene Mullen	Mt. Vernon, Wash.	William Avery Stiles.
Francis E. X. Murphy	San Jose, Calif.	William G. MacKay.
Anthony Murray	Long Beach, Calif.	Joseph A. Ball.
Joseph Peter Myers	Riverside, Calif.	John V. Tunney.
Daniel A. Naranjo	San Antonio, Tex.	James LaVoy Branton.
Harry A. Nass, Jr.	San Antonio, Tex.	Fred A. Semaan.
Daniel A. Naughton	Jacksonville, Fla.	Lawton M. Chiles, Jr.
Ronald L. Neill	Dallas, Tex.	Maurice Eneas Amidei.
Thomas P. Nugent	San Diego, Calif.	Gerald Jorgensen Lewis.
Eldon H. Nyhart	Indianapolis, Ind.	Carl D. Overman.
Chilton O'Brien	Beaumont, Tex.	John Henry Benckenstein.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Daniel Edward O'Leary Lawrence Ollason	Portland, Ore. Tucson, Ariz.	Ronald I. Gevurtz. Lowell E. Rothschild.
Harold Mathias Olsen	Springfield, Ill.	Benjamin Kurt Miller.
Daniel J. O'Neill	New York, N.Y.	Paul G. Pennoyer, Jr.
Richard Evans Oxandale	Wichita, Kans.	Robert J. Roth.
Samuel David Peeler, Jr.	Dallas, Tex.	Joe Bill Burnett.
Edwin Adam Pennell	Tampa, Fla.	Cody Fowler.
Andrew Perl	New York, N.Y.	Milton A. Bass.
John Thomas Perry	Wheaton, Ill.	John W. Vescelus.
Arthur Harold Peterson	Juneau, Alaska	Barry Wendell Jackson.
Marvin B. Peterson, Jr.	Houston, Tex.	Daniel Paul Ryan, Jr.
Cyrus E. Phillips, IV	Columbus, Ohio	James C. Hub- bard, Jr.
James D. Phillips	Portland, Ore.	John J. Coughlin.
Jimmy Phillips	Angleton, Tex.	Edward Aubrey Clark.
Jimmy Phillips, Jr.	Angleton, Tex.	Edward Aubrey Clark.
Joseph A. Porto	Houston, Texas	Joseph L. Tita.
Philip H. Potter	Fort Collins, Colo.	Peter H. Domi- nick.
Frank H. Pozzi	Portland, Ore.	Ronald I. Gevurtz.
Jack Querry	Oklahoma City, Okla.	William R. Burkett.
William R. Radford	Miami, Fla.	Michael E. Merrill.
Daniel B. Reece, III	Kingsport, Tenn	Howard E. Wilson.
Theodore F. Register	Nashville, Tenn.	William Hardin Boyd.
Francis J. Reilly	Chicago, Ill	George J. Schaller.
Howard N. Richards	Beaumont, Tex.	John Henry Benckenstein.
Richard Philip Rich	Beverly Hills, Calif.	Mitchel J. Ezer.
Jack Arthur Richey	Seattle, Wash.	Anthony Savage.
Clifford Eugene Roberson	Houston, Tex.	Marion Gillingham Truesdale.
James Chatham Rothwell	San Diego, Calif.	Brian J. Newman- Crawford.
Jack Barry Rubin	Baltimore, Md.	Daniel Gordon.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Dudley Rutland	Beaumont, Tex.	George E. Duncan.
Barbara Faith Sachs (Miss)	Evanston, Ill.	Dale O. Torrence.
Vincent Henry Santoro	Alexandria, Va.	Herman W. Lutz.
William John Scammon	Belmont, Calif.	John Warren Montgomery.
Stephen Richard Schaefer	Seattle, Wash.	Anthony Savage, Jr.
Mark David Schaffer	Philadelphia, Pa.	Herman I. Pollock.
Julian J. Schamus	Los Angeles, Calif.	Max H. Gewirtz.
Russell F. Schooling, Jr.	Huntington Park, Calif.	Elwayne E. Smith.
Jack Mitchel Schulman	Cleveland, Ohio	Milton P. Schulman.
Marshall Bruce Segal	Chicago, Ill.	Jack McManus.
Walter I. Seif, Jr.	Baltimore, Md.	Karl H. Goodman.
Jay L. Seitchik	Harrisburg, Pa.	William J. Keating.
Charles Brown Sevier	Santa Ana, Calif.	Mrs. Iryne Codon Black.
Charles Robert Sherman	Memphis, Tenn.	John Dabney Walt.
Craig Barry Sherman	Chicago, Ill.	Ralph Everett Brown.
John D. Shors	Des Moines, Iowa	Harlan J. Thoma.
David Shute	Washington, D.C.	Walter A. Slowinski.
Michael Sigman	Orlando, Fla.	Leo W. Haley.
T. J. Sinclair	Tulsa, Okla.	David M. Barrett.
Daniel Michael Slane	Columbus, Ohio	Jay C. Flowers.
Hoke Smith	Atlanta, Ga.	A. De Jongh Franklin.
John Patrick Smith	Oklahoma City, Okla.	William H. Lewis.
William Chester Smith, Jr.	Ainsworth, Neb.	Roman L. Hruska.
Michael S. Sorgen	San Fran., Calif.	Peter E. Sitkin.
Joseph Maxim St. Amand, Jr.	Camarillo, Calif.	Q. Baxter Warner.
Sheldon Elliot Steinbach	Washington, D.C.	Simon E. Sobeloff.
Mitchell David Stevens, Jr.	Dallas, Tex.	Dee Brown Walker.
John Logan Strauch	Cleveland, Ohio	Patrick F. McCartan, Jr.
Jordan Allen Strauss	Washington, D.C.	Marvin E. Preis.
Albtrt Janney Thomas, Jr.	West Memphis, Ark.	John Malcolm Smith.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bernard G. Thompson	Lihue, Kauai, Hawaii.	Earl Warren, Jr.
Robert C. Todd	Santa Ana, Calif.	Garvin F. Shallenberger.
Clyde Lamar Tootle	Kingsport, Tenn.	Howard E. Wilson.
George John Toulouse, Jr.	Seattle, Wash.	Gerald Shucklin.
Theodore E. Troff	St. Joseph, Mich.	Vance Addicks Fisher.
James C. Tubb	Dallas, Texas	Henry David Akin, Jr.
Lee Turner	Great Bend, Ks.	Clifford R. Hope, Jr.
John Patrick Tynan	Ridgewood, N.Y.	Lawrence C. Mule'.
Karl Spiro Vasiloff	East Lansing, Mich.	William H. Schwan.
Mary Lea Walker (Miss)	Tulsa, Okla.	David L. Good.
Matthew Patrick Walsh	Chicago, Ill.	James Block Zagel.
Edmund Lewis Walton, Jr.	Fairfax, Va.	James H. Simmonds.
Charles Eugene Watkins, Jr.	Atlanta, Ga.	Hugh M. Dorsey, Jr.
William L. Watson	Lombard, Ill.	John N. Erlenborn.
Dennis R. Watt	San Francisco, Cal.	John Stewart Harrison.
William Erich Weinert	El Paso, Tex.	Charles Gordon.
Norman Jay Weissman	Chicago, Ill.	Seymour I. Sherman.
David Oscar Wentz	Waterloo, Iowa	Marion Scott Rose.
Florence Johnson Westfall	Colusa, Calif.	Ralph W. Rutledge.
Robert James Westwick	Santa Barbara, Cal.	Howard C. Parke.
John Thompson White	Borger, Texas	R. A. Wilson.
Walter E. White	Olympia, Wash.	Stephen C. Way.
David C. Wichman	Manchester, Conn.	Jerome I. Walsh.
Robert Jackson Williams	Walla Walla, Wash.	Bradley T. Jones.
Donald R. Wilson	Portland, Ore.	Edwin J. Peterson.
Marshall Mark Winer	Los Angeles, Calif.	Jess Hutten.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Curtis Wright	Ambler, Pa.	Desmond J. McTighe.
William J. Wye	Washington, D.C.	Robert Lee Evans.
James Lorin Yeates	Los Angeles, Calif.	Max H. Gewirtz.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

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Barry Mitchell Smoler	Washington, D.C.	Murdaugh Stuart Madden.
W. Reece Bader	San Francisco, Calif.	Charles Allen Hobbs.
Ellsworth E. Lonabaugh	Sheridan, Wyo.	William Henry Harrison.
Sunny Seiler Dupree (Mrs.)	Cambridge, Mass.	Thomas M. P. Christensen.
Edgar Hough Martin	Alexandria, Va.	J. Patrick Hickey.
Bernard J. Nussbaum	Chicago, Ill.	Walter Sterling Surrey.
Michael Nussbaum	Washington, D.C.	Walter Sterling Surrey.
Charles Edward Brookhart.	Fairfax, Va.	Smith W. Brookhart.
Wilbert J. Tauzin, II	Thibodaux, La.	Randolph Herbert Parro.
Ralph Lloyd Wiser	Chevy Chase, Md.	Thomas L. Wrenn.
Joseph Leo Fitzmaurice	Washington, D.C.	Thomas L. Wrenn.
William Howard Dapper	Vienna, Va.	Thomas L. Wrenn.
Louis William Sornson	Silver Spring, Md.	Thomas L. Wrenn.
Ross I. Newmann	Potomac, Md.	Thomas L. Wrenn.
F. Merritt Ruhlen	Annandale, Va.	Thomas L. Wrenn.
James Stuart Keith	Alexandria, Va.	Thomas L. Wrenn.
George J. Porter	Huntsville, Ala.	Solicitor General Erwin N. Griswold.
Eric Jan Fygi	San Francisco, Calif.	Solicitor General Erwin N. Griswold.
Harvey A. Rowen	Los Angeles, Calif.	Solicitor General Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Irving Rogosin	San Francisco, Calif.	Solicitor General Erwin N. Griswold.
Lewis G. Aron	Alexandria, Va.	Solicitor General Erwin N. Griswold.
Lionel A. Clover	College Park, Md.	Solicitor General Erwin N. Griswold.
James Arthur Dillian	Akron, Ohio	Solicitor General Erwin N. Griswold.
Michael R. Doram	Philadelphia, Pa.	Solicitor General Erwin N. Griswold.
Michael R. Doram	Philadelphia, Pa.	Solicitor General Erwin N. Griswold.
Herbert A. Grossmueller	South Orange, N.J.	Solicitor General Erwin N. Griswold.
Chiswell Dabney Lang- horne, Jr.	Washington, D.C.	Solicitor General Erwin N. Griswold.
Grant Edward Mitchell	Arlington, Va.	Solicitor General Erwin N. Griswold.
Richard H. Porter	Washington, D.C.	Solicitor General Erwin N. Griswold.
Alex Premysler	New York, N.Y.	Solicitor General Erwin N. Griswold.
Edgar Ferrand Rummel	Washington, D.C.	Solicitor General Erwin N. Griswold.
Warren Gerald Stolusky	Washington, D.C.	Solicitor General Erwin N. Griswold.
C. Joseph Tennant	Annandale, Va.	Solicitor General Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Margaret K. Wheeler (Mrs.)	Stroudsburg, Pa.	Solicitor General Erwin N. Griswold.
Thomas J. Whitehead	Washington, D.C.	Solicitor General Erwin N. Griswold.
Charles Lamont Whitham	Bowie, Md.	Solicitor General Erwin N. Griswold.
Edward Joseph Yurkov	Rockville, Md.	Solicitor General Erwin N. Gris- wold.
Angelo A. Ali	Miami, Fla.	Solicitor General Erwin N. Gris- wold.
William E. Coyle	Bethel Park, Pa.	Solicitor General Erwin N. Gris- wold.
Louis Glazer	North Miami, Fla	Solicitor General Erwin N. Gris- wold.
Sanford Milton Fitz- simmons.	Butler, Ga.	Solicitor General Erwin N. Gris- wold.
Tom Charles Huston	Indianapolis, Ind.	Solicitor General Erwin N. Gris- wold.
Herbert A. Spitzer, Jr.	Marion, Ind.	Solicitor General Erwin N. Gris- wold.
Louis J. De Maio	Baltimore, Md.	Solicitor General Erwin N. Griswold.
Charles B. Hargett	Basking Ridge, N.J.	Solicitor General Erwin N. Griswold.
John Francis Herbert, III	Baltimore, Md.	Solicitor General Erwin N. Griswold.
Della Karpeles McKnew (Mrs.)	Baltimore, Md.	Solicitor General Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Malcolm F. Steele	Annapolis, Md.	Solicitor General Erwin N. Griswold.
C. Richard Abbott	Detroit, Mich.	Solicitor General Erwin N. Griswold.
David Scott Hope	Philadelphia, Pa.	Solicitor General Erwin N. Griswold.
Robert Vincent Cataldo	West Orange, N.J.	Solicitor General Erwin N. Griswold.
Joseph Maurice Chirico	Newark, N.J.	Solicitor General Erwin N. Griswold.
Theodore Casimir Pomianek	Somerville, N.J.	Solicitor General Erwin N. Griswold.
Alfred E. Spiro	Union City, N.J.	Solicitor General Erwin N. Griswold.
Edward Harry Trush	Cranford, N.J.	Solicitor General Erwin N. Griswold.
Seymour Bilgre	White Plains, N.Y.	Solicitor General Erwin N. Griswold.
Noel B. Butler	Township of Ocean, N.J.	Solicitor General Erwin N. Griswold.
Anita B. Chase (Mrs.)	Newark, N.J.	Solicitor General Erwin N. Griswold.
Theodore Corwin	Caldwell, N.J.	Solicitor General Erwin N. Griswold.
Samuel S. Horn	Silver Spring, Md.	Solicitor General Erwin N. Griswold.
Hyman Klionsky	Old Bridge, N.J.	Solicitor General Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard Howard Kogan	Washington, D.C.	Solicitor General Erwin N. Griswold.
Thomas M. Phelan	Troy, N.Y.	Solicitor General Erwin N. Griswold.
Sydney Bennett Rosenberg	Brooklyn, N.Y.	Solicitor General Erwin N. Griswold.
Domonick Thomas Stingone.	Dover, N.J.	Solicitor General Erwin N. Griswold.
Charles Blaine Fielding	Washington, D.C.	Solicitor General Erwin N. Griswold.
Brian Jan Heisler	Washington, D.C.	Solicitor General Erwin N. Griswold.
Ronald Alan Rappoport	Youngstown, Ohio	Solicitor General Erwin N. Griswold.
Joseph M. Vukovich, Jr.	Rockville, Md.	Solicitor General Erwin N. Griswold.
Richard Harkness Crone	Washington, D.C.	Solicitor General Erwin N. Griswold.
Stephen H. Hutzelman	Arlington, Va.	Solicitor General Erwin N. Griswold.
Leonard S. Mandelblatt	North Brunswick, N.J.	Solicitor General Erwin N. Griswold.
Sheldon Samuel Toll	Philadelphia, Pa.	Solicitor General Erwin N. Griswold.
Thomas Lynn Hicks	Blountville, Tenn.	Solicitor General Erwin N. Griswold.
George E. LeFevre	Smithville, Tenn.	Solicitor General Erwin N. Griswold.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Harvey Edward Little	Winters, Tex.	Solicitor General Erwin N. Griswold.
Marlin B. Lance	Alexandria, Va.	Solicitor General Erwin N. Griswold.
Robert Lee Harris	Richmond, Va.	Solicitor General Erwin N. Griswold.
Robert Norman Johnson	Richmond, Va.	Solicitor General Erwin N. Griswold.
William G. Malone	Arlington, Va.	Solicitor General Erwin N. Griswold.
Parke E. Americus	Pittsburgh, Pa.	William S. Moorhead.
Robert David Beck	Washington, Pa.	William S. Moorhead.
Oliver W. Brown	Pittsburgh, Pa.	William S. Moorhead.
Carl W. Brueck, Jr.	Pittsburgh, Pa.	William S. Moorhead.
Alan S. Christner	Pittsburgh, Pa.	William S. Moorhead.
Abe R. Cohen	Pittsburgh, Pa.	William S. Moorhead.
Robert Evan Cohen	Pittsburgh, Pa.	William S. Moorhead.
Nicholas Rittenhouse Criss, Jr.	Pittsburgh, Pa.	William S. Moorhead.
John W. Edwards, Jr.	California, Pa.	William S. Moorhead.
John Francis Flynn	McKeesport, Pa.	William S. Moorhead.
Thomas J. Folan	Pittsburgh, Pa.	William S. Moorhead.
Frederick J. Francis	Pittsburgh, Pa.	William S. Moorhead.
H. Arnold Gefsky	Pittsburgh, Pa.	William S. Moorhead.
William Rea Grove, Jr.	Pittsburgh, Pa.	William S. Moorhead.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles W. Herald	Pittsburgh, Pa.	William S. Moorhead.
Richard G. Kotarba	Pittsburgh, Pa.	William S. Moorhead.
Stanton D. Levenson	Pittsburgh, Pa.	William S. Moorhead.
Stephen Neil Lipton	Pittsburgh, Pa.	William S. Moorhead.
William Reid Lowe	Pittsburgh, Pa.	William S. Moorhead.
Richard H. Martin	Pittsburgh, Pa.	William S. Moorhead.
Vincent L. Matera	Pittsburgh, Pa.	William S. Moorhead.
Regis D. Murrin	Pittsburgh, Pa.	William S. Moorhead.
Alan Papernick	Monroeville, Pa.	William S. Moorhead.
John D. Rhule	Pittsburgh, Pa.	William S. Moorhead.
Edmund S. Ruffin, III	Pittsburgh, Pa.	William S. Moorhead.
Joseph B. Steele	Pittsburgh, Pa.	William S. Moorhead.
Charles Monroe Thorp, III	Pittsburgh, Pa.	William S. Moorhead.
Richard Vliet Westerhoff	Pittsburgh, Pa.	William S. Moorhead.
Thomas J. Barberie	Hartford, Conn.	Lowell P. Weicker, Jr.
Brewster Blackall	Hartford, Conn.	Lowell P. Weicker, Jr.
William M. Broneill	Manchester, Conn.	Lowell P. Weicker, Jr.
Thomas Francis Brown	New Haven, Conn.	Lowell P. Weicker, Jr.
James P. Caulfield	Waterbury, Conn.	Lowell P. Weicker, Jr.
Louis S. Ciccarello	Norwalk, Conn.	Lowell P. Weicker, Jr.
Thomas Hudson Connell	Rockville, Conn.	Lowell P. Weicker, Jr.
Peter John Dauk	Darien, Conn.	Lowell P. Weicker, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Andrew M. Di Pietro, Jr.	New Haven, Conn.	Lowell P. Weicker, Jr.
John Edward Donegan	Branford, Conn.	Lowell P. Weicker, Jr.
Gerard John Dowling	Hartford, Conn.	Lowell P. Weicker, Jr.
Arthur Baldwin Duel, III	Darien, Conn.	Lowell P. Weicker, Jr.
Carl Miles Dunham, Jr.	New Milford, Conn.	Lowell P. Weicker, Jr.
Robert A. Fuller	Wilton, Conn.	Lowell P. Weicker, Jr.
Robert Allen Ginsburg	West Haven, Conn.	Lowell P. Weicker, Jr.
James Vincent Guarnieri	Stamford, Conn.	Lowell P. Weicker, Jr.
Frederick J. Haesche	Hartford, Conn.	Lowell P. Weicker, Jr.
William E. Hall	Rockville, Conn.	Lowell P. Weicker, Jr.
James Russell Hanley	Stratford, Conn.	Lowell P. Weicker, Jr.
Lawrence Louis Hauser	Norwalk, Conn.	Lowell P. Weicker, Jr.
Robert B. Hempstead	Wethersfield, Conn.	Lowell P. Weicker, Jr.
Kenneth M. Jacks	Hamden, Conn.	Lowell P. Weicker, Jr.
Roy Valentine Karlson	East Hartford, Conn.	Lowell P. Weicker, Jr.
Hugh F. Keefe	New Haven, Conn.	Lowell P. Weicker, Jr.
Joseph F. Keefe	Litchfield, Conn.	Lowell P. Weicker, Jr.
Solomon Kerensky	Vernon, Conn.	Lowell P. Weicker, Jr.
Sherman H. Krevolin	New Haven, Conn.	Lowell P. Weicker, Jr.
Jack M. Krulewitz	Bridgeport, Conn.	Lowell P. Weicker, Jr.
Elliott Sanford Labovitz	Waterbury, Conn.	Lowell P. Weicker, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Joseph Langenbach	Hartford, Conn.	Lowell P. Weicker, Jr.
Daniel Byrnes Lewis	Stamford, Conn.	Lowell P. Weicker, Jr.
Geraldine Alice Lupoli (Miss)	New Haven, Conn.	Lowell P. Weicker, Jr.
Michael Albin Mack	Enfield, Conn.	Lowell P. Weicker, Jr.
Joel Mandell	Hartford, Conn.	Lowell P. Weicker, Jr.
James D. Marinar, Jr.	Hartford, Conn.	Lowell P. Weicker, Jr.
John W. Marino, Jr.	Hartford, Conn.	Lowell P. Weicker, Jr.
John Bigelow Marsh, Jr.	Greenwich, Conn.	Lowell P. Weicker, Jr.
Edward Reynolds McPherson, Jr.	Stamford, Conn.	Lowell P. Weicker, Jr.
Robert J. Michael	Danbury, Conn.	Lowell P. Weicker, Jr.
Michael Stephen Miles	New Britain, Conn.	Lowell P. Weicker, Jr.
Marshall Joel Mott	Hartford, Conn.	Lowell P. Weicker, Jr.
Richard Louis Nahley	Danbury, Conn.	Lowell P. Weicker, Jr.
Joseph Philip Nucera	Bridgeport, Conn.	Lowell P. Weicker, Jr.
Francis H. O'Neill	East Haven, Conn.	Lowell P. Weicker, Jr.
John A. O'Reilly, Jr.	Farmington, Conn.	Lowell P. Weicker, Jr.
Walter H. Prescott	Mystic, Conn.	Lowell P. Weicker, Jr.
James D. Reardon	Old Saybrook, Conn.	Lowell P. Weicker, Jr.
John J. Resnik	New Haven, Conn.	Lowell P. Weicker, Jr.
Stephen Peter Sachner	Meriden, Conn.	Lowell P. Weicker, Jr.
Daniel Yehudah Sachs	New Haven, Conn.	Lowell P. Weicker, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alexander W. Samor	Bridgeport, Conn.	Lowell P. Weicker, Jr.
Abbot B. Schwebel	Vernon, Conn.	Lowell P. Weicker, Jr.
W. Parker Seeley, Jr.	Bridgeport, Conn.	Lowell P. Weicker, Jr.
Richard J. Seserman	Wethersfield, Conn.	Lowell P. Weicker, Jr.
Fred David Sette	Hamden, Conn.	Lowell P. Weicker, Jr.
Leonard I. Shankman	Hartford, Conn.	Lowell P. Weicker, Jr.
Paul Stephen Sherbacow	Hartford, Conn.	Lowell P. Weicker, Jr.
Charles I. Sherman	Stamford, Conn.	Lowell P. Weicker, Jr.
Howard G. Shiffman	Stamford, Conn.	Lowell P. Weicker, Jr.
Robert A. Singewald	Wilton, Conn.	Lowell P. Weicker, Jr.
John P. Sjovall	Danbury, Conn.	Lowell P. Weicker, Jr.
Timothy W. Stanley	New Britain, Conn.	Lowell P. Weicker, Jr.
Joseph S. Sudarsky	Hartford, Conn.	Lowell P. Weicker, Jr.
Michael J. Sullivan	New Haven, Conn.	Lowell P. Weicker, Jr.
Jules S. Tarlow	West Hartford, Conn.	Lowell P. Weicker, Jr.
Stephen Tate	Westport, Conn.	Lowell P. Weicker, Jr.
Frekerick Moore Tobin	Stamford, Conn.	Lowell P. Weicker, Jr.
Leo Vine	Woodbridge, Conn.	Lowell P. Weicker, Jr.
William J. White	Hartford, Conn.	Lowell P. Weicker, Jr.

#### OPINIONS

No. 362. Vincent Francis McGee, Jr., petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment affirmed. Opinion by Mr. Justice Marshall. Dissenting opinion by Mr. Justice Douglas.

No. 75. California, petitioner, *v.* Jonathan Todd Byers. On writ of certiorari to the Supreme Court of California. Judgment vacated and case remanded to the Supreme Court of California for further proceedings not inconsistent with the judgment of this Court. Mr. Chief Justice Burger announced the Court's judgment and delivered an opinion in which Mr. Justice Stewart, Mr. Justice White and Mr. Justice Blackmun join. Opinion by Mr. Justice Harlan concurring in the judgment. Dissenting opinion by Mr. Justice Black with whom Mr. Justice Douglas and Mr. Justice Brennan join. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas and Mr. Justice Marshall join.

No. 135. Organization for a Better Austin et al., petitioners, *v.* Jerome M. Keefe. On writ of certiorari to the Appellate Court of Illinois, First District. Judgment reversed and case remanded to the Appellate Court of Illinois, First District, for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Chief Justice Burger. Dissenting opinion by Mr. Justice Harlan.

No. 712. Triangle Improvement Council et al., petitioners, *v.* William S. Ritchie, Commissioner, State Road Commission of West Virginia, et al. Writ dismissed as improvidently granted. Opinion *per curiam* announced by Mr. Chief Justice Burger. Concurring opinion by Mr. Justice Harlan. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Black, Mr. Justice Brennan and Mr. Justice Marshall join.

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Adjourned until Monday, May 24, 1971, at 10 o'clock.

## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORDER IN PENDING CASE

**No. 6945.** Joe Spencer, Jr., petitioner, *v.* Georgia. The application for stay and/or injunction referred to the Court by Mr. Justice Brennan is denied.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEALS—SUMMARY DISPOSITION

No. **1262**. George K. Wyman et al., appellants, *v.* Catherine Boddie et al. Appeal from the United States Court of Appeals for the Second Circuit. Motion of appellees for leave to proceed *in forma pauperis* granted. Judgment affirmed.

No. **1373**. George K. Wyman, etc., et al., appellants, *v.* Julia Rosado et al. Appeal from the United States Court of Appeals for the Second Circuit. Motion of appellees for leave to proceed *in forma pauperis* granted. Judgment affirmed.

No. **1328**. Woodrow Wilson Lashley, Sr., and Claire Anita Ryza, appellants, *v.* Maryland. Appeal from the Court of Special Appeals of Maryland. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. **1504**. James Giannatti et al., appellants, *v.* County of Los Angeles. Appeal from the Court of Appeal of California, Second Appellate District. The appeal is dismissed for want of a substantial federal question. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan and Mr. Justice Blackmun concur.

No. **6555**. Emanuel Burton, appellant, *v.* New York. Appeal from the Court of Appeals of New York. It appears that the sentences imposed under the judgment sought to be reviewed were concurrent and the appeal is therefore dismissed.

No. **6588**. Charles J. Pardo, Jr., appellant, *v.* Illinois. Appeal from the Supreme Court of Illinois. The appeal is dismissed for want of a substantial federal question.



## ORDERS IN PENDING CASES

No. 598, Misc., October Term, 1964. Robert M. Williamson, et al., petitioners, *v.* Annie Gilmer et al. The motion to recall and amend order of this Court of January 18, 1965, is denied. The Chief Justice, Mr. Justice Marshall and Mr. Justice Blackmun took no part in the consideration or decision of this motion.

No. 1. Henry Rogers Anderson, petitioner, *v.* Kentucky. The motion for a restraining order presented to Mr. Justice Brennan, and by him referred to the Court, is denied.

No. 910. Allied Chemical & Alkali Workers of America, Local Union No. 1, petitioner, *v.* Pittsburgh Plate Glass Company, Chemical Division, et al.; and

No. 961. National Labor Relations Board, petitioner, *v.* Pittsburgh Plate Glass Company, Chemical Division, et al. The motion of the Solicitor General or additional time for oral argument is granted and 15 additional minutes is allotted for that purpose. The respondent is likewise allotted fifteen additional minutes for oral argument.

No. 1159. Superintendent of Insurance of the State of New York, as Liquidator of Manhattan Casualty Company, petitioner, *v.* Bankers Life and Casualty Company et al. The motion of the Solicitor General for leave to permit the Securites and Exchange Commission to participate in oral argument, as *amicus curiae*, in support of the petitioner, is granted. Fifteen minutes is allowed for this purpose. The respondent is also allotted fifteen additional minutes for oral argument.

No. 1454. Philip J. Picard, petitioner, *v.* James J. Connor. The motion for the appointment of counsel is granted, and it is ordered that James J. Twohig, Esquire, of South Boston, Massachusetts, a member of the Bar of this Court, be, and he is hereby, appointed to serve as counsel for the respondent in this case.

## APPEALS—JURISDICTION NOTED

No. 6744. Laverne Carter et al., appellants, *v.* Wayne Stanton et al. Appeal from the United States District Court for the Southern District of Indiana. Motion of the appellant for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction noted.

No. 6966. Michael Epps et al., appellants, *v.* Americo V. Cortese et al. Appeal from the United States District Court for the Eastern District of Pennsylvania. Motion of the appellants for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction noted and case set for oral argument immediately following No. 6060.

## CERTIORARI GRANTED

No. 1470. Norfolk and Western Railway Company, petitioner, *v.* Richard Nemitz et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

No. 1480. Rudolph Santobello, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, granted.

No. 1536. Wisconsin, petitioner, *v.* Jonas Yoder et al. Petition for writ of certiorari to the Supreme Court of Wisconsin granted.

No. 1289. Pipefitters Local Union No. 562 et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 6401. Thomas Kirby, etc., petitioner, *v.* Illinois. Motion of petitioner for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Appellate Court of Illinois, First District, granted limited to Question 2 presented in the petition which reads as follows:

“(2) Whether due process requires that an accused be advised of his right to counsel prior to a pre-indictment showup at a police station several hours after his arrest and forty-eight hours after the alleged crime occurred.”

## CERTIORARI DENIED

No. 1414. Joe Gooch et al., petitioners, *v.* John N. Mitchell et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1429. Richard F. Fincke and Albert A. Prata, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1447. Odell Andrews, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1518. Leonard J. Keene, petitioner, *v.* Jackson County, Oregon, et al. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. 1527. Eldon Industries, Inc., et al., petitioners, *v.* Superior Court of California, County of Los Angeles. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 1530. Robert Elvin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1535. John Franzese, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1544. Swanney-McDonald, Inc., petitioner, *v.* Otto D. Gray, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1566. Chicago, Rock Island and Pacific Railroad Company et al., petitioners, *v.* Chicago, Burlington and Quincy Railroad Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 1600. Compania de Navegacione Almirante S.A., Panama, petitioner, *v.* Beverly Hills National Bank. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6440. Ezell Thomas, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fifth District, denied.

No. 6604. Kenneth Greene, petitioner, *v.* City of Chicago. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 6615. Theodore Augustine Papa, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. 6657. Malcolm W. Driver, petitioner, *v.* Elmer O. Cady, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 6666. James Dunn, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. 6751. John Shopa, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 6755. James Barrett Kimball, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 6762. John B. Booker, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. 6771. Isaac A. Taft, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 6772. John Sparks, petitioner, *v.* William Metzger, Sheriff. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 6781. James W. McPherson, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 6801. James E. Ector, petitioner, *v.* S. Lamont Smith, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 6804. Henry Wilson, petitioner, *v.* Harold W. Follette, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 6808. Raymond W. J. Clermont, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6811. Roosevelt Stallings, petitioner, *v.* ~~New York~~ <sup>INDIANA</sup>. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. 6812. Carlo LoCicero, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 6814. Harold Wade, petitioner, *v.* Lloyd E. Haynes, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. 6816. Donald Leroy Brown, petitioner, *v.* Joseph R. Brierley. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 6818. Robert E. Tracy and Mildred V. Tracy, petitioners, *v.* Stephen S. Chandler et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 6819. William Paul Skinner, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 6820. James W. Stovall, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 6822. Rex DeWayne Nelson, petitioner, *v.* Warden, Kansas State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 6824. Charles Joseph King, petitioner, *v.* North Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 6826. Jack Earl Tippet, petitioner, *v.* Lloyd E. Haynes, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. 6830. Oie Willoughby, petitioner, *v.* Russell E. Lash, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 6833. Tomacita Negron, etc., petitioner, *v.* John A. Wallace, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 6834. Donald Gene Boag, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6839. Malcolm R. Schlette, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6841. Bruce Murray, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 6846. Albert D. Jones, petitioner, *v.* Director, Patuxent Institution. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 6850. William Mason Goodale, petitioner, *v.* Florida. Petition for writ of certiorari to the District of Appeal of Florida, Fourth District, denied.

No. 6851. Don M. Williams, petitioner, *v.* William S. Neil, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 6854. Luis Pelicie, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. 1199. Cook County College Teachers Union, Local 1600, et al., petitioners, *v.* Board of Junior College District No. 508, County of Cook, et al. Motion for leave to supplement petition granted. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 1322. Pennsylvania, petitioner, *v.* Manasee Davis. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 1355. Middlewest Motor Freight Bureau et al., petitioners, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Stewart is of the opinion that certiorari should be granted. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 1395. Carmine G. DeSapio, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas and Mr. Justice Stewart are of the opinion that certiorari should be granted. Mr. Justice White took no part in the consideration or decision of this petition.

No. 1531. Harvey Lee Davis, petitioner, *v.* The Members of Selective Service Board No. 30 of Dallas, Texas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1540. Frank Berzanskis, petitioner, *v.* Richard J. Daley et al. Petition for writ of certiorari to the Supreme Court of Illinois denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1543. Paul J. Nix, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 5157. Billy G. Chambers and Thomas H. Oxenreider, petitioners, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6106. Catherine Tarver, petitioner, *v.* Sidney Smith, Secretary, etc. Petition for writ of certiorari to the Supreme Court of Washington denied. Dissenting opinion by Mr. Justice Douglas. Mr. Justice Brennan is of the opinion that certiorari should be granted.

No. 6527. Robert L. Freeman, petitioner, *v.* Joseph J. Joiner et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. 6828. Ernest Esco Mooney, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

#### LEAVE TO FILE PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. 6911. William H. Jackson, petitioner, *v.* Warden, Maryland Penitentiary. Motion for leave to file petition for writ of habeas corpus denied.

#### LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. 6568. Mervin Carlos McKinney, petitioner, *v.* United States Court of Appeals for the Ninth Circuit et al. Motion for leave to file petition for writ of mandamus denied.

#### REHEARINGS DENIED

No. 6223. In the Matter of the Disbarment of Robert L. Chipley, Jr., petitioner;

- No. 6284. Donald E. Donovan, petitioner, *v.* United States et al. ;  
 No. 6319. Irving Eugene Ney, petitioner, *v.* Harold V. Field,  
 Superintendent, California Men's Colony ;  
 No. 6464. James Henry Eisenhardt, petitioner, *v.* United States ;  
 and  
 No. 6510. Eugene Cookmeyer, petitioner, *v.* Louisiana Department  
 of Highways. Petitions for rehearing denied.

#### ASSIGNMENT ORDER

An order of the Chief Justice designating and assigning Mr. Justice Clark (Retired) to perform judicial duties in the United States Court of Appeals for the Second Circuit beginning October 12, 1971, and ending October 15, 1971, and for such additional time in advance thereof to prepare for the trial of cases, or thereafter as may be required to complete unfinished business, pursuant to 28 U.S.C. § 294 (a), is ordered entered on the minutes of this Court, pursuant to 28 U.S.C. § 295.

#### ORDER

Applications for admission to the Bar of the Court on written motion which are received during the summer recess may be approved by a Single Justice. Certificates of admission shall be issued forthwith and all orders approving such applications shall be entered in the Journal at the beginning of the following Term.

#### RECESS ORDER

The Court will take a recess from today until Tuesday, June 1, 1971.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Arthur Ackerman	Washington, D.C.	Sol. Gen. Erwin N. Griswold.
Richard D. Agay	Los Angeles, Calif.	Morris E. Cohn.
Frank C. Alderman, III	Fort Myers, Fla.	Robert T. Shafer, Jr.
Spencer Robert Alter	Santa Ana, Calif.	Keith C. Monroe.
Harry E. Atkinson	Newport News, Va.	Richard Newman.
Norman J. Backes	Fargo, N.D.	Norman G. Tenneson.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard E. Barnard	Los Angeles, Calif.	David Ripley Schaub.
Joseph M. Barnett, Jr.	Greenwich, Conn.	Robert E. Nickerson.
John D. Barr	Redding, Calif.	Donald R. Kennedy.
E. Brady Bartusch	Memphis, Tenn.	Francis B. Gianotti, Jr.
Nan Carol Bases (Miss)	Washington, D.C.	Samuel Dash.
Micheale Snyder Battles	Washington, D.C.	Peter G. Nash.
Paul B. Bell	Charlotte, N.C.	Warley L. Parrott.
Fred Belman	Tucson, Ariz.	William Leonard Berlat.
Sumner Thurman Bernstein.	Portland, Maine	Barnett I. Shur.
Jack R. Blumenfeld	Miami, Fla.	John B. Orr, Jr.
William Harry Bogart	Syracuse, N. Y.	Joseph L. Lawton, Jr.
Max Owen Bowie	Newport, Ark.	Sam H. Boyce.
Alvin Josphe Bradley	Santa Barbara, Calif.	Percy C. Hecken- dorf.
Patrick W. Brick	Des Moines, Iowa	Lawrence F. Scalise.
John Mayhew Burnett	Manteca, Calif.	John J. McFall.
Edward R. Burr	Chicago, Ill.	William C. Starke.
William Joseph Calise, Jr.	New York, N. Y.	Harold L. Warner, Jr.
George John Carson	San Antonio, Tex.	Michael J. Kaine.
Roy M. Carstairs	Los Angeles, Calif.	Meyer Newman.
David Britnell Cauthen	Decatur, Ala.	John A. Caddell.
David Denty Cheatham	Pulaski, Tenn.	Joe Landon Evins.
Ulenn J. Church	Peoria, Ill.	Harry H. Sonne- maker, Jr.
Charles DuBose Cole	Birmingham, Ala.	Frank W. Donald- son.
Donald Franklin Colegrove	Cincinnati, Ohio	Grauman Marks.
David P. Connor	Springfield, Mass.	Theodore E. Dimauro.
David J. Conroy	New Orleans, La.	M. Truman Wood- ward, Jr.
John D. X. Corcoran	New York, N. Y.	Joseph William Burns.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alfred E. Corrigan	Peabody, Mass.	George H. Williams.
Grasty Crews, II	Arlington, Va.	David B. Hexter.
Jack A. Dahlstrum	Hollywood, Calif.	Jay G. Foonberg.
Chase Mason Davies	Cincinnati, Ohio	Fred G. Reiners.
Curtis Wilburn Davis	Chula Vista, Calif.	John T. Davies.
Joseph Edward Defley, Jr.	Port Sulpur, La.	Harold J. Lamy.
Donald E. Degling	New York, N.Y.	Charles H. Walker.
W. Donald Dubail	St. Louis, Mo.	Charles R. Judge.
Evans Dunn	Birmingham, Ala.	Thomas Francis McDowell.
Dennis Michael Eagan	San Francisco, Calif.	Clifford K. Thompson, Jr.
Claude M. Erwin, Jr.	Newport, Ark.	Sam H. Boyce.
Orvin B. Falkoff	Chicago, Ill.	Seymour I. Sherman.
James P. Finnegan, Jr.	St. Louis, Mo.	Charles R. Judge.
David Fisher	New York, N.Y.	Andrew F. Oehmann.
Theodore H. Focht	Springfield, Va.	Thomas G. Meeker.
Karl Walker Friedel	Wichita, Kans.	Dale H. Cooper.
Gray David Friedman	Chicago, Ill.	Jacob Herzl Segal.
Karl M. Friedman	El Paso, Tex.	George Alexander McAlmon.
Abner M. Fritz	Whittier, Calif.	Paul Michaels Weil.
Herbert Gelman	Tacoma, Wash.	Floyd V. Hicks.
Frederick Gotha	San Francisco, Calif.	Franz F. Opper.
Roger Bliss Godwin	San Francisco, Calif.	Stephen B. Ives, Jr.
George A. Greig, Jr.	Allegan, Mich.	Wendell Alverson Miles.
Carlos Romulo Grimm	Chicago, Ill.	Walter A. Slowinski, Jr.
Arthur Groman	Los Angeles, Calif.	Irving I. Axelrad.
Charles F. Groom, Jr.	Newport News, Va.	Richard Newman.
Russell Sinclair Grove, Jr.	Atlanta, Ga.	Hugh M. Dorsey, Jr.
John Daniel Hackett	Baltimore, Md.	William H. Zinman.
Franklin Perkins Hall	Richmond, Va.	George H. Williams.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert J. Hall	Los Angeles, Calif.	Edgar Hugh Twine.
Thomas Zander Hayward, Jr.	Chicago, Ill.	Kenneth M. Fiske.
Douglas Grant Hendriksen	Merritt Island, Fla.	John P. Lacy
Roy W. Hendrix, Jr.	Memphis, Tenn.	Hal Gerber.
Paul Joseph Henon	Washington, D.C.	Walter W. Burns, Jr.
Siegfried David Hesse	Berkeley, Calif.	Frank C. Newman.
Howard J. Hollander	Miami, Fla.	Richard Yale Feder.
Kevin J. Hughes	St. Cloud, Minn.	Richard House Kyle.
Lyle Huseby	Fargo, N.D.	Norman G. Tenne- son.
Kenneth George Hyland	Bethesda, Md.	George H. Williams.
Arnold Intrater	Washington, D.C.	Roy Theodore Englert.
Charles Nathan Isaak	Portland, Oreg.	Randall Blair Kester.
John Harold Jackson	Chicago, Ill.	John A. Cook.
Norman Janowitz	Massapequa, N.Y.	Ira Greenberg.
Russell D. Jones	San Rafael, Calif.	P. Roy Vallarino.
George A. Kapke	Milwaukee, Wis.	Patrick Thomas Sheedy.
Richard W. Kaufmann	New York, N.Y.	Joseph William Burns.
Barry Hughes Kenealy	Los Angeles, Calif.	George R. Hill- singer.
George Calvin Kern, Jr.	New York, N.Y.	Arthur H. Dean.
Robert S. Kilker	St. Louis, Mo.	Charles R. Judge.
Charles Austin Kimbrough	Seattle, Wash.	Nelson T. Lee.
Daryll E. Klein	Portland, Oreg.	Robert W. McMenamin.
Peter L. Knecht	Los Angeles, Calif.	Donald F. Roeschke.
Grace Bunnell Knoeller (Miss)	Forestville, Md.	George H. Williams.
Charles Herbert Kohler	Greensburg, Ind.	Leon J. Humbert.
David I. Kramer	New York, N.Y.	Barry A. Witchell.
Alan Lane	Chicago, Ill.	George H. Williams.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard W. Larkin	Chicago, Ill.	Richard A. McGrath.
David Laufer	Encino, Calif.	Paul J. Crum.
Joshua Lederberg	Lindenhurst, N. Y.	Ira Greenberg.
Harold N. Lederman	Massapequa, N. Y.	Ira Greenberg.
Stanley Theodore Lesser	New York, N. Y.	Arnold I. Burns.
Mark Lee Levine	Denver, Col.	Howard K. Phillips.
Charles Allen Lewis	Kansas City, Mo.	James W. Benjamin.
Alan H. Lobley	Indianapolis, Ind.	Harry T. Ice.
B. Frank Loeb	Montgomery, Ala.	Willard W. Livingston.
Paul M. Lurie	Chicago, Ill.	Joel J. Sprayregen.
Thomas W. Lynch	Tulsa, Okla.	Edwin Starkey Nail.
William Orville Lynch	New Orleans, La.	K. Martin Worthy.
Richard Wayne Maag	Downey, Calif.	Thomas Edwards Abernathy IV.
Thomas Gregor MacGregor.	Charleston, S.C.	James C. Hancock.
William C. Maier	St. Louis, Mo.	Charles R. Judge.
Gerald T. Manpearl	Los Angeles, Calif.	James C. Corman.
Forrest Duane Martin	Manteca, Calif.	John J. McFall.
Herbert L. Martin	Sedona, Ariz.	George H. Williams.
Joseph M. McDade	Scranton, Pa.	Hugh Scott.
Robert Joseph McDermott	Clearwater, Fla.	Edward F. Sloane.
George McDonald	Pasadena, Calif.	Harvey A. Schneider.
Clarke Joseph McLane	Ft. Smith, Ark.	George H. Williams.
Joseph W. McNamee	Las Vegas, Nev.	George H. Williams.
Don M. McReynolds	Conroe, Tex.	James Kay Wilson.
Ralph Charles Medhurst	Chicago, Ill.	James W. Geriak.
Herbert Theodore Milburn	Chattanooga, Tenn.	Paul R. Leitner.
David P. Miller	Davenport, Iowa	Charles W. Wittenmeyer.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Denholme Milligan	San Diego, Calif.	Donald H. Freeman.
Bradford W. Mitchell	Keene, N.H.	Norris Cotton.
William Harold Mitman	West Chester, Pa.	Robert M. Lentz.
Paul C. Moon	Port Clinton, Ohio	Leo W. Kenny.
John R. Morgan	Tunkhannock, Pa.	Hugh Scott.
Alan E. Morrill	Chicago, Ill.	Kenneth F. Koutsky.
John Wayne Moulton	Decatur, Ga.	James A. Mackay.
Rex Childress Mounger	Houston, Tex.	Walter James Kronzer.
James Francis Mulla, Jr.	New Orleans, La.	Daniel C. Wier- mann.
Robert C. Mussehl	Seattle, Wash.	George H. Williams.
P. L. Nymann	Sioux City, Iowa	Louis S. Goldberg.
Gerald Paul Parsons	San Francisco, Calif.	Robert B. Wash- burn.
Harold Kent Parsons	Cincinnati, Ohio	E. Allen Parker.
Anthony Marando Pec- carelli.	Wheaton, Ill.	John N. Erlenborn.
Leo J. Peden	Seattle, Wash.	Clarence W. Pierce.
Stephen Andrew Perel	Houston, Tex.	Donald M. Barnett.
Marvin Gerald Pickholz	New York, N.Y.	Philip A. Loomis, Jr.
Jimmie Creech Proctor	Raleigh, N.C.	Theodore Cecil Brown, Jr.
Willie T. Puckett	Louisville, Ky.	Richard M. Trautwein.
Thomas L. Pursel	Las Vegas, Nev.	George H. Williams.
Joseph D. Quinn, Jr.	Poughkeepsie, N.Y.	Edward Rosen.
Clarence James Rabideau	Pasco, Wash.	Mike Richard Johnston.
Harold Bernard Reed	Saint Johns, Mich.	Tomothy M. Green.
Roger Rhodes	Dallas, Tex.	Dennis Charles DeBerry.
Donald Valentine Richardson, III.	Columbia, S.C.	Hoover Clarence Blanton.
Richard A. Rogers	Indianapolis, Ind.	Frank W. Morton.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Lee R. Rose	Las Vegas, Nev.	Howard W. Cannon.
Harold Rosenberg	New York, N.Y.	William W. Prager.
Amil Roth	Beverly Hills, Calif.	Benjamin Adler.
Harry Rubenstein	Chicago, Ill.	Harold A. Harris.
Charles Gil Rubin	Los Angeles, Calif.	Robert K. Steinberg.
Jerry D. Rucker	Dallas, Tex.	Edward A. Copley, Jr.
Jerold Robert Ruderman	Riverdale, N.Y.	John R. Thompson.
Angelo Ruggiero	Chicago, Ill.	Louis Carbonaro.
James Thomas Ryan	Chicago, Ill.	John A. Cook.
G. Charles Scharfy	Toledo, Ohio	Robert B. Gosline.
Norvell Kenneth Scott, Jr.	Tulsa, Okla.	Edwin Starkey Nail.
James Alan Shanman	New York, N.Y.	James M. Bumgarner.
Alan J. Shapiro	Cleveland, Ohio	Donald M. Colasurd.
Haskell H. Shelton, Jr.	El Paso, Tex.	Will Wilson.
Stanley Herbert Sidicane	Washington, D.C.	Leonard Stephen Joyce.
Alan Simon	San Francisco, Calif.	Norman Harris.
William Arnold Smith	Raleigh, N.C.	Charles F. Blanchard.
Robert Draper Sohn	San Antonio, Tex.	Richard Tinsman.
Myzell Sowell	Detroit, Mich.	Melba A. Kopel.
John Stoner, Jr.	San Francisco, Calif.	James Allison Buchanan, Jr.
Milton Suffian	St. Louis, Mo	Hyman G. Stein.
Marshall Alan Susler	Decatur, Ill.	William L. Springer.
Seymour Swerdlow	Los Angeles, Calif.	Charles George Bakaly, Jr.
Weymouth Daniel Symmes	Billings, Mont.	Cale Crowley.
J. Richard Thomas	Bakersfield, Calif.	William K. Triplett.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Joseph Thomason	Memphis, Tenn.	Hal Gerber.
Clarence Edwin Thurston	Phoenix, Ariz.	Frank W. Beer.
Paul Reed Toomey	Los Angeles, Calif.	Jack Irwin Orlove.
Gabriele John Troiano	New York, N. Y.	Edward Tanner Post.
Harold W. Ungerleider	Miami, Fla.	John B. Orr, Jr.
William R. Van Gemert	Boston, Mass.	Charles H. Resnick.
James S. Veldman	Forest Park, Ill.	Vincent Bentivenga, Jr.
Norman John Voog	Waterbury, Conn.	Zbigniew Rozbicki.
Arthur S. Walder	Greenfield, Mass.	Douglas E. O'Neil.
Lawrence Walner	Chicago, Ill.	Robert S. Bailey.
Lewis Weinstein	Shreveport, La.	Charles L. Mayer.
McDonald Wellford	Richmond, Va.	John T. Wingo.
David Lowell White	St. Paul, Minn.	Richard A. Moore.
Fritz H. Windhorst	New Orleans, La.	George B. Matthews.
Melvin W. Wolff	New York City, N. Y.	Saul Kies.
Vartkes Yeghiayan	San Francisco, Calif.	Martin Spiegel.
Gerald David Zuckerman	New York City, N. Y.	Saul Kies.

#### ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Harold J. Bressler	Chicago, Ill.	Solicitor General Erwin N. Griswold.
Byron E. Cook	Burbank, Calif.	Solicitor General Erwin N. Griswold.
Daniel Wedge Fox	San Diego, Calif.	Solicitor General Erwin N. Griswold.
John J. Rutland	Seminole, Fla.	Solicitor General Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James L. Vermeersch	St. Louis, Mo.	Solicitor General Erwin N. Griswold.
William John Keating Walter Erwin Fuller, Jr.	Cincinnati, Ohio Greensboro, N.C.	Robert Taft, Jr. L. Richardson Preyer.
Ralph G. Capps	Walnut Creek, Calif.	Jerome Russell Waldie.
Robert E. Hucker	Jacksonville, Fla.	Charles E. Bennett.
William F. Steigman	Chicago, Ill.	Richard A. Block.
David Phillip Doherty	Arlington, Va.	Alexander J. Brown, Jr.
Victor Dave Comras	Washington, D.C.	Thomas Graham, Jr.
Frank Eugene Brown, Jr.	Arlington, Va.	Allan R. Plumley, Jr.
C. Madison Brewer	Washington, D.C.	John Alfred Terry.
Arthur Livingston Branning	Washington, D.C.	Solicitor General Erwin N. Griswold.
Roy W. Butrum	Rockville, Md.	Solicitor General Erwin N. Griswold.
Donald George Daus	Falls Church, Va.	Solicitor General Erwin N. Griswold.
Nathan Edelberg	Washington, D.C.	Solicitor General Erwin N. Griswold.
Irving J. Rotkin	Washington, D.C.	Solicitor General Erwin N. Griswold.
Roland H. Shubert	Reston, Va.	Solicitor General Erwin N. Griswold.
Natalie Trousof (Miss)	Washington, D.C.	Solicitor General Erwin N. Griswold.
Albert Sopp	Rockville, Md.	Solicitor General Erwin N. Griswold.
Burton Frederick Buchan, Jr.	Laurel, Md.	Solicitor General Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Harold Philip Deeley, Jr.	Annandale, Va.	Solicitor General Erwin N. Griswold.
Alfons Frank Kwitnieski	Springfield, Va.	Solicitor General Erwin N. Griswold.
Frank Anthony Lukasik	Springfield, Va.	Solicitor General Erwin N. Griswold.
Garland T. McCoy	Arlington, Va.	Solicitor General Erwin N. Griswold.
Gayle Parker	Alexandria, Va.	Solicitor General Erwin N. Griswold.
Robert Harlis Plotkin	Washington, D.C.	Solicitor General Erwin N. Griswold.
Leonard Rawicz	Potomac, Md.	Solicitor General Erwin N. Griswold.
Ernest A. Brooks, II	St. Louis, Mo.	William Leonard Hungate.
Edwin Bronislaw Brzezinski.	St. Louis, Mo.	William Leonard Hungate.
Joseph Chused	St. Louis, Mo.	William Leonard Hungate.
James Keddie Cook	St. Louis, Mo.	William Leonard Hungate.
Arthur E. Devlin	St. Louis, Mo.	William Leonard Hungate.
Michael Gibbons	St. Louis, Mo.	William Leonard Hungate.
Harold P. Heitmann	St. Louis, Mo.	William Leonard Hungate.
William M. Londoff	St. Louis, Mo.	William Leonard Hungate.
George Joseph Miller	St. Louis, Mo.	William Leonard Hungate.
Robert Eugene Murray	Crestwood, Mo.	William Leonard Hungate.
Thomas Hall Pearson	Kirkwood, Mo.	William Leonard Hungate.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Sylvan Harold Robinson	St. Louis, Mo.	William Leonard Hungate.
John Lawrence Rooney	St. Louis, Mo.	William Leonard Hungate.
Sidney Rubin	St. Louis, Mo.	William Leonard Hungate.
Ronald Christopher Willenbrock.	St. Louis, Mo.	William Leonard Hungate.
William H. Wyne, Jr.	St. Louis, Mo.	William Leonard Hungate.
John Patrick Fanning	Washington, D.C.	Solicitor General Erwin N. Griswold.
Wilmot R. Hastings	Washington, D.C.	Solicitor General Erwin N. Griswold.
Sidney A. Saperstein	Washington, D.C.	Solicitor General Erwin N. Griswold.
Sarah Hertz Spector (Mrs.)	Washington, D.C.	Solicitor General Erwin N. Griswold.
David Edward O'Neil	St. Petersburg, Fla.	Solicitor General Erwin N. Griswold.
Gerald George Altman, Jr.	Baltimore, Md.	Solicitor General Erwin N. Griswold.
Frank L. Dell'Acqua	Baltimore, Md.	Solicitor General Erwin N. Griswold.
Thomas George Ferris	Bethesda, Md.	Solicitor General Erwin N. Griswold.
Donald Hirsch	Bowie, Md.	Solicitor General Erwin N. Griswold.
Norman J. Latker	Chevy Chase, Md.	Solicitor General Erwin N. Griswold.
Leroy Bruce Randall	Potomac, Md.	Solicitor General Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Garth A. Stephenson	Silver Spring, Md.	Solicitor General Erwin N. Griswold.
John D. Wagner	Landover Hills, Md.	Solicitor General Erwin N. Griswold.
Howard Walderman	Greenbelt, Md.	Solicitor General Erwin N. Griswold.
Robert Earnest Wilmoth	Rockville, Md.	Solicitor General Erwin N. Griswold.
Llewellyn W. Woolford	Columbia, Md.	Solicitor General Erwin N. Griswold.
Marcia Ruth Harrison (Miss)	New York, N.Y.	Solicitor General Erwin N. Griswold.
Manuel B. Hiller	New York, N.Y.	Solicitor General Erwin N. Griswold.
Stephen M. Kraut	New York, N.Y.	Solicitor General Erwin N. Griswold.
John W. Charles Behan	Philadelphia, Pa.	Solicitor General Erwin N. Griswold.
Donald Alan Gonya	Ambler, Pa.	Solicitor General Erwin N. Griswold.
William George Ketterer	Butler, Pa.	Solicitor General Erwin N. Griswold.
Robert H. Snyder	Doylestown, Pa.	Solicitor General Erwin N. Griswold.
Robert Norton Anderson	Annandale, Va.	Solicitor General Erwin N. Griswold.
Philip T. Brown	Reston, Va.	Solicitor General Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stephen Hull McNamara	Alexandria, Va.	Solicitor General Erwin N. Griswold.
Forrest T. Patterson	Alexandria, Va.	Solicitor General Erwin N. Griswold
Eugene Merle Adelman	Wickliffe, Ohio	Robert Taft, Jr.
Ross D. Avellone	Madison, Ohio	Robert Taft, Jr.
Charles E. Cannon	Painesville, Ohio	Robert Taft, Jr.
Phillip John Cantagallo	Astabula, Ohio	Robert Taft, Jr.
Gilbert Thornton Cave	Painesville, Ohio	Robert Taft, Jr.
John F. Clair, Jr.	Painesville, Ohio	Robert Taft, Jr.
Robert Austin Clair	Willoughby, Ohio	Robert Taft, Jr.
Michael D. Coffey	Mentor, Ohio	Robert Taft, Jr.
Richard Oswald Colgrove	Painesville, Ohio	Robert Taft, Jr.
Louis Joseph Curran	Painesville, Ohio	Robert Taft, Jr.
Alfred E. Dahling	Mentor, Ohio	Robert Taft, Jr.
Charles M. Darrow	Painesville, Ohio	Robert Taft, Jr.
Charles M. Diamond	Ashtabula, Ohio	Robert Taft, Jr.
Vincent L. Fox	Jefferson, Ohio	Robert Taft, Jr.
Robert Henry Gilcher	Willoughby, Ohio	Robert Taft, Jr.
I. James Hackenberg	Painesville, Ohio	Robert Taft, Jr.
Gordon Mark Harrell	Painesville, Ohio	Robert Taft, Jr.
Gene Henry	Chardon, Ohio	Robert Taft, Jr.
Vincent Francis Kelleher	Burton, Ohio	Robert Taft, Jr.
John P. Mahoney	Ashtabula, Ohio	Robert Taft, Jr.
Edwin Floyd McDermott	Painesville, Ohio	Robert Taft, Jr.
Lester Hayes Needham, Jr.	Lakeline, Ohio	Robert Taft, Jr.
John S. Nelson	Painesville, Ohio	Robert Taft, Jr.
John McAuliffe Parks, Jr.	Painesville, Ohio	Robert Taft, Jr.
David Nelson Patterson	Mentor, Ohio	Robert Taft, Jr.
Albert B. Polen	Willoughby, Ohio	Robert Taft, Jr.
Edward Crosby Redmond	Painesville, Ohio	Robert Taft, Jr.
Daniel Francis Richards	Mentor, Ohio	Robert Taft, Jr.
Rudolph Valentino Rizzo	Painesville, Ohio	Robert Taft, Jr.
Lillian Luthanen	Painesville, Ohio	Robert Taft, Jr.
Robinson (Mrs.)		
Milton R. Stern	Painesville, Ohio	Robert Taft, Jr.
Clancy Strader	Mentor, Ohio	Robert Taft, Jr.
Leo J. Talikka	Painesville, Ohio	Robert Taft, Jr.
Louis A. Turi, Jr.	Wickliffe, Ohio	Robert Taft, Jr.
Sheldon Richard Walker	Willoughby, Ohio	Robert Taft, Jr.
Edsell Terry Warren	Ashtabula, Ohio	Robert Taft, Jr.
Sheldon Phillip Weitzman	Cleveland, Ohio	Robert Taft, Jr.
John William Wiles	Willoughby, Ohio	Robert Taft, Jr.

## OPINIONS

No. 464. Gainesville Utilities Department et al., petitioners, *v.* Florida Power Corporation; and

No. 469. Federal Power Commission, petitioner, *v.* Florida Power Corporation. On writs of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment reversed and cases remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Brennan. Mr. Justice Blackmun took no part in the decision of these cases.

No. 758. United States, petitioner, *v.* Raymond J. Ryan. 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 further proceeding in conformity with the opinion of this Court. Opinion by Mr. Justice Brennan.

No. 5586. Paul J. Bell, Jr., petitioner, *v.* R. H. Burson, Director, Georgia Department of Public Safety. On writ of certiorari to the Court of Appeals of Georgia. Judgment reversed and case remanded to the Court of Appeals of Georgia for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Brennan. Mr. Chief Justice Burger, Mr. Justice Black and Mr. Justice Blackmun concur in the result.

No. 840. Ib Otto Astrup, petitioner, *v.* Immigration and Naturalization Service. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment reversed and case remanded to the United States District Court for the Northern District of California for further proceedings on Astrup's petition for naturalization. Opinion by Mr. Justice Black.

No. 143. James Palmer, appellant, *v.* City of Euclid, Ohio. Appeal from the Supreme Court of Ohio. Judgment reversed and case remanded to the Supreme Court of Ohio for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Harlan concurs in the result. Concurring opinion by Mr. Justice Stewart with whom Mr. Justice Douglas joins.

No. 5250. James Herman Bostic, petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Writ of certiorari dismissed as improvidently granted. Opinion *per curiam* announced by Mr. Chief Justice Burger.

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Adjourned until Tuesday, June 1, 1971, at 10 o'clock.

# SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEALS—SUMMARY DISPOSITION

No. 1394. Granite Falls State Bank, appellant, *v.* William E. Schneider, etc., et al. Appeal from the United States District Court for the Western District of Washington. Judgment affirmed.

No. 1574. Wyman C. Lowe, appellant, *v.* Andrew Young. Appeal from the Court of Appeals of Georgia. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 6901. James Preston Swaney, appellant, *v.* North Carolina. Appeal from the Supreme Court of North Carolina. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

## CERTIORARI—SUMMARY DISPOSITION

No. 6662. Lyle Nelson, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motion for leave to proceed *in forma pauperis* granted. Pursuant to the suggestion of the Solicitor General, petition for writ of certiorari granted, judgment vacated and case remanded to Court of Appeals for reconsideration in light of the position asserted by the Solicitor General in the Memorandum for the United States. Application for bail referred to the United States Court of Appeals for the Eighth Circuit.

No. 6704. Bernard Gaines, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Motion for leave to proceed *in forma pauperis* granted. Pursuant to the suggestion of the Solicitor General, petition for

writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals for reconsideration in light of the position asserted by the Solicitor General in the Memorandum for the United States.

#### ORDERS IN PENDING CASES

No. **910**. Allied Chemical & Alkali Workers of America, Local Union No. 1, petitioner, *v.* Pittsburgh Plate Glass Company, Chemical Division, et al.; and

No. **961**. National Labor Relations Board, petitioner, *v.* Pittsburgh Plate Glass Company, Chemical Division, et al. The motion of the National Council of Senior Citizens for leave to file a brief, as *amicus curiae*, is granted.

No. **958**. Federal Power Commission, petitioner, *v.* Florida Power & Light Company. The motion of Gainesville Utilities Department et al., for leave to file a brief, as *amici curiae*, is granted. Mr. Justice Blackmun took no part in the consideration or decision of this motion.

No. **1622**. WHDH, Inc., petitioner, *v.* Federal Communications Commission et al.;

No. **1708**. Charles River Civic Television, Inc., petitioner, *v.* Federal Communications Commission et al.; and

No. **1716**. Greater Boston Television Corporation, petitioner, *v.* Federal Communications Commission et al. The motion for expeditious treatment of petitions for writs of certiorari is denied. The motion for conditional revocation of stay is denied. The Chief Justice took no part in the consideration or decision of these motions.

No. **1689**. Johnnie Pruett, petitioner, *v.* Texas et al. The reapplication for a stay and for other relief is denied.

No. **5850**. Georgia Townsend etc., appellants, *v.* Harold O. Swank, Director, Illinois Department of Public Aid, et al.; and

No. **6000**. Loverta Alexander et al., appellants, *v.* Harold O. Swank et al. The motion for additional time for oral argument is denied.

#### CERTIORARI GRANTED

No. **1419**. California Motor Transport Co. et al., petitioners, *v.* Trucking Unlimited et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. **6810**. Alexander McClanahan, petitioner, *v.* Morauer & Hartzell, Inc., et al. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted.

## CERTIORARI DENIED

No. 1476. Augustine Ferrone, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 1542. Denzil R. Allen, petitioner, *v.* Rolland F. VanCantfort. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 1545. Jack Steven Karnes, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1547. General Radio Company, petitioner, *v.* Kepco, Inc., Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1551. Nelson E. Weber, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 1553. Joy M. Chandler Carpenter, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1559. Cipriano D. Alonzo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1567. Neil Gallagher, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 1568. Harold Bean and Robert Wilkinson, petitioners, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 1577. Sidney Gerstein, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 1579. Hartford Accident and Indemnity Company, petitioner, *v.* Eastern Airlines, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1580. Cascade Car Wash, Inc., petitioner, *v.* Laurent Watch Co., Inc., etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1582. Joseph E. Steiner, Jr., petitioner, *v.* Officer in Command, Armed Forces Examining and Induction Center at Houston, Texas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1631. Ralph Noe, petitioner, *v.* Chicago Great Western Railway Company. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 6563. Lawrence Norman, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 6592. Wavery Smith, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 6593. Antonio Francisco Reyes, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 6629. William Nay Wood, petitioner, *v.* R. J. Gaffney, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 6630. Melvin Mitchell, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 6651. Jarvis Green, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 6732. Juan Manuel Jiminez-Lopez and Pedro Jiminez-Lopez, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6785. Noel Maxwell, John Henry Purry and Clarence White, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 6789. Rickie James Wahlquist, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 6797. Larry E. Evans, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 6813. Jose Julio Gonzalez-Para, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 6815. John Brocato and Albert Brocato, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 6821. Calvin Frizer, petitioner, *v.* Daniel McMann, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 6823. Carnell Gwynn, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.



No. **6825**. Johnny Leslie Fauls, petitioner, *v.* United States; and  
No. **6827**. Donald Leon Scott, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6843**. Robert Ferguson, petitioner, *v.* Vincent Mancusi, Superintendent, Attica Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6844**. Leland Ferree, petitioner, *v.* Max P. Frye, Warden. Petition for writ of certiorari to the United States Court of Appeals for Seventh Circuit denied.

No. **6845**. John Ebbs, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **6849**. Walter Joseph Phillips, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. **6858**. Ulysses Charles Gill, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6859**. Armon Doss Powers, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6861**. Rick'ard Dennis Anderson, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **6863**. Frank A. Hoy, petitioner, *v.* R. J. Gaffney, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **6865**. Robert F. Burke, petitioner, *v.* Donald R. Erickson. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6866**. Clarence Simpson, Jr., petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6869**. Oliver Smith, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **6897**. Robert Paul Edwards, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 1468. Steve Scott and Cinne Arts Theatre, Inc., petitioners, *v.* Texas. Petition for writ of certiorari to the Supreme Court of Texas denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1575. Robert Wilson More, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6794. Raquel Grijalva, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6809. David Michael Austin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1474. Ignazio Marchese, petitioner, *v.* United States. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1546. Ervin Hohensee et al., petitioners, *v.* Scientific Living, Inc., et al. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 1550. Beatrice Silk, petitioner, *v.* Thomas S. Kleppe, Administrator, Small Business Administration, et al. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 1526. United Steelworkers of America, AFL-CIO, petitioner, *v.* Auburndale Freezer Corporation et al. Motion of American Federation of Labor and Congress of Industrial Organizations for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 1557. J. Edwin LaVallee, Warden, petitioner, *v.* Louis Henry Burns. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

## LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. **6979**. Herman H. Davis, petitioner, *v.* Lester Pope, Superintendent, California Medical Facility; and

No. **7034**. Robert Allen Ray, petitioner, *v.* Joseph R. Brierley, Superintendent, State Correctional Institution, Motions for leave to file petitions for writs of habeas corpus denied.

## LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. **6848**. L. G. Ruderer, petitioner, *v.* John K. Regan, Judge, United States District Court for the Eastern District of Missouri. Motion for leave to file petition for writ of mandamus denied. Mr. Justice Blackmun took no part in the consideration or decision of this motion.

## REHEARINGS DENIED

No. **962**. Richard John Kostamo, appellant, *v.* Northern City National Bank et al.;

No. **1348**. Johnny Ray Littlepage, petitioner, *v.* United States;

No. **1352**. Consolidated Carriers Corp., appellant, *v.* United States et al.;

No. **1368**. Harold C. Foreman, appellant, *v.* City of Bellefontaine, Ohio, et al.;

No. **1400**. Joseph J. Drobnick and Mark J. Drobnick, petitioners, *v.* Foss Park District;

No. **6182**. Xavier G. Bustos, petitioner, *v.* California;

No. **6459**. Louie Chacon, petitioner, *v.* Louis S. Nelson, Warden;

No. **6665**. James J. Laughlin, petitioner, *v.* United States Court of Appeals for the District of Columbia Circuit;

No. **6671**. Juan G. Morales, petitioner, *v.* Elmer O. Cady, Warden; and

No. **6700**. Billie Austin Bryant, petitioner, *v.* United States. Petitions for rehearing denied.

No. **1021**. Charles Toliver, petitioner, *v.* United States. Motion for leave to file petition for rehearing denied.

## RECESS ORDER

The Court will take a recess from today until Monday, June 7, 1971.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Walter H. Allman	Canton, Ohio	Herman Donald Emerman
David B. Anderson	Springfield, Mass.	Raymond A. Terfera
David J. Anderson	Washington, D.C.	Irwin Goldbloom
Jerry L. Angle	Phoenix, Ariz.	John R. Elliott
Donald N. Atchison	Portland, Oreg.	Edwin Peterson
Joseph Edward Bare, Jr.	San Francisco, Cal.	Thomas Edward Bare, Jr.
Charles Edward Barnett	Charleston, W. Va.	John O. Kizer
Nicholas William Bath	Atlanta, Ga.	Allen W. Post
Norman E. Bayles	Washington, D.C.	Hans A. Nathan
Henry George Beamer, III	Pittsburgh, Pa.	John A. Metz, Jr.
Carmen Judith Beauchamp (Miss)	New York City, N.Y.	Gerald Mann
Bernhard E. Bergesen, III	Berkeley, Calif.	Anthony G. Amsterdam
Melvin George Bergman	Mount Rainier, Md.	Salvatore A. Daniello
Stuart Saul Berman	New York, N.Y.	Melvyn Henry Halper
William O. Birchfield	Jacksonville, Fla.	Spessard L. Holland
John M. Boyle	Salida, Colo.	Neil Tasher
Joel Brand (Miss)	Riverside, Calif.	Raymond Treat Sullivan, Jr
Jeremiah Francis Bransfield	Chicago, Ill.	Marvin E. Beckman
David Carvel Bryan	Centerville, Md.	Jackson R. Collins
Charles Griffin Cale	Los Angeles, Calif.	W. L. Hadley Griffin
King Hayes Callicutt	Jackson, Miss.	Dan Huff Shell
Richard M. Copland	New York, N.Y.	Thomas Baer
Edwin D. Cossaboom, Jr.	Melbourne, Fla.	Harold D. Lewis
Jerome G. Daviau	Waterville Maine	George H. Williams
John Paul DeCarlo	Birmingham, Ala.	Arthur Parker
Paul P. Didzerekis	Chicago, Ill.	Lowell J. Myers

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard Sterling Donahey, Jr.	Columbus, Ohio	James C. Britt
John P. Ewart	Mattoon, Ill.	Jack E Horsley
Richard Clark Field	Los Angeles, Calif.	Earl Clinton Adams
Walter Scott Fortney, III	Fort Worth, Tex.	Joe R. Greenh ll
Alan R. Frieman	Beverly Hills, Calif.	Joseph A. Ball
Stanton Jay Gildenhorn	Chevy Chase, Md.	Lou s Leonard Ruben
Kristin Booth Glen	New York City, N.Y.	Victor Rabinowitz
Michael J. Goldstein	Chicago, Ill.	V ncent Benti- venga, Jr.
Murray H. Goodrich	San Diego, Calif.	Melvyn B. Stein
Betty Sue Goolsby (Miss)	Dallas, Tex.	Herbert Hollander Landau
Robert P. Gordon	Los Angeles, Calif.	Leon M. Cooper
Raymond W. Hackbarth	Syracuse, N.Y.	John H. Hughes
Lloyd A. Hale	New York, N.Y.	Charles R. Brainard
Ralph Eloë Halliburton	Shreveport, La.	John Robert Halliburton
William Norman Hamilton	Dallas, Tex.	Henry D. Akin, Jr.
Paul A. Hanna	Newport Beach, Calif.	Roy B. Woolsey, Jr.
Bernard Harrold	Chicago, Ill.	Robert L. Stern
Henry J. Haugan	Des Moines, Iowa	William J. Yost
John J. Held	Erie, Pa.	John J. Galbo
Thomas C. Hendrix	San Diego, Calif.	Brian J. Newman- Crawford
Patrick Erroll Higgin- botham	Dallas, Tex.	John N. Jackson
John C. Hilton	Hartford, Conn.	Joel M. Ellis
Lawrence Howard Hinds	Indianapolis, Ind.	Cassatt Martz
David M. Hoffman	Beverly Hills, Calif.	Newman Stanley Leland
Howell Hollis	Columbus, Ga.	Jack T. Brinkley
Donald D. Jeffrey	Washington, D.C.	Edwin Eugene Donnelly, Jr.
Garry Kahn	Portland, Oreg.	Ronald I. Gevurtz

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Leo Kanowitz	Albuquerque, N. Mex.	Hugh B. Muir
Dennis C. Karnopp	Bend, Oreg.	Owen M. Panner
Daniel Higgins Kelleher	Boston, Mass.	William C. Madden
Melvyn N. Klein	New York, N.Y.	Alan Kay
Daniel Jerome Kucera	Chicago, Ill.	Edward J. Lesak
Richard L. Lang	Portland, Oreg.	Robert P. Jones
Ronald Alan Lebowitz	East St. Louis, Ill.	Bernard M. Baum
Paul S. Lempio	San Francisco, Calif.	Joseph Lawrence Strabala
James J. Lombardi	New Carrollton, Md.	Martin A. Hertz
Thomas Edward Lydon, Jr.	Columbia, S.C.	Joe E. Berry, Jr.
Peter Hotchkiss Lyons,	Riverside, Calif.	Raymond Treat Sullivan, Jr.
Robert Alan Machleder	New York, N.Y.	Melvyn Henry Halper
Robert F. Magill	Detroit, Mich.	Gerald R. Ford
Marvin J. Martin	Wichita, Kans.	Gerrit Henry Wormhoudt
William Minor Mason, Jr.	Atlanta, Ga.	Robert B. Trout man
Charles C. Mc Donnell	Louisville, Ky.	Joseph E. Stopher
John Christian Minney	Oakland, Cal.	Samuel Hopkins Wagener
Louis A. Mok	Los Angeles, Calif.	Richard Greeley Wynne
John Alan Montag	Los Angeles Calif.	Stephen B. Grant
Colin S. Monteith, Jr.	Columbia, S.C.	Joe E. Berry, Jr.
Edmund Heyward Monteith	Columbia, S.C.	Joe E. Berry, Jr.
Edward George Murr	Houston, Tex.	James Wiley Caldwell
William F. O'Connell	Sherman, Tex.	Robert S. Amery
John Joseph O'Connor	Beverly Hills, Calif.	Brice W. Rhyne
Ronald Lee Ogens	Silver Spring, Md.	Marvin E. Preis

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard Owens	Fort Worth, Tex.	William J. Rattikin, Jr.
John Vevers Patton, Jr.	Moline, Ill.	H. Edward Keefe, Jr.
Elliot B. Platt	Philadelphia, Pa.	Joel Weisberg
Gail W. Pohn	Washington, D.C.	Robert Bloom
David Bryan Poythress	Atlanta, Ga.	Arthur K. Bolton
Frank G. Prantil	La Jolla, Calif.	David Ross Pitkin
Stuart M. Rapee	Miami, Fla.	George A. Smathers
Wayne Adrian Rich	Charleston, W. Va.	Charles C. Wise, Jr.
Harry Morris Roberts, Jr	Dallas, Tex.	Jerry L. Buchmeyer
Paul E. Roberts	New York, N.Y.	Jacob K. Javits
John J. Ross III	Alexandria, Va.	Edmund L. Jones
Kenneth Sacks	Council Bluffs, Iowa.	Raymond A. Smith
Charles A. Scharf	New York, N.Y.	Raymond P. O'Keefe
Charles W. Schoeneman	Washington, D.C.	Richard Arnold Mullens
James Edward Shapiro	Milwaukee, Wis.	Meyer P. Frank
Michael Ramsey Sherwood	Honolulu, Hawaii	Samuel L. Strother
Angelos Skarlatos	Harrisburg, Pa.	Christian V. Graf
Ronald Michael Sohigian	Los Angeles, Calif.	Alexander H. Pope
Murray Stone	St. Louis, Mo.	Hyman G. Stein
Carl Swanger, Jr.	Lexington, Ky.	Weldon Shouse
Herbert Anton Swanson	Everett, Wash.	Henry M. Jackson
Neil Taylor, Jr.	Russellville, Ala.	Tom Bevill
William N. Thomas, Sr.	Toledo, Ohio	Robert B. Williams
John Patrick Thompson	El Paso, Tex.	Jack N. Ferguson
Wallace Newton Tiffany, Jr.	Warrenton, Va.	W. Hi'l Brown, Jr.
Jack D. Tillem	New York, N.Y.	Thomas Baer
Stuart T. Waldrip	Santa Ana, Calif.	Garvin F. Shallenberger
Thomas Charles Walsh	St. Louis, Mo.	Robert H. McRoberts
Arthur E. Weisberg	Minneapolis, Minn.	Peter Dorsey

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Brian Lee Welch	Portland, Oreg.	Ronald I. Gevurtz
Arthur Winett	Amityville, N. Y.	Charles H. Goldstein
Howard Ivan Wittenmyer	Leawood, Kans.	George H. Williams
Mary Marraffa Wittenmyer (Mrs.)	Leawood, Kans.	George H. Williams
Gary L. Zimmerman	Beverly Hills, Calif.	Herbert B. Schlosberg

ADMISSIONS TO THE BAR ON ORAL MOTIONS

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<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Kim Rogers Clark	San Francisco, Calif.	Solicitor General Erwin N. Griswold
Tillie Kidd Fowler	Atlanta, Ga.	Solicitor General Erwin N. Griswold
Lloyd Buck Fowler	Jacksonville, Fla.	Solicitor General Erwin N. Griswold
Armand George Skol	Reston, Va.	Solicitor General Erwin N. Griswold
Edward J. Duffy, Jr.	Vandalia, Ohio	Solicitor General Erwin N. Griswold
Gregory C. Karas	Dayton, Ohio	Solicitor General Erwin N. Griswold
Richard Lynn Steinberger	Dayton, Ohio	Solicitor General Erwin N. Griswold
Thomas F. Kranz	Los Angeles, Calif.	John Varick Tunney
Gene Arthur Davis	Jay, Okla.	Edmond A. Edmundson, Jr.
James B. Kolter	Arlington Heights, Ill.	John Harvey Sacks
Joseph Paul Henneberry	San Anselmo, Calif.	James Brent Clarke, Jr.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alfred Winchell Whittaker	Washington, D.C.	John Randolph Davis
Forrest Jerome Dorsey	Corpus Christi, Tex.	Charles Patrick DeRoche
Frances Knopf	Baltimore, Md.	Robert James Panton
Alexandra Patricia Polyzoides	Washington, D.C.	Edwin Yourman

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OPINIONS

No. 759. United States, appellant, *v.* Armour & Co. and Greyhound Corporation. Appeal from the United States District Court for the Northern District of Illinois. Judgment affirmed. Opinion by Mr. Justice Marshall. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan and Mr. Justice White join. Mr. Justice Black and Mr. Justice Blackmun took no part in the consideration or decision of this case.

No. 5175. Adolfo Perez et ux., petitioners, *v.* David H. Campbell, Superintendent, Motor Vehicle Division, Arizona Highway Department, et al. 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 further proceedings consistent with the opinion of this Court. Opinion by Mr. Justice White. Opinion by Mr. Justice Blackmun concurring in the result as to petitioner Emma Perez and dissenting as to petitioner Adolfo Perez, in which Mr. Chief Justice Burger, Mr. Justice Harlan and Mr. Justice Stewart join.

No. 117. Dennis Coates et al., appellants, *v.* City of Cincinnati. Appeal from the Supreme Court of Ohio. Judgment reversed and case remanded to the Supreme Court of Ohio for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Stewart. Separate opinion by Mr. Justice Black. Dissenting opinion by Justice White with whom Mr. Chief Justice Burger and Mr. Justice Blackmun join.

No. 336. Louis S. Nelson, Warden, petitioner, *v.* Joe J. B. O'Neil. 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 further proceedings consistent with the opinion of this Court. Opinion by Mr. Justice Stewart. Concurring opinion by Mr. Justice Harlan. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas and Mr. Justice Marshall join. Dissenting opinion by Mr. Justice Marshall.

No. 785. National Labor Relations Board, petitioner, *v.* The Natural Gas Utility District of Hawkins County, Tennessee. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment affirmed. Opinion by Mr. Justice Brennan. Dissenting opinion by Mr. Justice Stewart.

No. 189. Chicago and North Western Railway Company, petitioner, *v.* United Transportation Union. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment reversed and case remanded to the Court of Appeals with instructions to return the case to the United States District Court for the District of ~~Ohio~~ <sup>North</sup> for the taking of such further evidence as the parties may deem necessary and that court may find helpful in passing on the issues which the case presents in light of the opinion of this Court. Opinion by Mr. Justice Harlan. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Black, Mr. Justice Douglas and Mr. Justice White join.

No. 821. United States, appellant, *v.* Greater Buffalo Press, Inc., et al. Appeal from the United States District Court for the Western District of New York. Judgment reversed and case remanded to the United States District Court for the Western District of New York for the drafting of a decree and the making of such additional findings both as respects the consent decree and the Sylacauga Plant as may be appropriate or necessary for an effective remedy. Opinion by Mr. Justice Douglas.

No. 557. United States, appellant, *v.* International Minerals & Chemical Corporation. Certified appeal from the United States District Court for the Southern District of Ohio. Judgment reversed and case remanded to the United States District Court for the Southern District of Ohio for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Stewart with whom Mr. Justice Harlan and Mr. Justice Brennan join.

No. 835. Robert Kenneth Dewey, petitioner, *v.* Reynolds Metals Company. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment affirmed by an equally divided Court. Opinion *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Harlan took no part in the consideration or decision of this case.

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Adjourned until Monday, June 7, 1971, at 10 o'clock.

## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall and Mr. Justice Blackmun.

## OPINION PER CURIAM

No. ———. Peggy J. Connor et al., appellants, v. Paul B. Johnson et al. On application for stay. The motion for stay is granted and the judgment below is stayed until June 14. The United States District Court for the Southern District of Mississippi is instructed, absent insurmountable difficulties, to devise and put into effect a single-member district plan for Hinds County by that date. In light of this disposition, the District Court is directed to extend the June 4 filing date for legislative candidates from Hinds County to an appropriate date so that those candidates and the State of Mississippi may act in light of the new districts into which Hinds County will be divided. *Opinion per curiam.* Dissenting opinion by Mr. Justice Black with whom Mr. Chief Justice Burger and Mr. Justice Harlan join.

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MONDAY, JUNE 7, 1971

## SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

## APPEALS—SUMMARY DISPOSITION

No. 495. Antonio R. Gaytan et al., appellants, *v.* Clifton W. Cassidy, Jr., et al. Appeal from the United States District Court for the Western District of Texas. Motions of Gilbert Trujillo et al., for leave to proceed *in forma pauperis* and for leave to file a brief, as *amici curiae*, granted. Judgment vacated and case remanded to the United States District Court for the Western District of Texas for reconsideration in light of *Bell v. Burson, Director, Georgia Department of Public Safety*, 402 U.S. ———, decided May 24, 1971.

No. 1269. Harold O. Swank, Director, Illinois Department of Public Aid, appellant, *v.* Gladys Rodriguez et al. Appeal from the United States District Court for the Northern District of Illinois. Motion for leave to amend jurisdictional statement and motion of appellees for leave to proceed *in forma pauperis* granted. Judgment affirmed.

No. 1534. Ad Hoc Committee on Consumer Protection, appellant, *v.* United States et al. Appeal from the United States District Court for the District of Columbia. Motion to dispense with printing jurisdictional statement granted. The appeal is dismissed for want of jurisdiction.

No. 1590. Mueller Brass Company, appellant, *v.* Gross Income Tax Division, Indiana State Department of Revenue. Appeal from the Supreme Court of Indiana. The appeal is dismissed for want of a substantial federal question.

No. 6171. Clarence Chappell et al., appellants, *v.* R. H. Burson et al. Appeal from the United States District Court for the Northern District of Georgia. Motion of the appellants for leave to proceed *in forma pauperis* granted. Judgment vacated and case remanded to the United

States District Court for the Northern District of Georgia for reconsideration in light of *Bell v. Burson, Director, Georgia Department of Public Safety*, 402 U.S. ———, decided May 24, 1971.

No. **6594**. Andrew Pollion et al., appellants, *v.* John E. Lewis, Secretary of State of Illinois, et al. Appeal from the United States District Court for the Northern District of Illinois. Motion of appellants for leave to proceed *in forma pauperis* granted. Judgment vacated and case remanded to the United States District Court for the Northern District of Illinois for reconsideration in light of *Bell v. Burson, Director, Georgia Department of Public Safety*, 402 U.S. ———, decided May 24, 1971.

No. **6847**. Ramon Romero et al., appellants, *v.* James D. Hodgson, Secretary of Department of Labor, et al. Appeal from the United States District Court for the Northern District of California. Motion of appellants for leave to proceed *in forma pauperis* granted. Judgment affirmed. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted.

#### CERTIORARI—SUMMARY DISPOSITION

No. **6870**. Ramon Cortez Castro, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decisions in *Leary v. United States* 395 U.S. 6 (1969), and *United States v. United States Coin and Currency*, 401 U.S. 715.

No. **6453**. Alfred Loren Wallace, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Upon consideration of the suggestion of the Solicitor General and upon this Court's examination of the documents submitted, judgment vacated and case remanded to the United States District Court for the Eastern District of California to hear further testimony from members of the appeal board as to the basis for their action and for the court to reconsider the case in light of this Court's decision in *McGee v. United States*, 402 U.S. ———, decided May 17, 1971.

#### ORDERS IN PENDING CASES

No. ———. Louis Patlogan, petitioner, *v.* West Virginia et al. The application for stay presented to Mr. Justice Harlan, and by him

referred to the Court, is denied. Mr. Justice Stewart took no part in the consideration or decision of this application.

No. ———. Michael J. Sarg, Jr., petitioner, *v.* John H. Chafee, Secretary of the Navy, et al. The application for stay or in the alternative recall of mandate, presented to Mr. Justice Brennan and by him referred to the Court, is denied.

No. ———. H. Lane Mitchell, petitioner, *v.* Louisiana. The application for stay presented to Mr. Justice Black, and by him referred to the Court, is denied.

#### APPEALS—JURISDICTION NOTED

No. **1552.** Ford Motor Company, appellant, *v.* United States et al. Appeal from the United States District Court for the Eastern District of Michigan. In this case probable jurisdiction noted. Mr. Justice Blackmun took no part in the consideration or decision of this matter.

No. **1606.** Martin Dies, Jr., et al., appellants, *v.* Van Phillip Carter et al. Appeal from the United States District Court for the Northern District of Texas. In this case probable jurisdiction noted.

#### CERTIORARI GRANTED

No. **1549.** James E. Groppi, petitioner, *v.* Jack Leslie, Sheriff of Dane County. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted.

No. **5712.** George William Milton, petitioner, *v.* Louie L. Wainwright, Director Florida Division of Corrections. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

#### CERTIORARI DENIED

No. **190.** United Transportation Union, 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. **1245.** Harold K. Baker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **1415.** Kankakee Federation of Teachers Local No. 886 et al., petitioners, *v.* The Board of Education of the Kankakee School District No. 111, etc. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **1425**. Grover C. Hill et al., petitioners, *v.* Hal Francis Rachal et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1548**. Carl Dean Wilson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1569**. Fibreboard Corporation, 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. **1571**. Bill Ransom, petitioner, *v.* Frances Hugh Brennan, Executrix of the Estate of William J. Brennan. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1578**. Floyd Chaney, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeals of Florida, Fourth District, denied.

No. **1583**. V.E.B. Carl Zeiss Jena et al., petitioners, *v.* Carl Zeiss Stiftung et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1587**. Nathan Stein, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1588**. Sears, Roebuck and Co., et al., petitioners, *v.* Joseph H. Solien, Regional Director, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **1591**. Ohio, petitioner, *v.* Harvey Clayton Griffith. Petition for writ of certiorari to the Court of Appeals of Ohio, Franklin County, denied.

No. **1593**. Societe Industries Mechaniques Allies, petitioner, *v.* Oren R. Lewis, United States District Judge, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **1594**. Marie Phillips, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **1595**. Larry L. Stevens et al., petitioners, *v.* J. Lawrence Buckley et al. Petition for writ of certiorari to the Court of Appeals of Washington denied.

No. **1597**. Continental Broadcasting, Inc., petitioner, *v.* Federal Communications Commission. Petition for writ of certiorari to the

United States Court of Appeals for the District of Columbia Circuit denied.

No. **1602**. Bohun B. Kinloch, Jr., petitioner, *v.* News and Observer Publishing Company. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **1603**. Henel Wills Strong et al, petitioner, *v.* General Electric Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1611**. J. C. Smothers, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1618**. S. J. Pastorelle, petitioner, *v.* J. W. Collins et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **1638**. William Green Jackson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1652**. Fidelity and Casualty Company of New York et al., petitioners, *v.* The National Bank of Commerce in New Orleans. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1661**. Beverage Distributors, Inc., petitioner, *v.* Olympia Brewing Co. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **5791**. Willie Brown, petitioner, *v.* Michigan. Petition for writ of certiorari to Court of Appeals of Michiagn denied.

No. **6562**. Dale Norwood Hall, petitioner, *v.* United States; and

No. **6710**. Jerry Ray James et al., petitioners, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6566**. Hezekiah Thomas, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **6610**. Wilburn Jerome Gerberding, petitioner, *v.* Harold R. Swenson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6612**. Roy Dever Horton, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **6622**. Paul David Kelley, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.



No. **6656**. Rudolph O. Hightower, petitioner, *v.* S. Lamont Smith, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **6667**. James Phillip Peterson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6672**. Charles Dennis, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **6673**. John M. Branion, Jr., petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **6674**. John Carl English, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. **6681**. Riley Brooks, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **6690**. Robert Reliford, Jr., petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6694**. Larry Devon Carnes, petitioner, *v.* Walter Craven, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. **6731**. Tom Jim Ervin Floyd, petitioner, *v.* William S. Neil. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6743**. Joseph Fields, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6802**. Lawrence R. McCubbins, petitioner, *v.* Joe Keenan, Division of Lands, et al. Petition for writ of certiorari to the Supreme Court of Alaska denied.

No. **6831**. Ariel Nicholas Arenado, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6832**. Robert Charles Hodges, Jackie Anthony Neal and Jackie Lee Jackson, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **6857**. Franklin Nial Castle, petitioner, *v.* R. I. Moseley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **6868**. Sidney B. Cohen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6874**. Henry Clay Ethington, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6875**. George Summerville, petitioner, *v.* Thomas D. Cook, Superintendent, Mississippi State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6881**. Charles LoCicero, Carlo LoCicero and John Saponaro, petitioners, *v.* J. Edwin LaVallee, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6882**. Alfred F. Widziewicz, Jr., petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **6883**. Eugene Hardin, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **6886**. Hobart Flowers, petitioner, *v.* E. B. Haskins, superintendent, London Correctional Institution. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **6887**. Melvin Carter, petitioner, *v.* California Adult Authority. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6888**. Terrence Owen Collins, petitioner, *v.* Nebraska. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. **6889**. Norman Burkes, Jr., petitioner, *v.* Luther Callion, Deputy Central Adult Investigations, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6890**. William Randolph and Robert Coleman, petitioners, *v.* Nebraska. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. **6891**. John Emery Simms, petitioner, *v.* Warden, Maryland Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6893**. Gerald Mastracchio, petitioner, *v.* Francis A. Howard, Warden. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **6894**. John Michael Andrew Toth, III, petitioner, *v.* Harry E. Russell, Superintendent, State Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6896**. Henry Arthur Foreman, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **6902**. Ralph John Hite, petitioner, *v.* Bernard T. Moynahan, Jr., Judge. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6903**. Ralph Everett Rogers, petitioner, *v.* Philip J. Picard, Superintendent, Massachusetts Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **6905**. Amelio J. Varrella, petitioner, *v.* Lottie Varrella. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **6909**. Robert Wolff, petitioner, *v.* Raymond J. Buchkoe, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6917**. Lewis C. Billingsley et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6926**. Clarence Coleman Garr, petitioner, *v.* United States. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **6928**. Sadie L. Campbell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **6969**. Richard Hammond, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. **651**. Florida Power Corporation, petitioner, *v.* Gainesville Utilities Department et al.; and

No. **652**. Florida Power Corporation, petitioner, *v.* Federal Power Commission. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of these petitions.

No. **1589**. Steve Modla, petitioner, *v.* Chrysler Corporation et al. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this motion and petition.

No. **1623**. Franklin E. Todd, petitioner, *v.* Northwest Airlines, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 1309. Victor W. Anckaitis, etc., et al., petitioners, *v.* Charles F. Miller. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 1584. Roy Duane Carlson, Jr., petitioner, *v.* City of Tallahassee. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied. Mr. Justice Douglas is of the opinion the certiorari should be granted.

No. 1610. Pauline Green Davis, etc., petitioner, *v.* Royal-Globe Insurance Companies et al. Petition for writ of certiorari to the Supreme Court of Louisiana denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6219. Vincent James Houston, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6390. Daniel Owen Lloyd, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6550. James Anderson Deans, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1601. Max Lipkin, petitioner, *v.* Department of Alcoholic Beverage Control of California et al. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 1604. James T. Franklin, petitioner, *v.* Grossinger Motor Sales, Inc. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 1605. Fred B. Black, Jr., petitioner, *v.* Sheraton Corporation of America et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 1613. Callman Gottesman, Maria Mattiello and Paul J. Peyser, petitioners, *v.* General Motors Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Harlan and Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. **1634**. Delaware & Hudson Railway Company et al., petitioners, *v.* United Transportation Union. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Stewart is of the opinion that certiorari should be granted.

No. **6935**. John A. Hyler et al., petitioners, *v.* Reynolds Metals Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Mr. Justice Harlan took no part in the consideration or decision of this petition.

#### LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. **6907**. Berlin Acey Odom, petitioner, *v.* Warren J. Ferguson, Judge, etc. Motion for leave to file petition for writ of mandamus denied.

#### REHEARINGS DENIED

No. **281**. James E. Swann et al., petitioners, *v.* Charlotte-Mecklenburg Board of Education et al.; and

No. **349**. Charlotte-Mecklenburg Board of Education et al., petitioners, *v.* James E. Swann et al.;

No. **1216**. Sid W. Richardson Foundation, petitioner, *v.* United States;

No. **1316**. 2,606.84 Acres of Land in Tarrant County, Texas, et al., petitioners, *v.* United States;

No. **1380**. Mather Construction Company et al., petitioners, *v.* Continental Casualty Company et al.;

No. **1390**. Johnnie Pruett, appellant, *v.* Texas.

No. **1439**. Ethicon, Inc., petitioner, *v.* Handgards, Inc., et al.;

No. **1443**. Homezell Chambers et al., petitioners, *v.* United States;

No. **6199**. Irving Spieler, petitioner, *v.* United States; and

No. **6688**. Pauline Ginsburg, petitioner, *v.* Elliot L. Richardson, Secretary of Health, Education and Welfare. Petitions for rehearing denied.

No. **345**. United States, appellant, *v.* Donald Freed and Shirley Jean Sutherland. Motion for leave to file petition for rehearing denied.

#### RECESS ORDER

The Court will take a recess from today until Monday, June 14, 1971.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Cyril Abramson	Detroit, Mich.	Marvin W. Cherrin.
Robert D. Albright	Salem, Ill.	James D. Heiple.
Frank Robert Aliazzo	New York, N.Y.	Stuart R. Kramer.
Raymond M. Allen	Lafayette, La.	Michael F. Thompson.
Harry R. Nadal Arcelay	San Juan, P.R.	Jose Trias-Monge.
M. Cherif Bassiouni	Chicago, Ill.	Robert G. Weclw. <sup>1971</sup>
William J. Bauer	Chicago, Ill.	Sol. Gen. Erwin N. Griswold.
David B. Baum	Los Angeles, Calif.	Edward I. Pollock.
Thomas Edward Baynes, Jr.	Atlanta, Ga.	Dugald Walker Hudson.
Keith D. Beecher	Los Angeles, Calif.	Linval B. Castle.
Barry Weldon Benefield	Newark, N.J.	Mrs. Annamay T. Sheppard.
Walker Jameson Blakey	Columbus, Ohio	Leonard B. Boudin.
Michael Neil Boardman	Teaneck, N.J.	Barry David Epstein.
E. Jackson Boggs	Tampa, Fla.	Cody Fowler.
Alexis Mrogan Brian, Jr.	New Orleans, La.	Eberhard P. Deutsch.
Kenneth Lynn Broadhurst	Denver, Colo.	Charles Franklin Brannan.
Michael Asher Burns	Chicago, Ill.	James G. Andros.
Robert Michael Burns	Milwaukee, Wis.	Frank C. Conley.
Donald Campbell	Dallas, Tex.	James C. Tubb.
John R. Cappa	St. Petersburg, Fla.	Joseph F. McDermott.
A. Michael Cappelletti	Washington, D.C.	Asher H. Ende.
Steven J. Caulum	Madison, Wis.	Percy L. Julian, Jr.
Sammie Chess, Jr.	High Point, N.C.	Julius LeVonne Chambers.
John Vincent Christie	Miami, Fla.	David W. Walters.
Noel P. Copen	Huntington, W. Va.	Jackson N. Huddleston.
John Mansfield Coulter, Jr.	Washington, D.C.	Stephen R. Bloss.
Winfred Owens Craft, Sr.	Austin, Tex.	James W. Wilson.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Cassin W. Craig	Norristown, Pa.	Raymond Pearl- stine.
John Carlos Curtis	Chattanooga, Tenn.	John Y. Powers.
Alexander Devience, Jr.	Chicago, Ill.	Jack Samuel Ring.
Gordon Lee Dickens, Jr.	Milledgeville, Ga.	Kirk M. McAlpin.
Sherwin Drobner	Short Hills, N.J.	Mr. Jordan Price.
Robert Webster Duling	Richmond, Va.	John Jordan Wicker, Jr.
William Peoples Dunlap	Seminole, Fla.	Baya M. Harrison, Jr.
Ronald Wm. Egnor	Ypsilanti, Mich.	Philip A. Hart.
James Ashley Endicott, Jr.	Kansas City, Mo.	Bruce C. Babbitt.
Leroy F. Ericsson	Madison, S. Dak.	James G. Abourezk.
Donald Conrad Feix	San Francisco, Calif.	Donald A. Gardiner, Jr.
Reginald Benjamin Frazier.	Newport News, Va.	Fred W. Bateman.
John R. Fowler	Charleston, W. Va.	Stanley E. Preiser.
John Joseph Gentilella	Philadelphia, Pa.	John Patrick Walsh.
Carroll E. Gregg	Oklahoma City, Okla.	Roy H. Semtner.
Anthony Michael Gretory	Buffalo, N.Y.	Stanley A. Moskal.
Paul R. Haerle	San Francisco, Calif.	Ronald F. Sullivan.
John G. Hall	Staten Island, N.Y.	Grover T. Odenthal.
William P. Haney, Jr.	Montgomery, Ala.	Jack Crenshaw.
George W. Hannett	Albuquerque, N.M.	William A. Sloan.
Bryan G. Hawley	Anchorage, Alaska	George F. Boney.
John Root Hopkins	Clearwater, Fla.	William J. Keating.
William P. Hopkins, Jr.	Anaheim, Calif.	Alan R. Watts.
Griffith L. Humphrey	San Francisco, Calif.	Richardo J. Hecht.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Henry Harman Hurley	Seattle, Wash.	Wolfgang R. Anderson.
John D. Hux	Sikeston, Mo.	Harold D. Jones.
John James Benjamin Jones	Pittsburgh, Pa.	Paul Richard Obert.
Bert L. Kahn	Chicago, Ill.	Frank C. Conley.
Richard Charles Keene	San Antonio, Tex.	Abraham Kasen, Jr.
William Fitzgerald Kenney	San Mateo, Calif.	Donald J. Miller.
William Kenneth Kidwell	Mattoon, Ill.	John J. McCarthy, Jr.
Darrell E. Klink	Lincoln, Ill.	William Lee Springer.
Wilson Callender Krebs	Patterson, La.	Bernard Edward Boudreaux, Jr.
Frederick E. Krizman	Euclid, Ohio	Paul Joseph Hribar.
Lucien Tennent Lee III	Huntsville, Ala.	Patrick W. Richardson.
Jack Levine	Los Angeles, Calif.	Abe F. Levy.
William F. Lindquist	Washington, D.C.	Samuel William Cochran.
Joseph A. Malek	Chicago, Ill.	Louis Posternak.
Anthony Manguso	Buffalo, N.Y.	Stanley A. Moskal.
Gayward N. Mann	Ventura, Calif.	Q. Baxter Warner.
Jack Burton Manning	Houston, Tex.	Guy E. Matthews.
Eric Warren Martens	Los Angeles, Calif.	Kenneth Richard Edsall.
Homer L. Martin	Tujunga, Calif.	Melvin L. R. Harris.
E. Howard McCaleb III	New Orleans, La.	George M. Leppert.
James P. McGrane	Des Moines, Iowa	William J. Yost.
Carroll E. Metzner	Madison, Wis.	Percy L. Julian, Jr.
Edward Bingham Miller	Gary, Ind.	Willis Lyne Mog.
Titus T. Mitchell	Wichita Falls, Tex.	John Walter Friberg.
John Peyton Morris	Tempe, Ariz.	Willard H. Pedrick.
William B. Offner	Beverly Hills, Calif.	Charles Maxwell Berg.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Paul Olsen	New York, N. Y.	Rufus D. McDonald.
Joseph Onebane	Lafayette, La	James J. Davidson, Jr.
Jordan L. Paust	Los Angeles, Calif.	Robert Dean Upp.
Frank John Pelisek	Milwaukee, Wisc.	Jerris Leonard.
Neal Douglas Peterson	Washington, D.C.	Edward S. Horowitz.
James H. Porter	Huntsville, Ala.	Patrick W. Richardson.
William R. Powell, Jr.	Houston, Texas	Thomas James Mitchell.
John F. Rafferty	Syracuse, N. Y.	Robert E. Moses.
Curtis Godfrey Riehm	Garner, Iowa	Bernard C. Sullivan.
Frank R. Rinaldi	New York, N. Y.	Carbery O'Shea.
Mervin Rische	Silver Spring, Md.	Frederick Sass, Jr.
John Alton Robenalt	Lima, Ohio	Robert L. Balyeat.
Shearl J. Roberts	Dayton, Ohio	Rodney M. Love.
George H. Rood	New Smyrna Beach, Fla.	Thomas F. Hairston.
Josef E. Rosenblatt	Baltimore, Md.	Edward Francis Borgerding.
Hugh J. Ross	Colorado Springs, Colo.	James Findley Quine, Jr.
Walter S. Rothschild	New York, N. Y.	George E. Cleary.
Ralph W. Sanborn	Columbus, Ohio	Richard H. Brandon.
David B. Saxe	New York City,	Robert Dale Gary.
Thomas F. Schlaeger	Chicago, Ill	Francis J. Paulson.
Moses Schupler	West Palm Beach, Fla.	Hal H. McCaghren
Robert Lewis Shaw	Mena, Ark.	James Robert Steel
Robert Nabors Shaw	Mena, Ark.	James Robert Steel
John W. Shenk	Los Angeles, Calif.	Glendon Tremaine.
Ira Barton Shepard	New York, N. Y.	James B. Lewis.
Gerald Silverman	Miami, Fla.	Birch E. Bayh, Jr.
Warren Spannaus	Minneapolis, Minn.	John Milton Mason.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert R. Spencer	Madison, S. Dak.	James G. Abourezk.
John A. Stanek	Indianapolis, Ind.	Palmer K. Ward.
Robert James Stanford	Washington, D.C.	William F. Reed.
John Louis Stentz	Kankakee, Ill.	Samuel H. Shapiro.
Bernard S. Stolbun	Houston, Tex.	Benjamin Paul.
Donald G. Targan	Atlantic City, N.J.	Henry Gorelick.
Arnt H. Tjensvold	San Francisco, Calif.	Leonard Phillips.
Leonard A. Tokus, Jr.	Chicago, Ill.	Donald L. Hardison.
Kenneth W. Turner	Oklahoma City, Okla.	Roy H. Semtner.
Robert J. Turner	Oklahoma City, Okla.	James Monroe Little.
W. N. Vernon III	Dallas, Tex.	Donald H. Mackaman.
Lynn Fields Wade	Fayetteville, Ark.	Charles William Atkinson.
Harold Jones Waggoner	Greeneville, Tenn.	Edwin R. Ling.
Bartley Gray Warner	Seattle, Wash.	Clarence W. Pierce.
Robert M. Warner	Dallas, Tex.	Earl Luna.
James Dale Williamson, Jr.	Independence, Mo.	James S. Cottingham.
John Lea Williford	Bartlesville, Okla.	Kenneth Heady.
Harold Yaskin	Philadelphia, Pa.	Herman I. Pollock.
Joseph H. Young	Baltimore, Md.	William L. Marbury, Jr.

#### ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Philip Alden Champlin	Napa, Calif.	Solicitor General Erwin N. Griswold.
Robert Marshall Heier	Washington, D.C.	Solicitor General Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Arthur Leinwohl	Los Altos, Calif.	Solicitor General Erwin N. Griswold.
Donald Hugh Mullins	Washington, D.C.	Solicitor General Erwin N. Griswold.
James F. Tao	Chevy Chase, Md.	Solicitor General Erwin N. Griswold.
Robert M. Mardirosian	Watertown, Mass.	Solicitor General Erwin N. Griswold.
Robert D. Dunivan	Hayward, Calif.	Don Edwards.
Don Collins Paris	Lexington, Ky.	John C. Watts.
Julius Edward Rather	Lexington, Ky.	John C. Watts.
Frank Reaves, Jr.	Lexington, Ky.	John C. Watts.
Alan Graham Greenberg	Minneapolis, Minn.	Lorne Dale McIver.
William Andrew Carothers, Jr.	Sulphur Springs, Tex.	Will R. Wilson, Jr.
Joseph William Crooks	Atlanta, Ga.	James Alexander Crooks.
George Copeland Bradley	Washington, D.C.	Howard Alan Glickstein.
Henry D. Blumberg	Little Falls, N.Y.	George Kaufman.
William Hudson Griffies	Houston, Tex.	John W. Matthews.
John C. Fine	Scarsdale, N.Y.	David Otis Fuller, Jr.
Barry Joseph Baroni	New Orleans, La.	Earl R. Stanley.
Roger Michael Golden	Washington, D.C.	Daniel Lewis Golden.
Mitchell Melich	Salt Lake City, Utah.	Joseph Lane Morthland.
Albert Mitchell Belchic	San Antonio, Tex.	Honorable Tom C. Clark.
Howard Lawrence Bernstein	San Antonio, Tex.	Honorable Tom C. Clark.
Donley Bolinger	Los Angeles, Calif.	Honorable Tom C. Clark.
James B. Carson	Baltimore, Md.	Honorable Tom C. Clark.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Francis Richard Dwyer	Los Angeles, Calif.	Honorable Tom C. Clark.
James Edward Eden	Richmond, Va.	Honorable Tom C. Clark.
Ottorino Felluca	Baltimore, Md.	Honorable Tom C. Clark.
Frederick O. Field	Los Angeles, Calif.	Honorable Tom C. Clark.
Eugene Joseph Flynn	Santa Barbara, Calif.	Honorable Tom C. Clark.
Michael J. Gannam	Savannah, Ga.	Honorable Tom C. Clark.
Barton D. Graham	Moonachie, N.J.	Honorable Tom C. Clark.
John Earl Hawtrey	Houston, Tex.	Honorable Tom C. Clark.
Donald Edwin Hochberger.	Tulsa, Okla.	Honorable Tom C. Clark.
David F. Holland	Chicago, Ill.	Honorable Tom C. Clark.
James W. Hoyle	Sanford, N.C.	Honorable Tom C. Clark.
Samuel Wallace Hunt, Jr.	Western Springs, Ill.	Honorable Tom C. Clark.
Neal Stephen Keys	Miami, Fla.	Honorable Tom. C Clark.
Norman Beck Miller	Cleveland, Ohio	Honorable Tom C. Clark.
William J. Moran III	Norristown, Pa.	Honorable Tom C. Clark.
Clayton Spenser Oas	Chicago, Ill.	Honorable Tom C. Clark.
Joe Dean Olson	Los Angeles, Calif.	Honorable Tom C. Clark.
Albert Francis Pennisi	New York, N.Y.	Honorable Tom C. Clark.
Frederick E. Popovitch	Point Pleasant, N.J.	Honorable Tom C. Clark.
James Clifton Payne	Thomasville, N.C.	Honorable Tom C. Clark.
Charles Wayne Runnels	Indianapolis, Ind.	Honorable Tom C. Clark.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bernard S. Sandow	Los Angeles, Calif.	Honorable Tom C. Clark.
August Vincent Spallo	Kansas City, Mo.	Honorable Tom C. Clark.
Avrom David Spevack	Washington, D.C.	Honorable Tom C. Clark.
John Troelstrup	Charleston, W.Va.	Honorable Tom C. Clark.
William Frederick Troutman.	Hobart, Ind.	Honorable Tom C. Clark.
Francis Stephen Urbany	Annandale, Va.	Honorable Tom C. Clark.
Terry Vann	New York, N.Y.	Honorable Tom C. Clark.
Harley Eugene Venters	Oklahoma City, Okla.	Honorable Tom C. Clark.
Joseph William White	Winchester, Va.	Honorable Tom C. Clark.
Richard E. White	Murphysboro, Ill.	Honorable Tom C. Clark.
James R. Ayres	Miltonvale, Kan.	Keith G. Sebelius.
Arthur L. Claussen	Topeka, Kans.	Keith G. Sebelius.
Glenn Thomas Crossan	Independence, Kans.	Keith G. Sebelius.
LaVone Annette Daily (Miss)	Kansas City, Kans.	Keith G. Sebelius.
Richard Michael Driscoll	Russell, Kans.	Keith G. Sebelius.
Charles Albert Elliott III	Overland Park, Kans.	Keith G. Sebelius.
Vincent G. Fleming	Larned, Kans.	Keith G. Sebelius.
Leighton A. Fossey	Mound City, Kans.	Keith G. Sebelius.
Carston Charles Johannsen	Hutchinson, Kans.	Keith G. Sebelius.
John Hoffman Johntz, Jr.	Shawnee Mission, Kans.	Keith G. Sebelius.
Earle David Jones	Overland Park, Kans.	Keith G. Sebelius.
Jake L. Liberman	Caney, Kans.	Keith G. Sebelius.
Basil C. Marhofer	Ness City, Kans.	Keith G. Sebelius.
Cordell D. Meeks, Jr.	Kansas City, Kans.	Keith G. Sebelius.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Roger H. Morse	Marion, Kans.	Keith G. Sebelius.
Charles Rooney, Sr.	Topeka, Kans.	Keith G. Sebelius.
Leon N. Roulier	Colby, Kans.	Keith G. Sebelius.
Clive Charles Whittaker, Jr.	Eureka, Kans.	Keith G. Sebelius.
John McConnell Williams	Topeka, Kans.	Keith G. Sebelius.
Barry Warren Agulnick	New York, N.Y.	John M. Price.
Anthony J. Amorso	Rochester, N.Y.	John M. Price.
Robert L. Anderson	Middleborough, Mass.	John M. Price.
Harry M. Boyko, Jr.	Nashville, Tenn.	John M. Price.
Gilbert T. Brown, Jr.	Monroe, La.	John M. Price.
Kimberly B. Cheney	Montpelier, Vt.	John M. Price.
Dennis L. Collari	Plymouth, Mass.	John M. Price.
Hugh J. Convery	Madisonville, Ky.	John M. Price.
Gordon J. Dagher	St. Marys, Pa.	John M. Price.
Glen H. Davidson	Tupelo, Miss.	John M. Price.
Charles N. Delsantro, Jr.	Willoughby, Ohio	John M. Price.
Albert Wendel Easton	Farmington, Mich.	John M. Price.
George H. Egan	North Smithfield, R.I.	John M. Price.
Florio N. Franetovich	Bel Air, Md.	John M. Price.
John J. Grennan, Jr.	Commack, N.Y.	John M. Price.
Thomas Clifford Hanes	Greenville, Ohio	John M. Price.
Joseph Clay Hash, Jr.	Ravenswood, W. Va.	John M. Price.
Patrick Francis Healy	Chicago, Ill.	John M. Price.
James R. Heelan	Chicago, Ill.	John M. Price.
Edwin V. Holder, Jr.	Vanceburg, Ky.	John M. Price.
John S. Holy	Weston, W. Va.	John M. Price.
Wallace R. Holzman, Jr.	Cincinnati, Ohio	John M. Price.
Donald Leslie Jones	Marietta, Ohio	John M. Price.
Richard J. Kinlein	Ellicott City, Md.	John M. Price.
Don Paul Koeneman	Chester, Ill.	John M. Price.
Robert W. Kostelka	Monroe, La.	John M. Price.
John S. Kuhlthau	North Brunswick, N.J.	John M. Price.
Albert Stanley Littlefield	Abington, Mass.	John M. Price.
Talmadge D. Littlejohn	New Albany, Miss.	John M. Price.
Bruce David Locher	Springfield, Ill.	John M. Price.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Blanche Marie Manning (Mrs.)	Chicago, Ill.	John M. Price.
Charles E. McCarty	Spencer, W. Va.	John M. Price.
Bruce C. McGregor, Jr.	Schenevus, N. Y.	John M. Price.
Richard Bingham Meyers	Ironton, Ohio	John M. Price.
Orestes Joseph Mihaly	Armonk, N. Y.	John M. Price.
Joseph V. Mobley, Jr.	Louisville, Ky.	John M. Price.
Robert Emerson Mohler	Akron, Ohio	John M. Price.
John N. Mullin	Smithtown, N. Y.	John M. Price.
Gerald G. Norigian	Cranston, R. I.	John M. Price.
Panayotis F. Pappas	Springfield, Ohio	John M. Price.
Russell Walter Renner	Cincinnati, Ohio	John M. Price.
Geoffrey Curran Rosamond.	Mahwah, N. J.	John M. Price.
Raymond E. Schryver, Jr.	Warren, Ohio	John M. Price.
David R. Scott	Philadelphia, Pa.	John M. Price.
James Richard Scott	Cambridge, Ohio	John M. Price.
Samuel Sitkoff	New York, N. Y.	John M. Price.
Donald A. Smith, Jr.	Woodbury, N. J.	John M. Price.
Paul Joseph Stakem	Cumberland, Md.	John M. Price.
Henry F. Swann	Dandridge, Tenn.	John M. Price.
Joseph G. Terrizzi	Boston, N. Y.	John M. Price.
D. E. Turk	Abbeville, Ga.	John M. Price.
Scott Umsted, Jr.	Jamestown, R. I.	John M. Price.
Robert D. Webb	Geneva, Ohio	John M. Price.
James Gerald Weddle	Liberty, Ky.	John M. Price.
Timothy E. Welsh	Ellicott City, Md.	John M. Price.
Patrick Arthur Williams	Tulsa, Okla.	John M. Price.
Jack Edward Yelverton	Baton Rouge, La.	John M. Price.

## OPINIONS

No. 798. United States et al., petitioners, *v.* Anne Goyne Mitchell et al. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgments reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Blackmun.

No. 71. Samuel J. Abate, etc., et al., petitioners, *v.* Paul F. Mundt et al. On writ of certiorari to the Court of Appeals of New York. Judgment affirmed. Opinion by Mr. Justice Marshall. Mr. Justice Harlan concurs in the result for the reasons stated in his separate opinion in *Whitcomb v. Chavis*, decided today. Mr. Justice Stewart

concur in the judgment. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas joins.

No. 548. Herbert L. Ely, Individually and as Chairman of the Democratic Party of Arizona, appellant, *v.* Gary Peter Klahr et al. Appeal from the United States District Court for the District of Arizona. Judgment affirmed. Opinion by Mr. Justice White. Mr. Justice Harlan concurs in the result upon the premises set forth in his separate opinions in *Whitcomb v. Chavis*, decided today; *Oregon v. Mitchell*, 400 U.S. 112, 152 (1970); and *Reynolds v. Sims*, 377 U.S. 533, 589 (1964). Concurring opinion by Mr. Justice Douglas with whom Mr. Justice Black joins.

No. 92. Edgar D. Whitcomb, Governor of the State of Indiana, appellant *v.* Patrick Chavis et al. Appeal from the United States District Court for the Southern District of Indiana. Judgment reversed and case remanded to the United States District Court for the Southern District of Indiana for further proceedings consistent with the opinion of this Court. Mr. Justice White announced the judgment of the Court and delivered an opinion for the Court with respect to Parts I-VI, in which Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Stewart and Mr. Justice Blackmun join, and in which, as to Part VII, Mr. Chief Justice Burger, Mr. Justice Black and Mr. Justice Blackmun join. Opinion by Mr. Justice Stewart concurring in part and dissenting in part. Separate opinion by Mr. Justice Harlan. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan and Mr. Justice Marshall join.

No. 144. Eugene Griffin, etc., et al., petitioners, *v.* Lavon Breckenridge et al. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment reversed and case remanded to the United States District Court for the Southern District of Mississippi for further proceedings consistent with the opinion of this Court. Opinion by Mr. Justice Stewart. Concurring statement by Mr. Justice Harlan.

No. 66. George A. Rosenbloom, petitioner, *v.* Metromedia, Inc. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgment affirmed. Mr. Justice Brennan announced the judgment of the Court and delivered an opinion in which Mr. Chief Justice Burger and Mr. Justice Blackmun join. Opinion by Mr. Justice Black concurring in the judgment. Opinion by Mr. Justice White concurring in the judgment. Dissenting opinion by Mr. Justice Harlan. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Stewart joins. Mr. Justice Douglas took no part in the consideration or decision of this case.



No. 299. Paul Robert Cohen, appellant, *v.* California. Appeal from the Court of Appeal of California, Second Appellate District, Judgment reversed and case remanded to the Court of Appeal of California, Second Appellate District, for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Harlan. Dissenting opinion by Mr. Justice Blackmun with Mr. Chief Justice Burger and Mr. Justice Black join. Mr. Justice White concurs in paragraph 2 of Mr. Justice Blackmun's dissenting opinion.

No. 31, **Original.** State of Utah, plaintiff, *v.* United States. On bill of complaint. Utah is entitled to the decree for which it asks. Parties invited to address themselves to proposed decree attached to the opinion with the view of agreeing, if possible, upon the issues which have now been settled by this litigation. Opinion by Mr. Justice Douglas. Mr. Justice Marshall took no part in the consideration or decision of this case.

No. 96. A. T. Gordon et al., petitioners, *v.* Granville H. Lance et al. On writ of certiorari to the Supreme Court of Appeals of West Virginia. Judgment reversed and case remanded to the Supreme Court of Appeals of West Virginia for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Chief Justice Burger. Mr. Justice Harlan concurs in the result for the reasons stated in his separate opinion in *Whitcomb v. Chavis*, decided today. Mr. Justice Brennan and Mr. Justice Marshall would affirm for the reasons expressed in the opinion of the West Virginia Supreme Court of Appeals, 170 S.E. 2d 783 (W.Va. 1969).

No. 79. Stella Connell, appellant, *v.* James M. Higginbotham et al. Appeal from the United States District Court for the Middle District of Florida. Judgment affirmed in part and reversed in part and case remanded to the United States District Court for the Middle District of Florida for further proceedings in conformity with the opinion of this Court. Opinion *per curiam* announced by Mr. Chief Justice Burger. Opinion by Mr. Justice Stewart concurring in part and dissenting in part. Opinion by Mr. Justice Marshall with whom Mr. Justice Douglas and Mr. Justice Brennan join concurring in the result.

No. 5485. Robert Johnson, petitioner, *v.* Mississippi. On writ of certiorari to the Supreme Court of Mississippi. Judgment reversed and case remanded to the Supreme Court of Mississippi for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam* announced by Mr. Chief Justice Burger.

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Adjourned until Monday, June 14, 1971, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORDERS IN PENDING CASES

No. 1719. Lamar Life Broadcasting Company, petitioner, *v.* Federal Communications Commission et al. The application for a stay of enforcement of orders of the Federal Communications Commission presented to the Chief Justice, and by him referred to the Court, is denied. The Chief Justice, Mr. Justice Marshall and Mr. Justice Blackmun took no part in the consideration or decision of this application.

No. 1773. Palmer C. Scafati, Superintendent, Massachusetts Correctional Institution, petitioner, *v.* Ronald Fisher. The application for a stay of the order of the United States Court of Appeals for the First Circuit, dated June 4, 1971, presented to Mr. Justice Brennan, and by him referred to the Court, is granted by the Court pending further order.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, and Mr. Justice Blackmun.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

### OPINION PER CURIAM

No. 1267. Macio Bernard Simpson, petitioner, *v.* Florida. On petition for writ of certiorari to the District Court of Appeal of Florida, First District. Petition for writ of certiorari granted, judgment vacated and case remanded to the District Court of Appeal of Florida, First District, for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam*. Opinion by Mr. Justice Brennan with whom Mr. Justice Douglas joins. The Chief Justice and Mr. Justice Blackmun dissent for the reasons given in the dissenting opinion of the Chief Justice in *Ashe v. Swenson*, 397 U.S. 436, 460. Mr. Justice Marshall took no part in the decision of this case.

### APPEALS—SUMMARY DISPOSITION

No. 52. Edgar D. Whitcomb, Governor of the State of Indiana, appellant, *v.* Patrick Chavis et al.; and

No. 53. John C. Ruckelshaus et al., appellants, *v.* Patrick Chavis et al. Appeals from the United States District Court for the Southern District of Indiana. The appeals are dismissed. *Gunn v. University Committee to End the War in Vietnam et al.*, 399 U.S. 383 (1970), *Whitcomb v. Chavis et al.*, 401 U.S. —, decided June 7, 1971. Mr. Justice Marshall took no part in the consideration or decision of these cases.

No. 105. Paul L. Adams et al., appellants, *v.* The Board of Regents of the State of Florida et al. Appeal from the United States District Court for the Middle District of Florida. Judgment vacated and case remanded to the United States District Court for the Middle District of Florida for reconsideration in light of this Court's decision in *Connell v. Higginbotham, et al.*, 401 U. S. —, decided June 7, 1971.

Mr. Justice Marshall took no part in the consideration or decision of this case.

No. 147. John V. Rimarcik, appellant, *v.* J. Richard Johansen, as City Clerk of Minneapolis, et al. Appeal from the United States District Court for the District of Minnesota. Judgment vacated and case remanded to the United States District Court for the District of Minnesota for reconsideration in light of this Court's decision in *Gordon et al. v. Lance et al.*, 401 U.S. —, decided June 7, 1971. Mr. Justice Marshall took no part in the consideration or decision of this case.

No. 148. George C. Dodds, appellant, *v.* J. Richard Johansen, as City Clerk of Minneapolis, et al. Appeal from the United States District Court for the District of Minnesota. The appeal is dismissed. *Gunn v. University Committee to End the War in Vietnam et al.*, 399 U. S. 383 (1970). Mr. Justice Marshall took no part in the consideration or decision of this case.

No. 523. E. A. Dee Bogert et al., appellants, *v.* Harry Kinzer, Clerk of the City of Pocatello, et al. Appeal from the Supreme Court of Idaho. The appeal is dismissed for want of a substantial federal question. *Gordon et al. v. Lance et al.*, 401 U.S. —, decided June 7, 1971. Mr. Justice Marshall took no part in the consideration or decision of this case.

No. 803. J. Roger Gunderson et al., appellants, *v.* Tom Adams, as Secretary of State of Florida, et al. Appeal from the United States District Court for the Southern District of Florida. Judgment affirmed. Mr. Justice Marshall took no part in the consideration or decision of this case.

No. 887. Alvin C. Brenner et al., appellants, *v.* The School District of Kansas City, Missouri, et al. Appeal from the United States District Court for the Western District of Missouri. Judgment affirmed. *Gordon et al. v. Lance et al.*, 401 U.S. —, decided June 7, 1971. Mr. Justice Marshall took no part in the consideration or decision of this case.

No. 1645. Orleans Parish Board of Supervisors of Elections et al., appellants, *v.* Harold A. Dundee. Appeal from the United States Court of Appeals for the Fifth Circuit. Judgment vacated and case remanded to the Court of Appeals for reconsideration in light of the amendments to Sections 1909, 1931 and 1995 of Title 47 of the Louisiana Revised Statutes of 1950, enacted by the Legislature of Louisiana by Act No. 232 on July 2, 1970. Mr. Justice Douglas dissents from this action of the Court.

No. 1662. School District of the Township of Shaler et al., appellants, *v.* Interim Operating Committee of Administrative Unit No. 5 et al. Appeal from the United States District Court for the Western District of Pennsylvania. Judgment affirmed.

No. 6947. Harold Strader, appellant, *v.* Kansas Public Employees Retirement System. Appeal from the Supreme Court of Kansas. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

No. 6948. Robert L. Brewster, appellant, *v.* Lake Superior District Power Company. Appeal from the United States Court of Appeals for the Seventh Circuit. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

#### CERTIORARI—SUMMARY DISPOSITION

No. 641. Emmery Mihaly et al., petitioners, *v.* Elouise Westbrook et al. On petition for writ of certiorari to the Supreme Court of California. Petition for writ of certiorari granted, judgment vacated and case remanded to the Supreme Court of California for reconsideration in light of this Court's decision in *Gordon et al. v. Lance et al.*, 401 U.S. —, decided June 7, 1971. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 1656. Douglas Polsky, petitioner, *v.* Roderick Wetherill, etc., et al. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Petition for writ of certiorari granted, judgment vacated, and case remanded to the Court of Appeals pursuant to the recommendation of the Solicitor General in the Memorandum for the United States.

No. 6578. John C. Colton, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decisions in *United States v. United States Coin and Currency*, etc., 401 U.S. 715 (1970), and *Leary v. United States*, 395 U.S. 6. (1969).

#### ORDERS IN PENDING CASES

No. 316. Uniformed Sanitation Men Association, Inc., et al., petitioners, *v.* Commissioner of Sanitation of the City of New York et al. The motion to advance cause for immediate consideration is denied.

No. 958. Federal Power Commission, petitioner, *v.* Florida Power & Light Company. The motion of American Public Power Association for leave to file a brief, as *amicus curiae*, is granted. Mr. Justice Blackmun took no part in the consideration or decision of this motion.

No. 1184. National Labor Relations Board, petitioner, *v.* Plasterers' Local Union No. 79, etc., et al.; and

No. 1231. Texas State Tile & Terrazzo Co., Inc., et al., petitioners, *v.* Plasterers' Local Union No. 79, etc., et al. The motion of Associated General Contractors of America, et al., for leave to file a brief, as *amici curiae*; the motion of Scientific Apparatus Makers Association for leave to file a brief, as *amicus curiae*; and the motion of The Laborers' International Union of North America, AFL-CIO, for leave to file a brief, as *amicus curiae*, are granted.

No. 6060. Margarita Fuentes et al., appellants, *v.* Robert L. Shevin, Attorney General of Florida, et al. The motion to dispense with printing *amicus curiae* brief of the National Legal and Defender Association is granted.

#### APPEAL—JURISDICTION NOTED

No. 774. Jonathan O. Cole, Superintendent, Boston State Hospital, et al., appellants, *v.* Lucretia Peteros Richardson. Appeal from the United States District Court for the District of Massachusetts. In this case probable jurisdiction noted. Mr. Justice Marshall took no part in the consideration or decision of this case.

#### CERTIORARI GRANTED

No. 952. Charles R. Perry et al., petitioners, *v.* Robert P. Sindermann, etc. Motion of The National Education Association for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 5983. Margaret Papachristou et al., petitioners, *v.* City of Jacksonville. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the District Court of Appeal of Florida, First District, granted.

No. 6294. Raymond Smith and Melvin McClain, petitioners, *v.* Florida. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of Florida granted.

#### CERTIORARI DENIED

No. 1030. Joseph Del Nobile, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **1362.** Woodrow W. Chabert et al., petitioners, *v.* City of Westwego et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1375.** K. K. Irving, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1586.** Marathon Oil Company et al., petitioners, *v.* George H. Bruce et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **1608.** Augustine Luna et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1609.** Edward Grabowski, petitioner, *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **1615.** Donald J. Van Riper, Jr., petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **1619.** Howard Waterhouse and Nancy Hall, petitioners, *v.* John N. Mitchell et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **1621.** Donald Barger, petitioner, *v.* Washington. Petition for writ of certiorari to the Superior Court of Washington, County of Franklin, denied.

No. **1627.** William E. Davern, Jr., petitioner, *v.* Civil Service Commission of the City of Chicago et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **1628.** Novelart Manufacturing Company, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **1629.** Ross Kotakes, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **1632.** Hughes Tool Company, petitioner, *v.* Ingersoll-Rand Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1633.** Village of Chicago Ridge, petitioner, *v.* James L. Gardner. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **1636.** Brotherhood of Railway, Airline and Steamship Clerks, Freight Handlers, et al., petitioners, *v.* Railway Express Agency, In-

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

No. **1639**. Robert D. Tucker, petitioner, *v. Texas*. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **1642**. Marvin T. Karger, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **1644**. Edward H. Milne, petitioner, *v. Vermont*. Petition for writ of certiorari to the Supreme Court of Vermont denied.

No. **1648**. William Paul Ragsdale, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1653**. Virgil Hayes, Jr., petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1668**. American Beef Packers, Inc., petitioner, *v. National Labor Relations Board*. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **1673**. Charles Edward Webb, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **1676**. Bill J. Gambocz, petitioner, *v. John W. Ellmyer, Jr., et al.* Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6523**. Cecil Paul Darnell, petitioner, *v. Kentucky*. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **6583**. Olga A. Natoli, petitioner, *v. Estate of Wilbur H. Hamilton*. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **6611**. Peter Tarallo, aka Peter Taro, petitioner, *v. J. Edwin LaVallee, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6680**. Fred J. Odell, petitioner, *v. Elmer O. Cady, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6684**. Welton Van Hook, petitioner, *v. G. P. Lloyd, Superintendent, California State Penitentiary*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6707**. Walter G. Pietsch, petitioner, *v. President of the United States et al.* Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.



No. **6736**. Alvin McBride, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6782**. Willie Lanier, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6790**. Angelo Grasso, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **6817**. Richard Jack, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6836**. Jamil Mousa Shkukani, petitioner, *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6862**. Edward G. Timmons, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6867**. William Eugene Swift, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **6899**. Albert H. Carter, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6914**. Joseph R. Moss, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **6922**. Clarence Trammell, petitioner, *v.* John T. Deegan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6924**. Glenn Lane and James L. Worlow, petitioners, *v.* Frank J. Pate, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6931**. Joseph White, petitioner, *v.* H. J. Cardwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6932**. Haywood Lane, petitioner, *v.* John W. Wingo, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6937**. Willie James Setzler, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. 6939. Crescencio K. Valdez, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit, denied.

No. 6941. Edward Eugene Weis, petitioner, *v.* Vincent R. Mancusi, Superintendent, Attica Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit, denied.

No. 6943. Frank Mitchell Benningfield, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland, denied.

No. 6949. Robert Martin, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois, denied.

No. 6951. Booker T. Hillery, petitioner, *v.* Louis S. Nelson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit, denied.

No. 6953. Adam Rodriguez, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 6954. Robert Matthews, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 6955. Ruby D. Nash, petitioner, *v.* Hess Oil and Chemical Corp., et al. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. 6997. Fred Fernandez, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 648. Elizabeth C. Barnes, petitioner, *v.* The A. S. Abell Company. Petition for writ of certiorari to the Court of Appeals of Maryland denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 730. Elouise Westbrook et al., petitioners *v.* Emmery Mihaly et al. Petition for writ of certiorari to the Supreme Court of California denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 1556. Thomas E. Whitmore, petitioner, *v.* Curtis W. Tarr et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 1625. Stephen L. Gregory et al., petitioners, *v.* Curtis W. Tarr et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **6787**. Carl Ernest Johnson, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **6957**. Robert Edward William Cowling, petitioner, *v.* Walter E. Craven Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted

No. **1612**. Poloron Products, Inc., petitioner, *v.* Bela Seating Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Stewart is of the opinion that certiorari should be granted.

No. **1622**. WHDH, Inc., petitioner, *v.* Federal Communications Commission et al.;

No. **1708**. Charles River Civic Television, Inc., petitioner, *v.* Federal Communications Commission et al.; and

No. **1716**. Greater Boston Television Corporation, petitioner, *v.* Federal Communications Commission et al. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. The Chief Justice took no part in the consideration of decision of these petitions.

No. **1643**. Marlon Brando, petitioner, *v.* Robert Coffman et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. Mr. Justice Black is of the opinion that certiorari should be granted.

No. **1746**. National Gypsum Company et al., petitioners, *v.* United States Gypsum 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 that certiorari should be granted.

No. **6880**. Francisco Guandique Marin, petitioner, *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas and Mr. Justice Stewart are of the opinion that certiorari should be granted.

No. **6908**. Harry W. Theriault, petitioner, *v.* C. E. Harris, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

## REHEARINGS DENIED

- No. —. Peggy J. Connor et al., petitioners, *v.* Paul B. Johnson, et al.;
- No. 68. William Clyde Deming, petitioner, *v.* United States;
- No. 133. United States, appellant, *v.* Thirty-Seven (37) Photographs, Milton Lueros, claimant;
- No. 141. Joseph Robert Steven Brossard, petitioner, *v.* United States;
- No. 142. Michael Kenneth Harris, petitioner, *v.* United States;
- No. 145. Brian Randolph Flesch, petitioner, *v.* United States;
- No. 149. Robert Lawrence Dillion, petitioner, *v.* United States;
- No. 151. Moss David Posner, petitioner, *v.* United States;
- No. 284. Peter Augustus Bender, petitioner, *v.* United States; and
- No. 356. Stephen Robley Evans, petitioner, *v.* United States;
- No. 534. United States, appellant, *v.* Norman George Reidel;
- No. 1475. Barbara J. Fuhrman, Administratrix of the Estate of Arthur J. Fuhrman, et al., petitioners, *v.* United States Steel Corporation et al.;
- No. 6067. Alois Albert Tyczkowski, petitioner, *v.* Pennsylvania;
- No. 6535. Carl Frank Mitchell, petitioner, *v.* United States; and
- No. 6822. Rex DeWayne Nelson, petitioner, *v.* Warden, Kansas State Penitentiary. Petitions for rehearing denied.
- No. 481, *Misc.*, October Term, 1964. James D. Brady, petitioner, *v.* Ohio. Motion for leave to file second petition for rehearing denied. The Chief Justice, Mr. Justice Marshall and Mr. Justice Blackmun took no part in the consideration or decision of this motion.
- No. 1334. Milton Silverman, petitioner, *v.* United States. Petition for rehearing denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.
- No. 5219. Akram Shah, petitioner, *v.* Immigration and Naturalization Service; and
- No. 6653. Ernest Lindberg Edmondson, petitioner, *v.* United States. Motions for leave to file petitions for rehearing denied.
- No. 6519. James D. Brady, petitioner, *v.* Ohio. Petition for rehearing and for other relief denied.
- No. 6848. L. G. Ruderer, petitioner, *v.* John K. Regan, Judge, United States District Court for the Eastern District of Missouri. Petition for rehearing denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

## RECESS ORDER

The Court will take a recess from today until Monday, June 21, 1971.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

Applicant	City and State	Movant
Brian Kevin Ahearn	Washington, D.C.	Solicitor General Erwin N. Griswold.
John H. Altergott, Jr.	Kansas City, Mo.	Thomas Joseph Leittem.
Floyd Witherspoon Anderson.	Washington, D.C.	Arthur M. Reynolds.
James Vincent Arcadi	Buffalo, N.Y.	Michael J. McMorrow, Jr.
Daniel C. Bachmann	Wichita, Kans.	Robert R. Arnold.
Robert Edward Barkley, Jr.	New Orleans, La.	Cicero C. Sessions.
Herbert Bass	Philadelphia, Pa.	William M. Marutani.
William Bauer	Burlington, Iowa	Paul A. Lenzini.
John Villars Baus	New Orleans, La.	Ernest A. Carrere; Jr.
Frederick B. Belanger	Los Angeles, Calif.	Walter O. Schell
Phillip E. Blecher	Chicago, Ill.	Samuel J. Schiff
John B. Breckinridge	Summersville, W. Va.	Brooks B. Calla- ghan
Patrick Joseph Browne	New Orleans, La.	Mettery I. Sherry; Jr.
Eichard L. Cantor	West Chester, Pa.	Robert W. Lentz
Richard Glenn Clemens	Falls Church, Va	Richard J. Flynn
Nicholas Bernard Comer- ford	Chicago, Ill.	Eugene Propp
Michael R. Connor	Atlantic City, N.J.	Robert H. Steedle
John Joseph Cowan	Charleston, W. Va.	Charles C. Wise, Jr.
John Wesley Davidson	San Antonio, Tex.	Robert Sawtelle
Sanford J. Durst	New York, N.Y.	Charles F. Brennan
Philip J. Engelgau	Salem, Oreg.	Jacob B. Tanzer
Richard Norwood Evens	Beaumont, Tex.	Ewell Strong
Charles Hynson Finley, Sr.	Lafayette, La.	Kaliste J. Saloom; Jr.

Applicant	City and State	Movant
Raymond Edward Franck	Denison, Iowa	Jack R. Miller
Michael Friedman	San Francisco, Calif.	Victor John Van Bourg
Daniel Jay Gallington	Tallahassee, Fla.	Karl W. Stephens.
Harold W. Gamer	Beverly Hills, Calif.	Edward I. Pollock
John William Gilligan	Chicago, Ill.	Sheldon Paul Migdal
Richard Gillingham	New York, N.Y.	Peter F. Oates
Frederick Jerome Glassman	Los Angeles, Calif.	Harold Beral
Albert L. Gordon	Los Angeles, Calif.	John R. Alexander
William Lewis Hanson	Seattle, Wash.	John Caughlan
Charles Ray Haworth	Dallas, Texas	John N. Jackson
Charles W. Jamison	Santa Barbara, Calif.	Francis Sarguis
R. Lamar Kilgore	Paoli, Pa.	Robert W. Lentz.
Don G. Kircher	Los Angeles, Calif.	William L. Mathis
Donald R. Kunz	Phoenix, Ariz.	William H. Drummond
William Deane Lawlor	Arlington, Va.	Hubbard Lee Volenick
Leonard Leighton	San Antonio, Tex.	Robert Sawtelle
Daniel Eugene McGlasson, Jr.	Canyon, Tex.	E. Byron Singleton
Newton Kelly McKoin	Biloxi, Miss.	Mrs. Clare Sekul Hornsby
John Dolph McQuigg	Tampa, Fla.	Norman Stallings
Richard Ellis Meyer	Los Angeles, Calif.	Sanford I. Carter
James C. Miller	Campbellsville, Ky.	Marlow W. Cook
Philip H. Omsberg	New York, N.Y.	Ross L. Malone, Jr.
John Parker	Springfield, Vt.	Frederick J. Glover
Kent Trayser Perry	Kansas City, Mo.	Patrick B. O'Brien
Richard Emerson Raymer	Atlanta, Ga.	Walter Rhett Tanner
David Robinson	Millburn, N. J.	Frederic C. Ritger
Marvin Stuart Romanoff	Columbus, Ohio	Alba L. Whiteside
Ronald Allan Rosenfeld	Beverly Hills, Calif.	Mitchel J. Ezer

Applicant	City and State	Movant
James Anthony Rozmajzl	Akron, Ohio	Richard H. Haas
William R. Ruther	Burlington, Iowa	Thomas J. Dailey
Bernhard Schaffler	Pittsburgh, Pa.	Blair A. Griffith
John F. Scheich	New York, N.Y.	Joseph Licitra
Helene E. Schwartz (Miss)	New York, N.Y.	Arthur Kinoy
Luther Rosser Shelton	Atlanta, Ga.	Mrs. Nancy S. Cheves
Stephen David Silbert	Beverly Hills, Calif.	Thomas Henry Kuchel
Richard C. Smilgoff	Chicago, Ill.	Abraham Lincoln Marovitz
Francis E. Smith	San Fernando, Calif.	Howard M. Kates
George Curtis Smith	Columbua, Ohio	John W. Bricker
Thomas Kinnebrew Smith	Macon, Ga.	Frank C. Jones
Carl Spitznagle, Jr.	Commack, N.Y.	Richard F. Plotka
Richard William Strong	San Bernardino, Calif.	Joseph Walter Jarrett
Charles William Swinford	Lexington, Ky.	Gladney Harville
David S. Tatel	Washington, D.C.	Richard J. Flynn
Tommy L. Thompson	Columbus, Ohio	Stephen M. Miller
Jean P. Tonkoff	Yakima, Wash.	Morris Benson
Robert L. Varilek	Rapid City, S.Dak.	John M. Costello
H. Hal Visick	Los Angeles, Calif.	Hamer H. Budge
Thomas Harry Welsh	Pittsburgh, Pa.	Leo J. Kelly
Roland J. Wendorff	Wausau, Wis.	Richard P. Tinkham
Carl T. Windell	San Carlos, Calif.	Zerne P. Haning III
Harold Charles Woerner, Jr.	Greensboro, N.C.	George Frank Boney
Arthur S. Zuckerman	New York, N.Y.	Melvin W. Wolff

The Chief Justice said:

"Today we wish to take note of the retirement of Edmund P. Cullinan, Chief Deputy Clerk of this Court, after 41 years of dedicated services to the Court. Mr. Cullinan entered the service of the Court in 1930, the same year that Charles Evans Hughes became Chief Jus-

tice. He has thus served with *five* of its 15 Chief Justices. Through those years his conscientious and able performance of duty has contributed immeasurably to the efficient operation of the Supreme Court.

"Thousands of litigants and countless members of the Bar of the Court are indebted to him for his skillful and expeditious attention to their problems, great and small. They are indebted to him, too, for his unfailing courtesy and his capacity for sensitive understanding of their individual needs and problems.

"These days we speak often of the importance of efficient court administration. Edmund Cullinan labored more than four decades in that cause, and he did it with unobtrusive loyalty and high professional skill. No detail was ever too small to escape his thoughtful attention, and no task ever too large to deter his conscientious efforts. Few have ever equalled his grasp of procedure and practice before the Supreme Court.

"His 41 years of honorable service with the Court have been uniformly characterized by the qualities of integrity and unswerving devotion to duty that are indispensable to the efficient and fair administration of justice. His retirement is a loss to the Court and to all who come here.

"I know I speak for all the members of the Court, and for our predecessors with whom he served, when I express our heartfelt thanks to Edmund P. Cullinan as he leaves the institution he loved so well and served so loyally; and he leaves with our best wishes for the future."

#### ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Jay Stephen Weiss	Washington, D. C.	Solicitor General Erwin N. Griswold
Michael Martin Uhlmann	Washington, D. C.	Solicitor General Erwin N. Griswold
William Edward Nelson	Malverne, N. Y.	Solicitor General Erwin N. Griswold
N. Warner Lee	Phoenix, Ariz.	John J. Rhodes
Warren Belmar	Washington, D. C.	Frank F. Flegal
George E. Schumacher	Pittsburgh, Pa.	Edmund Berrigan Clark



## OPINIONS

No. 544. Commissioner of Internal Revenue, petitioner, *v.* Lincoln Savings and Loan Association. 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 further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Blackmun. Dissenting opinion by Mr. Justice Douglas.

No. 609. John O. Graham, Commissioner, Department of Public Welfare, State of Arizona, appellant, *v.* Carmen Richardson, etc. Appeal from the United States District Court for the District of Arizona; and

No. 727. William P. Sailer et al., appellants, *v.* Elsie Mary Jane Leger and Beryl Jervis. Appeal from the United States District Court for the Eastern District of Pennsylvania. Judgments affirmed. Opinion by Mr. Justice Blackmun. Mr. Justice Harlan joins in Parts III and IV of the Court's opinion, and in the judgment of the Court.

No. 655. James D. Hodgson, Secretary of Labor, petitioner, *v.* Local Union 6799, United Steelworkers of America, AFL-CIO, et al. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed. Opinion by Mr. Justice Marshall. Dissenting opinion by Mr. Justice Brennan. Dissenting opinion by Mr. Justice White.

No. 76. Amalgamated Association of Street, Electric Railway and Motor Coach Employees of America, etc., et al., petitioners, *v.* Wilson P. Lockridge. On writ of certiorari to the Supreme Court of Idaho. Judgment reversed and case remanded to the Supreme Court of Idaho for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Harlan. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice White with whom Mr. Chief Justice Burger joins. Mr. Justice Blackmun also dissents for the basic reasons set forth by Mr. Justice Douglas and Mr. Justice White in their respective dissenting opinions.

No. 107. Hazel Palmer et al., petitioners, *v.* Allen C. Thompson, Mayor, City of Jackson, et al. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Mr. Justice Black. Concurring opinion by Mr. Chief Justice Burger. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice White with whom Mr. Justice Brennan and Mr. Justice Marshall join.

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Adjourned until Monday, June 21, 1971, at 10 o'clock.

## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally.”

### APPEALS—SUMMARY DISPOSITION

**No. 122.** Robert H. Fucini, appellant, *v.* Illinois. Appeal from the Supreme Court of Illinois. The appeal is dismissed for want of a substantial federal question. Mr. Justice Black and Mr. Justice Douglas are of the opinion that probable jurisdiction should be noted and the case set for oral argument.

**No. 724.** Alhambra City School District of Los Angeles County et al., appellants, *v.* James S. Mize, etc., et al. Appeal from the Supreme Court of California. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

**No. 1664.** Desert Outdoor Advertising, Inc., appellant, *v.* California. Appeal from the Appellate Department of the Superior Court of California, County of Riverside. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied.

**No. 953.** Daniel Richard D., appellant, *v.* County of Onondaga. Appeal from Court of Appeals of New York. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Douglas and Mr. Justice Marshall are of the opinion that probable jurisdiction should be noted and the case set for oral argument.

**No. 1341.** Jesse L. Jackson et al., appellants, *v.* Richard Ogilvie, Governor of the State of Illinois, et al. Appeal from the United States District Court for the Northern District of Illinois. Judgment affirmed.

No. 1360. Louis R. Beller et al., appellants, *v.* Reubin Askew, Governor of the State of Florida, et al. Appeal from the United States District Court for the Southern District of Florida. Judgment affirmed.

No. 1383. United States, appellant, *v.* B & H Dist. Corp., et al. Appeal from the United States District Court for the Western District of Wisconsin. Judgment vacated and case remanded to the United States District Court for the Western District of Wisconsin for reconsideration in light of this Court's decisions in *United States v. Reidel*, 402 U.S. —, and *United States v. Thirty-seven Photographs*, 302 U.S. —, decided May 3, 1971.

No. 1387. George Van Hoomissen et al., appellants, *v.* James A. Hayse et al. Appeal from the United States District Court for the District of Oregon. Judgment vacated and case remanded to the United States District Court for the District of Oregon for reconsideration in light of this Court's decisions in *Younger v. Harris*, 401 U.S. 37, *Samuels v. Mackell* and *Fernandez v. Mackell*, 401 U.S. 66, decided February 23, 1971. Mr. Justice Douglas is of the opinion that the judgment should be affirmed.

No. 1598. John V. Hoene et al., appellants, *v.* John R. Jamieson, State Commissioner of Highways of the State of Minnesota, et al. Appeal from the Supreme Court of Minnesota. The appeal is dismissed for want of a substantial federal question.

No. 5078. In re Thomas E. Johnson, appellant. Appeal from the Court of Appeals of Maryland. Motion of appellant for leave to proceed *in forma pauperis* granted. The appeal is dismissed for want of a substantial federal question. Mr. Justice Black and Mr. Justice Douglas are of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 5667. Clarence J. DeBacker, appellant, *v.* Maurice Sigler. Appeal from the Supreme Court of Nebraska. Motion of appellant for leave to proceed *in forma pauperis* granted. The appeal is dismissed for want of a substantial federal question. Mr. Justice Black and Mr. Justice Douglas are of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 6364. Juana Perez Gonzales et al., appellants, *v.* Con F. Shea et al. Appeal from the United States District Court for the District of Colorado. Motion of appellants for leave to proceed *in forma pauperis* granted. Judgment vacated and case remanded to the United States District Court for the District of Colorado for reconsideration in light of this Court's decisions in *Graham, Commissioner, Department of Public Welfare of Arizona v. Richardson* and *Sailer v. Leger*, 403 U.S. —, decided June 14, 1971.

## CERTIORARI—SUMMARY DISPOSITION

No. 761. James S. Mize, etc., et al., petitioners, *v.* Alhambra City School District of Los Angeles County et al. On petition for writ of certiorari to the Supreme Court of California. Petition for writ of certiorari granted, judgments vacated and case remanded to the Supreme Court of California for reconsideration in light of this Court's decision in *Gordon v. Lance*, 403 U.S. —, decided June 7, 1971.

No. 1305. Jim Baines, petitioner, *v.* City of Birmingham, Alabama. On petition for writ of certiorari to the Court of Criminal Appeals of Alabama. Petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Criminal Appeals of Alabama for reconsideration in light of this Court's decision in *Cohen v. California*, 403 U.S. —, decided June 7, 1971.

No. 5687. Clarence Tate, Jr., petitioner, *v.* Olin G. Blackwell. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeals for reconsideration in light of this Court's decision in *Griffin v. Breckenridge*, 403 U.S. —, decided June 7, 1971.

## ORDERS IN PENDING CASES

No. —. Elmer J. Dixon, petitioner, *v.* Oregon. The application for stay and for continuance of bail, presented to Mr. Justice Douglas and by him referred to the Court, is denied.

No. 189. Chicago and North Western Railway Company, petitioner, *v.* United Transportation Union. The motion of the respondent to issue the judgment forthwith is granted. Mr. Justice Marshall took no part in the consideration or decision of this motion.

No. 538. Nellie Swarb et al., appellants, *v.* William M. Lennox et al. The motion of the Pennsylvania Credit Union League for leave to file a brief, as *amicus curiae*, is granted. The motion of the National Consumers Law Center for leave to dispense with printing the *amicus curiae* brief is granted. Mr. Justice Marshall took no part in the consideration or decision of these motions.

No. 1184. National Labor Relations Board, petitioner, *v.* Plasterers' Local Union No. 79, etc., et al.; and

No. 1231. Texas State Tile & Terrazzo Co., Inc., et al., petitioners, *v.* Plasterers' Local Union No. 79, etc., et al. The motion of the petitioners for additional time for oral argument is granted and a total of 15 additional minutes allotted for that purpose. The respondents are also allotted 15 additional minutes for oral argument. Mr. Justice Marshall took no part in the consideration or decision of this motion.

No. 1331. Affiliated Ute Citizens of the State of Utah et al., petitioners, *v.* United States et al. The motion of the Association on American Indian Affairs, Inc., for leave to file a brief, as *amicus curiae*, is granted. Mr. Justice Marshall took no part in the consideration or decision of this motion.

No. 1332. Reliance Electric Company, petitioner, *v.* Emerson Electric Company. The motion of the Solicitor General for leave to participate in oral argument, as *amicus curiae*, is granted and a total of 15 minutes allotted for that purpose. The respondent is allotted 15 additional minutes for oral argument. Mr. Justice Marshall took no part in the consideration or decision of this motion.

No. 1389. United States, petitioner, *v.* Forrest S. Tucker. The motion of the respondent for the appointment of counsel is granted and it is ordered that William A. Norris, Esquire, of Los Angeles, California, a member of the Bar of this Court be, and he is hereby, appointed to serve as counsel for the respondent in this case. Mr. Justice Marshall took no part in the consideration or decision of this motion.

No. 6158. Donald Lindsey et al., appellants, *v.* Dorothea M. Normet et al. The motion of the Legal Aid Society of the Pima County Bar Association for leave to file a brief, as *amicus curiae*, is granted. Mr. Justice Marshall took no part in the consideration or decision of this motion.

No. 7158. Florence Digesualdo et al., appellants, *v.* Con F. Shea et al. The motion to expedite consideration is denied. Mr. Justice Marshall took no part in the consideration or decision of this motion.

#### APPEALS—JURISDICTION NOTED

No. 364. United States, appellant, *v.* 12 200-ft. Reels of Super 8mm. Film et al. Appeal from the United States District Court for the Central District of California. In this case probable jurisdiction noted.

No. 867. Millard Gooding, Warden, appellant, *v.* Johnny C. Wilson. Appeal from the United States Court of Appeals for the Fifth Circuit. Motion of appellee for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction noted.

#### CERTIORARI GRANTED

No. 1687. United States, petitioner, *v.* United States District Court for the Eastern District of Michigan, Southern Division, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

## CERTIORARI DENIED

No. **880**. Delano B. Kelley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **1509**. California, petitioner, *v.* Clennon Washington King. Petition for writ of certiorari to the Supreme Court of California denied.

No. **1521**. Anthony Giordano and James Giammanco, petitioners, *v.* Harry J. Lee et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **1572**. Robert L. Stephens, petitioner, *v.* Florida Real Estate Commission et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **1650**. Daniel Calvin Milligan, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **1654**. Ralph Ginzburg, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **1658**. John Magafan, petitioner, *v.* U.S. Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **1659**. Edward Britt Wilson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1660**. Stanley J. Polack, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **1663**. Norman Krasna, petitioner, *v.* Elizabeth S. Davies, Executrix of the Estate of Valentine Davies. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **1669**. Jimmie's Incorporated et al., petitioners, *v.* The City of West Haven et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **1675**. Morrison Motor Freight, Inc., petitioner, *v.* Helen Greta Fox, etc. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **1677**. Union Pacific Railroad Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 1678. Van C. Vollmer et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 1688. Jeff Fort, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 1690. Hallmark Industry, petitioner, *v.* Robert F. Peckham, Judge of the United States District Court for the Northern District of California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 1692. James E. MacDonald, Jr., petitioner, *v.* The Shawnee Country Club, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 1702. Martin Sweig, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1715. Joseph Biehunik et al., petitioners, *v.* Frank N. Felicetta, Commissioner of Buffalo Police Department, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 1807. Texas Highway Department et al., petitioners, *v.* Named Individual Members of the San Antonio Conservation Society. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 5470. Larry Alan Arnold, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. 6633. Henry Golembiewski, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 6703. Donald Summers, Sr., petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 6712. Nathaniel Willis, petitioner, *v.* A. L. Dutton, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 6754. Elbert Earl Williams, petitioner, *v.* Louis S. Nelson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 6757. John David McClean, Jr., petitioner, *v.* D. P. Henry, Administrator, Central Prison. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6760**. Frank Howe, petitioner, *v.* North Dakota. Petition for writ of certiorari to the Supreme Court of North Dakota denied.

No. **6766**. Jerry Smalls, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6774**. Marvin Vaughn, petitioner, *v.* New Mexico. Petition for writ of certiorari to the Supreme Court of New Mexico denied.

No. **6783**. John David Woodall, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6792**. Alvin Freedman, petitioner, *v.* American Export Isbrandtsen Lines, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6795**. Richard Hite, petitioner, *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington denied.

No. **6796**. Cleveland Johns, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6855**. Arthur Beyer, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6860**. Thomas Lee Piercefield, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6872**. Francis William Groessel, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6884**. Olga Gunzburger, petitioner, *v.* Elliot Richardson, Secretary of Health, Education and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6892**. Jewel Dandridge and Charles Matthews, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **6915**. John Brent Tarlton, Jr., petitioner, *v.* J. J. Clark, Warden, et al. Petition or writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6916**. Tyler Henry Smith, II, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **6920**. Enoch Stanley Harvey, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.



No. **6921**. Dorothy Byrnes et al., petitioners, *v.* James W. Bostick, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6923**. James Albert Gonzales, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **6927**. Dennis Keith Fried, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6936**. James Edward Parker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6938**. Jerry Wayne Lane, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6945**. Joe Spencer, Jr., petitioner, *v.* Georgia. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **6956**. Norvel L. Oliver, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **6958**. Thomas LaRocca, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **6961**. Alastair Kyle, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **6962**. William Redmond, petitioner, *v.* Robert J. Moore, Superintendent, Massachusetts Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **6967**. Robert Fred Bishop, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6971**. Denver Green Wells, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6974**. Marshall Smith, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **6975**. William L. Snyder, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Eastern Division, denied.

No. **6978**. Paul Kiper, petitioner, *v. Kentucky*. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **6981**. Willie Bargas, petitioner, *v. Carl Hocker, Warden*. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **6984**. Alfred Armstrong and Jerry Sumlin, petitioners, *v. Illinois*. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **6986**. George Bruce Turner, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **6989**. Barry Don Simmons, petitioner, *v. Walter C. Craven, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **6993**. Eugene R. Bock, petitioner, *v. New York*. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. **6995**. William W. Winegar, petitioner, *v. Michigan*. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **6996**. Harry Lawrence Lack, III, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **7005**. John H. Armes, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **7007**. Marve A. Dubin, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **7016**. Billie Austin Bryant, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **7021**. Kalieb McKinnon, petitioner, *v. New York*. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. **7057**. Kenneth Brian Roberts, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **1045**. Melvin Lloyd Manley, petitioner, *v. Virginia*. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1452**. Paul Steffen Zorner, petitioner, *v. Oregon*. Petition for writ of certiorari to the Court of Appeals of Oregon denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1666**. Northern Virginia Regional Park Authority et al., petitioners, *v.* United States Civil Service Commission et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1681**. W. Thomas Holmes, petitioner, *v.* Arizona. Petition for writ of certiorari to the Court of Appeals of Arizona denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **6806**. William E. Knuckles et al., petitioners, *v.* Arthur X. Prasse, Commissioner of Correction, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **7012**. David Edward Dawson, petitioner, *v.* L. L. Wainwright, Director, Florida Division of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **1620**. Earl Eilers et al., petitioners, *v.* Hercules, Inc., et al. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Ninth Supreme Judicial District, denied. Dissenting opinion by Mr. Justice Black with whom Mr. Justice Douglas joins.

No. **1655**. Bessie T. Morris, petitioner, *v.* Daisy Avenue Road District of Jefferson County, Kentucky. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **1671**. Bessie T. Morris, petitioner, *v.* Nannie Rose Sparrow et al. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **1719**. Lamar Life Broadcasting Company, petitioner, *v.* Federal Communications Commission et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. The Chief Justice and Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. **1773**. Palmer C. Scafati, Superintendent, Massachusetts Correctional Institution, petitioner, *v.* Ronald Fisher. The stay entered by this Court on June 11, 1971, is vacated. The order of June 4, 1971, of the Court of Appeals that "Fisher will be ordered released as soon as the district court can conduct a hearing" is vacated and set aside. The provision of the order of the District Court entered July 13, 1970, that petitioner be discharged unless "timely retried without use of the tainted evidence," is reinstated and made effective from this date.

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

No. **5911**. In the Matter of Sandra Whichard, petitioner. Petition for writ of certiorari to the Supreme Court of North Carolina denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. **6660**. Neil Phillips, petitioner, *v. Nevada*. Petition for writ of certiorari to the Supreme Court of Nevada denied. Mr. Justice Black and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. **6968**. Thomas S. Hunter et al., petitioners, *v. Center Motors, Inc.* Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. The Chief Justice took no part in the consideration or decision of this petition.

#### LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. **6959**. Claude Harris, petitioner, *v. John W. Wingo, Warden*; and

No. **7108**. Torvalds Gubins, petitioner, *v. Louis S. Nelson, Warden*. Motions for leave to file petitions for writs of habeas corpus denied.

#### LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. **1667**. Robert George Muncaster, petitioner, *v. Frank M. Johnson, Jr., Judge*. Motion for leave to file petition for writ of mandamus denied.

#### REHEARINGS DENIED

No. **150**, Misc., October Term, 1968. E'Thelbert Rucker, petitioner, *v. City of Flint et al.* Motion for leave to file a second petition for rehearing denied. The Chief Justice, Mr. Justice Marshall and Mr. Justice Blackmun took no part in the consideration or decision of this motion.

No. **11**. Othello Washington et ux., petitioners, *v. United States*;

No. **104**. Edward A. Wild, Jr., and Louis Corrado, petitioners, *v. United States*;

No. **313**. George Joseph Orito, petitioner, *v. United States*;

No. **1087**. Richard A. Kelly, Circuit Judge, petitioner, *v. Florida Judicial Qualifications Commission*;

No. **1165**. William A. Eubank, petitioner, *v. Illinois*;

No. **1370**. Alice Marie Lamp, petitioner, *v. United States Steel Corporation et al.*;

No. **1506**. Boston & Providence Railroad Development Group, petitioner, *v. Charles W. Bartlett, Trustee, et al.*;

No. 1537. Alan D. Eisenberg and Sydney M. Eisenberg, petitioners, *v.* Wisconsin;

No. 1538. Janie Passel et al., Appellants, *v.* Fort Worth Independent School District et al.;

No. 5145. William Charles Eason, III, petitioner, *v.* United States;

No. 6312. Nealy J. Buchanan, petitioner, *v.* Michigan;

No. 6317. Theophil W. Streule, petitioner, *v.* Gulf Finance Corporation;

No. 6400. Walter Rodger Webster et al., petitioners, *v.* United States;

No. 6588. Charles J. Pardo, Jr., appellant, *v.* Illinois;

No. 6728. Samuel Corrado and Dorothy Corrado, petitioners, *v.* Providence Redevelopment Agency;

No. 6928. Sadie L. Campbell, petitioner, *v.* United States; and

No. 7034. Robert Allen Ray, petitioner, *v.* Joseph R. Brierley, Superintendent, State Correctional Institution. Petitioners for rehearing denied. Mr. Justice Marshall took no part in the consideration or decision of these petitions.

No. 1080. Jim Fair, Individually and as an elected official in the State of Florida, et al., appellants, *v.* Claude R. Kirk, Jr., as Governor of the State of Florida, et al. Motions to dispense with printing petitions granted. Petitions for rehearing denied. Mr. Justice Marshall took no part in the consideration or decision of these motions and petitions.

No. 1395. Carmine G. DeSapio, petitioner, *v.* United States. Petition for rehearing denied. Mr. Justice White and Mr. Justice Marshall took no part in the consideration or decision of this petition.

#### RECESS ORDER

The Court will take a recess from today until Monday, June 28, 1971, upon which day it will adjourn for the term unless otherwise ordered.

#### ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edna R. S. Alvarez	New Haven, Conn.	James R. Greenfield.
Stepehn Hale Anderson	Salt Lake City, Utah.	Seymour J. Quinney.
Robert Armstrong Anthony.	Washington, D.C.	William H. Allen.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Fox Arnold	St. Louis, Mo.	John H. Lashly.
Michael N. Athanason	St. Petersburg, Fla.	William F. Blews.
Walter Lee Bailey, Jr.	Memphis, Tenn.	W. J. Michael Cody.
Rodney Alan Baker	Covina, Calif.	William T. McManamon.
Stanford O. Bardwell, Jr.	Baton Rouge, La.	Ashton L. Stewart.
Roy L. Beard	Shreveport, La.	Tom Stagg.
John Gordon Bell	New Brighton, Minn.	Perry W. Copeland, Jr.
George W. Bergeson	Des Moines, Iowa	George H. Williams.
Edward Arthur Berman	Chicago, Ill.	Lewis W. Schlifkin.
L. Rissier Bernard	Nyack, N.Y.	Aaron G. Windheim.
Richard Byron Berryman	Washington, D.C.	Max M. Kampelman.
David Malcom Bond	Washington, D.C.	J. Hampton Baumgartner, Jr.
Hugh R. Braun	Milwaukee, Wis.	Robert B. Peregrine.
Britain Hamilton Bryant	Christiansted, St. Croix, U.S. Virgin Islands.	John D. Marsh.
Robert Amsterdam Burt	Ann Arbor, Mich.	Theodore J. St. Antoine.
Thomas J. Byrne	Newburgh, N.Y.	Elliott M. Weiner.
Julian W. Caplan	New York, N.Y.	Max Wild.
Frank Phillip Cihlar	St. Louis, Mo.	John L. Mc- Clellan.
Shelton Clyatt, Jr.	West Palm Beach, Fla.	Arthur Ward Wagner, Jr.
Eugene A. Cook	Houston, Tex.	William Neal Blanton, Jr.
Steven M. Cooper	Silver Spring, Md.	Marvin E. Preis.
John Clark Corbett	New York City, N.Y.	John J. Borchardt.
Darrell Louis Cornelius	Portland, Ore.	Herbert B. Galton.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael Francis Crawford	Bayside Hills, N.Y.	Edward R. Neaher.
Robert D. Crowe	Oklahoma City, Okla.	Coleman H. Hayes.
Robert Denning Crowe II	Oklahoma City, Okla.	Coleman H. Hayes.
Narman Howard Dachs	Woodmere, N.Y.	William Paul Last.
Deane C. D'Aoust	Jefferson, Wis.	William Stern Fields.
William Manly Darlington	New Orleans, La.	William A. Porteous III.
James Andrew Daugherty	Kansas City, Mo.	Ernest Z. Adelman.
Irwin S. Davison	New York, N.Y.	Albert L. Richter.
Richard A. DeSantis	Los Angeles, Calif.	Jay G. Foonberg.
John M. Desiderio	New York, N.Y.	Louis J. Lefkowitz.
Robert F. Devine	New York City, N.Y.	Abraham J. Brill.
Jimmy N. Dimos	Monroe, La.	John Boyd McKinley.
Stanley Pierce Doyle	Tulsa, Okla.	Richard B. McDermott.
Charles E. Duross	New York, N.Y.	John R. Sheneman.
Jerry G. Elliott	Wichita, Kansas	John F. Eberhardt.
Benjamin Felton	Los Angeles, Calif.	Martin M. Berman.
Joseph Mark Fitzpatrick	New York, N.Y.	Charles B. Cannon.
Ray Thomas Fortenbach	Houston, Tex.	Michael R. Waller.
Thomas William Foster	Indianapolis, Ind.	William C. Moore.
Robert C. Foulston	Wichita, Kansas	Malcolm Miller.
William Frank Fudale	Willoughby, Ohio	Louis A. Turi, Jr.
Richard L. Guasewitz	Santa Ana, Calif.	Richard F. Carr.
William Francis Gavin	San Diego, Calif.	Robert Lee Bergen.
Gerson I Gluck	Highland Park, Ill.	Charles David Maley.
T. Barry Goas	Livingston, N.J.	Patrick J. Connor.
John C. Goff	Los Angeles, Calif.	Louis Burg.
Joel L. Gold	New York, N.Y.	Samson M. Goldstein.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Toy R. Gregory, Jr.	Las Vegas, Nev.	George William Coulthard.
George Findley Griffith, II	Fairfax, Va.	Charles W. Schoeneman.
Willis M. Gustafson	St. Peter, Minn.	Albert Bruce Yngve.
Thomas W. Hardy	San Antonio, Tex.	Richard S. Schubert.
Richard Frank Heffel	Vicksburg, Miss.	Lucius Bryan Dabney, Jr.
Stephen Alan Helman	New York, N.Y.	Robert Szold.
Jack Alan Hendler	Los Angeles, Calif.	Lee W. Landrum.
Alan H. Hertzmark	Waterbury, Conn.	Eugene H. Kaplan.
James J. Hogan	Miami Beach, Fla.	William O. Mehrstens.
John C. Holmes	Arlington, Va.	Howard J. Schalenberg, Jr.
Marvin Ira Honig	Troy, N. Y.	Carlton J. King.
Bryan Honts	Fort Worth, Tex.	John Randolph Thompson, Jr.
Walter L. Hopkins	New York, N.Y.	William A. Wilson.
Robert L. Howard	Wichita, Kansas	Malcolm Miller.
I. Gordon Huggins	Ogden, Utah	David S. Kunz.
Charles Joseph Hunt, Jr.	Riverside, Calif.	Robert James Timlin.
Eddie Alonzo Hunter, Jr.	Chicago, Ill.	James L. Harris.
Bernard E. Ingram	Covina, Calif.	William T. McManamon.
Richard W. Johnson	Minneapolis, Minn.	John Alexander Cochrane.
Frank Nathan Jones	Washington, D.C.	Norman Dorsen.
Charles W. P. Kamanski	Los Angeles, Calif.	Kevin P. Kirwan.
William I. Kampf	Saint Paul, Minn.	Kenneth E. Tilsen.
Robert M. Kennan, Jr.	Washington, D.C.	Roberts B. Owen.
Lillian M. Kern	Dayton, Ohio	Lee C. Falke.
Joel H. Klein	San Antonio, Tex.	Franklin Scott Spears.
Kenneth L. Knapp	Los Angeles, Calif.	Joseph A. Ball.
Gerald Kobell	Newark, N.J.	Thomas W. Kennedy.
Timothy Graves Laddish	Berkeley, Calif.	Ernest P. Goodman.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edward Leonard Lascher Michael A. Lasher, Jr.	Ventura, Calif. Louisville, Ky.	Gideon Kanner. Howard J. Schellenberg, Jr.
Spurgeon Leroy Lucas, Jr.	New York, N.Y.	Robert W. Packwood.
Thomas Carey Lysaught	Kansas City, Kan.	Joseph H. McDowell.
Mary Patricia Maguire Robert J. Mahoney John Makar	New York, N.Y. Anchorage, Alaska Natchitoches, La.	Edward R. Neaher. Robert Lee Hartig. G. M. Bodenheimer, Jr.
Harold H. Margules	Chicago, Ill.	Reginald J. Holzer.
Frederick Eugene Markley Neil Frank Markva	Kenton, Ohio Springfield, Va.	Loucks B. Brown. John Coventry Smith, Jr.
William Lewis Matz George M. McCulloch, Jr. Charles Joseph McGuire, III	Philadelphia, Pa. New Orleans, La. Dallas, Tex.	Nathan L. Posner. Oliver S. Delery. Henry D. Akin, Jr.
Milton Edmond McKay Gene McNary	Lake Worth, Fla. St. Louis, Mo.	Edward J. Gurney. William Leonard Hungate.
David R. Milton	New York, N.Y.	David W. Richmond.
Sheldon Mitchell Zuhayr A. Moghrabi Antonio Montalvo-Nazario	Phoenix, Ariz. New York, N.Y. San Juan, P.R.	Morris Rozar. Hewitt A. Conway. Francisco Ponsa Feliu.
Emanuel Augustus Moore	Jackson Heights, N.Y.	Edward R. Neaher.
Gary J. Morris Welton P. Mouton, Jr.	Clayton, Mo. Lafayette, La.	William R. Hirsch. Richard R. Kennedy.
Robert T. Mounts Joseph Benton Murphy	Gainesville, Fla. Lexington, Ky.	Frederick B. Karl. William H. McCann.
Sanders David Newman	Philadelphia, Pa.	Jerome Robert Richter.
Cecily B. Nyomarkay	Los Angeles, Calif.	Paul L. McKaskle.
H. Talbot Odom	Greenwood, Miss.	Hardy Lott.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Frederick A. Olverson Paul J. Pacifico	Suitland, Md. Norwalk, Conn.	Sebert H. Keiffer. R. E. Van Norstrand.
Daniel Lyle Penner	Fort Worth, Tex.	Frank B. Appleman.
Peter N. Perretti, Jr	Newark, N.J.	Dickinson R. Debevoise.
Leon Adam Picou, Jr.	St. Francisville, La.	Fred G. Benton, Sr.
James J. Pirretti	Newark, N.J.	Thomas W. Kennedy.
William M. Poindexter	Los Angeles, Calif.	William Brennan Lynch, Jr.
Harvey Stuart Price	Washington, D.C.	Thomas A. Flannery.
Lon J. Putnam Susan B. Richter	Lakewood, Col. New York, N.Y.	Duke W. Dunbar. Henry Mark Holzer.
James Lee Ridgill, Jr.	Manning, S.C.	Samuel William Cochran.
Evan Dale Roberts	Flossmoor, Ill.	David Agnew Vogel
Rodney G. Ross Stephen J. Ross Seymour Roth	Orlando, Fla. Tampa, Fla. New York City, N.Y.	Alton G. Pitts. John R. Parkhill. Elliott C. Winograd.
Alan Miles Rothenberg	New York, N.Y.	Sol. Gen. Erwin N. Griswold.
Ben D. Rowland, Jr. Richard Joel Rubin	Little Rock, Ark. New Rochelle, N.Y.	Hugh L. Brown. Samuel Gottlieb.
Jack B. Ryan	Oklahoma City, Okla.	James R. McKinney.
William R. Ryan	St. Petersburg, Fla.	Edward H. Bergstrom, Jr.
Leonard Sacks Edward S. Salomon Harvey J. Sande	Los Angeles, Calif. Chicago, Ill. New York, N.Y.	Edward I. Pollock. Manuel J. Robbins. Mrs. Eleanor Judith Hirschman Berger.
William Gray Schaffer Morton E. Schneider	Washington, D.C. Detroit, Mich.	Lester J. Schaffer. Jerome W. Kelman.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Herbert Schwab	Beverly Hills, Calif.	Lee Combs.
Jerome N. Schwartz	New York, N.Y.	Samuel Markowitz.
Charles M. Scott	Fort Payne, Ala.	Tom Bevill.
James Elish Shekoyan	Fresno, Calif.	Manuel L. Real.
Robert J. Sheran	St. Paul, Minn.	Edward Michael Glennon.
James William Smith, Jr.	Houston, Tex.	Michael R. Waller.
Joseph Solomon	New Castle, Pa.	Alvah M. Shu- maker.
Robert Joseph Stampff	Hialeah, Fla.	Ernest N. Stamey.
Betty Owen Stinson	DeFuniak Springs, Fla.	Spessard L. Hol- land.
William T. Sullivan	New York, N.Y.	Harvey L. Sperry.
Michael K. Swan	Houston, Tex.	Grant Cook.
James W. Sweeney	Portsmouth, R.I.	Peter John McGovern.
Joseph Anthony Taranto	New Orleans, La.	Peter J. Compagno.
Harold F. Tebbetts	San Diego, Calif.	DeWitt A. Higgs.
Randell Templeton	Little Rock, Ark.	Hugh L. Brown.
Dennis W. Thome	Denver, Colo.	John Ewing Archibold.
Richard H. Thornley	Ogden, Utah	David S. Kunz.
Harold Wayne Tobey	Anchorage, Alaska	Robert Lee Hartig.
Hector S. Tormos y Blandino	San Juan, P.R.	Juan R. Torruella Del Valle.
David Gershon Trager	New York, N.Y.	Edward R. Neaher.
Harrison F. Turner	Smyrna, Del.	Henry J. Ridgely.
Arthur William Vance, Jr.	Silver Spring, Md.	James Burns Tucker.
Charles Preston VanDyne	Ada, Ohio	Paul T. Mahon.
John Eshleman Wahl	San Francisco, Cal.	George R. Nock, III.
Webb Walker, Jr.	Fort Worth, Tex.	Harry C. Weeks.
Anderson Wallace, Jr.	Dallas, Tex.	Vester T. Hughes, Jr.
John Anthony Walsh, Jr.	Saint Louis, Mo.	George P. Bowie.
Richard S. Weil	Washington, D.C.	Robert Dempsey.
John A. F. Wendt	Aspen, Colo.	Clifford H. Darrow.
Sherman Wodell West	Suitland, Md.	Joseph Christopher Sauerwein.
John Edward White	Buffalo, N.Y.	Stephen M. Miller.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stuart Crawford White	McLean, Va.	Edward A. McCabe.
William Bennett Wiggins	Fort Smith, Ark.	Don A. Smith.
Herbert P. Wilkins	Boston, Mass.	John A. Perkins.
Maximillian Joseph Wiza	San Diego, Calif.	William P. Mahedy.
Damon Michael Young	Texarkana, Ark.	Boyd Tackett.
Joseph L. Young	Anchorage, Ala.	Robert Boochiever.
David E. Zajicek	Naperville, Ill.	Carleton F. Nadelhoffer, Jr.
Allan Louis Zbar	Tampa, Fla.	George Frank Boney.
Stuart H. Zimbalist	University City, Mo.	Donald W. Bird.
Blair I. Zimmatt	Miami, Florida	Lawton Chiles.

#### ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mary Birmingham Emery	San Jose, Calif.	Don Edwards.
Alan A. Parker	San Jose, Calif.	Don Edwards.
Merle Mattenson	Chicago, Ill.	Robert McClory.
William Steele Sessions	Waco, Tex.	Will R. Wilson.
John E. Clark	Austin, Tex.	Will R. Wilson.
Rita Reitman Rosenkrantz	Silver Spring, Md.	Joseph W. Salus II.
Stuart Barry Robbins	Washington, D.C.	Bernard A. Gould.

#### OPINIONS

No. 322. Joseph McKeiver and Edward Terry, appellants, *v.* Pennsylvania. Appeal from the Supreme Court of Pennsylvania, Eastern District; and

No. 128. In re Barbara Burns et al., petitioners. On writ of certiorari to the Supreme Court of North Carolina. Judgments affirmed. Mr. Justice Blackmun announced the judgments of the Court and delivered an opinion in which Mr. Chief Justice Burger, Mr. Justice Stewart and Mr. Justice White join. Concurring opinion by Mr. Justice White. Opinion by Mr. Justice Brennan concurring in No. 322 and dissenting in No. 128. Opinion by Mr. Justice Harlan concurring in the judgments. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Black and Mr. Justice Marshall join.

No. 5714. Linda Jenness et al., appellants, *v.* Ben W. Fortson, Secretary of State of Georgia. Appeal from the United States District Court for the Northern District of Georgia. Judgment affirmed. Opinion by Mr. Justice Stewart. Mr. Justice Black and Mr. Justice Harlan concur in the result.

No. 323. Edward H. Coolidge, Jr., petitioner, *v.* New Hampshire. On writ of certiorari to the Supreme Court of New Hampshire. Judgment reversed and case remanded to the Supreme Court of New Hampshire for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Stewart. Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall join in Parts II A, II B and II C. Concurring opinion by Mr. Justice Harlan. Opinion by Mr. Chief Justice Burger dissenting in part and concurring in part. Opinion by Mr. Justice Black concurring in part and dissenting in part. Opinion by Mr. Justice White with whom Mr. Chief Justice Burger joins concurring in part and dissenting in part.

No. 301. Webster Bivens, petitioner, *v.* Six Unknown Named Agents of Federal Bureau of Narcotics. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Brennan. Opinion by Mr. Justice Harlan concurring in the judgment. Dissenting opinion by Mr. Chief Justice Burger. Dissenting opinion by Mr. Justice Black. Dissenting opinion by Mr. Justice Blackmun.

#### ORDER IN PENDING CASE

No. ——. Peggy J. Connor et al., petitioners. *v.* Paul B. Johnson et al. The application for further stay to enforce this Court's mandate is denied.

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Adjourned until Monday, June 28, 1971, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## CERTIORARI GRANTED

**No. 1873.** New York Times Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted and the case is set for oral argument on Saturday, June 26, 1971, at 11:00 o'clock a.m. Briefs and records shall be filed simultaneously, the requirement for printing being waived.

The application of the New York Times Company for stay of mandate of the Court of Appeals for the Second Circuit is granted pending further order of this Court. The Special Appendix referred to in the order of the Court of Appeals, and any additional items as the United States may have specified with particularity, shall be served on the New York Times Company and filed in this Court by 5:00 p.m. today, June 25, 1971. The restraint imposed upon the New York Times by the Court of Appeals for the Second Circuit is continued pending argument and decision in this case.

For purposes of argument this case is consolidated with No. 1885, *United States v. The Washington Post*, petition for certiorari this day granted. Portions of record or argument relating to matters claimed to affect national security may be filed in sealed form.

Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall would grant the motion to vacate the order of the Court of Appeals except insofar as it affirms the judgment of the District, would not continue the restraint imposed upon the New York Times by the Court of Appeals for the Second Circuit, and would deny the petition for certiorari.

**No. 1885.** United States, petitioner, *v.* The Washington Post Company et al. Treating the application for stay as a petition for certiorari, the petition for a writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit is granted and the case is set for oral argument on Saturday, June 26, 1971, at 11 a.m. Briefs and records shall be filed simultaneously, the requirement for printing being waived. Portions of the record or argument relating to matters claimed to affect national security may be filed in sealed form.

Pending argument and decision in this case the restraining imposed by the Court of Appeals on the Washington Post and its officers, is continued but limited to items specified in the special Appendix filed on June 21, 1971, with the United States Court of Appeals for the Second Circuit in a case in that Court captioned *The United States v. New York Times Company et al.*, Docket 71-1616, decide June 23, 1971, and any such additional items as the United States may have specified with particularity by 5:00 p.m. today, June 25, 1971. Said Appendix as supplemented shall be served on respondent Washington Post and filed in this Court at that time.

For purposes of argument the case is consolidated with No. 1873, *New York Times Company v. United States*, petition for certiorari this date granted.

Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall would not continue the restraint, as limited or otherwise, and, treating the application as a petition for certiorari, would deny the petition.

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SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Douglas, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

## ORAL ARGUMENT

No. 1873. New York Times Company, petitioner, *v.* United States; and

No. 1885. United States, petitioner, *v.* The Washington Post Company et al.

The Chief Justice announced that the Government's motion to conduct part of the oral arguments involving security matters in camera is denied and under the order granting the writ counsel may submit arguments in writing under seal in lieu of the in camera oral argument. Mr. Justice Harlan, Mr. Justice Blackmun and the Chief Justice would grant limited in camera argument.

Two hours allowed for oral argument. Argued by Mr. Solicitor General Griswold for the United States, by Mr. Alexander M. Bickel for The New York Times, and by Mr. William R. Glendon for the Washington Post Company et al.

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## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

“Today’s orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally.”

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### OPINION PER CURIAM

No. **5085**. Charles Hunter and Franklin Wright, petitioners *v.* Tennessee;

No. **5098**. Uλους Harris, petitioner, *v.* Tennessee;

No. **5101**. Garfield Houston and Earl Foster, petitioners, *v.* Tennessee; and

No. **5103**. Charles Hunter and Franklin Wright, petitioners *v.* Tennessee. On petitions for writs of certiorari to the Supreme Court of Tennessee, Western Division. Motions for leave to proceed *in forma pauperis* and petitions for writs of certiorari granted. Judgments vacated and cases remanded to the Supreme Court of Tennessee, Western Division, for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam*. Mr. Justice Black dissents.

### APPEALS—SUMMARY DISPOSITION

No. **517**. The Board of Education of the County of Kanawha et al., appellants, *v.* Miles Hughes. Appeal from the Supreme Court of Appeals of West Virginia. The appeal is dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari is denied. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. **852**. John A. Kervick, State Treasurer of New Jersey, appellant, *v.* Joseph E. Clayton et al.; and

No. **858**. Howard Levine et al., appellants, *v.* Joseph E. Clayton et al. Appeals from the Supreme Court of New Jersey. Judgment vacated and cases remanded to the Supreme Court of New Jersey for reconsideration in light of this Court’s decisions in *Lemon et al. v. Kurtzman et al.*, 403 U. S. —, *Tilton et al. v. Richardson et al.*, 403

U. S. —, *Earley et al.*, v. *DiCenso et al.*, 403 U. S. —, and *Robinson et al* v. *DiCenso et al.*, 403 U. S. —, decided June 28, 1971. Mr. Justice Black is of the opinion that the judgment should be reversed. Mr. Justice Brennan took no part in the consideration or decision of these cases.

No. 934. Americans United, Incorporated as Protestants and other Americans United for Separation of Church and State, et al., appellants, v. Independent School District No. 622, Ramsey County, Minnesota, et al.; and

No. 935. Matthew Stark, etc., appellant, v. Duane J. Mattheis, Commissioner of Education of the State of Minnesota, et al. Appeals from the Supreme Court of Minnesota. The appeals are dismissed for want of a substantial federal question. Mr. Justice Douglas and Mr. Justice Marshall are of the opinion that probable jurisdiction should be noted and cases set for oral argument.

No. 1329. Richard W. Hunt, appellant, v. Robert E. McNair, Governor of the State of South Carolina, et al. Appeal from the Supreme Court of South Carolina. Judgment vacated and case remanded to the Supreme Court of South Carolina for reconsideration in light of this Court's decisions in *Lemon et al. v. Kurtzman et al.*, 403, U.S. —, *Tilton et al. v. Richardson et al.*, 403 U.S. —, *Earley et al. v. DiCenso et al.*, 403 U.S. —, and *Robinson et al. v. DiCenso et al.*, 403 U.S. —, decided June 28, 1971. Mr. Justice Black and Mr. Justice Douglas are of the opinion that probable jurisdiction should be noted and the case set for oral argument.

#### CERTIORARI—SUMMARY DISPOSITION

No. 48. Larry Hudson, petitioner, v. Louisiana. On petition for writ of certiorari to the Supreme Court of Louisiana. Petition for writ of certiorari dismissed. See *Molinaro v. New Jersey*, 396 U.S. 365 (1970).

No. 129. Jerry Ralph Adams, petitioner, v. Washington. On petition for writ of certiorari to the Supreme Court of Washington. Motion to dispense with printing petition granted. Motion of respondent to dispense with printing response granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Supreme Court of Washington for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5006. Marvin Reginald Mathis, petitioner, v. New Jersey. On petition for writ of certiorari to the Supreme Court of New Jersey. Motion for leave to proceed *in forma pauperis* granted. Petition for

writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Supreme Court of New Jersey for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968) *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5015. Ben T. Mathis, petitioner, *v. Alabama*. On petition for writ of certiorari to the Supreme Court of Alabama. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Supreme Court of Alabama for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5022. Richard Franklin Speck, petitioner, *v. Illinois*. On petition for writ of certiorari to the Supreme Court of Illinois. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Supreme Court of Illinois for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5027. Joe Segura, petitioner, *v. Wayne K. Patterson, Warden*. On petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5058. Tracey Virgil Whan, petitioner, *v. Texas*. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Court of Criminal Appeals of Texas for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5063. John Duplessis, petitioner, *v. Louisiana*. On petition for writ of certiorari to the Supreme Court of Louisiana. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Supreme Court of Louisiana for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden*

*v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5064. Elmer Joseph Jagers, petitioner, *v. Kentucky*. On petition for writ of certiorari to the Court of Appeals of Kentucky. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Court of Appeals of Kentucky for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5065. Arthur Nathaniel Aiken, petitioner, *v. Washington*; and

No. 5066. Antonio Nathaniel Wheat, petitioner, *v. Washington*. On petitions for writs of certiorari to the Supreme Court of Washington. Motions for leave to proceed *in forma pauperis* granted. Petitions for writs of certiorari granted. Judgments, insofar as they impose the death sentence, reversed and cases remanded to the Supreme Court of Washington for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5074. Robert Leroy Pruett, petitioner, *v. Ohio*. On petition for writ of certiorari to the Supreme Court of Ohio. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Supreme Court of Ohio for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5077. Danial Anthony Quintana, petitioner, *v. Texas*. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Court of Criminal Appeals of Texas for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5080. Robert Wigglesworth, petitioner, *v. Ohio*. On petition for writ of certiorari to the Supreme Court of Ohio. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Supreme Court of Ohio for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5086. Paul Russell Crain, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. On petition for writ of certiorari of the Court of Criminal Appeals of Texas. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Court of Criminal Appeals of Texas for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5094. Willie Pinkney Wilson and Fulton Lewis Terrell Wilson, petitioners, *v.* Florida. On petition for writ of certiorari to the Supreme Court of Florida. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment insofar as it imposes the death sentence, reversed and case remanded to the Supreme Court of Florida for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5114. Ray Arnold Pemberton, petitioner, *v.* Ohio. On petition for writ of certiorari to the Court of ~~Appeal~~ of Ohio, Summit County. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Court of ~~Appeal~~ of Ohio, Summit County, for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents. *Superior*

No. 5142. Peter J. Ladetto, petitioner, *v.* Massachusetts. On petition for writ of certiorari to the Supreme Judicial Court of Massachusetts. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Supreme Judicial Court of Massachusetts for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 222 (1970) Mr. Justice Black dissents.

No. 5288. Oscar Turner, petitioner, *v.* Texas. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Court of Criminal Appeals of Texas for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5887. Herman Bernette, petitioner, *v. Illinois*; and

No. 6049. Martin Tajra, petitioner, *v. Illinois*. On petitions for writs of certiorari to the Supreme Court of Illinois. Motions for leave to proceed *in forma pauperis* granted. Petitions for writs of certiorari granted. Judgments, insofar as they impose the death sentence, reversed and cases remanded to the Supreme Court of Illinois for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 6458. Carl Bruce Harris, petitioner, *v. Texas*. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Court of Criminal Appeals of Texas for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); and *Maxwell v. Bishop*, 398 U.S. 262 (1970). Mr. Justice Black dissents.

No. 5011. Victor R. Funicello, petitioner, *v. New Jersey*. On petition for writ of certiorari to the Supreme Court of New Jersey. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Supreme Court of New Jersey for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); *Maxwell v. Bishop*, 398 U.S. 262 (1970); and *United States v. Jackson*, 390 U.S. 570 (1968). Mr. Justice Black dissents.

No. 5014. Albert Bobby Childs, petitioner, *v. North Carolina*. On petition for writ of certiorari to the Superior Court of North Carolina, Buncombe County. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed and case remanded to the Superior Court of North Carolina, Buncombe County, for further proceedings. *Witherspoon v. Illinois*, 391 U.S. 510 (1968); *Boulden v. Holman*, 394 U.S. 478 (1969); *Maxwell v. Bishop*, 398 U.S. 262 (1970); and *United States v. Jackson*, 390 U.S. 570 (1968). Mr. Justice Black dissents.

No. 5020. William Patrick Clark, petitioner, *v. Lamont Smith, Warden*. On petition for writ of certiorari to the Supreme Court of Georgia. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment reversed, *Miranda v. Arizona*, 384 U.S. 436 (1966), and case remanded to the Supreme Court of Georgia for further proceedings. Mr. Justice Black dissents.

No. **5072**. Dee D. Atkinson, petitioner, *v.* North Carolina. On petition for writ of certiorari to the Supreme Court of North Carolina. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed, *United States v. Jackson* 390 U.S. 570 (1968), *Pope v. United States*, 392 U.S. 651 (1968), and case recomanded to the Supreme Court of North Carolina for further proceedings. Mr. Justice Black dissents.

No. **5136**. Marie Hill, petitioner, *v.* North Carolina. On petition for writ of certiorari to the Supreme Court of North Carolina. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed, *United States v. Jackson* 390 U.S. 570 (1968), *Pope v. United States*, 392 U.S. 651 (1968), and case remanded to the Supreme Court of North Carolina for further proceedings. Mr. Justice Black dissents.

No. **5178**. Robert Louis Roseboro, petitioner, *v.* North Carolina. On petition for writ of certiorari to the Supreme Court of North Carolina. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed, *United States v. Jackson*, 390 U.S. 570 (1968), *Pope v. United States*, 392 U.S. 651 (1968), and case remanded to the Supreme Court of North Carolina for further proceedings. Mr. Justice Black dissents.

No. **5837**. Willie B. Williams, petitioner, *v.* North Carolina. On petition for writ of certiorari to the Supreme Court of North Carolina. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed, *United States v. Jackson* 390 U.S. 570 (1968), *Pope v. United States*, 392 U.S. 651 (1968), and case remanded to the Supreme Court of North Carolina for further proceedings. Mr. Justice Black dissents.

No. **6006**. Perry Sanders, petitioner, *v.* North Carolina. On petition for writ of certiorari to the Supreme Court of North Carolina. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed, *United States v. Jackson*, 390 U.S. 579 (1968), *Pope v. United States*, 392 U.S. 651 (1968), and case remanded to the Supreme Court of North Carolina for further proceedings. Mr. Justice Black dissents.

No. **6386**. James Esther Thomas, petitioner, *v.* William D. Leeke, etc. On petition for writ of certiorari to the Supreme Court of South Carolina. Motion for leave to proceed *in forma pauperis* granted.

Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed, *United States v. Jackson*, 390 U.S. 579 (1968), *Pope v. United States*, 392 U.S. 651 (1968), and case remanded to the Supreme Court of South Carolina for further proceedings. Mr. Justice Black dissents.

No. 7122. Dee D. Atkinson, petitioner, *v.* North Carolina. On petition for writ of certiorari to the Supreme Court of North Carolina. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment, insofar as it imposes the death sentence, reversed, *United States v. Jackson*, 390 U.S. 579 (1968), *Pope v. United States*, 392 U.S. 651 (1968), and case remanded to the Supreme Court of North Carolina for further proceedings. Mr. Justice Black dissents.

No. 5139. Percy James Anderson, John Henry Robinson and Arthur Lee Washington, petitioners, *v.* Louisiana. On petition for writ of certiorari to the Supreme Court of Louisiana. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari granted. Judgment reversed, *Bruton v. United States*, 391 U.S. 123 (1968), and case remanded to the Supreme Court of Louisiana for further proceedings. Mr. Justice Black dissents.

#### ORDERS IN PENDING CASES

No. 9, Original. United States of America, plaintiff, *v.* State of Louisiana et al. The joint motion of the United States and the State of Florida to initiate supplemental proceedings is granted. The motion of the United States and the State of Florida to consolidate proceedings is granted. The motion of the United States and the State of Florida to appoint a Special Master is granted.

It is ordered that the Honorable Albert B. Maris, Senior Judge of the United States Court of Appeals for the Third Circuit, be, and he is hereby appointed Special Master to conduct supplemental proceedings which shall be docketed as case No. 52 Original. The Special Master shall have authority to fix the time and conditions for filing of additional pleadings and to direct subsequent proceedings, and 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 submit such reports as he may deem appropriate.

The master shall be allowed his actual expenses. The allowances to him, the compensation paid to his technical, stenographic, and clerical assistants, the cost of printing his reports, and all other proper expenses shall be charged against and be borne by the parties in such proportion as the Court may hereafter direct.

It is further ordered that if the position of Special Master becomes vacant during the recess of the Court, the Chief Justice shall have au-



thority to make a new designation which shall have the same effect as if originally made by the Court herein.

Mr. Justice Marshall took no part in the consideration or decision of the matters in this case.

**No. 35, Original.** United States, plaintiff, *v.* State of Maine et al. The motion by the United States to dismiss the counterclaim and deny the demand for jury trial filed by the State of Florida is received and filed and the State of Florida is allowed 60 days to respond. Upon receipt of the response of the State of Florida, the motion and response shall be referred to the Special Master for his report and recommendation. The joint motion of the United States and the State of Florida to consolidate proceedings herein against the State of Florida with *United States v. State of Louisiana et al.*, No. 9 Original, is granted. The report of the Special Master upon the motion of the State of Florida for a severance is received and filed, and the motion of the State of Florida for a severance is granted. Mr. Justice Marshall took no part in the consideration or decision of these matters.

**No. 45, Original.** State of Washington et al., plaintiffs, *v.* General Motors Corporation et al. The motion of the State of Idaho to be named as a party plaintiff is granted. Mr. Justice Blackmun took no part in the consideration or decision of this motion.

**No. 48, Original.** State of Mississippi, plaintiff, *v.* State of Arkansas. The report of the Special Master contained in his letter dated May 12, 1971, to the Clerk of this Court, is approved and it shall be filed with the Clerk.

**No. 203.** Dennis Counce McGautha, petitioner, *v.* California; and

**No. 204.** James Edward Crampton, petitioner, *v.* Ohio. The issuance of the mandate of this Court in each of these cases is hereby stayed pending disposition of the petitions for rehearing.

**No. 1606.** Martin Dies, Jr., et al., appellants, *v.* Van Phillip Carter et al. The motion of appellee Pate for an enlargement of time for oral argument is granted and an additional ten minutes is allotted to the appellees to be divided equally between counsel for appellee Pate and counsel for appellee Wischkaemper. An additional ten minutes for oral argument is also allotted to counsel for the appellants. Pursuant to further motion of appellee Pate, the total time allotted to appellees for oral argument is divided equally between counsel for appellee Pate and counsel for appellee Wischkaemper, so that each will have 20 minutes.

**No. 5161.** Frank Johnson, appellant, *v.* Louisiana; and

**No. 5338.** Robert Apodaca, Harry Morgan Cooper, Jr., and James Arnold Madden, petitioners *v.* Oregon. These cases are restored to the calendar for reargument.

No. 5712. George William Milton, petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Corrections. The motion of the petitioner for appointment of counsel is granted, and it is ordered that Neil P. Rutledge, Esquire, of Durham, North Carolina, a member of the Bar of this Court, be, and he is hereby, appointed to serve as counsel for the petitioner in this case.

No. 6623. F. L. McKenzie, petitioner, *v.* Texas. The period of time for filing a brief in support of the petition for certiorari is hereby, extended to July 18, 1971. The Attorney General of the State of Texas is invited to file a responsive brief within 10 days from the date of receipt of the petitioner's brief.

#### CERTIORARI GRANTED

No. 5025. Donald Felix Schneble, petitioner. *v.* Florida. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Florida granted limited to the question whether petitioner's conviction was in violation of *Britton v. United States*, 391 U.S. 123 (1968).

No. 5049. Earnest James Aikens, Jr., petitioner, *v.* California. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of California limited to the following question:

"Does the imposition and carrying out of the death penalty in this case constitute cruel and unusual punishment in violation of the Eighth and Fourteenth Amendments?"

No. 5059. John Henry Furman, petitioner. *v.* Georgia. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Georgia granted limited to the following question:

"Does the imposition and carrying out of the death penalty in this case constitute cruel and unusual punishment in violation of the Eighth and Fourteenth Amendments?"

No. 5133. Lucious Jackson, petitioner, *v.* Georgia. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Georgia granted limited to the following question:

"Does the imposition and carrying out of the death penalty in this case constitute cruel and unusual punishment in violation of the Eighth and Fourteenth Amendments?"

No. 5135. Elmer Branch, petitioner, *v.* Texas. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari

to the Court of Criminal Appeals of Texas granted limited to the following question:

“Does the imposition and carrying out of the death penalty in this case constitute cruel and unusual punishment in violation of the Eighth and Fourteenth Amendments?”

No. 5056. Lyman A. Moore, petitioner, *v.* Illinois. Motion of American Civil Liberties Union, Illinois Division, and Illinois Committee for the Abolition of Capital Punishment for leave to file a brief, as *amici curiae*, granted. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Illinois granted limited to Questions 1, 3 and 4 set fourth in the petition which read as follows:

“1. Petitioner was sentenced to death for murder. Six items of exonerating evidence were not disclosed to him at trial. The court below affirmed on the ground that the prosecution’s duty to disclose exonerating evidence depends upon a request; that the prosecutor had shown his entire file to defense counsel at trial and no further request for disclosure was made. None of the exonerating items was contained in said file. Trial defense counsel were ignorant of the existence of the suppressed information.

“Questions presented are:

“(a) Whether a request is an indispensable prerequisite to disclosure of exonerating evidence by the State?

“(b) Whether material evidence favorable to an accused should be disclosed by the State without a request where such evidence is not recorded?

“(c) Whether denial of due process of law is contingent upon a request where a State knowingly permits false testimony to remain uncorrected?

“(d) Where a prosecutor shows his entire file to defense counsel at trial, but none of the exonerating items of evidence are contained in said file, does that satisfy the prosecution’s duty of disclosure?

“(e) Whether nondisclosure of the prosecuting police department is imputable to the prosecution?

“3. The deceased was killed with a twelve-gauge shotgun. The Chicago Scientific Crime Detection Laboratory determined that he was killed with a twelve-gauge shotgun. (A.139.) The prosecutor stated in a Bill of Particulars that the murder weapon was a twelve-gauge shotgun. (A.2.)

Over objection (A.81-94), the prosecution introduced a sixteen-gauge shotgun into evidence. (A.94.) The sixteen-gauge shotgun did not belong to the petitioner, was not recovered from him, and was never in his possession or control. (A.58, 66-71.)

During closing argument the prosecutor told the jury that the sixteen-gauge shotgun was not the weapon that killed the deceased, but that any man who was with another man who had the shotgun and shells for it was the type of person that deserved the death penalty. (A.191-201, 204-206.)

The question presented is whether the introduction and use of such evidence, totally unconnected with the petitioner or the crime charged, denied the petitioner a fair trial?

"4. Eight veniremen were removed for cause when they voiced general objections to capital punishment or stated that they had religious or conscientious scruples against the death penalty in a proper case.

"In the light of *Witherspoon v. Illinois*, 391 U.S. 510, may a state court of review affirm a death sentence,

(a) on the ground that the tenor of *voir dire* examination was unlike that of *Witherspoon*?

(b) on the ground that the prosecution had sufficient peremptory challenges to have eliminated those prospective jurors eligible to serve under *Witherspoon*?"

#### CERTIORARI DENIED

No. 35. Allen Frank Davis, petitioner, *v. Arkansas*. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. 1508. Maurice Williams et al., petitioners, *v. Sidney A. Seegers et al.* Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 1626. Gertrude Donahey, Treasurer of the State of Ohio, et al., petitioners, *v. Protestants and other Americans United for Separation of Church and State et al.* Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 5017. Michael John Bell, petitioner, *v. Wayne K. Patterson, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 5099. Edgar Williams, Jr., petitioner, *v. Tennessee*; and

No. 5100. Elester Benton, petitioner, *v. Tennessee*. Petitions for writs of certiorari to the Supreme Court of Tennessee, Western Division, denied.

No. 1257. Jimmy Saville and Rita Ann Guarrasi, petitioners, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 6658. John H. Martin, petitioner, *v. Maryland*. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied. Mr. Justice Black is of the opinion that certiorari should be granted.

## ORDER

It is ordered that Michael Rodak, Jr., be, and he is hereby, appointed Chief Deputy Clerk of this Court.

## ORDER

It is ordered that the following allotment be made of the Chief Justice and Associate Justices of this Court among the circuits, pursuant to Title 28, United States Code, Section 42, and that such allotment be entered of record, *viz*:

For the District of Columbia Circuit, Warren E. Burger, Chief Justice,

For the First Circuit, William J. Brennan, Jr., Associate Justice,

For the Second Circuit, John M. Harlan, Associate Justice,

For the Third Circuit, William J. Brennan, Jr., Associate Justice,

For the Fourth Circuit, Warren E. Burger, Chief Justice,

For the Fifth Circuit, Hugo L. Black, Associate Justice,

For the Sixth Circuit, Potter Stewart, Associate Justice,

For the Seventh Circuit, Thurgood Marshall, Associate Justice,

For the Eighth Circuit, Harry A. Blackmun, Associate Justice,

For the Ninth Circuit, William O. Douglas, Associate Justice,

For the Tenth Circuit, Byron R. White, Associate Justice.

It is further ordered that when the Circuit Justice is unavailable to act on an application in a case arising in his circuit, the Clerk shall present such application to the Acting Circuit Justice.

The Acting Circuit Justice, for this purpose, is that Justice, then available, who is next junior to the Circuit Justice; except that the turn of the Chief Justice in this cycle shall follow that of the Justice most recently appointed.

## ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Frank Clinton Allen, Jr.	New Orleans, La.	Ernest A. Carrere, Jr.
Douglas Anderson	Helena, Ark.	David Solomon.
Edward O. Ansell	Claremont, Calif.	D. Gordon Angus.
G. Francis Autman, Jr.	Dover, Del.	Henry J. Ridgely.
Robert H. Baum	Chicago, Ill.	Daniel S. Shulman.
Stephen Leeds Beach III	Jackson, Miss.	Roland Clovis Lewis.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edward Bernard Benjamin, Jr.	New Orleans, La.	Ernest A. Car-rere, Jr.
Richard Charles Binzley	Cleveland, Ohio	David Clark Branand.
Beryl A. Birndorf	Chicago, Ill.	Philip R. Toomin.
Harold M. Braxton	Miami Beach, Fla.	Malcolm Harvey Friedman.
Kae L. Brockermeyer	Fort Worth, Tex.	Harry C. Weeks.
Eaton Brooks	Charlottesville, Va.	James H. Michael, Jr.
Douglas R. Carlson	Des Moines, Iowa	Richard C. Turner.
Robert E. Cato	London, Ky.	Frank Elia Had-dad, Jr.
Howard Stuart Chapman	Chicago, Ill.	Lionel G. Gross.
John S. Chapman	Los Angeles, Calif.	Francis H. Lindley.
John Hayes Conner	McLean, Va.	Henry McDonald Moore.
Robert McCoy Contois, Jr.	New Orleans, La.	Ernest A. Car-rere, Jr.
James Clifford Courtney	Indianapolis, Ind.	Paul N. Rowe.
John Stephen Crawford	Chicago, Ill.	Leslie Ralph Bishop.
Donald Neal Denson	Ocala, Fla.	William T. Swigert.
Magruder Dent, Jr.	Charlottesville, Va.	Forrest J. Hyde, Jr.
T. Michael Doyle	Lansing, Mich.	Robert P. Griffin.
William Dean Dunlap	Amarillo, Tex.	Thomas James Fotheringham.
Martin R. Dunn	Des Moines, Iowa	Samuel David Peshkin.
N. Joseph Durant, Jr.	Miami, Fla.	John B. Orr, Jr.
Thomas P. Durkin	Chicago, Ill.	Jack G. Stein.
Jack Eckhaus	New York, N. Y.	William Scheiner.
Alan E. Edelstein	Chicago, Ill.	Martin Potter.
Wendell O. Epperson	Malvern, Ark.	James Thomas Gooch.
Robert D. Evans	St. Louis, Mo.	C. Kenneth Thies.
Alfred Paul Farese	Everett, Mass.	Joseph L. Balliro.
Robert L. Fraser	Ellensburg, Wash.	E. Frederick Velikanje.
Samuel Alexander Garrison, III	Roanoke, Va.	Franklin G. Polk.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stuart Charles Goldberg	Great Neck, N. Y.	David Bennett Bliss.
Benjamin Harte Harris, Jr.	Mobile, Ala.	C. A. L. Johnstone, Jr.
Thomas Ferguson Hartch	Greenwich, Conn.	Lowell P. Weicker, Jr.
John Arthur Hay	Santa Barbara, Calif.	Harry W. Brelsford.
Thomas M. Herbert	Columbus, Ohio	C. William O'Neill.
Jimmy R. Hinds	Arlington, Tex.	Clyde Robert Ashworth.
Robert B. Hoemeke	St. Louis, Mo.	C. Kenneth Thies.
Alan H. Johansen	Portland, Oreg.	Edwin J. Peterson.
Richard F. Jordan	Cleveland, Ohio	Richard C. Talbert.
Carroll Abrams Kemp	Hazlehurst, Miss.	W. S. Henley.
Jim Kimmel	Lubbock, Tex.	Roy Byrn Bass.
Comrade Warrington Knauts.	Piggott, Ark.	Guy Brinkley.
David King Kroll	San Diego, Calif.	J. Perry Langford.
Adrian Kuyper	Santa Ana, Calif.	Mrs. Iryne Codon Black.
Jospeh D. Landi	New York, N. Y.	Louis J. Lefkowitz.
Mitchell George Lattof	Mobile, Ala.	Ross Diamond, Jr.
Joseph J. Levin, Jr.	Montgomery, Ala.	Jack Crenshaw.
Larry E. Levy	Tallahassee, Fla.	Reeves Bowen.
Robert H. Lund	Long Beach, Calif.	Hillard David Sayble.
Norman R. Lyons	Miami, Fla.	Jospeh Pardo.
George C. Mantzoros	New York, N. Y.	Louis J. Lefkowitz.
Franklin Arthur Martens	Columbus, Ohio	Jay B. Ellis.
Richard P. Matthews	Arlington, Va.	Warren Niles Low.
Robert David Mayer	Los Angeles, Calif.	Harold Beral.
Carl J. Meyer	Indianapolis, Ind.	Harold Willard Jones.
Jacob J. Meyer	New Orleans, La.	James Julian Coleman.
Frank J. Miele	Newark, N. J.	Dickinson R. Debevoise.
Barry N. Mosebach	Caldwell, N. J.	K. Martin Worthy.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Myron Moskovitz	Berkeley, Calif.	John H. Clough.
Martin J. Murphy	Cleveland, Ohio	John Ray, Jr.
Walter B. Murphy	Boston, Mass.	Robert M. Murphy.
John Daniel Murray	Milwaukee, Wis.	William M. Coffey.
Joseph M. Nadler	Miami, Fla.	Alan H. Roth- stein.
Victor Pershing Nelson	Provo, Utah	Carl Nelson Day.
Harry G. Nichol, Jr.	Nashville, Tenn.	R. B. Parker, Jr.
Derelle Lenore Norwood	Las Vegas, Nev.	Lee R. Rose.
Alan J. Olson	Chicago, Ill.	Nick Dane Hansen.
Lyle Morse Page	Biloxi, Miss.	Frederick Lee Donahower.
Don L. Patterson	Amarillo, Tex.	L. Alward White.
John Clyatt Patterson, Jr.	Sarasota, Fla.	Ezra J. Regen.
John Niebrugge Romans	New York City, N. Y.	Harold L. Warner, Jr.
Don F. Ryder, Jr.	Rockville, Md.	Joseph E. Byrne.
Michael D. Saldino	Indianapolis, Ind.	John Rabb Emison.
Diane B. Schulder	Cambridge, Mass.	Leonard B. Boudin.
Ross Haddock Scott	Dallas, Texas	Mortimer R. Irion.
William G. Scrantom, Jr.	Columbus, Ga.	Lee H. Henkel, Jr.
Joseph D. Shibley	Toledo, Ohio	Charles Edward Ide, Jr.
Terrence Allan Sidley	Alexandria, Va.	Philip J. Hirschkop;
Bertram S. Silver	San Francisco, Calif.	Martin J. Rosen.
John MacDonald Smith	San Francisco, Calif.	Thormund A. Miller.
Louis Adrian Smith	Lansing, Mich.	Robert P. Griffin.
Richard J. Smrz	Milwaukee, Wis.	Ralph M. Hoyt.
Leonard Lamar Stafford	Ft. Lauderdale, Fla.	Leonard M. Bernard, Jr.
Don Armstrong Stringham	Salt Lake City, Utah	Parker M. Nielson.
Jan D. Stuurmans	Minneapolis, Minn.	Henry Halladay.
Virgil P. Tampone	Ardsley, N. Y.	Carmine C. Marasco.
James Robert Trimm	Rockville, Md.	D. Warren Donohue.
Robert W. Tyson, Jr.	Ft. Lauderdale, Fla.	C. Shelby Dale.



<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Anthony Valanzano	Washington, D.C.	Gerald R. Ford.
Thomas J. Walsh	Homestead, Fla.	Irving Peskoe.
Robert A. Watson	Fort Worth, Tex.	J. A. Gooch.
Floyd Willis, III	Rockville, Md.	Andrew L. Sonner.
James M. Winning	Springfield, Ill.	Alfred F. Newkirk.
Joseph Stephen Zuccaro	Natchez, Miss.	Landman Teller.

## ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Walter H. Sweek	Portland, Oreg.	Solicitor General Erwin N. Griswold.
Tyrie Alvis Boyer	Jacksonville, Fla.	Charles E. Bennett.
Robert Earl Moss	Washington, D.C.	John J. McFall.
Kenneth J. Poole	Torrance, Calif.	William E. Schuyler, Jr.

## OPINIONS

No. 30. United States, petitioner, *v.* Roosevelt Hudson Harris. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the judgment of this Court. Mr. Chief Justice Burger announced the Court's judgment and delivered an opinion in which Mr. Justice Black and Mr. Justice Blackmun join. Mr. Justice Stewart joins in Part I of the Court's opinion and in the judgment. Mr. Justice White agrees with Part III of the Court's opinion and has concluded that the affidavit, considered as a whole, was sufficient to support the issuance of the warrant. He therefore concurs in the judgment of reversal. Concurring opinion by Mr. Justice Black. Concurring opinion by Mr. Justice Blackmun. Dissenting opinion by Mr. Justice Harlan with whom Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall join.

No. 89. Alton J. Lemon et al., appellants, *v.* David H. Kurtzman, as Superintendent of Public Instruction of the Commonwealth of Pennsylvania, et al. Appeal from the United States District Court for the Eastern District of Pennsylvania; and

No. 569. John R. Earley et al., appellants, *v.* Joan DiCenso et al.; and

No. 570. William P. Robinson, Jr., Commissioner of Education of the State of Rhode Island, et al., appellants, *v.* Joan DiCenso et al. Appeals from the United States District Court for the District of

Rhode Island. Judgment reversed in No. 89 and case remanded to the United States District Court for the Eastern District of Pennsylvania for further proceedings in conformity with the opinion of this Court. Judgment affirmed in Nos. 569 and 570. Opinion by Mr. Chief Justice Burger. Concurring opinion by Mr. Justice Douglas with whom Mr. Justice Black joins and with whom Mr. Justice Marshall joins as to Nos. 569 and 570. Opinion by Mr. Justice Brennan concurring in part and dissenting in part in these cases and in No. 153, *post*. Opinion by Mr. Justice White concurring in part in the judgment in No. 89, dissenting in Nos. 569 and 570, and concurring in the result in No. 153, *post*. Mr. Justice Marshall took no part in the consideration or decision of No. 89.

No. 153. Eleanor Taft Tilton et al., appellants, *v.* Elliot L. Richardson, Secretary of the United States Department of Health, Education and Welfare, et al. Appeal from the United States District Court for the District of Connecticut. Judgment vacated and case remanded to the United States District Court for the District of Connecticut for further proceedings in conformity with the opinion of this Court. Mr. Chief Justice Burger announced the Court's judgment and delivered an opinion in which Mr. Justice Harlan, Mr. Justice Stewart and Mr. Justice Blackmun join. Opinion by Mr. Justice Brennan concurring in part and dissenting in part in this case and in Nos. 89, 579 and 570, *ante*. Opinion by Mr. Justice White concurring in the result in this case, concurring in the judgment in No. 89, *ante*, and dissenting in Nos. 569 and 570, *ante*. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Black and Mr. Justice Marshall join.

No. 783. Cassius Marsellus Clay, Jr., also known as Muhammad Ali, petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment reversed and case remanded to the Court of Appeals for the Fifth Circuit for further proceedings in conformity with the opinion of this Court. Opinion *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Harlan concurs in the result. Concurring opinion by Mr. Justice Douglas. Mr. Justice Marshall took no part in the consideration or decision of this case.

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The Chief Justice said:

"The Court will take a recess pending further order of the Court."

## SUPREME COURT OF THE UNITED STATES

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Present: Mr. Chief Justice Burger, Mr. Justice Black, Mr. Justice Harlan, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

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The Chief Justice said:

"Today's orders of the Court have been certified by the Chief Justice, filed with the Clerk, and will not be announced orally."

### APPEALS—SUMMARY DISPOSITION

No. **1596**. William J. Sanders, Secretary of the State Board of Education of Connecticut, et al., appellants, *v.* Rita Johnson et al.; and

No. **1624**. James Buckley et al., appellants, *v.* Rita Johnson et al. Appeals from the United States District Court for the District of Connecticut. Judgment affirmed. Mr. Justice Douglas took no part in the consideration or decision of these cases.

### ORDERS IN PENDING CASES

No. ——. Josephine Goss et al., petitioners, *v.* Board of Education of the City of Knoxville, Tennessee, et al. Petitioners' motion for an immediate order requiring the submission of a plan for the desegregation of the Knoxville school system for the 1971-1972 school year and for an order requiring the District Court to hold timely hearings, enter such orders and entertain such proceedings as may be necessary to achieve a unitary school system in Knoxville by the commencement of the 1971-1972 school year was presented to Mr. JUSTICE STEWART and by him referred to the Court. The motion is denied. The United States District Court for the Eastern District of Tennessee has not had an opportunity since the June 22, 1971, remand of the case by the United States Court of Appeals for the Sixth Circuit to inquire whether respondents have failed to maintain a unitary school system as defined in *Swann v. Charlotte-Mecklenburg Board of Education*, 402 U.S. 1 (1971), and prior cases. Of course, the District Court must conduct forthwith such proceedings as may be required for the prompt determination of this question, and, should it find that respondents have not maintained a unitary school system, respondents must "terminate dual school systems at once. . . ." *Alexander v. Holmes County Board of Education*, 396 U. S. 19 (1969). The mandate of the Court of Appeals should issue forthwith.

No. —. Edward S. Friedland, petitioner, *v.* Justices of the United States Court of Appeals for the Second Circuit, *en banc*. The application for extraordinary relief is denied. Mr. Justice Douglas took no part in the consideration or decision of this application.

No. 577. United States, petitioner, *v.* Sandra Denise Johnson. This case is restored to the calendar for reargument. In their briefs and oral arguments, counsel are requested to discuss, in addition to the question specified in the original petition, the following:

“What relevance has the doctrine of *Vitarelli v. Seaton*, 359 U.S. 535, to the legality of the search in the present case?”

#### OPINION

No. 1873. New York Times Company, petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Second Circuit; and

No. 1885. United States, petitioner *v.* The Washington Post Company et al. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment in No. 1885 affirmed. The order of the United States Court for the Second Circuit in No. 1873 reversed and case remanded to the United States Court of Appeals for the Second Circuit with directions to enter a judgment affirming the judgment of the United States District Court for the Southern District of New York. The stays entered June 25, 1971, by the Court are vacated. The judgments shall issue forthwith. Opinion *per curiam* announced by Mr. Chief Justice Burger. Concurring opinion by Mr. Justice Black with whom Mr. Justice Douglas joins. Concurring opinion by Mr. Justice Douglas with whom Mr. Justice Black joins. Concurring opinion by Mr. Justice Brennan. Concurring opinion by Mr. Justice Stewart with whom Mr. Justice White joins. Concurring opinion by Mr. Justice White with whom Mr. Justice Stewart joins. Concurring opinion by Mr. Justice Marshall. Dissenting opinion by Mr. Chief Justice Burger. Dissenting opinion by Mr. Justice Harlan with whom Mr. Chief Justice Burger and Mr. Justice Blackmun join. Separate opinion by Mr. Justice Blackmun.

The Chief Justice announced the following order of the Court:

“All cases and all matters submitted to the Court at this term, and ready for disposition, have been disposed of and,

“It is therefore ordered 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.