

OCTOBER TERM, 1971

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STATISTICS

	Orig- inal	Paid Cases	In Forma Pauperis Cases	Total
Number of cases on docket.....	18	2, 070	2, 445	4, 533
Cases disposed of.....	8	1, 628	2, 009	3, 645
Remaining on docket.....	10	442	436	888

Cases docketed during term :

Paid cases.....	1, 708
In forma pauperis cases.....	1, 930
Original cases.....	5
Total	3, 643

Cases remaining from last term.....	890
Total cases on docket.....	4, 533
Cases disposed of.....	3, 645
Number remaining on docket.....	888

Petitions for certiorari granted :

In paid cases.....	97
In in forma pauperis cases.....	26

Appeals granted :

In paid cases.....	35
In in forma pauperis cases.....	5

Total cases granted plenary review..... 163

Cases argued during term..... ¹ 177

 Number disposed of by full opinions..... 143

 Number disposed of by per curiam opinions..... ² 24

 Number set for reargument next term..... 9

Cases available for argument at beginning of term..... 107

Disposed of summarily after review was granted..... 5

Original cases set for argument..... 1

Cases reviewed and decided without oral argument..... 286

Total cases available for argument at start of next term..... 99

¹ Includes A-483 and No. 9 Original.

² Includes A-483 and No. 50 Original.

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Number of lawyers admitted to practice.....	5,734
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GENERAL:

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SUPREME COURT OF THE UNITED STATES

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

The Chief Justice said:

“I have the honor to announce that the 1971 Term of the Supreme Court of the United States is now convened.”

The Chief Justice said:

“It is a sad duty for us to take note today, on opening the October 1971 Term of Court, of the absence from this Bench for the first time in 34 years, of our beloved colleague the late Justice Hugo Black. His tenure spanned that of 5 of the 15 Chief Justices who have presided here since the Constitution was adopted and his departure is a profound loss to each of us personally and to the Court.

“Much has been and much more will be said and written of the life and work of Mr. Justice Black. His public service in the Army in World War I, in the State of Alabama, in the United States Senate, and on this Court covered more than 50 of the 85 years of a life rich in accomplishment.

“In time, I believe, one thing will stand out above all in his work and in his thinking. Throughout his entire life he never wavered in his unbounded faith in the people and in the political processes of a free people under the American Constitution. He loved this Court as an institution, and contributed mightily to its work, to its strength, and to its future. He revered the Constitution; he had enormous respect for the Presidency and for the Congress, but above all else, he believed in the people.

“In a period when institutions are under attack and when people are having doubts about their capacity to govern themselves, this should give heart to all, for Hugo Black had no doubt whatever about the ability of an informed and free people to govern their own destinies.

“We will miss his wise counsel, his rare spirit, his vigor, his sparkle, and the warmth of his comradeship.

“In the near future a date will be fixed for presentation in this Court of appropriate memorials to him.”

The Chief Justice said:

"It is with deep regret that we take note today of the retirement of our beloved colleague, Mr. Justice Harlan, who served on this Court since March 28, 1955, after prior service on the United States Court of Appeals for the Second Circuit.

"Before going on the Bench, Mr. Justice Harlan combined a brilliant career as a lawyer with significant positions of high public responsibility, including a distinguished military career in the European theater in World War II. Ill health led Mr. Justice Harlan to submit to retirement when his high sense of duty persuaded him he could not continue to carry out his obligations to the Court. The volumes of the U.S. Reports from 1955 through the most recent Term attest to his prolific and erudite contributions to the work of the Court.

"I speak for the whole Court, and the Bar as well, in expressing heartfelt wishes for Justice Harlan's restoration to health."

ORDER

On September 24, 1971, during the summer recess, the Chief Justice entered an order pursuant to Title 28 U.S.C. Sec. 42 temporarily assigning Mr. Justice Marshall to the Second Circuit as Circuit Justice.

ADMISSION OF ATTORNEYS DURING THE SUMMER RECESS

The following attorneys were admitted to the Bar of the Court by action of single Justices during the summer recess, pursuant to the Order of the Court entered on the twenty-fourth day of May, 1971:

JULY 15, 1971

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alfonso Leo Adderly Michael Advocate	Miami, Fla. Bedford Hills, N.Y.	Gerald J. Tobin. Stephen Edward Bass.
Eugene Marvin Albert	Miami, Fla.	Louis K. Lesperance.
Francis W. Allen Newton Perkins Allen	Statesboro, Ga. Memphis, Tenn.	H. Sol Clark. Benjamin Goodman, Jr.
Allen P. Allweiss	St. Petersburg, Fla.	Jack F. White, Jr.
Donald Carder Ames	Elmhurst, Ill.	Raymond Michael Defosseze.
James C. Anders	Columbia, S.C.	Daniel R. McLeod.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Eugene Carroll Anderson	Anacortes, Wash.	Henry M. Jackson.
Steven A. Arbittier	Philadelphia, Pa.	Morris Wolf.
Irving A. August	Detroit, Mich.	Norman L. Zemke.
Charles Bacon Bailey, Jr.	Mobile, Ala.	William Huger Hardie, Jr.
M. Ward Bailey	Fort Worth, Tex.	Cecil A. Morgan.
Richard Southworth Baker	Toledo, Ohio	Fred E. Fuller.
Thomas F. Baker	Woodstock, Ill.	Theodore Jacob Floro.
Fred Ralph Ball	Mt. Holly, N.J.	Charles W. Levy.
E. Gerry Barker	Louisville, Ky.	C. Alex Rose.
Jack Q. Barton	Denton, Tex.	William Ralph Mann.
Fred Palen Barnhart III	Bellevue, Wash.	John Wall Hanft.
Denis A. Barry II	New Orleans, La.	Carl J. Schumacher, Jr.
Robert R. Barth	Minneapolis, Minn.	Harold C. Evarts.
Frederic Kenneth Becker	Perth Amboy N.J.	John E. Toolan.
Donald Wesley Belveal	Tampa, Fla.	William Reece Smith, Jr.
Robert A. Bennett	Portland, Oreg.	John J. Coughlin.
Luc Pierre Benoit	Pasadena, Calif.	J. Rex Dibble.
Joel Berger	New York, N.Y.	Albert J. Cohen.
Robert Clarkson Berkley	Lynchburg, Va.	Robert B. Newton.
David H. Bernstein	Indianapolis, Ind.	Samuel B. Huffman.
Clifford Guy Bleich	Tucson, Ariz.	John Fitzgerald Molloy.
Victor Carl Bloede	Catonsville, Md.	Harry Goldman, Jr.
Richard Clarke Blum	Burlington, Vt.	Leon D. Latham, Jr.
Norman Robert Blumenthal	Los Angeles, Calif.	Leon Samuel Paule.
Donald M. Bolas	Lancaster, Calif.	John Mansfield Coulter, Jr.
Franklin S. Bonem	New York, N.Y.	Ephraim S. London.
Vernando Joseph Bonsignore	Elmira, N.Y.	Robert A. Groff.
Robert James Bowers	Cleveland, Ohio	Elton R. Knight, Jr.
William Dodds Brackett	Washington, D.C.	K. Martin Worthy.
John D. Brion	Miami, Fla.	Henry H. Taylor, Jr.
William E. Brooke	Beltsville, Md.	Robert A. Diemer.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles Hilton Brown	Statesboro, Ga.	H. Sol Clark.
Charles Ridgely Pue Brown	Fort Pierce, Fla.	John M. McCarty.
James Francis Brown	Kansas City, Mo.	Melvin L. Kodas.
Richard George Brydges	Virginia Beach, Va.	Philip G. Denman.
Lorens Q. Brynestad	Minneapolis, Minn.	Floyd E. Nelson.
Charles Edward Buffon	Washington, D.C.	Roberts Bishop Owen, Jr.
Charles E. Buker, Jr.	Miami, Fla.	Henry H. Taylor; Jr.
J. Robert Bullock	Provo, Utah	Arthur H. Nielsen.
Matthew W. Bullock, Jr.	Philadelphia, Pa.	Marvin Comisky.
Lucius Desha Bunton	Odessa, Tex.	W. O. Shafer.
Sidney Burger	Ridgefield, Conn.	Abram W. Spiro.
Daniel Barlow Burke, Jr.	Philadelphia, Pa.	David Ernest Aaronson.
Fredric B. Burns	Miami, Fla.	Bertley Sager.
Hugh A. Burrell	Danbury, Conn.	A. Searle Pinney.
Tom G. Burrows	Merritt Island, Fla.	Paul E. Raymond.
Isaac Jackson Burson, Jr.	Eunice, La.	Joseph Nilas Young.
John Trigg Cabaniss	Houston, Tex.	Harry R. Jones.
Julius T. Cage, Jr.	Arab, Ala.	Tom Bevill.
Darryl Glenn Campbell	Houston, Tex.	C. Raymond Judice.
Lester C. Cannain	Utica, N.Y.	Arnold H. Pollock.
Gary F. Canner	Miami, Fla.	Richard W. Lyons.
Joe Frank Cannon	Houston, Tex.	Rodney Dale Parrott.
Bernard J. Cantor	Detroit, Mich.	Jerome C. Gropman.
Thomas Maurice Carney	Miami, Fla.	Henry H. Taylor; Jr.
William Scott Carr	San Diego, Calif.	William M. Mark.
James Houlihan Carroll	Fort Lauderdale, Fla.	Davis W. Duke; Jr.
Leonard A. Carson	Miami, Fla.	Robert E. Venney.
Harold Raymond Trafford Carter	San Diego, Calif.	Howard S. Dattan.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Frank Catania	North Haledon, N.J.	Andrew Mainardi, Sr.
Jerome Joseph Cate	Billings, Mont.	Lee Metcalf.
John Paul Causey	West Point, Va.	David Nelson Sutton.
Horace E. Cecchettini	Sacramento, Calif.	Clarence Harris Pease.
Ruth Cessna	San Francisco, Calif.	Edward T. Mancuso.
Donald E. Chaney	Springfield, Mo.	Wallace N. Springer, Jr.
Stuart Alan Chapman	Los Angeles, Calif.	Mandle Rottman.
John Bryan Cheatham	Texarkana, Ark.	William Edward Wiggins.
Gwendolyn Sawyer Cherry	Miami, Fla.	Talbot D'Alemberte.
Alan Charles Chester	Los Angeles, Calif.	Maynard D. Davis.
Frank J. Chiara, Jr.	Arlington, Mass.	Charles W. Sullivan.
Ralph H. Chilton	Hartford, Conn.	John M. Prutzman.
Jack R. Christensen	Bismarck, N.D.	Robert Vogel.
William Stephens Clarke	Houston, Tex.	Leon Jaworski.
Nathaniel James Cohen	Virginia Beach, Va.	Philip G. Denman.
Richard Stockman Cohen	Augusta, Maine	James S. Erwin.
Robert Peter Cole	Chicago, Ill.	Richard S. Homer.
Alonzo Brown Coleman, Jr.	Hillsborough, N.C.	John Taylor Manning.
Jake C. Cook	Fort Worth, Tex.	Donald C. Gladden.
James Frederick Cooper	San Diego, Calif.	Carl Emile Buchmann.
John G. Corboy	Vienna, Va.	John A. K. Donovan.
Maston C. Courtney	Amarillo, Tex.	L. Alward White.
Norman Acheson Crawford	Evanston, Ill.	John Benedek.
Ronald Jay Cristal	San Antonio, Tex.	Leonard Reiss.
Robert B. Crosby	Lincoln, Neb.	Theodore L. Kessner.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas Leon Cabbage II	Amarillo, Tex.	Samuel D. McIlwain.
Eugene B. Culberson	Danville, Ill.	Horace Edison Gunn.
Richard Dudley Cullen	Victoria, Tex.	Joe E. Kelly.
Edmund T. Curran	Hartford, Conn.	William R. Moller.
John Martin Currier	New Orleans, La.	Henry J. Roberts, Jr.
Thomas C. D'Agostino	Buffalo, N.Y.	Michael J. McMorrow.
Joyce A. Darlington	New Orleans, La.	Cicero C. Sessions.
Allan B. Davis	St. Petersburg, Fla.	Herman W. Goldner.
Raymond McCurdy Davis	Cleveland, Tenn.	Hardwick Stuart.
W. Gordon Davis	Indianapolis, Ind.	Maurice D. Pleak.
Michael Raymond Deddish, Jr.	Pelham, N.Y.	Rufus Calhoun Young, Jr.
Byron Stuart Delman	Chicago, Ill.	Sheldon Karon.
James L. DeMouly	St. Petersburg, Fla.	James F. Snelling.
Robert Lowry Dent	Vicksburg, Miss.	Mitchell Emmett Ward.
Larry Derryberry	Altus, Okla.	Carl Bert Albert.
Thomas F. Dial	Pocatello, Idaho	Archie W. Service.
Thos. C. Dillon	Faribault, Minn.	James R. Bresnahan.
James Richard Donahue	Cleveland, Ohio	Ronald M. Mottl.
Patrick M. Dooley	Chattanooga, Tenn.	Joseph Raymond Siener.
Paul R. Dorsey	Los Angeles, Calif.	David A. Brody.
Paul A. Douglas	New York, N.Y.	Neal H. Pilson.
Matthew Joseph Dowd	Topeka, Kans.	Clarence J. Malone.
Leonard Dubin	Philadelphia, Pa.	Marvin Comisky.
Robert George Eckhoff	Santa Barbara, Calif.	Floyd Cummings Dodson.
B. Avant Edenfield	Statesboro, Ga.	H. Sol Clark.
Gus Efthimiou, Jr.	Miami, Fla.	Arden M. Siegendorf.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
A. Andrew Ege, Jr.	Virginia Beach, Va.	Paul A. Sciortino.
Francis V. Elias	New York, N.Y.	John P. Walsh.
William Edward Ellington	Jackson, Miss.	Miles Curtiss McKee.
Hicks Epton	Wewoka, Okla.	Alfred Stevenson.
John F. Erickson	Clay Center, Kans.	Norman Alan Wulf.
Robert Charles Ewald	Louisville, Ky.	Wilson W. Wyatt.
Norris Edward Faringer	Orinda, Calif.	George Raymond Jones.
James P. Farrell	San Angelo, Tex.	Curt F. Steib.
Morton H. Feder	New York, N.Y.	A. Harold Frost.
Michael K. Feldman	Bay Harbor Islands, Fla.	Julius I. Friedman.
James Edward Fellows	Omaha, Nebr.	Herbert M. Fitle.
Russell Glynn Ferguson	Austin, Tex.	J. Chrys Dougherty.
David Hirsch Fishman	Baltimore, Md.	Lawrence S. Greenwald.
Richard A. Fiore	Hackensack, N.J.	Eugene S. Garrett.
John J. FitzGibbon	St. Louis, Mo.	Charles W. Kunderer.
J. Michael Fitzsimmons, Jr.	Chicago, Ill.	James Robert Thompson, Jr.
C. Thomas Fizzolio	Los Angeles, Calif.	Carl Q. Christol.
James Michael Fizzolio	Los Angeles, Calif.	Carl Q. Christol.
Robert Joseph Foley	Albany, Calif.	Jerome R. Waldie.
Robert Patrick Foley	West Palm Beach, Fla.	Jack E. Ackerman.
Charles John Foxgrover, Jr.	Chicago, Ill.	Stephen P. Patt.
Donald J. Fraley	Minneapolis, Minn.	Norton M. Furman.
George Darris Frame	Las Vegas, Nev.	Charles L. Garner.
Alvin L. Freeman	Houston, Tex.	William R. Powell.
Ronald Harold Freeman	Norwalk, Ohio	Melvyn J. Stauffer.
Malory B. Frier	Tampa, Fla.	Arthur Dallas Albritton, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
W. Edward Gallagher	Silver Spring, Md.	C. Oscar Berry.
John Gant	Seattle, Wash.	Kenneth A. MacDonald.
Mark Graem Geddes	Des Moines, Iowa	Richard C. Turner.
Gustavo A. Gelpi	San Juan, P.R.	Harvey B. Nachman.
Louis F. Gerard	Racine, Wis.	Victor C. Cairo.
William Bush Gess	Lexington, Ky.	Jack F. Mattingly.
William C. Gibson	Stuttgart, Ark.	Edward L. Wright.
James R. Gillespie	Boise, Idaho	Theodroe H. Eberle.
Ronald Lee Gilman	Memphis, Tenn.	Frierson M. Graves, Jr.
Edwin M. Ginsburg	Miami, Fla.	Stanley C. Myers.
Howard Gittis	Philadelphia, Pa.	Morris Wolf.
Sanford B. Goldberg	Atlanta, Ga.	William G. Vance.
Alfred W. Goldthwaite	Montgomery, Ala.	Jesse M. Williams, Jr.
John W. Goode, Jr.	San Antonio, Tex.	Robert Sawtelle.
Charles Ellsworth Goodell	New York, N.Y.	Jacob K. Javits.
Joe Goodier	Dardanelle, Ark.	Paul X. Williams.
Arthur Bernard Goodkind	Washington, D.C.	Bernard Koteen.
Joseph W. Grady	Chicago, Ill.	Jack I. Sperling.
Cleveland Ray Greene, Jr.	Jacksonville, Fla.	Walter G. Arnold.
Harold Lewis Greene	Miami, Fla.	Henry H. Taylor, Jr.
Frederic A. Grimm, Jr.	Muskegon, Mich.	Robert P. Griffin.
James Robert Groff	Topeka, Kans.	Ralph F. Glenn.
Paul M. Guyer	Los Angeles, Calif.	Alvin G. Greenwald.
George William Hackett	Rockville Centre, N.Y.	William P. McClure.
Theodore Ronald Hainline	Fort Lauderdale, Fla.	John W. Fleming.
William Michael Hall	Campbellsville, Ky.	James C. Miller.
Dan Alexander Hames	Miami, Fla.	Henry H. Taylor, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Billy Vincent Hampton, Jr.	Pratt, Kans.	Ellis D. Bever.
Benjamin Shands Hardy	Brownsville, Tex.	Thomas Gilbert Sharpe.
Alfred Haro	San Francisco, Calif.	Douglas M. Quinlan.
Burton H. Harris	Logan, Utah	J. Thomas Greene
E. Elliott Harris	Miami Beach, Fla.	Howard N. Pelzner.
Sam Ross Harshbarger	Milton, W. Va	Charles F. Bagley, Jr.
Harold L. Haun	Council Grove, Kans.	Philip H. Lewis.
Donald W. Haynes	Arroyo Grande, Calif.	Cruz Reynoso.
Richard D. Heberling	Whitehouse, Ohio	Richard J. Egan.
Bernard B. Hemphill, Jr.	Dallas, Tex.	Dee Brown Walker.
Carl Calhoun Hendricks, Jr.	Beaufort, S.C.	J. Strom Thurmond.
Edward F. Hennessey	Hartford, Conn.	Lucian E. Baldwin.
David Thomas Henniger	St. Petersburg, Fla.	Thomas Michael Foster.
R. Kent Henslee	Gadsden, Ala.	Tom Bevill.
Thomas J. Heronimus	Grundy Center, Iowa	Jack A. Hall.
Allen Jay Hershberg	New York, N. Y.	Lawrence Lauer.
Lynn Howard Hess	Waterloo, Iowa	Valdemar Harry Myhre.
Harold Hestnes	Boston, Mass.	John F. Cogan, Jr.
Charles J. Heyler	Palo Alto, Calif.	Gardiner Johnson.
J. Jephtha Hill	Mobile, Ala.	Robert F. Adams.
Siegfried O. Hillmer	Los Angeles, Calif.	Philip E. Grey.
Barbara B. Hirsch (Miss)	Chicago, Ill.	Frederick J. Hertz.
Robert Hirschman	Los Angeles, Calif.	Leonard Henry Monroe.
Steven M. Hochberg	New York, N. Y.	Miss Brenda Soloff.
Paul Hoffman, Jr.	Tacoma, Wash.	Richard S. White.
Harry Tracy Holland	Dallas, Tex.	Ernest C. Winfrey.
Samuel Shorey	Ijamsville, Md.	C. Oscar Berry.
Hollingsworth		
John L. Hooper	New Orleans, La.	Lee Rittenberg Leonard.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edward J. Horowitz	Los Angeles, Calif.	William Ellis James.
George Lewis Houghton	Houston, Tex.	William McDowell, Hill.
Victor Andrew Houlon	Hyattsville, Md.	Sanford Z. Berman.
William Forest Hudson, Jr.	Chattanooga, Tenn.	Jesse C. Parks, Jr.
Charles M. Hughes	Bogalusa, La.	Bascom D. Talley, Jr.
William Lloyd Hughes	San Francisco, Calif.	Stanley J. Madden.
Jerome F. Huisentruit	Washington, D.C.	George S. Lapham.
Norman Humphrey, Jr.	Independence, Mo.	John S. Newhouse.
Thomas F. Ingram	Lenoir City, Tenn.	Arthur M. Fowler.
Richard L. Ismond	Park Forest, Ill.	Miss Marie Teresa Conway.
Walter Joe James, Jr.	Haleyville, Ala.	Tom Bevill.
Kenneth Stuart Javerbaum	Springfield, N.J.	Richard Newman.
H. Roy Jeppson	Beverly Hills, Calif.	Raymond Minor Hudson, Jr.
James Jess	Los Angeles, Calif.	Carl A. Stutsman, Jr.
Eldon M. Johnson	San Francisco, Calif.	Martin J. Rosen.
Enos T. Jones	Amarillo, Tex.	Frederic K. Gray.
George P. Jones, III	Albuquerque, N. Mex.	Philip Rossman Ashby.
Lewis D. Jones	Fayetteville, Ark.	Thomas Franklin Butt.
Robert Louis Joel Joseph	Chicago, Ill.	Sheldon O. Collen.
Martin Edward Juncker	St. Louis, Mo.	Norton Y. Beilenson.
Robert D. Kamenshine	Nashville, Tenn.	John B. Marshall.
Chester Thomas Kamin	Chicago, Ill.	Albert E. Jenner, Jr.
Frank E. Kane	Toledo, Ohio	Melvin L. Resnick.
James Ernest Keller	Lexington, Ky.	Weldon Shouse.
George M. Kelton	Odessa, Tex.	W. O. Shafer.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Arnold E. Kempe	W. Saint Paul, Minn.	B. Warren Hart.
John P. Kennedy	Kansas City, Mo.	Melvin L. Kodas.
Arthur B. Kettle, Jr.	Boston, Mass.	Richard A. Gargiulo.
Donald Arthur Kihle	Tulsa, Okla.	Robert A. Huffman.
Milam Michael Kinard	Magnolia, Ark.	Joe D. Woodward.
Donald L. King	New Orleans, La.	A. J. Waechter, Jr.
Joseph Kevin Kirwan	Kansas City, Mo.	Melvin L. Kodas.
Joel M. Klaitz	Hollywood, Fla.	Joseph B. Gold- man.
Lester M. Kleinberg	Seattle, Wash.	Charles Horowitz.
Don Kliebenstein	Grundy Center, Iowa	Jack A. Hall.
Lawrence Herman Kloess, Jr.	Montgomery, Ala.	Ira DeMent III.
Ralph Howard Knight	Phoenix, Ariz.	Robert A. Hertz- berg.
Charles Gottsmann Knoch	Baltimore, Md.	Herbert Bremer Hunt.
Ernest Knox	Indianapolis, Ind.	T. Michael Smith.
Robert Dale Kolar	Chicago, Ill.	Stephen P. Patt.
Morton Kosto	Orlando, Fla.	George W. John- son.
Carolyn H. Krause (Mrs.)	Mt. Prospect, Ill.	George Constan- tine Pontikes.
David S. Krause	Mt. Prospect, Ill.	George Constan- tine Pontikes.
Henry Fränk Krautwurst	Silver Spring, Md.	C. Oscar Berry.
David Alexander Ladizki	Agawam, Mass.	Salvatore C. Scuderi.
Charles Edward Laedlein III	Arlington, Va.	Richard Sudlow Young.
Robert Gleason Lake	Pratt, Kans.	B. V. Hampton.
John S. Lane	Long Beach, Calif.	Jack Stewart Stanley.
Milton L. D. Lange	Los Altos, Calif.	William James Costello.
Allan Elliot Lapidus	Chicago, Ill.	James Robert Thompson, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Herbert Roger Lapin	Los Angeles, Calif.	Maynard D. Davis.
Mark Basil LaVanway	Ventura, Calif.	Frederick J. Weitkamp.
Joseph Francis Leeson	Bethlehem, Pa.	Norman Seidel.
Darryl R. Lem	Calumet City, Ill.	H. Burton Schatz.
Robert Charles Le Prohn	San Francisco, Cal.	Florian J. Bartosic.
Noel Arnold Levin	New York, N.Y.	Samuel Markowitz.
Ronald Lightstone	New York, N.Y.	Paul N. Sternbach.
Victoria Duncan Little (Mrs.)	Stone Mountain, Ga.	James Armstrong Mackay.
G. Dupre Litton	Baton Rouge, La.	Percy J. Landry, Jr.
Clinton E. Lockard	Pascagoula, Miss.	Frank E. Shanahan, Jr.
Anthony Victor Lombardino	Queens, N.Y.	Edward R. Neaher.
Wesley Randolph Lominick, Jr.	Vicksburg, Miss.	Lucius Bryan Dabne, , Jr.
Donald S. Lowitz	Washington, D.C.	Malcolm S. Mason.
Oswald C. Ludwig	San Diego, Calif.	DeWitt A. Higgs.
John Ralph Lukens	Charleston, W. Va.	F. Paul Chambers.
Russell C. Lynch	White Sulphur Springs, W. Va.	Sherman Paul Kimball.
David Machanic	Potomac, Md.	Harold D. Cohen.
James C. MacTarnaghan	Buffalo, N.Y.	Andrew Diakun.
Roger L. Maino	San Jose, Calif.	Marcel B. Poche.
John F. Maner	Lubbock, Tex.	H. Ernest Griffith.
Harvey I. Marcus	Englewood, N.J.	Anthony R. La Duca.
Bruce Marger	St. Petersburg, Fla.	Herman W. Goldner.
Edward Grauman Marks	Cincinnati, Ohio	Earl J. Goldsmith, Jr.
Lloyd S. Marks	Miami, Fla.	Richard Kanner.
Robert O. Marks	Orlando, Fla.	George Walter Johnson.
Kent A. Martin	Milwaukee, Wis.	William M. Coffey.
Richard S. Masington	Miami, Fla.	J. B. Spence.
Catherine D. McAndrew (Mrs.)	Sacramento, Calif.	Archibald Marison Mull, Jr.
Morris Joseph McBrien	Chattanooga, Tenn.	Charles Verner Knight.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edward Joseph McCormick	Miami, Fla.	Ronald I. Strauss.
Robert Carter McDaniel	Los Angeles, Calif.	Stanley Fleishman.
J. Paul McGrath	New York, N. Y.	John E. F. Wood.
William Francis McGraw	Chevy Chase, Md.	Sherman Paul Kimball.
Charles J. McKelvey	Williamsport, Pa.	Frank Flournoy Roberson.
James Reinhardt McKenry	Virginia Beach, Va.	Philip G. Denman.
W. E. McLaughlin	Louisa, Va.	Jack C. Davis.
Charles Henry McWilliams	Coral Gables, Fla.	James W. Swain.
Clarence C. Mendelsohn	Reading, Pa.	Frederick J. Giorgi.
Richard Hill Merritt	Pensacola, Fla.	Joe J. Harrell.
Robert E. Meshel	New York, N. Y.	C. Dickerman Williams.
Robert J. Milavetz	Minneapolis, Minn.	Ramon I. Esparolini.
James E. Miller	Springfield, Mo.	Wallace N. Springer, Jr.
Max J. Miller	New York, N. Y.	Sidney S. Wolchok.
Aldus S. Mitchell	Chicago, Ill.	Chauncey Eskridge.
Brian John Moline	Wichita, Kans.	Ronald Wayne Mayes.
James Walter Moore	Little Rock, Ark.	William L. Terry.
Richard Morganstern	Los Angeles, Calif.	Marvin H. Kleinberg.
Russ R. Mueller	Milwaukee, Wis.	Walter S. Davis.
Stanley Y. Mukai	Honolulu, Hawaii.	James Tamio Funaki.
Joseph Curtis Munch	Sullivan, Ill.	Gus Thomas Greanias.
Raymond Adrian Munson	Miami, Fla.	Mortimer Fried.
Thomas Martin Murphy	West Saint Paul, Minn.	Gerald A. Alfveby.
William Oray Murray	Pratt, Ks.	B. V. Hampton.
Ronald LeFevre Napier	Miami, Fla.	Gerard E. Pyszka.
Gilbert Nares	Oceanside, Calif.	Arthur E. Gore.
Harry M. Nayer	Detroit, Mich.	Stanley E. Beattie.
Charles Inman Nelson	Waco, Tex.	Joel W. Westbrook.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George Howard Nelson	Lubbock, Tex.	H. Ernest Griffith.
Spencer T. Nissen	Alexandria, Va.	Sherman Paul Kimball.
James Lawry Nolan	Los Angeles, Calif.	Earl C. Adams.
Philip G. Nourse	Fort Pierce, Fla.	John M. McCarty.
Bernard Wells O'Brien	Los Angeles, Calif.	Richard Richards.
John J. O'Day, Jr.	Miami, Fla.	Robert Rutledge.
Thomas Henry O'Flaherty	Cincinnati, Ohio	Robert Taft, Jr.
J. Dan Olincy	Los Angeles, Calif.	William H. Dorsey, Jr.
Earl M. Olmsted	Houston, Tex.	Bill Schlomann.
John James O'Toole	Montclair, N.J.	William P. Crewe.
Richard Louis Paquette	Los Angeles, Calif.	J. Varick Tunney.
Overton L. Parish, Jr.	Ballinger, Tex.	Glenn R. Lewis.
Hardy Martell Parkerson	Lake Charles, La.	Peter A. Ciambotti.
Carter H. Parry	Bradenton, Fla.	William Caleb Grimes.
Gerald Severin Patterson	Chicago, Ill.	James Frances Duggan.
Kenneth Lawing Penegar	Washington, D.C.	Alfred L. Scanlan.
Robert J. Pennington	Madisonville, Tenn.	John Davis Lee.
Thomas Franklin Peterson	Chicago, Ill.	Stephen P. Patt.
Stanley Sinclair Pickett	Hyattsville, Md.	Sanford Z. Berman.
Marvin A. Poore	Indianapolis, Ind.	George T. Popcheff.
L. Stephen Porter	San Francisco, Calif.	Leonard M. Sperry, Jr.
William M. Porter	Miami, Fla	William Phillips.
Elizabeth Fish Posner (Mrs.)	Detroit, Mich.	Kenneth Anthony Webb.
Samuel Posner	Detroit, Mich.	Kenneth Anthony Webb.
John Fredric Powell	Irvine, Calif.	Mrs. Iryne Codon Black.
Abraham Ramirez, Jr.	Houston, Tex.	Ralph K. Miller.
Bruce A. Randall	Tujunga, Calif.	Donald Paul Covert.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Carey A. Randall	Miami, Fla.	Laurence A. Schroeder.
Richard Seward Ratcliff	Chicago, Ill.	William C. Ives.
Carlton Riley Reichert	St. Petersburg, Fla.	Harry W. Fogle.
Jerome Howard Rettig	New York, N.Y.	Samuel Markowitz.
Joe E. Rhodes	Little Rock, Ark.	George E. Lusk, Jr.
Gayre James Riedel	Indianapolis, Ind.	Carl Francis Wrench.
Larry G. Rightmyer	St. Petersburg, Fla.	Herman W. Goldner.
James L. Roberts	Nashville, Tenn.	Tom Stewart.
Clyde R. Rockwell	San Francisco, Calif.	Mose Silverman.
Eduardo Roberto Rodriguez	Brownsville, Tex.	Thomas Gilbert Sharpe.
Lee Howard Rose	Knoxville, Tenn.	Clyde W. Key.
Richard M. Rosenbleeth	Philadelphia, Pa.	Marvin Comisky.
Robert Rosenthal	Mineola, N.Y.	Edward R. Neaher.
Benjamin Roth	Detroit, Mich.	Albert Arthur Goldfarb.
William L. Runyon, Jr.	Charleston, S.C.	Daniel E. Martin.
Frank M. Ryburn, Jr.	Dallas, Tex.	Samuel Pounders Burford.
Harry Sangerman	Chicago, Ill.	James Francis Duggan.
Donald J. Sasser	West Palm Beach, Fla.	Angus John Campbell.
Robert Earl Savitt	Los Angeles, Calif.	William E. Burby, Jr.
Arnold I. Scher	Miami Beach, Fla.	Robert C. Ward.
L. C. Schmidt	New Orleans, La.	Lee Rittenberg Leonard.
Don T. Schwartz	Rosenberg, Tex.	George G. Roane.
Lew Schwartz	Minneapolis, Minn.	Edward Michael Glennon.
Roger Roy Scott	Tulsa, Okla.	Richard B. McDermott.
Frederick J. Scullin, Jr.	Syracuse, N.Y.	Paul A. Germain.
Charles J. Sebesta, Jr.	Caldwell, Tex.	Robert W. Meserve.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Earl Burdell Self	Subligna, Ga.	Thomas Judson Espy, Jr.
Francis Aloysius Charles Seiver.	Miami, Fla.	James E. Tribble.
George J. Shamas	Miami, Fla.	L. Earl Curry.
Joe Shannon	Fort Worth, Tex.	A. Foy Curry, Jr.
Thomas Gilbert Sharpe, Jr.	Brownsville, Tex.	Samuel James Lee.
Michael Shores	Miami, Fla.	Walter Edward Dence.
Nathan Leo Silverman	Toledo, Ohio	James D. Nestroff.
Warren M. Simon, Jr.	New Orleans, La.	Cicero C. Sessions.
Paris G. Singer	Fort Lauderdale, Fla.	Norman C. Roettger, Jr.
Herman Sverre Siqueland	Seattle, Wash.	Nelson T. Lee.
Richard Bernard Skor	Miami, Fla.	Robert Cosgrove Sommerville.
Leonard R. Skvirsky	Springfield, Mass.	Seymour Tillman.
William E. Skye	Alexandria, La.	Edwin O. Ware.
Berton J. Simon	Los Angeles, Calif.	Hyman Smith.
Edward Marion Slocum	Indianapolis, Ind.	Robert H. Orbison.
Donald C. Smaltz	Los Angeles, Calif.	Max L. Gillam.
Douglas M. Smith	Dallas, Tex.	James R. Gough.
E. Watson Smith	Mobile, Ala.	Robert F. Adams.
Joseph W. Smolski	Denver, Colo.	Lawrence A. Long.
Jack Soloway	Chicago, Ill.	Stephen P. Patt.
Louis Sweetland	Charleston, W. Va.	Franklin Paul Chambers.
Southworth, II		
Larry Helm Spalding	Sarasota, Fla.	George Edward Barrett.
Calvin Norris Sparrow	Indianapolis, Ind.	Stephen P. Patt.
John Richard Spencer	Anchorage, Alaska	Robert Lee Hartig.
James F. Spohn	Madison, Wis.	Frank A. Ross.
Emanuel Sponder	Hollywood, Fla.	Lawrence Burton Friedman.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Judson Porter Spore, Jr. Henry John Staudinger Frederick D. Steinhardt Anthony John Steinmeyer	Perrysburg, Ohio Hoisington, Kans. Detroit, Mich. Arlington, Va.	David H. Spiller. Paul A. Lenzini. Stanley E. Beattie. Solicitor General Erwin N. Gris- wold
Richard Burleson Stewart Leonard Francis Stoll	Washington, D.C. Washington, D.C.	Daniel M. Gribbon. Robert E. LeBlanc III.
Leon L. Stoller	Miami Beach, Fla.	Morris Berick.
Ronald Wright Stovitz	San Francisco, Calif.	Francis LaMar Forshee.
Richard John Streit G. Dennis Sullivan Richard F. Swope	Chicago, Ill. Kansas City, Mo. Reynoldsburg, Ohio	Stephen P. Patt. Melvin L. Kodas. Miss Mary Jose- phine Cusack.
Dean Worley Sword, Jr.	Portsmouth, Va.	Lester Eugene Schlitz.
Clint Albert Symes	San Angelo, Tex.	Glenn William Lewis.
Dee B. Tanner	Los Angeles, Calif.	Laughlin E. Waters.
Leslie Hazlett Thacker (Miss)	Houston, Tex.	Percy C. Fewell.
Elmer Gerald Timen Aletha Riedel Titmus (Mrs.)	Beachwood, Ohio Orinda, Calif.	Edwin S. Weiner. Thomas J. Cun- ningham.
Theodore O. Torve Bobby Wayne Tucker Charles Faulkner Tucker	Olympia, Wash. Richmond, Va. Norfolk, Va.	Edward B. Mackie. J. Wooten Pearce. Hugh Stockdell Meredith.
Irvin Burchard Tucker, Jr.	Raleigh, N.C.	Alexander Bunn Denson.
Harold Henry Turner	Walnut Creek, Calif.	James H. Mann.
Richard D. Turner	Bethesda, Md.	Solicitor General Erwin N. Gris- wold.
Roger Lewis Tuttle	Richmond, Va.	Joseph C. Carter, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
R. Stanley Tyler	Charleston, Ill.	H. Ogden Brainard.
Manuel Arturo Rivera Valdivia	New York, N.Y.	Robert Swaybill.
Peter Joseph Valentino	Chicago, Ill.	Louis Carbonaro
Claude D. Vasser	New Orleans, La.	Robert B. Acomb, Jr.
Edward M. Waller, Jr.	Tampa, Fla.	Cody Fowler.
Donald Ellsworth Walter	Shreveport, La	Solicitor General Erwin N. Gris- wold.
Dee Wampler	Springfield, Mo.	John M. Price.
D. Dortch Warriner	Emporia, Va.	John F. Kay, Jr.
Hiram W. Watkins, Jr.	St. Louis, Mo.	Wayne G. Patton.
Wilburn Wade Watkins	Houston, Tex.	Walter James Kronzer, Jr.
Warren Raymond Webster	Knoxville, Tenn.	Clyde W. Key.
Martin Weinstein	New York, N.Y.	Frederick Travers.
Charles F. Wellborn	Gladewater, Tex.	J. Strom Thurmond.
Eduard F. von Wettberg, III	Wilmington, Del.	Henry Newton Herndon, Jr.
Stewart M. Whipple	Portland, Oreg.	Edwin J. Peterson.
Helen S. White (Mrs.)	Manchester, N.H.	Meyer Green.
Charles H. Whitehill	Tucson, Ariz.	Edward B. Berger.
William K. Wilburn	San Francisco, Calif.	Alex J. McFarland.
Samuel H. Wilkins	Jackson, Miss.	Thomas Henry Watkins.
Howard Leon Wilkinson	Stamps, Ark.	George Peyton Robinson.
Edward J. Witten	Jacksonville, Fla.	Albert J. Datz.
Marvin M. Wodlinger	Millville, N.J.	Anthony G. Amsterdam.
E. Preston Young	Louisville, Ky.	Robert Lee Blackwell.
James K. Young	Lombard, Ill.	John N. Erlenborn, ³
Robert G. Young	Miami, Fla.	William L. Gray, Jr.
Jon Martin Zall	Denver, Colo.	George Louis Creamer.
Park Thomas Zimmerman	Omaha, Nebr.	John M. Dowd.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jack H. Zinkow	Orlando, Fla.	George W. Johnson.
Paul S. Zonderman	Canton, Mass.	Martin E. Greenblatt.

AUGUST 5, 1971

A. Z. Adkins, Jr.	Gainesville, Fla.	Sam T. Dell, Jr.
Richard E. Alexander	Chicago, Ill.	James Lawrence Dooley.
Robert Curtis Alexander	Dayton, Ohio	Wm. Saxbe.
John MacKenzie Anderson	Cincinnati, Ohio	Frank H. Shaffer, Jr.
Russell Harper Andrews	Kewanee, Ill.	Eugene H. Ren- nick, Jr.
Scott R. Anselmo	Fort Lauderdale, Fla.	William M. O'Bryan.
Charles Shirk Arthur, Jr.	Manhattan, Kans.	Keith G. Sebelius.
Bruce Albion Bailey	San Mateo, Calif.	Donald J. Miller.
Ralph G. Ball, Jr.	Manhattan, Kans.	Bill G. Honeyman.
Manny Irving Barney	Hollywood, Calif.	Sidney Schreiber.
Hal Baron	Encino, Calif.	Harold Jack Ackerman.
Thomas H. Barry	Homestead, Fla.	J. Leo McShane.
Lee B. Bartell	San Diego, Calif.	Richard Stanley Henderson.
Peter F. Beasley	Covington, Ky.	Orie S. Ware.
Alvin York Bell	Chattanooga, Tenn.	Robert C. Hunt.
Gary L. Bengston	Danville, Va.	Herman G. Koplen.
Philip J. Bergan	New York, N.Y.	Robert Stephen Rich.
Sherman Bergstein	Minneapolis, Minn.	Jerome R. Jallo.
Peter L. Bernard, Jr.	New Orleans, La.	Paul V. Cassisa.
Robert James Berton	San Diego, Calif.	Milton Fredman.
Monroe L. Bethea	Woodberry, Ark.	Mrs. Elizabeth McClure Brooks.
William Beverley	San Juan, P.R.	Carlos A. Pesquera.
Vincent T. Bisogno	Basking Ridge N.J.	Harry W. Herzog.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Hugh Lawrance Black	Coconut Grove, Fla.	Charles A. Vanik.
Joseph Earl Blackburn	Richmond, Va.	John Randolph Davis.
Dennis L. Blewitt	Boulder, Colo.	Gerald N. Mellman.
Richard Lawrence Bodet	Metairie, La.	Paul V. Cassisa.
John L. Boettner, Jr.	Charleston, W. Va.	Stanley E. Preiser.
Jeffrey Elwyn Boly	Portland, Oreg.	Richard Cuyler Schwartz.
James John Bove	Greenlawn, N.Y.	James C. McGrath III.
Robert Friend Boyd	Norfolk, Va.	Wililam H. Candler.
John Hammond Bradshaw, III.	Eden Valley, Minn.	John A. Cochrane.
Eli Breger	N. Miami Beach, Fla.	Matthew Morgan Slepin.
J. Curtiss Brown	Houston, Tex.	Walter James Kronzer, Jr.
Reckwood Brown, Jr.	Billings, Mont.	Cale Crowley.
Richard Waldron Bryans	Denver, Colo.	Hubert Fletcher Thomas, Jr.
Michael Naughton Buckley	Dallas, Tex.	Henry Wade.
William F. Burns	Independence, Mo.	Rufus Bell Burrus.
Francis Louis Bury	Denver, Colo.	Feay Burton Smith, Jr.
Sammy Cacciatore	Melbourne, Fla.	James H. Nance.
Jeffrey Barton Cahn	Newark, N.J.	Harry Steiner.
Garnett Ernest Caldwell	Houston, Tex.	William R. Powell, Jr.
William Calfas	Santa Monica, Calif.	Arthur Karma.
Michael Engers Callaway	Cleveland, Tenn.	J. Hallman Bell.
Paul Dean Capps	N. Little Rock, Ark.	Gerland P. Patten.
Alan S. Carmel	Baltimore, Md.	Bernard Greenberg.
Harold L. Braynon	Miami, Fla.	William M. Porter.
James Martin Carr	Sycamore, Ill.	James Edward Boyle.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alex Cheek	Oklahoma City, Okla.	Claude Monnet.
Philip Ciaccia	New York, N.Y.	Casper S. Fasullo.
Joel Fredrick Citron	Los Angeles, Calif.	William F. Peters.
Robert G. Clayton, Jr.	Toledo, Ohio	Carl V. Bruggeman.
Raymond C. Clevenger III	Washington, D.C.	Timothy Belcher Dyk.
James L. Cobb, Jr.	Covington, Ky.	Orie S. Ware.
Lawrence Cooper	Newark, N.J.	Harry Steiner.
Neiman M. Copher	Atlanta, Ga.	Curtis McCay Cook.
Arthur H. Courshon	Miami Beach, Fla.	Claude Pepper.
William J. Cowlin	Crystal Lake, Ill.	William J. Gleason.
Robert F. Cox	Andover, Mass.	Lawrence M. Kearns.
Stephen A. Cozen	Philadelphia, Pa.	Harry Norman Ball.
Charles F. Crews	Kansas City, Mo.	John W. Mitchell.
Elizabeth Ann Croog	Rochester, N.Y.	John Patrick Fanning.
Irving Cypen	Miami Beach, Fla.	Sam Daniels.
Paul William Danahy, Jr.	Tampa, Fla.	Arthur Dallas Albritton, Jr.
Frederick C. Davant	Miami, Fla.	Erik J. Blomqvist, Jr.
Joseph Quentin Davidson, Jr.	Columbus, Ga.	William Marion Page.
Morris S. Dees, Jr.	Montgomery, Ala.	Jack Crenshaw.
Emil A. Del Baglivo	Jersey City, N.J.	Frank Joseph Guarini, Jr.
Riner Ernest Deglow	Spokane, Wash.	Harvey Erickson.
Howard Jay DePree	Spokane, Wash.	James R. Phelps.
Harold Walker Detwiler	Summerton, S.C.	Joseph O. Rogers, Jr.
Daniel Raymond Donovan, Jr.	Bath, Maine	John P. Carey.
Richard Thomas Dunn	Bloomington, Ill.	Louis F. Ulbrich.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James William Dwyer Lloyd B. Ericsson	Milwaukee, Wis. Portland, Oreg.	Carl F. Schetter. Harry W. Colmery.
William Augustus Fenwick Duane Dale Fitzgerald Enoch G. Fletcher	New York, N.Y. Bath, Maine Grand Saline, Tex.	Joseph Chase. John P. Carey. Buck J. Wynne.
Joseph Alfred Flores	Toledo, Ohio	Mrs. Alice L. Robie Resnick.
Glenn Eldon Floyd	Oklahoma City, Okla.	Burck Bailey.
William J. Forehand	Tifton, Ga.	Robert B. Langstaff.
Howard R. Fox	Los Angeles, Calif.	Michael Thomas Sauer.
Frederick Lynn French	Gunnison, Colo.	Philip Charles Klingsmith, Jr.
Stuart Lee Friedel Richard J. Fritz	Baltimore, Md. Detroit, Mich.	Gerald J. Thain. Robert W. H. Durr.
John P. Fusciiello	Jersey City, N.J.	Frank Joseph Guarini, Jr.
William Dick Gallagher	New York, N.Y.	Raymond P. O'Keefe.
Albert P. Gallinghouse James D. Gass	New Orleans, La. Nashville, Tenn.	Absalom Pettit. James Franklin Chapman.
Edward Gasthalter Joseph Anthony Gawrycs	New York, N.Y. Virginia Beach, Va.	Martin A. Roeder. Barron F. Black.
Andrew McConnell Gayle	Agana, Guam	Charles Tignor Duncan.
David Harding Getches	Boulder, Colo.	Anthony G. Amsterdam.
Robert R. Gilbert Richard D. Gilliam, Jr. Elton Gilliland	Miami, Fla. Owensboro, Ky. Odessa, Tex.	Dante B. Fascell. William M. Gant. Thornton Hardie, Jr.
David C. Godfrey	St. Louis, Mo.	Edward W. Garnholz.
Perry Goldberg	Chicago, Ill.	Marvin Lee Koenigsberg.
Joe B. Goode	Cleveland, Tenn.	Larry D. Basham.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Remington Graham	Brainerd, Minn.	James Malcolm Williams.
John Audley Grant, Jr.	Tampa, Fla.	Sam M. Gibbons.
Richard David Grauer	Detroit, Mich	Bernard J. Cantor,
Charles Daniel Green	Manhattan, Kans.	Keith G. Sebelius.
Farrel Joseph Griffin	Chicago, Ill.	William J. Bauer.
Warren D. Hamann	Miami, Fla.	A. Lee Bradford.
Paul Malcolm Hawkins	Montgomery County, Md.	William B. Harman, Jr.
Charles Dickinson Heath	Waterloo, Iowa	Frederick Gale White.
Jack Q. Heath	Louisville, Ky.	Squire R. Ogden.
Marvin Harold Hersch	Cleveland, Ohio	Michael A. Shore.
Montell Eugene Hester	Tacoma, Wash.	John J. O'Connell.
George Richards Hill	Santa Monica, Calif.	James J. Foley.
Harry Rowland Hill	New Orleans, La.	Absalom Pettit.
Norman P. Hines, Jr.	Dallas, Tex.	Joe Bill Burnett.
Lawrence L. Hoffman	Los Angeles, Calif.	Edward H. Gaylord.
Joseph M. Holden	Akron, Ohio	Karl S. Hay.
John Martin Hopper	Houston, Tex.	John Leroy Jeffers.
Donald A. Hoy	Iowa City, Iowa	Ronald L. Carlson.
Thomas J. Hughes, Jr.	New York, N.Y.	John M. Murtagh.
Burns M. Huttlinger	Larchmont, N.Y.	Nicholas J. Chase.
Lawrence Edmund Jahnke	Grand Forks, N. Dak.	Keith E. Nelson.
Harry L. James II	Oklahoma City, Okla.	Jerry Clay Cude.
Charles W. Jennings	Lawton, Okla.	John F. Taylor.
E. Judson Jennings	New York, N.Y.	Jonathan A. Weiss.
Kenneth Adolphe Johns	San Diego, Calif.	Robert Carroll Baxley.
Terry Lavere Johnson	Salem, Oreg.	Lyle Robert Wolff.
Peter Katevatis	Philadelphia, Pa.	Theodore M. Kostos.
Sally Katzen (Miss)	Washington, D.C.	Timothy Belcher Dyk.
David D. Kaufman	Chicago, Ill.	James Lawrence Dooley.
Steven Kazan	San Francisco, Calif.	Fritz R. Kahn.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Geronimo Lluberias Kells	Carolina, P.R.	Carlos A. Pesquera.
James S. Kelly	Houston, Tex.	William C. Shead.
Peter P. Kenny	New York, N.Y.	Raymond P. O'Keefe.
Aram J. Kevorkian	New York, N.Y.	Norman Dorsen.
George C. Kilarjian	New York, N.Y.	Ernest Rassner.
Richard Kirschner	Philadelphia, Pa.	Richard Henry Markowitz.
Glenn R. Kleinau, Jr.	Chattanooga, Tenn.	Richard P. Jahn.
V. Scott Kneese	Houston, Tex.	Michael R. Waller,
Allan Richard Knight	Miami, Fla.	Richard Glen Trout.
Marvin Nathan Kolstein	Cincinnati, Ohio	Kyle F. Brooks.
Jay Louis Kotzen	North Miami Beach, Fla.	Stephen Lubow.
Richard Stephen Kraut	Washington, D.C.	Hurd Baruch.
Jules Ira Krell	New York, N.Y.	Robert D. Wallick,
Franklin David Kreutzer	Miami, Fla.	Meyer M. Brilliant.
William Henry Kronberger, Jr.	San Diego, Calif.	John W. Witt.
Andrew Landay	Santa Monica, Calif.	Mel Albaumb,
Edward W. Laney III	Columbia, S.C.	Joe E. Berry, Jr.,
Peter Larsen	Washington, D.C.	Thomas B. Lawrence.
William W. Larsen	Redwood City, Calif.	Henry Arthur Dietz.
Hal McKnight Lattimore	Fort Worth, Tex.	Joseph Patrick Burt.
William B. Leach	Los Angeles, Calif.	Daniel Taylor Anderson.
Arnold S. Levine	Cincinnati, Ohio	Richard D. Haney.
Chester I. Lewis	Wichita, Kans.	Charles S. Scott.
Paul Zachary Lewis	New York, N.Y.	Barry H. Singer.
William Joseph Linklater	Chicago, Ill.	Walter Aloysius Slowinski.
Anthony F. LoFrisco	New York, N.Y.	Raymond P. O'Keefe.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas Patrick Lordeon	Middletown, Ohio	James Stephen Irwin.
Joseph King Luby	Chicago, Ill.	William G. Clark.
Benjamin Dean Lucas, Jr.	San Antonio, Tex.	Francis William Baker.
James Mackey Luffman	Rogers, Ark.	Jeff Davis Duty, Jr.
Paul N. Luvera, Jr.	Mount Vernon, Wash.	Harwood Bannister.
Daniel J. Markey, Jr.	New Orleans, La.	Guy Johnson.
William A. Martin	Portland, Oreg.	Norman J. Wiener.
William E. Matheny	Indianapolis, Ind.	Jeremiah E. Murphy, Jr.
Elizabeth Graw Matousek (Mrs.).	Homestead, Fla.	Dante B. Fascell.
Lawrence J. Mattar	Buffalo, N. Y.	Nathan Alfred Bork.
Thomas E. McCarthy	Denver, Colo.	Richard Harding Shaw.
Thomas L. McCullough	Sac City, Iowa	Robert S. Bruner.
Joseph M. McGlynn	Detroit, Mich.	Fremont Sweetwine.
John Joseph McGrath, Jr.	Washington, D.C.	James R. Withrow Jr.
Julius Walker McKay	Columbia, S.C.	Albert L. Moses.
Benjamin William Mears, Jr.	Eastville, Va.	Daniel Hartnett.
Frank L. Micholet	New Orleans, La.	Paul V. Cassisa.
Gayle A. Mohney	Lexington, Ky.	Robert F. Houlihan.
Manuel Moldofsky	New York, N. Y.	Myron A. Ellis.
Ralph M. Monkarsch	Bell Gardens, Calif.	Stanley J. Diamond.
William A. Mooney	Wheaton, Md.	Samuel Spencer.
John Lyon Moore	Newark, N.J.	James C. Pitney.
John Farris Morehead	Austin, Tex.	Crawford Collins Martin.
Cornelius J. Moynihan, Jr.	Boston, Mass.	Raymond E. King.
Charles S. Mullen	Seattle, Wash.	Donald G. Graham.
Bobby D. Myers	San Antonio, Tex.	Richard J. Woods.
Kenneth M. Myers	Miami, Fla.	David S. Kenin.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Maurice Nadjari	Huntington, N. Y.	George J. Aspland.
John Starr Neely, Jr.	Fort Lauderdale, Fla.	Norman C. Roettger, Jr.
Theodore R. Nelson	Bay Harbor Islands, Fla.	Julius I. Friedman.
Steven E. North Lambert M. Ochsenschlager	New York, N. Y. Aurora, Ill.	Frank S. Hogan. Sam Alschuler.
John J. O'Connor, III	Phoenix, Ariz.	Philip Ernst von Ammon.
Gerald Patrick O'Grady	Los Angeles, Calif.	Hugh W. Darling.
Theodore Eugene Orliss	Los Angeles, Calif.	Sheldon Mayer Jaffe.
George R. Pain	Houston, Tex.	James Rowland Gough.
Norman A. Palermo	Colorado Springs, Colo.	Frederick Hollister Campbell.
James A. Pascarella	North Massapequa, N. Y.	Edward R. Neaher.
Robert John Paterno	Miami, Fla.	Lewis B. Whitworth, Jr.
John Louis Perentesis	Detroit, Mich.	Tony Ferris.
John Arthur Petrich	Tacoma, Wash.	John J. O'Connell.
Francis E. Pierce, Jr.	Orlando, Fla.	Leon Hunter Handley.
Donald E. Pray	Tulsa, Okla.	Goerge Hamilton Bowen.
John Roy Price, Jr.	Manhasset, L. I., N. Y.	President Richard M. Nixon.
John Franklin Proctor	Scottsboro, Ala.	Robert G. Esdale.
Bruce Michael Pym	Seattle, Wash.	Frederick O. Fredericson.
John Remi Quinlan	Spokane, Wash.	Charles Francis Scanlan.
Hugh E. Reams	St. Petersburg, Fla.	Kenneth C. Deacon, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Lawrence C. Rice	Miami, Fla.	Robert E. Rutledge, Jr.
William Rigby Richards	Indianapolis, Ind.	John M. Heeter.
Jay A. Richardson	Virginia Beach, Va.	Richard George Brydges.
Willis Jenkins Richardson, Jr.	Savannah, Ga.	Owen Hendricks Page.
Ernest A. Rivero	Miami Springs, Fla.	Gerald J. Tobin.
Malcolm Brooks Robinson, Jr.	New Orleans, La.	Paul V. Cassisa.
John T. Robson, Jr.	Tacoma, Wash.	John J. O'Connell.
Charles Douglas Ross	Dayton, Ohio.	Wm. Saxbe.
Alan J. Rubenstein	Fort Myers, Fla.	Robert Tinsley Shafer, Jr.
Charles P. Sacher	Miami, Fla.	Miller Walton.
Ernest L. Sample	Beaumont, Tex.	Gilbert T. Adams.
Joel Alan Savitt	N. Miami Beach, Fla.	Stephen Lubow.
David Martin Schacter	Los Angeles, Calif.	Michael Thomas Sauer.
David J. Schapira	Newark, N.J.	Harry Steiner.
Melvin Donald Schiller	Coral Gables, Fla.	Wallace Irving Garrick.
Louis William Scholl	Birmingham, Ala.	Thomas R. Elliot, Jr.
Robert Kent Schumacher	Chicago, Ill.	Francis A. Even.
Earl Morton Schwartz	Chicago, Ill.	Theodore A. Shapero.
Robert B. Scism	Des Moines, Iowa	Lawrence F. Scalise.
Mark C. Scott, Jr.	Elko, Nev.	Robert O. Vaughan.
Earl H. Scudder, Jr.	Lincoln, Nebr.	Donald E. Leonard.
Richard G. Sedgeley	Houston, Tex.	William C. Shead.
Thomas P. Sheehan	Springfield, Va.	Louis W. Sornson.
Arthur N. Sheppard	Miami Beach, Fla.	Howard Gross.
Mark Jay Sideman	San Antonio, Tex.	Stewart J. Alexander.
Mario Sileo	Brooklyn, N.Y.	Donald F. Sileo.
Jack H. Simmons	Lewiston, Maine.	C. Martin Berman

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
M. Jack Sims	Little Rock, Ark.	Wayne W. Owen.
Donald D. Skinner	Seattle, Wash.	Robert Paul Piper.
George Bert Smith, Jr.	Andrews, Tex.	Thornton Hardie, Jr.
Horace E. Smith	York, Pa.	Sam Alschuler.
Bruce William Solow	New York, N.Y.	Edward R. Neaher.
Ferdinand B. Sowa	Acushnet, Mass.	Walter L. Considine.
Clyde Louis Stapleton	Lexington, Ky.	Julius E. Rather.
Bruce D. Starkey	San Francisco, Calif.	William G. Filley.
William Boyd Starnes	Belleville, Ill.	Howard Boman.
Ralph Steinberg	Tampa, Fla.	John R. Parkhill.
Arnold H. Steinhardt	Hazleton, Pa.	Marshall S. Jacobson.
Robert Jackson Stephenson.	Seattle, Wash.	Nelson T. Lee.
Stephen W. Stoll	Chicago, Ill.	James R. Phelps.
Robert A. Straniere	Staten Island, N.Y.	Stanley A. Applebaum.
George M. Stuckey, Jr.	Bishopville, S.C.	William P. Baskin.
Clyde W. Sturges	Monterey, Calif.	Harry L. Plunkett.
A. Michael Sullivan	St. Louis, Mo.	Hiram W. Watkins.
Kirby Sullivan	Winter Park, Fla.	John T. Skolfield, Jr.
Morris G. Sullivan	Cincinnati, Ohio.	Charles E. Hamilton.
Hoge Tyler Sutherland	Wilmington, Del.	Robert Craver Kline.
Kenneth K. Takahashi	Washington, D.C.	Robert Frank Williams.
Gordon Bennett Tayloe, Jr.	Norfolk, Va.	Leonard H. Davis.
Nathan Teitelman	Philadelphia, Pa.	A. Leon Higgin- botham, Jr.
Arlo Temple	Meridian, Miss.	Joseph A. Coving- ton.
Robert Wade Thomas	Los Angeles, Calif.	David Perez.
Walton Eugene Tinsley	Los Angeles, Calif.	Ford W. Harris, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Raymond P. Tipp	Missoula, Mont.	Raymond W. Brault.
John Trapani	Alhambra, Calif.	Byron B. Gentry.
Howard Gustaf Trapp	Agana, Guam	Charles Tignor Duncan.
Richard T. Treon	Phoenix, Ariz.	John P. Frank.
Philip Tripolone	Syracuse, N.Y.	Eli A. Pearson.
John Alan Truesdell	Fort Lauderdale, Fla.	William M. O'Bryan.
Kent Phillip Tupper	Walker, Minn.	Harlan E. Smith.
William Ray Vance	Bryan, Tex.	W. C. Davis.
Lawrence R. Velvel	Rockville, Md.	Anthony A. D'Amato, Jr.
Robert H. Voelkle	Tallmadge, Ohio.	Karl S. Hay.
Justin P. Walder	Newark, N.J.	Harry Steiner.
Raymond Wallenstein	Los Angeles, Calif.	Morton R. Field.
Giles Alexander Wana- maker, Jr.	New York, N.Y.	Irving Kagan.
Gary F. Wanzong	Houston, Tex.	Donald R. Bradshaw.
Maurice A. Weikart	Indianapolis, Ind.	C. Severin Busch- mann, Jr.
Morris Weintraub	Newport, Ky.	Orie S. Ware.
Andrew M. Weir	New Orleans, La.	Paul V. Cassisa.
Ben Marshall West	Hattiesburg, Miss.	M. M. Roberts.
Dennis Michael Whalen	Cuyahoga Falls, Ohio.	Russell R. Sage.
Richard T. Whalen	Fort Lauderdale, Fla.	William M. O'Bryan.
Walter Winfield Winget II	Peoria, Ill.	Frederick Bernays Wiener.
Terrence J. Woods	Milwaukee, Wis.	Kirby Ensign Brant.
Roland Carey Woodward	Richmond, Va.	John W. Riely.
Robert G. Wren	Morris, Ill.	Michael H. Lyons.
Kenneth J. Yablonski	Washington, Pa.	Frank A. Conte.
Roy K. Yamamura	Hayward, Calif.	John F. Guinee.
Carol Robert Yellin	Chicago, Ill.	Ronald A. Mayer.
David Arthur Yergey	Orlando, Fla.	John Fairbanks Motsinger, Jr.
Frederick N. Young	Dayton, Ohio	Wm. Saxbe.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gregg Andrews Young	Kewanee, Ill.	Eugene Hamilton Rennick, Jr.
William Joseph Zeutzius	Pasadena, Calif.	A. P. G. Steffes.
Charles Zinger	Los Angeles, Calif.	Emanuel Becker.

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Norman Joseph Abood	Jacksonville, Fla.	Walter G. Arnold.
Robert A. Alphson	Grand Forks, N. Dak.	Lowell A. O'Grady.
James Franklin Andrews	Dinwiddie County, Va.	Eugene R. Marable, Jr.
Stanley David Angel	Miami Beach, Fla.	Harold Rosen.
Ronald P. Anselmo	Fort Lauderdale, Fla.	William M. O'Bryan.
Thomas Aranda, Jr.	Phoenix, Ariz.	Armando de Leon.
John Garth Atchison, Jr.	Lexington, Ky.	Jack F. Mattingly.
David N. Atkinson	Kansas City, Mo.	Charles Albert Elliott III.
J. Bruce Aycock	Amarillo, Tex.	S. Thomas Morris.
Arthur Baldonado	West Covina, Calif.	Robert Ernest Weiss.
Ernest F. Baldwin, Jr.	Salt Lake City, Utah.	Rex J. Hanson.
James Houston Barr III	Louisville, Ky.	Holland N. McTyeire.
Jeffrey B. Bartell	Madison, Wis.	Sverre O. Tinglum.
William Joseph Baum	Denver, Colo.	Howard K. Phillips.
Sumner Bauman	Canton, Mass.	Richard L. Englander.
William Doughty Beck, Jr.	Baton Rouge, La.	Percy J. Landry, Jr.
Billy Charles Bedsole	Mobile, Ala.	Samuel Lee Stockman.
Fred H. Belcher, Jr.	Baton Rouge, La.	Frank W. Middleton, Jr.
John F. Biehl	Seattle, Wash.	Nelson T. Lee.
Alexander T. Bishop	Portland, Oreg.	Henry L. Hess.
Daniel Edward Bray, Jr.	Richmond, Va.	Samuel James Moore, Jr.
Charles F. Brega	Denver, Colo.	Gerald N. Mellman.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edgar A. Brekke	Los Angeles, Calif.	Miss Kate Whyner.
Robert Paul Brosnahan Peter J. Broullire III	Winona, Minn. Albuquerque, N. Mex.	Robert J. King. James E. Sperling.
George H. Brown III	St. Petersburg, Fla.	Howard P. Ross.
William Archie Brown	Miami Beach, Fla.	Milton A. Weiss.
Lewis E. Brueggemann	Billings, Mont.	John MacHale Schiltz.
Robert Sheffield Bryan	Seattle, Wash.	Joel Asmund Cameron Rindal.
Joseph Jay Bullock	Salt Lake City, Utah.	Stephen G. Morgan.
William R. Bullock	Russellville, Ark.	Ike Allen Laws, Jr.
Michael J. Burke	Cincinnati, Ohio	Charles H. Keating, Jr.
Richard H. Cairns	Denver, Colo.	Ralph Archibald Smith.
Wendell Douglas Call	Stafford, N.Y.	Harold C. Detling.
Sebastiano Caporale Patrick J. Carr Brian Richard Casey	Omaha, Nebr. New York, N.Y. Portland, Oreg.	Joseph R. Moore. John J. Barrett. Walter H. Evans, Jr.
Joseph S. Casula	Upper Marlboro, Md.	Vincent J. Femia.
Stephan A. Cirillo	Long Beach, Calif.	Clarence S. Hunt.
Murray Cohen	Oklahoma City, Okla.	James R. Eagleton.
Cornelius J. Coleman	Boston, Mass.	Randolph William Thrower.
Spencer Connerat, Jr.	Savannah, Ga.	E. Ormonde Hunter.
Charles N. Cooper	Norfolk, Va.	Jerrold Gladstone Weinberg.
Hal Dean Cooper	Cleveland, Ohio	Beverley Singleton Simms.
Joel B. Cooper	Norfolk, Va.	Jerrold Gladstone Weinberg.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Fredrick R. Cornilles L. Barry Cors	Portland, Oreg. Cincinnati, Ohio	Frank M. Ierulli. Charles F. Hartsock.
John L. Cowlin	Crystal Lake, Ill.	Theodore Jacob Floro.
Max D. Crittenden	Seattle, Wash.	Francis A. LeSourd.
Fred D. Cunningham	Indianapolis, Ind.	Archie Newton Bobbitt.
Daniel G. Cullen	Bloomfield Hills, Mich.	Richard David Grauer.
Danel Willoughby D'Alemberte	Chattahoochee, Fla.	Talbot D'Alemberte.
Michael G. Dave	Los Angeles, Calif.	Robert Hirschman.
Duncan Davidson	San Rafael, Calif.	James Calvin Simpson.
Ronald John Denicola	Cincinnati, Ohio	Earl J. Goldsmith, Jr.
Orrin Leslie Devor	Las Vegas, Nev.	Alfred Becker.
Linus Joseph Dewald, Jr.	Auburn, Calif.	Keith Fogus Sparks.
C. Thomas Dienes	Washington, D.C.	David Ernest Aaronson.
Theodore George Dimitry	New Orleans, La.	J. Barbee Winston.
Jerome Richard D'Isa	McHenry, Ill.	John C. Soffietti.
George W. Dixon	Tacoma, Wash.	Frank August Peters.
Patrick J. Donnelly	Seattle, Wash.	James D. Dubuar.
George Warthen Downs	Richmond, Va.	George D. Gibson.
S. Mahlon Edwards	Las Vegas, Nev.	Elwin C. Leavitt.
Howard Einbinder	Brooklyn, N.Y.	Saul Wilensky.
Nick L. M. Elchinoff	Millbrae, Calif.	Robert J. Smith.
Thomas H. Escott	Tamarac, Fla.	William E. Neely.
Lance Darrell Evans	Norris, Tenn.	George F. McCanless.
Sidney Ezra	Chicago, Ill.	Harold Richter.
James Wells Fagan	Casper, Wyo.	Charles Spencer Aspinwall.
Thomas John Fagan	Casper, Wyo.	Charles Spencer Aspinwall.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Louis F. Fautsch	Dubuque, Iowa	Edward A. McDermott.
Eugene Fisher	Beverly Hills, Calif.	Irving David Friedman.
Gene Flinn	Miami, Fla.	James Lawrence King, III.
Ridgway K. Foley, Jr.	Portland, Oreg.	Kenneth E. Roberts.
Margrett Ford (Miss)	Shreveport, La.	Charles Stephen Ralston.
Douglas Taylor Foster	Sacramento, Calif.	Earl R. Stanley.
Vicente M. Ydrach Fournier	San Juan, P.R.	Jose Luis Novas.
Stephen Richard Frank	Portland, Oreg.	Edwin J. Peterson.
Enoch A. Frederick	Los Altos, Calif.	Herbert L. Faulkner.
Eugene P. Freeman	St. Louis, Mo.	John J. Fitz-Gibbon.
Burton D. Fretz	Santa Maria, Calif.	Sheldon Greene.
Wallace Friedman	Los Angeles, Calif.	Richard Mednick.
Leslie Gray Frye	Winston-Salem, N.C.	Richard Gordon Badgett.
John Uhl Gall	Los Angeles, Calif.	Harry Moore Halstead.
Don R. Gardner	Cincinnati, Ohio	Charles H. Keating, Jr.
Griffin Taylor Garnett, III	Arlington, Va.	Griffin T. Garnett, Jr.
Arthur Sellers Garrett	Washington, D.C.	Marcus Bartlett Finnegan.
Timothy A. Garry	Cincinnati, Ohio	Charles H. Keating, Jr.
Stanley Bernard Gelman	Jacksonville, Fla.	Charles E. Bennett.
Ellis E. Gerdes	Portland, Oreg.	Marian C. Rushing.
Louis Francis Gilligan	Cincinnati, Ohio	Charles H. Keating, Jr.
Donald J. Glazer	North Miami, Fla.	Louis Glazer.
H. Myron Gleason	Portland, Oreg.	David S. Pattullo.
Myron Mike Gold	Miami, Fla.	George Stanley Yochmowitz.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas W. Goldman, Jr.	Meridian, Miss.	Gibson B. Witherspoon.
Larry David Goldstein	St. Petersburg, Fla.	Howard P. Ross.
Stanley M. Goldstein	Miami, Fla.	Barry L. Garber.
Barry Philip Goldstock	Bellflower, Calif.	Robert Edward Sowell.
Courtney Goodman, Jr.	St. Louis, Mo.	Donald K. Gerard.
Stephen E. Gottlieb	St. Louis, Mo.	Sanford E. Sarasohn.
Frank A. Graham, Jr.	Tallahassee, Fla.	Benjamin H. Dickens.
Blair F. Green	Kittanning, Pa.	Chester H. Byerly.
William Waller Green	Hot Springs, Ark.	James W. Chesnutt.
Donald Hoyle Greene	Portland, Oreg.	Thomas K. Thorpe.
Lucien C. Gwin, Jr.	Natchez, Miss.	Landman Teller.
Lucien Clouston Gwin	Natchez, Miss.	Landman Teller.
Donald M. Haddock	Alexandria, Va.	Andrew Pickens Miller.
Charles J. Hafertepu	Denver, Colo.	Harold Taft King.
John Eustace Haigney	New York, N.Y.	Raymond P. O'Keefe.
Thomas Scherer Halligan	Baton Rouge, La.	Jack Edward Yelverton.
James T. Halverson	Minneapolis, Minn.	William John Hempel.
Olger Walter Halverson	West St. Paul, Minn.	David William Thurston.
John Taylor Hand	Croton-on-Hudson, N.Y.	Norman B. Lichtenstein.
Donald D. Harkins	Lexington, Ky.	Henry Vincent Pennington II.
Joseph Woodrow Hatchett	Jacksonville, Fla.	Harvey Erwin Schlesinger.
Clark Heggeness	Long Beach, Calif.	Joseph A. Ball.
Scott Parker Hemleben	Jackson, Miss.	William Calvin Wells, Jr.
Stephen Bennett Herrell	Portland, Oreg.	Robert W. McMenamin.
Ronald L. Hersbergen	Des Moines, Iowa	Robert F. Holz, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Harrison W. Hertzberg	Los Angeles, Calif.	Haskell H. Grodberg.
John Parker Hills	Washington, D.C.	Sol. Gen. Erwin N. Griswold.
David Noren Hobson	Portland, Oreg.	Clarence D. Phillips.
William Kegel Hogan	Washington, D.C.	Sol. Gen. Erwin N. Griswold.
Robert Thomas Hollohan	Washington, D.C.	K. Martin Worthy.
David Holstrom	Sonora, Calif.	Carlos J. Badger.
Donald E. Holt	Florence, Ala.	George W. McBurney.
Meredith Thurmond Holt	Lake Charles, La.	Edmund Etchison Woodley.
Clairmont E. Hormel	Ephrata, Wash.	George A. Kain.
Sydney Ira Horn	Lake Charles, La.	James J. David- son, Jr.
John Henry Houchens	St. Paul, Minn.	David William Thurston.
Vernon Hoven	Missoula, Mont.	Raymond W. Brault.
John W. Howard	Tulsa, Okla.	J. P. Hammond.
Kyle Truett Hubbard	Louisville, Ky.	Joseph E. Stopher.
Charles Roy Huddleson	Fort Collins, Colo.	William Henry Charles Brown.
John E. Humphreys	Dallas, Tex.	Howard A. Moun.
Robert Nicholas Hutchison	Chicago, Ill.	Daniel P. Ward.
Thomas Robert Igleski	Homewood, Ill.	Raymond M. DeFossez.
John Calvin Ingram, Jr.	Springfield, Ga.	Allyn Matthews Wallace.
Earl H. A. Isensee	Minneapolis, Minn.	Wright W. Brooks.
George L. Jenkins	Columbus, Ohio	Harold C. Heiss.
John Jenny	Rome, N.Y.	Francis P. Valone.
J. Kenneth Jensen	La Jolla, Calif.	Jerry J. Williams.
Dennis D. Jerde	Des Moines, Iowa	Donald A. Wine.
John Charles Johanneson	Saint Paul, Minn.	Ronald S. Hazel.
Darrel L. Johnson	Portland, Oreg.	R. R. Bullivant.
James Clifford Johnson	Palmetto, Ga.	Robert J. James.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Wilbur Russell Johnson	Redwood City, Calif.	Henry Arthur Dietz.
William Warren Johnson, Jr.	Birmingham, Ala.	William Douglas Arant.
George H. Jones, Jr.	Washington, D.C.	Winfred R. Mundle.
George Kalinski	Marina Del Rey, Calif.	James T. Stovall III.
Howard Gordon Kaplan	Chicago, Ill.	Kirkpatrick W. Dilling.
David Pirritte Karcher	Miami, Fla.	Donald Dickey Gillis.
Lawrence Sheldon Katz	Miami Beach, Fla.	Jack R. Nageley.
Richard W. Keefe	Los Angeles, Calif.	George Henry Von Gehr.
Jason W. Kellahin	Santa Fe, N. Mex.	William R. Federici.
James D. Kendis	Cleveland, Ohio	Daniel H. Farb.
William John Keough	San Jose, Calif.	John May Burnett.
James. B. Kierce, Jr.	Bessemer, Ala.	Augustine Meaher III.
Donald P. Klekamp	Cincinnati, Ohio	Charles H. Keat- ing, Jr.
David L. Klott	San Francisco, Calif.	Marshall P. Madison.
Dwight L. Koerber	Pittsburgh, Pa.	Samuel P. Delisi.
Konrad D. Kohl	Detroit, Mich.	Harold Helper.
Edward Saul Koppman	Dallas, Tex.	Freeman L. Mittenthal.
Julian P. Kornfeld	Oklahoma City, Okla.	Brian Howard Upp.
Sidney B. Krassner	Miami, Fla.	Parker Davidson Thomson.
Gary P. Kreider	Cincinnati, Ohio	Charles H. Keat- ing, Jr.
Stanley J. Krieger	Washington, D.C.	Milford F. Schwartz.
Harold Kropitzer	Portland, Oreg.	Leon Jourolmon, Jr.
J. Richard Kulerski	Chicago, Ill.	Martin Potter.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Harry Nathan Langfus	Los Angeles, Calif.	Neale Scott.
Victor Woerner Lavenstein	Petersburg, Va.	Eugene R. Marable, Jr.
Earl Robert Layman	Knoxville, Tenn.	Clyde W. Key.
Clifford Taylor Lee	Chicago, Ill.	Peter G. Nash.
James Bracken Lee	Salt Lake City, Utah	George W. Latimer.
McAfee Lee	Knoxville, Tenn.	Clyde W. Key
Nat Lefton	Cleveland, Ohio	Wm. Saxbe.
Rufus Harris Leonard, Jr.	New York, N.Y.	K. Martin Worthy.
John Daly Link	San Francisco, Calif.	Richard A. Knudsen.
Donald L. Lozow	Denver, Colo.	Albert Latham, Jr.
Edward W. Madeira, Jr.	Philadelphia, Pa.	J. B. H. Carter.
James E. Marquardt	Phoenix, Ariz.	William C. Cahill.
Richard L. Maxwell	Chicago, Ill.	Charles E. Ehrhart.
Thomas W. McAlliey	Miami, Fla.	Robert J. Becham.
Michael W. McCarthy	Phoenix, Ariz.	John V. Fels.
Max L. McCausland	Indianapolis, Ind.	William Crips Moore.
M. Aubrey McCleary, Jr.	Baton Rouge, La.	Frank W. Middleton, Jr.
Bruce McEwan	Orlando, Fla.	Louis J. Frey, Jr.
Peden Brown McLeod	Walterboro, S.C.	H. Wayne Unger.
Robert L. McMurray	Cleveland, Tenn.	J. Hallman Bell.
Thomas J. McNally	Cincinnati, Ohio	Charles H. Keating, Jr.
J. Douglas McVay	Phoenix, Ariz.	Frederic W. Heineman.
Gordon H. Miller	Colquitt, Ga.	Edward Jacobson.
John D. Miller	Owensboro, Ky.	William M. Gant.
H. Franklin Minor	Richmond, Va.	William H. King.
Arthur Mitchell	Austin, Tex.	Sam Houston Clinton, Jr.
Jeff Mobley	Russellville, Ark.	William H. Schulze.
John T. Montford	Lubbock, Tex.	Marion I. Key.
Thomas R. Mooney	Orlando, Fla.	Curtis B. Goff.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alan Moorman	Pompano Beach, Fla.	Alan R. Vogeler.
Neil S. Moss	Bennington, Vt.	Manfred W. Ehrich, Jr.
Earle Gordon Murphy	Cleveland, Tenn.	John Edgar Brown III.
Louis Wescott Myers II	Los Angeles, Calif.	Edward Leonard Compton.
Gordon Myse	Appleton, Wis.	Urban P. Van Susteren.
Robert O. Nimtz	Madison, N.J.	Alfred E. Hirsch, Jr.
William Louis Noriega	Miami, Fla.	Stanley Arthur Beiley.
Patrick C. O'Day	Chicago, Ill.	Richard Welton Culver.
James Frank Ogletree, Junior	Greenville, S.C.	Robert Thomas Thompson.
James B. O'Hanlon	Portland, Oreg.	Kenneth E. Roberts.
William A. Oldacre	Montgomery, Ala.	Thos. B. Hill, Jr.
Thomas Mark Painter	Waynesboro, Pa.	Millard A. Ullman.
George Pappas	Akron, Ohio	Louis Andrew Dirker.
Calvin Waverly Parker	Standardsville, Va.	D. B. Marshall.
Daniel D. Peschio, Jr.	Lighthouse Point, Fla.	Henry J. Prominski.
Paul F. Peters	Omaha, Nebr.	William Francis Ryan.
Orlin Celius Peterson	Long Beach, Calif.	John Thomas Moen.
Richard Wayne Peterson	St. Louis, Mo.	Matthew Hale.
Edward James Philbin	San Diego, Calif.	Frank A. Engfelt.
Robert L. Pitler	Denver, Colo.	Carl L. Harthun.
Richard L. Pitt	Oak Harbor, Wash.	Theodore Delano Zylstra.
Otto Pluess III	Oklahoma City, Okla.	James R. Eagleton.
Wm. H. Poole	Portland, Oreg.	Robert B. Duncan.
Craig Porter	San Angelo, Tex.	Curt F. Steib.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gerald Dennis Porter	Chatom, Ala.	Howard G. Scott.
James Dunlop Porter, Jr.	New York, N.Y.	Edward R. Neaher.
Richard C. Porter, Jr.	Louisville, Ky.	J. Leonard Walker.
Clarence A. Potts	Portland, Oreg.	C. Laird McKenna.
Joseph P. Quinlan	Philadelphia, Pa.	John J. Finnegan, Jr., Eivind H. Barth, Jr.
Timothy Joseph Patrick Quinlan	Camden, N.J.	Christopher Tappan Bayley.
Jeremy Richard Randolph	Seattle, Wash.	O. D. Hamlin, Jr. Victor C. Hefferin.
Joseph F. Rankin	Oakland, Calif.	David C. Bland, Jr.
Raymond Michael Rask	Portland, Oreg.	Thomas James Murray, Jr.
Vincent William Rehmet	Houston, Tex.	Thomas James Murray, Jr.
John Louis Reinheimer	Port Clinton, Ohio	Daniel Jay Gallington.
Frank William Reinheimer	Port Clinton, Ohio	Hiller B. Zobel.
Gary Boyd Reimer	Colorado Springs, Colo.	James C. Anders.
Richard W. Renehan	Boston, Mass.	Robert Alexis Green, Jr.
Malcolm Edward Rentz	Columbia, S.C.	John Walter Rapp, Jr.
Robert Franklin Ritch	Gainesville, Fla.	Carl McGrath Shinn.
John B. Roe	Oregon, Ill.	Robert Taft, Jr.
Robert Gammon Rogers	Lamar, Colo.	Chauncey H. Levy.
Irving Howard Rosen	Cincinnati, Ohio	Don H. Sherwood.
Robert I. Ruback	Rockville Centre, N.Y.	Bruce Charles Stone.
Horace Anthony Ruckel	Denver, Colo.	Howard P. Ross.
Peter J. Ruffenach, Jr.	Minneapolis, Minn.	G. Edward Merritt.
Guillermo A. Ruiz	St. Petersburg, Fla.	
Paul P. Rutledge	Metairie, La.	

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Walter Elliott Rutherford, Jr.	New York, N.Y.	Douglas B. Bowring.
Harold J. Ruvoldt, Jr.	Jersey City, N.J.	Harold J. Ruvoldt, Sr.
Carol Ryan (Mrs.)	New York, N.Y.	Mrs. Rena K. Uviller.
Karl I. Salzberg	Beloit, Wis.	Victor P. Kayser.
Harry F. Samuels	Portland, Oreg.	Walter H. Sweek.
Arthur A. Sargent	Atlanta, Ga.	Edgar A. Neely, Jr.
Karl D. Saulpaw, Jr.	Knoxville, Tenn.	Foster D. Arnett.
Jack D. Schaeffer	Cincinnati, Ohio	Richard Charles Witte.
Alan Walter Schefflin	Washington, D.C.	Monroe H. Freedman.
C. L. Mike Schmidt	Dallas, Tex.	Henry David Akin, Jr.
Oscar Edward Schubert	Mount Dora, Fla.	C. E. Duncan.
Tobiane Schwartz (Miss)	Atlanta, Ga.	Mrs. Nancy S. Cheves.
Raymond E. Scott	Detroit, Mich.	Bernard J. Cantor.
Robert L. Seeley	Miami, Fla.	Parker Davidson Thomson.
Donald Eugene Showalter	Harrisonburg, Va.	Thomas J. Wilson, III.
John Robson Sidman	Portland, Oreg.	Thomas W. Simmons.
Cordell Siegel	St. Louis, Mo.	Morris A. Shenker.
Larry L. Skeen	Ripley, W. Va.	William Thomas O'Farrell.
Sanford Jay Slobin	Houston, Tex.	Harry H. Brochstein.
Theodore M. Smith	Denver, Colo.	Ralph Archibald Smith.
William G. Smith	Oklahoma City, Okla.	Elliott C. Fenton.
Theodore Alan Smith	Phoenix, Ariz.	Frederic W. Heineman.
Walter Scott Smith, Jr.	Waco, Texas	Leonard Wayne Scott.
William Joseph H. Smith	Washington, D.C.	Thomas J. Egan.
William Wayne Smith	Birmingham, Ala.	Roscoe B. Hogan.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Abraham D. Sofaer	New York, N.Y.	Telford Taylor.
Joel Sondak	Newark, N.J.	Harry Steiner.
William Cleveland Sprott	Palm Beach, Fla.	Edgar G. Hamilton.
Courtney Wilder Stanton	Atlanta, Ga.	Arthur K. Bolton.
Bruce M. Stargatt	Wilmington, Del.	H. Albert Youny.
E. Blythe Stason, Jr.	New York, N.Y.	Richard Welling- ton McLaren.
Nancy Stearns (Miss)	New York, N.Y.	Arthur Kinoy.
Steven H. Steinglass	Milwaukee, Wis.	William M. Coffey.
Paul George Stemm	Chicago, Ill.	Daniel M. Schuyler.
Donald E. Stephenson	Phoenix, Ariz.	Raymond G. Larroca.
Clarence N. Stevenson	Victoria, Tex.	Kemper Williams, Jr.
Robert S. Stone	Cleveland, Ohio	John T. Corrigan.
Clarence Albert Stromwall	Los Angeles, Calif.	Meyer R. Newman
Harvey S. Swickle	Miami Beach, Fla.	Jack R. Nageley.
William F. Thomas	Portland, Oreg.	Alex L. Parks.
Thomas McIntyre Triplett	Portland, Oreg.	Kenneth E. Roberts.
Richard J. Troy	Chicago, Ill.	Mervin N. Bachman.
Rubin M. Turner	Beverly Hills, Calif.	Bruce P. Wolfe.
Edwin Hill Underwood, Jr.	Miami, Fla.	Donald Dickey Gillis.
Richard A. Von Hoomissen	Portland, Oreg.	Wendell Wyatt.
William Delbert Van Tilburg.	Ashland, Ohio	Wm. Saxbe.
Dennis Hudson Vaughn	Los Angeles, Calif.	Robert Gerhart Lane.
Carl Robert von Hellens	Phoenix, Ariz.	William C. Cahill.
Joseph S. Walko	Ambridge, Pa.	Joseph Michael Stanichak.
Robert Allen Warder	Rapid City, S. Dak.	Robert W. Gunderson.
John E. Watson	St. Petersburg, Fla.	Howard P. Ross.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jack Fielding Wayman Forrest B. Weinberg	Jacksonville, Fla. Cleveland, Ohio	Mark Hulsey, Jr. Irvin John Zipperstein.
Lawrence Anthony Weisensee.	Los Angeles, Calif.	Thomas J. Sullivan.
Robert Jack Welliever	Phoenix, Ariz.	Frederic W. Heineman.
Jack Cecil Wheeler	Albuquerque, N. Mex.	Pat Sheehan.
John Cecil Wheeler	Albuquerque, N. Mex.	Pat Sheehan.
Kendred Alan White	Madisonville, Tenn.	W. E. Michael.
John A. Wiethe	Cincinnati, Ohio	Marvin Nathan Kolstein.
Leonard A. Wilcox, Jr. Albert Wilensky	Detroit, Mich. Miami, Fla.	Jordan Rossen. Robert S. Korschun.
Don E. Wolf	Pittsburgh, Pa.	Henry George Beamer III.
Alan William Wolff	Boston, Mass.	Roy Theodore Englert.
Richard Stevens Woods Jon Lee Woodside	Manning, S.C. Portland, Oreg.	James C. Anders. Emerson Urguhart Sims.
David Michael Worley K. Anthony Wright Richard Crews Wydick	Lubbock, Tex. Lubbock, Tex. San Francisco, Calif.	Miss Joyce Hill. Miss Joyce Hill. Moses Lasky.
Fredric A. Yerke David Samuel Yost	Portland, Oreg. Sarasota, Fla.	Norman J. Wiener. Lawrence J. Robinson.
Jack D. Young	Muleshoe, Tex.	William Hurt Erickson.
Denny Z. Zikes	Portland, Oreg.	Chester E. McCarty.

 SEPTEMBER 15, 1971

Floyd Abrams Don W. Adair	New York, N. Y. San Antonio, Tex.	Lawrence J. McKay. Vernon H. H. Newman.
Elmer W. Adams	Tulsa, Okla.	Harry Lee Dyer.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ralph Wade Adkins	El Paso, Tex.	Joseph A. Calamia.
Donald G. Alexander	Washington, D.C.	Franklin Gabriel Polk.
Thomas R. Allen	Orlando, Fla.	George Walter Johnson.
Walter L. Allen	Montgomery, Ala.	James B. Allen.
William Hogue Allen, Jr.	Auburn, Ala.	Ralph Roger Williams.
John-Edward Alley	Miami, Fla.	Daniel Perkins Smith Paul.
Luis J. Anglade-Delannoy	Guayama, P.R.	John B. Murray, Jr.
Ronald J. Armstrong	Atlanta, Ga.	William Dent Acree.
Kelley Roger Asbury	Catlettsburg, Ky.	Lowell T. Hughes.
Gerald Lee Baliles	Richmond, Va.	Arthur Pickens Miller.
Charles F. Barber	Clearwater, Fla.	Owen S. Allbritton III.
William G. Becker, Jr.	Newark, N.J.	J. William Barba.
Leddy James Bergmann	Portland, Oreg.	Randall Blair Kester.
Sidney Bernstein	Rochester, N.Y.	Jacob A. Stein.
Milton Harwell Bevis, Jr.	Orlando, Fla.	Peter G. Kalogridis.
Robert Otis Binkley	Lewisburg, Tenn.	Knox, Bigham.
George T. Blackburn	Henderson, N.C.	Bennett H. Perry, Jr.
Vincent Craig Blackstock	Tulsa, Okla.	Dwayne C. Pollard.
Harold J. Blank	Portland, Oreg.	Mrs. Jean Lagerquist Lewis.
L. Donald Boden	Santa Barbara, Calif.	Peter J. Samuelson.
Orva Lee Boothby	Niles, Mich.	Boardman Noland.
Edgar R. Bowers	Harriman, Tenn.	G. Wilson Horde, Jr.
Mervin W. Brink	Hillsboro, Oreg.	Wendell Wyatt.
Clifford W. Brown	Lubbock, Tex.	Charles Eugene Benson.
Garthe Brown	Portland, Oreg.	Randall S. Jones.
Allen N. Brunwasser	Pittsburgh, Pa.	Frederick N. Egler.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gary M. Bullock	Portland, Oreg.	Frederick R. Cornilles.
Robert N. Bussey	St. Petersburg, Fla.	John R. Riley.
Lorne R. Campbell	Independence, Va.	Edmund Ivan Adams.
F. Cancino	Washington, D.C.	H. Hugo Perez.
Eugene A. Caputo	Ambridge, Pa.	Robert J. Masters.
Charles J. Casale, Jr.	Trenton, N.J.	George Pellettieri.
Michael P. Casey	St. Louis, Mo.	Robert D. Evans.
Vito H. Catenaro	Weirton, W. Va.	Dominic J. Bianco.
Bertrand J. Close	Portland, Oreg.	Howard M. Feuerstein.
Frank P. Coccozza	Yonkers, N.Y.	M. Victor DiFede.
Terrence Lawrence Comiskey.	Aberdeen, Md.	Richard P. Krauss.
William E. Cordingly	Santa Barbara, Calif.	Richard S. Schubert.
Walter C. Cox, Jr.	Lexington, Ky.	Daniel E. Fowler.
Richard M. Crane	Beverly Hills, Calif.	David M. Hoffman.
Michael A. Curtis	Phoenix, Ariz.	C. Emerson Duncan II.
Roger I. Dallam	Metairie, La.	Nathan Greenberg.
Edward C. Daniels, Jr.	Miami, Fla.	Samuel Blair Ross.
Herbert H. Davis	Prosser, Wash.	Clement W. Parkhurst.
Louis L. Deckter	Tucson, Ariz.	Morris King Udall.
Malcolm L. de la Houssaye	New Orleans, La.	Sumter D. Marks, Jr.
Charles L. Denaburg	Birmingham, Ala.	Karl B. Freidman.
James George Derbes	New Orleans, La.	George M. McCulloch, Jr.
Frank Lanier Dobson	Baton Rouge, La.	Jack P. F. Gremillion.
Joseph Franklin Dush	Willard, Ohio	Martin Kenneth Thornton.
Robert I. Duval	Plainview, N.Y.	Robert Ehrenbard.
Paul A. Echols	El Paso, Tex.	Jack N. Ferguson.
Gilbert Eisenberg	San Francisco, Calif.	Howard E. Beckler.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Wayne Thomas Elliott	Atlanta, Ga.	E. Smythe Gambrell.
Mylan R. Engel	Mobile, Ala.	Ross Diamond, Jr.
Miles D. Evans	Cleveland, Ohio	Wm. Saxbe.
John B. Ewing, Jr.	Kansas City, Mo.	Charles V. Gar- nett.
Carrie L. Fair (Miss)	Washington, D.C.	Howard Alan Glickstein.
Philip H. Faris	Colfax, Wash.	Lawrence Earl Hickman
Victor E. Ferrall, Jr.	Washington, D.C.	Bernard Koteen.
Alfred Fitzpatrick	Carrizo Springs, Tex.	R. Dean Moor- head.
Arnold M. Flamm	Chicago, Ill.	Willard J. Lassers.
Joseph Z. Fleming	Miami, Fla.	Daniel Perkins Smith Paul.
Dermot G. Foley	New York, N.Y.	Richard Fick Purcell.
James Fenton Ford	Kennett, Mo.	William Howard Billings.
Kenneth Wayne Ford	Morgan City, La.	Bernard E. Boudreaux, Jr.
Logene L. Foster	Sugar Land, Tex.	Don T. Schwartz.
Brian Arold Freeman	Columbus, Ohio	Josiah Hillerman Blackmore II.
Richard Lloyd Friedman	New York, N.Y.	Donald Grajales.
Max Carleton Garrick	Whittier, Calif.	Abner M. Fritz.
Franklin Geerdes	Chula Vista, Calif.	A. Bruce Ferguson.
Jefferson D. Giller	Houston, Tex.	James F. Weiler.
Henry Douglas Ginger	Lake City, Ark.	Rodney Parham.
Saul William Goldstein	Jacksonville, Fla.	Albert J. Datz.
Dewey Jude Gonsoulin	Beaumont, Tex.	Robert Quentin Keith.
Bennett Samuel Gordon	Worcester, Mass.	Robert Joseph O'Keefe.
Robert Max Gordon	Corvallis, Oreg.	Robert G. Ringo.
Deryl Lee Gotcher	Tulsa, Okla.	G. Ellis Gable.
Herbert Thomas Greenholtz, Jr.	Albany, Ga.	Jerry W. Brimberry.
David D. Griffin	New York, N.Y.	John W. Galiardo.
Walter C. Grosjean	Wooster, Ohio	John C. Johnston, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Gurland	New York, N. Y.	Richard H. Buechner.
Dennis Blaine Haase	Los Angeles, Calif.	Donald A. Gardiner, Jr.
Burt Haberman	Tucson, Ariz.	William Ronald Malsh.
Everett Isaiah Hall	Indianapolis, Ind.	Robert Lee Brokenburr.
Joseph Halpern	New York, N. Y.	Irving Gerstman.
John Arthur Hamilton	Detroit, Mich.	Raymond A. Ballard.
John Patrick Hand	Douglas, Wyo.	William J. Wehrli.
Stuart Allen Handmaker	Louisville, Ky.	Edgar Alan Zingman.
James C. Hardman	Chicago, Ill.	Charles Windsor Singer.
James H. Harries	Scottsdale, Ariz.	Richard J. Hertzberg.
Eugene Starke Harris	Pine Bluff, Ark.	Reginald A. Eilbott.
Thomas E. Harris	Lexington, Ky.	Daniel E. Fowler.
John R. Hart	Yuma, Ariz.	James Duke Cameron.
William B. Haughton	Los Angeles, Calif.	Paul P. Selvin.
James William Hayes	Beverly Hills, Calif.	Samuel Stanley Zagon.
Robert G. Hebert	New Orleans, La.	Cicero C. Sessions.
James M. Higgins	Manchester, Conn.	Francis James MacGregor.
John William Hinchey	Atlanta, Ga.	Robert J. Castellani.
I. Leonard Hoffman	Philadelphia, Pa.	John J. Poserina, Jr.
Sanford W. Hornwood	Los Angeles, Calif.	John J. Stanton.
Harry M. Hull	Washington, D.C.	Mrs. Ellen Lee Park.
William D. Hunter	Morgan City, La.	Bernard Edward Boudreaux, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John K. Hyun	Honolulu, Hawaii.	John Frederick Zimmermann.
Howard Foute Jarvis	Knoxville, Tenn.	Charles D. Snapp.
Donald Deane Johnson	Madison, Wis.	G. Burgess Ela.
Frederick P. Johnston	Park Ridge, Ill.	Helmuth A. Wegner.
Robert Gilbert Johnston	Honolulu, Hawaii.	John H. Clough.
Douglas Inge Johnstone	Mobile, Ala.	Robert F. Adams.
Ralph B. Jordan, Jr.	Bakersfield, Calif.	Dennis N. Reid.
W. Daniel Kearney	Bradenton, Fla.	William Caleb Grimes.
John Paul Killeen	Los Angeles, Calif.	Franklin H. Wilson.
Paul Van Kilpatrick, Jr.	Columbus, Ga.	W. Edward Swinson.
John L. King	Dallas, Tex.	Henry Louis Nichols.
Martin Edward King	Mamaroneck, N.Y.	Donald P. Muccigrosso.
Herbert M. Klein	Miami, Fla.	John B. Orr, Jr.
Larry Harold Kline	Charleston, S.C.	Stanley Horton Kohn.
Heyman Charles Korn	New Orleans, La.	Robert Goodhart Polack.
John Harlan Kottkamp	Pendleton, Oreg.	George H. Corey.
James Britton Lamb	Fort Worth, Tex.	Joshua Green.
Jeffrey Edward Lamson	Des Moines, Iowa.	David William Belin.
Edith J. Lapidus (Mrs.)	New York, N.Y.	Benjamin S. Rosenthal.
Norvie Lee Lay	Louisville, Ky.	Ralph S. Petrilli.
Wallace Clayton LeBrun	Metairie, La.	Paul F. Rogyom.
Stephen B. Lewallen	Gainesville, Fla.	James Frederick Lang.
John R. Lewis	Freeport, N.Y.	William Cahn.
William Libowitz	Miami, Fla.	Henry J. Scroope, Jr.
Alfred Sol Lippman	Morgan City, La.	Bernard Edward Boudreaux, Jr.
Mitchell J. Lipcon	Miami, Fla.	Edward Gerald Rubinoff.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Howard David Lowrance	Jackson, Miss.	Julian Paul Lawson.
Curtis Ludwig	Kennewick, Wash.	Clement W. Parkhurst.
Gerald Luhman	Los Angeles, Calif.	Joseph Francis Bosio.
Stanley Neil Lupkin	New York, N.Y.	Michael Robin Juviler.
Robert J. Masterson	San Jose, Calif.	Robert Liddell Webb.
James L. May, Jr.	Mobile, Ala.	Robert F. Adams.
Robert T. Mayer	New York, N.Y.	Joseph L. Sharon.
William Kent McCarter	Willoughby, Ohio	Robert Henry Gilcher.
William F. McCarthy, Jr.	Rockville, Md.	Roy W. Butrum.
John R. McDonald	Tucson, Ariz.	Evo DeConcini.
John Patrick McDonnell	Brooklyn, N.Y.	Victor P. Triolo.
Joseph Ussery McDow	Atlanta, Ga.	James L. Mayson.
Edward Clayton McFaddin	Oak Ridge, Tenn.	G. Wilson Horde, Jr.
James M. McNally	Ventura, Calif.	Richard E. Erwin.
Robert H. Measle	Lexington, Ky.	Daniel E. Fowler.
Ralph Meyer	Los Angeles, Calif.	Max L. Bernbaum.
Richard Everett Miles	Fort Worth, Tex.	Beale Dean.
Robert J. Miller	Portland, Oreg.	George Black, Jr.
Richard Mizrack	New York, N.Y.	Howard N. Golden.
William Clarence Moore	Columbus, Ga.	W. Edward Swinson.
John W. Montgomery	South Bend, Ind.	Myron J. Hack.
Leslie W. Morris II	Lexington, Ky.	Gladney Harville.
Charles B. Mosier	Davison, Mich.	Louis B. Traycik.
Ann Mufson (Mrs.)	Edison, N.J.	Peter M. Siegel.
Joseph James Muratore	Racine, Wis.	Lyman B. Gillett.
M. Charles Nackley, Jr.	Miami, Fla.	William W. Bailey.
Carl R. Neil	Portland, Oreg.	Dennis John Lindsay.
Lawrence Newman	New York, N.Y.	David Goldberg.
Ray C. Norvell	Atlanta, Ga.	Nathaniel Martin McFarland.
Arthur H. Ogle	Mankato, Minn.	George T. Vogel.
Charles Ronald Olbrysh	Cleveland, Ohio	Carol G. Emerling.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Emmett O'Rourke	Pendleton, Oreg.	George H. Corey.
Louis Stanley Paige	Washington, D.C.	Maurice S. Meyer.
Robert I. Paller	Atlanta, Ga.	Hoke Smith.
Harold Dean Parkman	Mobile, Ala.	Charles B. Arendall, Jr.
James Grey Pattillo	Santa Barbara, Calif.	Peter Watson Billings.
Paul Perona, Jr.	Spring Valley, Ill.	Robert A. Kroll.
Benjamin Phelosof	Rochester, N.Y.	Robert F. Wood.
Margaret Polivy	Washington, D.C.	Henry Geller.
Elisha C. Poole	Greenville, Ala.	Ira DeMent, III.
William Prickett	Wilmington, Del.	Warren B. Burt.
Richard H. Prins	Chicago, Ill.	Willard J. Lassers.
John Foley Pugh, Jr.	Thibodaux, La.	Richard Jerald Dodson.
William Edward Rachels, Jr.	Norfolk, Va.	John Milton Hollis.
Marvin K. Rasnick	Worcester, Mass.	John F. Killeen.
Bobby J. Rawls	Morgan City, La.	Bernard Edward Boudreaux, Jr.
Donald H. Reed, Jr.	Boca Raton, Fla.	Lewis Deschler, II.
Charles A. Reid, Jr.	Plainfield, N.J.	Edward W. Beglin, Jr.
Eldon H. Reiley	Spokane, Wash.	Scott Bruce Lukins.
Samuel Hynes Riggs, Jr.	Tulsa, Okla.	Russell Hunt Smith.
Jack Coleman Rinard	Tampa, Fla.	James B. McDonough, Jr.
Owen G. Roberts, Jr.	Columbus, Ga.	W. Edward Swinson.
William Logan Roberts	Kansas City, Kans.	Francis D. Menghini.
Moses K. Rosenberg	Harrisburg, Pa.	Gilbert Nurick.
Gerald H. Robinson	Portland, Oreg.	Frank M. Ierulli.
John Carver Ross, Jr.	El Paso, Tex.	Joseph A. Calamia.
Charles W. Runyan	Frankfort, Ky.	George F. Rabe.
Kenneth B. Sabo	La Mirada, Calif.	Karl William Lee.
David A. Saichek	Milwaukee, Wis.	Irving D. Gaines.
Eleanor Levingston Schockett (Mrs.)	North Miami, Fla.	Kalman Ress.
Kenneth Leon Schreiber	Los Angeles, Calif.	Bertram H. Ross.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gabriel B. Schwartz	New York, N.Y.	Thomas Barrett Leary.
Gerald Allen Schwartz	Brooklyn, N.Y.	Irwin Weinbaum.
Jack Burton Schwartz	Portland, Oreg.	Robert L. Sabin, Jr.
Harold Ellis Shabo	Los Angeles, Calif.	James A. Cobey.
John G. Shaft	Grand Forks, N. Dak.	Thomas L. Degnan.
Jerome H. Shevin	Coral Gables, Fla.	Robert L. Floyd.
Stephen E. Silver	Phoenix, Ariz.	K. Martin Worthy.
Lou Ann Pletz Simpson (Mrs.)	Des Moines, Iowa	Lyle Lee Simpson.
Harold L. Sims	El Paso, Tex.	William C. Peticolas.
Fred T. Smart	Seattle, Wash.	Elvin P. Carney.
Brice Linton Smith	Portland, Oreg.	John R. Sidman.
George E. Smith, Jr.	Janesville, Wis.	George S. Geffs.
Horace Smith, Jr.	Daytona Beach, Fla.	Robert Palm Miller.
J. Lloyd Smith	Kingston, Tenn.	G. Wilson Horde, Jr.
George A. Spencer	Columbia, Mo.	John H. Hendren, Jr.
George C. Spradling	Wichita, Kans.	Henry V. Gott.
Stephen David Strauss	Cincinnati, Ohio	Robert Taft, Jr.
James Armer Stolpestad	Saint Paul, Minn.	Lane C. Fridell.
George Frank Surgent	Clifton, N.J.	Frank A. Carlet.
Arthur T. Susman	Chicago, Ill.	A. Bradley Eben.
Barry Tarlow	Los Angeles, Calif.	William Andersen Dougherty.
Charles Mackey Thompson	Fort George G. Meade, Md.	William H. Blackmarr.
Nick A. Tomasic	Kansas City, Kans.	Francis David Menghini.
Richard Tyndall	Winston-Salem, N.C.	William Pendleton Sandridge.
Robin A. Vaillancourt	Largo, Fla.	Carleton L. Weidemeyer.
George J. Wade	New York, N.Y.	Bruce Ditmas Bromley.
Cornelius Francis Walker	Atlanta, Ga.	Allyn Matthews Wallace.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Alford Wall	Atlanta, Ga.	William Dent Acree.
James Alan Walrath	Milwaukee, Wisc.	Percy L. Julian, Jr.
Michael J. Walsh	Portland, Oreg.	George W. Mead.
William W. Weaver	Mentor-on-the- Lake, Ohio.	Sheldon Richard Walker.
Sarah Ragle Weddington	Austin, Tex.	Judge Sarah T. Hughes.
Herbert Weinsoff	Ellenville, N.Y.	Albert I. Lonstein.
Paul B. Wells	San Diego, Calif.	Francis R. Kirkham.
James E. Wharton	Orlando, Fla.	Donald T. Senterfitt.
Stansell E. Whiteside	Altus, Okla.	Robert B. Harbison.
Elliott Tuttle Williams, Jr.	Birmingham, Ala.	Frank M. Bainbridge.
Joseph Gerard Williams	New York, N.Y.	Philip Weiss.
Michael Kenneth Wilson	Jacksonville, Ark.	Raymond H. Thornton, Jr.
Philip R. Wimbish	Tulsa, Okla.	Harry L. Dyer.
Erwin N. Witt	Rochester, N.Y.	Sydney R. Rubin.
Robert Stuart Wolf	New York, N.Y.	John E. F. Wood.
David Reginald Young	New York, N.Y.	President Richard M. Nixon.
Hardaway Young, III	Decatur, Ga.	John Wayne Moulton.
Hyman Herman Zand	Long Beach, N.Y.	Peter J. McCormack, Jr.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

OCTOBER 4, 1971

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Donald Richard Schultz	Rapid City, S. Dak.	James G. Abourezk.
Robert Lincoln Nolan	Oakland, Calif.	Sol. General Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Irwin L. Schroeder	San Diego, Calif.	William M. Cohen.
Allan Abbot Tuttle	Washington, D.C.	Sol. General Erwin N. Griswold.
Harry Rubenstein Sachse	Washington, D.C.	Sol. General Erwin N. Griswold.
Jules L. Spodek	New York, N.Y.	Cyrus A. Ansary.
James M. Bullers	Bossier City, La.	Bruce Dana Viles.
Stanley David Schwartz	Washington, D.C.	Sol. General Erwin N. Griswold.
Harold Kirby Grune	Stony Point, N.Y.	J. Martin Cornell.

Adjourned until Tuesday, October 12, 1971, at 10 o'clock.

The day call for Tuesday October 12, 1971, will be as follows: Nos. 70-29, 70-58, 70-77, 70-90, and 70-63 (and 70-65).

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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. 70-127. Cecil Hicks, District Attorney, County of Orange, California, et al., appellants, *v.* Pleasure House, Inc., et al. Appeal from the United States District Court for the Central District of California. The appeal is dismissed for want of jurisdiction. Opinion *per curiam*.

APPEALS—SUMMARY DISPOSITION

No. 70-111. William Wall 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 properly presented federal question.

No. 70-201. Philip J. Levin and Bridgewater Leasing Corp., appellants, *v.* Township Committee of the Township of Bridgewater et al. Appeal from the Supreme Court of New Jersey. The appeal is dismissed for want of a substantial federal question.

No. 70-226. Maryland Community Developers, Inc., appellant, *v.* State Roads Commission of Maryland. Appeal from the Court of Appeals of Maryland. The appeal is dismissed for want of a substantial federal question.

No. 70-296. Shirley M. Spellerberg, appellants, *v.* Tom Adams, etc., et al. Appeal from the Supreme Court of Florida. The appeal is dismissed for want of a substantial federal question.

No. 70-331. Second United Presbyterian Church of Johnstown, appellant, *v.* Presbytery of Albany. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of a substantial federal question.

No. 70-5140. Bernice W. Cole, appellant, *v.* Salvatora S. Nigro, Judge, etc. Appeal from the Supreme Court of Missouri. The appeal is dismissed for want of a substantial federal question.

No. 71-31. Kinney Car Corporation et al., appellants, *v.* 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. 71-59. Gerald R. Hershberger et ux., appellants, *v.* City of Troy et al. Appeal from the Court of Appeals of Michigan. The appeal is dismissed for want of a substantial federal question.

No. 71-193. Chicago, Milwaukee, St. Paul and Pacific Railroad Company, appellant, *v.* Washington. Appeal from the Supreme Court of Washington. The appeal is dismissed for want of a substantial federal question.

No. 70-133. Rudolph Strasbourg, 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 and case set for oral argument.

No. 70-214. William Pinson, etc., 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. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 71-18. Elva Anne Pacheco, appellant, *v.* Ferdie Pacheco. Appeal from the Supreme Court of Florida. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 71-197. Joseph Rogoff, etc., appellant, *v.* Arvid Anderson, as Director of the Office of Collective Bargaining 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. Mr. Justice Stewart and Mr. Justice Marshall are of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 71-5023. Arthur Haynes and Helidor Martinez, appellants, *v.* New York. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of a substantial federal question. Mr. Justice Brennan is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 70-146. Southern Governors' Conference et al., appellants, *v.* United States et al.; and

No. 70-147. Aberdeen and Rockfish Railroad Company et al., appellants, *v.* United States et al. Appeals from the United States District Court for Eastern District of Louisiana. Judgment vacated and cases remanded to the United States District Court for the Eastern District of Louisiana with directions to dismiss the proceedings as

moot insofar as they involve the formulation of the terms of remand to the Interstate Commerce Commission.

No. 70-157. Admiral-Merchants Motor Freight, Inc., et al., appellants, *v.* United States et al. Appeal from the United States District Court for the District of Colorado. Judgment affirmed.

No. 70-329. Syufy Enterprises, appellant, *v.* United States et al. Appeal from the United States District Court for the Southern District of New York. Judgment affirmed.

No. 70-184. Robert G. Pope et al., appellants, *v.* Harold B. Haimowitz 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 with directions to dismiss the proceedings as moot.

No. 70-328. United Federation of Postal Clerks, appellant, *v.* Winton M. Blount, as Postmaster General of the United States. Appeal from the United States District Court for the District of Columbia. Judgment affirmed. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 70-178. Nick F. DeMartino et ux., appellants, *v.* Olga Scarpetta and Spence-Chapin Adoption Service. 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. 70-5172. James H. Quarles, appellant, *v.* Texas et al. Appeal from the United States Court of Appeals for the Fifth 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. 70-5190. Edwin L. Clark, appellant, *v.* Walter E. Craven, Warden. Appeal from the United States Court of Appeals for the Ninth 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. 71-131. James Ramos, appellant, *v.* Louisiana. 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.

No. 71-181. Vivian Watkins et al., appellants, *v.* William B. Grover, Trustee in Bankruptcy. Appeal from the United States Court of Appeals for the Ninth 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. 71-5071. Boyd Eugene Taylor and David L. Taylor, appellants, v. Emma Donaldson. 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. 70-237. Beaufort Transfer Company et al., appellants, v. United States et al. Appeal from the United States District Court for the Eastern District of Missouri. The appeal is dismissed for failure to docket case within time prescribed by Rule 13 of the Rules of this Court. *Shapiro v. Doe*, 396 U.S. 488.

No. 71-63. Andrew Juras, individually and in his capacity as Administrator of the Oregon Public Welfare Division, appellant, v. Sharon Lee Meyers, et al. Appeal from the United States District Court for the District of Oregon. The motion of the appellees for leave to proceed *in forma pauperis* is granted. The motion of Harold O. Swank et al., for leave to intervene and to adopt the jurisdictional statement is denied. Judgment affirmed.

CERTIORARI—SUMMARY DISPOSITION

No. 70-114. Cecil Hicks, District Attorney of the County of Orange, State of California, petitioner, v. Grove Press, Inc. 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 reconsideration in light of *Perez v. Ledesma*, 401 U.S. 82. Mr. Justice Douglas took no part in the consideration or decision of this case.

No. 70-122. Herbert Edward Burgin, petitioner, v. South Carolina. On petition for writ of certiorari to the Supreme Court of South Carolina. Petition for writ of certiorari granted and judgment reversed. *Redrup v. New York*, 386 U.S. 767. The Chief Justice and Mr. Justice Blackmun dissent.

No. 70-164. Police Jury of the Parish of Vermilion, petitioner, v. Alton Hebert. On petition for writ of certiorari to the Supreme Court of Louisiana. Petition for writ of certiorari granted, judgment reversed. *Cipriano v. City of Houma*, 395 U.S. 701; *City of Phoenix v. Kolodziejwski*, 399 U.S. 204 and *Stewart v. Parish School Board of the Parish of St. Charles*, 400 U.S. 884.

No. 70-5078. John Latham, petitioner, v. John J. Tynan, Commissioner of Motor Vehicles of Connecticut. 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 *Bell v. Burson*, 402 U.S. 535.

ORDERS IN PENDING CASES

No. A-342. United States ex rel. Angelo Bruno Annaloro, petitioner, *v.* Albert Elias, Superintendent, Yardville Youth Reception and Detention Center. The application for bail presented to Mr. Justice White, and by him referred to the Court, is denied. Dissenting opinion by Mr. Justice Douglas. Mr. Justice Brennan took no part in the consideration or decision of this application.

No. A-385. Inmates of Attica Correctional Facility, petitioners, *v.* Nelson Rockefeller, Governor, et al. The application for a temporary restraining order or injunction presented to Mr. Justice Marshall, and by him referred to the Court, is denied. Dissenting opinion by Mr. Justice Douglas.

No. A-389. David E. Allgood, an infant, etc., et al., petitioners, *v.* Carlotta Mozelle Brewer et al. The application for a stay of the order of the United States District Court for the Eastern District of Virginia presented to the Chief Justice, and by him referred to the Court, is denied.

No. ——. H. Ralph Jackson et al., appellants, *v.* Buford Ellington et al. The motion of appellee Canale to dismiss the cause pursuant to Rule 14(3) of the Rules of this Court is granted.

No. 45, Original. State of Washington et al., plaintiffs, *v.* General Motors Corporation et al. The motion of the Heart Disease Research Foundation for leave to intervene and to participate in oral argument is denied. The motion of the Attorney General of California for leave to participate in oral argument, as *amicus curiae*, is denied.

No. 154, October Term, 1970. Ronald James et al., appellants, *v.* Anita Valtierra et al.; and

No. 226, October Term, 1970. Virginia C. Shaffer, appellant, *v.* Anita Valtierra et al. The motions of the appellees to be relieved of costs is denied.

No. 281, October Term, 1970. James E. Swann et al., petitioners, *v.* Charlotte-Mecklenburg Board of Education et al. Pursuant to the motion of petitioners to tax costs herein, it is ordered that one-half of the taxable costs herein shall be allowed to the petitioners, to be paid by the respondents.

No. 68-5009. Donald Felix Schneble, petitioner, *v.* Florida. The motion to use the record in No. 1070 Misc., October Term, 1967, is granted.

No. 68-5027. Earnest James Aikens, Jr., petitioner, *v.* California;

No. 69-5003. William Henry Furman, petitioner, *v.* Georgia;

No. 69-5030. Lucious Jackson, Jr., petitioner, *v.* Georgia; and

No. 69-5031. Elmer Branch, petitioner, *v.* Texas. The motions of James V. Bennett et al.; The National Association for the Advance-

ment of Colored People et al.; and The Synagogue Council of America and its Constituents et al., for leave to file briefs, as *amici curiae*, are granted. The motion of American Civil Liberties Union for leave to file a brief, as *amicus curiae*, is granted. The motion of the respondent in No. 68-5027 for leave to proceed on original record is granted.

No. 69-4. Joseph Arthur Zicarelli, appellant, *v.* The New Jersey State Commission of Investigation. The motion of National District Attorneys Association et al., for leave to participate in oral argument, as *amici curiae*, is denied. Mr. Justice Brennan took no part in the consideration or decision of this motion.

No. 69-5. D. H. Overmyer Co., Inc., of Ohio, et al., petitioners, *v.* Frick Company. The motion of The Ohio State Legal Services Association et al., for leave to file a brief, as *amici curiae*, and the motion to dispense with printing are granted.

No. 69-5001. Lyman A. Moore, petitioner, *v.* Illinois. The motion of the petitioner to proceed on original record is granted. The motion 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.

No. 69-5035. Frank Johnson, appellant, *v.* Louisiana. The motion of the appellant for additional time for oral argument is denied.

No. 70-2. United States, appellant, *v.* 12 200-Ft. Reels of Super 8mm. Film et al. Thomas H. Kuchel, Esquire, of Beverly Hills, California, a member of the Bar of this Court, is invited to brief and argue this case, as *amicus curiae*, in support of the judgment below.

No. 70-4. Sally M. Reed, appellant, *v.* Cecil R. Reed, Administrator, etc.; and

No. 70-5026. Claude Alexander, petitioner, *v.* Louisiana. The motion of the National Federation of Business and Professional Women's Clubs, Inc., for leave to file a brief, as *amicus curiae*, is granted.

No. 70-6. Nellie Swarb et al., appellants, *v.* William M. Lennox et al. The motion of The Pennsylvania Credit Union League for leave to participate in oral argument, as *amicus curiae*, is denied. The motion of the Pennsylvania Bankers Association for leave to file a brief, as *amicus curiae*, is granted.

No. 70-8. United States, petitioner, *v.* Sandra Denise Johnson. The motion to dismiss under Rule 60(2) is granted.

No. 70-9. Evelle J. Younger et al., appellants, *v.* Robert O. Gilmore, Jr., et al. The motion of the appellees for the appointment of counsel is granted, and it is ordered that John E. Wahl, Esquire, of San Francisco, California, be, and he is hereby appointed to serve as counsel for the appellees in this case.

No. 70-18. Jane Roe et al., appellants, *v.* Henry Wade; and

No. 70-40. Mary Doe et al., appellants, *v.* Arthur K. Bolton, as Attorney General of the State of Georgia, et al. The motions of the

National Legal Program on Health Problems of the Poor et al.; American Ethical Union et al.; Planned Parenthood Federation of America, Inc., et al.; American Association of University Women et al.; and New Women Lawyers et al., for leave to file briefs, as *amici curiae*, are granted. The motions of Robert L. Sassone; and State Communities Aid Association for leave to file briefs, as *amicus curiae*, are granted. The motion of appellants for additional time for oral argument, in No. 70-18, is denied. The motion of American College of Obstetricians and Gynecologists et al., for leave to file a brief, as *amici curiae* in No. 70-40, is granted.

No. 70-19. United States, appellant, *v.* William R. Marion and Samuel C. Cratch. The motion of Appellee Cratch for leave to proceed *in forma pauperis* is granted. The motion of National Association of Criminal Defense Lawyers for leave to participate in oral argument, as *amicus curiae*, is denied.

No. 70-34. Sierra Club, petitioner, *v.* Rogers C. B. Morton, Individually, and as Secretary of the Interior of the United States, et al. The motion of American National Cattlemen's Association et al., for leave to file a brief, as *amici curiae*, is granted. The motion of the petitioner for additional time for oral argument is denied.

No. 70-47. Florence Diffenderfer and Nishan Paul, appellants, *v.* Central Baptist Church of Miami, Florida, Incorporated, et al. The motion of appellant, Diffenderfer, for additional time for oral argument is denied.

No. 70-51. Edgar D. Whitcomb, Governor of Indiana, etc., et al., appellants, *v.* Don Affeldt et al. The application for a stay presented to Mr. Justice Marshall, and by him referred to the Court, is denied.

No. 70-54. Victory Carriers, Inc., et al., petitioners, *v.* Bill Law. The motion of The National Maritime Compensation Committee for leave to file an untimely brief, as *amicus curiae*, is denied.

No. 70-57. United States, petitioner, *v.* Earl Caldwell. The motion of respondent for additional time for oral argument is denied. The motion of The Washington Post Company and Newsweek, Inc., for leave to participate in oral argument, as *amici curiae*, is denied. The motion of the New York Times et al., for leave to participate in oral argument, as *amici curiae*, is denied.

No. 70-85. Paul M. Branzburg, petitioner, *v.* John P. Hayes, Judge, etc., et al.; and

No. 70-94. In the Matter of Paul Pappas, petitioner. The motion of The Solicitor General to participate in oral argument, as *amicus curiae*, in support of the respondent in each case is granted. The Solicitor General is allotted 15 minutes for his argument in each case. Counsel for the petitioner is allotted fifteen additional minutes to argue in each case. The motions of The American Newspaper Guild, AFL-CIO,

CLC; and American Newspaper Publishers Association for leave to file briefs, as *amicus curiae*, are granted, in No. 70-85.

No. 70-60. 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 to substitute Ruth M. Garvin, as Executrix of Estate of George K. Garvin in place of George K. Garvin, deceased, is granted.

No. 70-73. Marvin Miller, appellant, *v.* California. The motion of the American Civil Liberties Union et al., for leave to file a brief, as *amici curiae*, is granted.

No. 70-75. Moose Lodge No. 107, appellant, *v.* K. Leroy Irvis et al. The motions of Washington State Federation of Fraternal, Patriotic, City and Country Clubs; The Lawyers' Committee for Civil Rights Under Law; and Benevolent and Protective Order of Elks of the United States for leave to file briefs, as *amicus curiae*, are granted. The motion of American Jewish Committee et al., for leave to file, as *amici curiae*, is granted.

No. 70-77. North Carolina, petitioner, *v.* Wayne Claude Rice. The motion of the Prison Research Council for leave to file a brief, as *amicus curiae*, is granted.

No. 70-78. Affiliated Ute Citizens of the State of Utah et al., petitioners, *v.* United States et al. The motion of Ute Indian Tribe of the Uintah and Ouray Reservations et al., for leave to file a brief, as *amici curiae*, is granted. The motion of The Native American Rights Fund for leave to file a brief, as *amicus curiae*, is granted. Upon consideration of the motion of the Solicitor General for additional time for oral argument, the petitioners are allotted forty minutes for oral argument. The Solicitor General is allotted twenty minutes for oral argument and the other respondents are allotted twenty minutes for oral argument.

No. 70-88. S&E Contractors, Inc., petitioner, *v.* United States. The motion of The American Bar Association for leave to participate in oral argument, as *amicus curiae*, is denied.

No. 70-90. John Schilb et al., appellants, *v.* Vincent P. Kuebel, etc. The motion of Frederick Douglas Andrews for leave to file a brief, as *amicus curiae*, to dispense with printing and for leave to participate in oral argument, as *amicus curiae*, is denied.

No. 70-97. Norfolk and Western Railway Company, petitioner, *v.* Richard Nemitz et al. The motion of the United Transportation Union for leave to file a brief, as *amicus curiae*, is denied.

No. 70-113. Ford Motor Company, appellant, *v.* United States et al. The joint motion for additional time for oral argument is granted and both appellant and appellees are hereby granted fifteen additional minutes for oral argument.

No. 70-250. Robert B. Carleson et al., appellants, *v.* Nancy Remillard, etc., et al.;

No. 70-5305. Florence Dignesualdo et al., appellants, *v.* Con F. Shea et al.; and

No. 71-183. The Agua Caliente Band of Mission Indians, by and through its Tribal Council, et al., petitioners, *v.* The County of Riverside, California. The Solicitor General is invited to file a brief in each of these cases expressing the views of the United States. The motion for the reinstatement of the stay of the injunctive order in No. 70-250, is denied.

No. 70-5033. Earl A. Love, petitioner, *v.* The Pullman Company. The motion of The National Association for the Advancement of Colored People for leave to file a brief, as *amicus curiae*, is granted.

No. 70-5039. Margarita Fuentes et al., appellants, *v.* Robert L. Shevin, Attorney General of Florida, et al. The motion of The National Consumer Law Center and the Urban Law Institute for leave to file a brief, as *amici curiae*, and the motion to dispense with printing *amici curiae* brief, are granted.

No. 70-5045. Donald Lindsey et al., appellants, *v.* Dorothea M. Normet et al. The motions of Legal Services of Greater Miami, Inc.; New Hampshire Legal Assistance; Memphis and Shelby County Legal Services Association, Inc.; June Brooks; Vermont Legal Aid, Inc.; Western Center on Law and Poverty; Legal Aid Society of Louisville; and Legal Aid Bureau, Inc., for leave to file briefs, as *amicus curiae*, are granted. The motions of Community Action for Legal Services, Inc., et al.; and Allen County Legal Aid Society et al., for leave to file briefs, as *amici curiae*, are granted. The Chief Justice and Mr. Justice Marshall would deny these motions.

No. 71-377. Albert Elias, Superintendent, Yardville Youth Reception and Correction Center, petitioner, *v.* Gerardo Catena. The motion for stay and the counter application for bail is denied. Dissenting opinion by Mr. Justice Douglas. Mr. Justice Brennan took no part in the motion and application.

APPEALS—JURISDICTION NOTED

No. 70-69. United States, appellant, *v.* George Joseph Orito. Appeal from the United States District Court for the Eastern District of Wisconsin. In this case probable jurisdiction noted.

No. 70-212. Northeast Airlines, Inc., et al., appellants, *v.* New Hampshire Aeronautics Commission et al. Appeal from the Supreme Court of New Hampshire. In this case probable jurisdiction noted.

No. 70-161. Elliot L. Richardson, Secretary of Health, Education and Welfare, appellant, *v.* Radie Wright, et al.; and

No. 70-5211. Radie Wright et al., appellants, *v.* Elliot L. Richardson et al. Appeals from the United States District Court for the District of Columbia. Motion of appellants for leave to proceed *in forma pauperis* in No. 70-5211, granted. In these cases probable jurisdiction noted, cases consolidated and a total of one hour allotted for oral argument.

No. 70-5064. Ruth J. Jefferson et al., appellants, *v.* Burton G. Hackney et al. Appeal from the United States District Court for the Northern District of Texas. Motion of appellants for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction noted.

No. 70-5106. Richard Grayned, appellant, *v.* City of Rockford. Appeal from the Supreme Court of Illinois. Motion of appellant for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction noted, case consolidated with No. 70-87 and a total of one hour allotted for oral argument.

CERTIORARI GRANTED

No. 70-99. Evansville-Vanderburgh Airport Authority District et al., petitioners, *v.* Delta Airlines, Inc., et al. Petition for writ of certiorari to the Supreme Court of Indiana granted.

No. 70-188. Pecola Annette Wright et al., petitioners, *v.* Council of the City of Emporia et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted.

No. 70-251. Lionel Adolph Joseph, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted.

No. 70-286. Iowa Beef Packers, Inc., petitioner, *v.* Edward D. Thompson et al. Petition for writ of certiorari to the Supreme Court of Iowa granted.

No. 70-295. First National City Bank, petitioner, *v.* Banco Nacional de Cuba. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. 70-305. Commissioner of Internal Revenue, petitioner, *v.* First Security Bank of Utah, N. A. et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit granted.

No. 70-87. Police Department of the City of Chicago et al., petitioners, *v.* Earl D. Mosley. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted. Case consolidated with No. 70-5106 and a total of one hour allotted for oral argument.

No. 70-267. National Labor Relations Board, petitioner, *v.* Robert Scrivener dba AA Electric Company. Motion to dispense with printing respondent's brief and petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted.

No. 70-130. United States, petitioner, *v.* Scotland Neck City Board of Education et al.; and

No. 70-187. Pattie Black Cotton et al., petitioners, *v.* Scotland Neck City Board of Education et al. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit granted. Cases consolidated and a total of one and one half hours allotted for oral argument.

No. 70-5112. Willie Mae Weber, petitioner, *v.* Aetna Casualty & Surety Company et al. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Louisiana granted.

No. 70-5122. Dennis Stephen Duncan, petitioner, *v.* Tennessee. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, granted.

No. 70-5388. Otis Loper, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted limited to Question 1 presented by the petition which reads as follows:

"1. Does the use of prior, void convictions for impeachment purposes deprive a criminal defendant of due process of law where their use might well have influenced the outcome of the case?"

No. 71-123. National Labor Relations Board, petitioner, *v.* Burns International Security Services, Inc., et al.; and

No. 71-198. Burns International Security Services, 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 granted in No. 71-123. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted in No. 71-198, limited to Question 2 presented by the petition which reads as follows:

"2. In such a proceeding, may a sub-contractor who is awarded a contract to provide services at a facility be held to be a successor of the previous sub-contractor and required to bargain with the union representing the previous sub-contractor's employees, where: (a) there is a total absence of dealings between the two sub-contractors; (b) the previous sub-contractor's performance at the facility constitutes a small portion of its total business, the balance of which was not affected by the change of sub-contractors; (c) the performance of the contract is integrated into the new sub-contractor's previously existing business; (d) there is a change in supervision at the facility by the new sub-contractor; and (e) within six months after the awarding of the contract the previous sub-contractor's employees constitute less than a majority of employees employed at the facility?"

Cases consolidated and a total of one hour allotted for oral argument.

CERTIORARI DENIED

No. 70-101. Boyd L. O'Dell, petitioner, *v.* Grace E. Garrett, etc., et al. Petition for writ of certiorari to the Court of Appeals of New Mexico denied.

No. 70-107. Charlie M. Webster, petitioner, *v.* Offshore Food Service, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-115. Donald R. McVean, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-116. Donald A. Dowell, petitioner, *v.* Beech Acceptance Corporation, Inc., et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 70-119. Robert Lee Blevins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-121. Rufus Lee, Jr., petitioner, *v.* County Court of the County of Erie et al. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 70-124. Raymond Alfred Beaudine, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-126. Willard Rhoades, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. 70-129. Ronald E. Clark, petitioner, *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. 70-132. Leon O. Riggs, petitioner, *v.* United States;

No. 70-134. Fred G. Amick, petitioner, *v.* United States;

No. 70-135. H. R. Nash, petitioner, *v.* United States;

No. 70-5136. David R. Mayne, petitioner, *v.* United States;

No. 70-5228. Harold L. Wymer et al., petitioners, *v.* United States; and

No. 70-5321. Francis L. Broderick, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 70-136. F. D. Rich Company, Incorporated, et al., petitioners, *v.* Acme Granite & Tile Company et al.; and

No. 70-137. Acme Granite & Tile Company, a Division of Piper & Greenhalgh, Inc., petitioner, *v.* F. D. Rich Company, Incorporated,

et al. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-138. Lyle Kirker et al., petitioners, *v.* Arch A. Moore, Jr., etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 70-139. William Aloisio and Stanley Jasinski, petitioners, *v.* United States; and

No. 70-259. Charles Bartoli, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 70-150. Bernard Lipsey and Daniel Wexler, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-151. John J. Kraemer, etc., petitioner, *v.* Public Employment Relations Board et al. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Third Judicial Department, denied.

No. 70-155. Raymond G. Devers and Bryan D. Webster, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 70-156. Fernando R. Escute, petitioner, *v.* Gerardo Delgado, Warden. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 70-158. Inject-O-Meter Manufacturing Company, Inc., petitioner, *v.* North Plains Fertilizer and Chemical, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-160. Milton Luros et al., petitioners, *v.* California; and

No. 71-82. Reuben Sturman et al., petitioners, *v.* California. Petitions for writs of certiorari to the Supreme Court of California denied.

No. 70-162. Glenn Michael Rogers, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-163. Charles E. Varner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-166. Martin Goldman, petitioner, *v.* United States; and

No. 70-194. Michael Vincent Catalano, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-168. Ernest Klein, petitioner, *v.* Supreme Court of the State of New York, County of New York. Petition for writ of cer-

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

No. 70-169. United Transportation Union et al., petitioners, *v.* Atlanta and West Point Rail Road Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-170. Keith Milton Rhinehart, petitioner, *v.* B. J. Rhay, Superintendent, Washington State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-171. Odell Andrews and Willie Sloan, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-175. Edgar C. Heald, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee, Knox County, denied.

No. 70-181. Adolph Berke, petitioner, *v.* Lehigh Marine Disposal Corp. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-182. Luckenbach Overseas Corporation, petitioner, *v.* Louis Ozga. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-183. Reynolds Metals Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 70-186. Top Shippers Association, 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. 70-189. Thomas Callahan and Thomas Kapatos, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-190. Pop Poppenheimer et al., petitioners, *v.* City of Memphis et al. Petition for writ of certiorari to the Supreme Court of Tennessee, Western Division, denied.

No. 70-191. Thomas Ray Sandell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-192. Sacramento Coca-Cola Bottling Co., Inc., etc., petitioner, *v.* Chauffeurs, Teamsters and Helpers, Local #150, 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 Ninth Circuit denied.

No. 70-195. Steve P. Xydas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 70-196. Umpqua River Navigation Company, petitioner, *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. 70-198. Laura Acheson Dowell et al., petitioners, *v.* Helen F. Acheson et al. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 70-200. Union Carbide Corporation, petitioner, *v.* National Labor Relations Board; and

No. 71-76. National Labor Relations Board, petitioner, *v.* Union Carbide Corporation. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 70-203. Western Fidelity Corporation et al., petitioners, *v.* Insurance Company of North America. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 70-204. Kenneth L. Zollman and Howard F. Leisure, petitioners, *v.* Symington Wayne Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 70-205. Monroe Caine et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-206. Alvin Harrison Peterson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-207. Jeffrey Scott Levy, petitioner, *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan and/or Supreme Court of Michigan denied.

No. 70-208. Rose Lowe Miller, petitioner, *v.* Maggie P. Speight. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 70-213. Groendyke Transport, 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. 70-216. International Paper Company, petitioner, *v.* Federal Power Commission. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-217. Stephen C. Ansted, petitioner, *v.* Robert F. Froehlke et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 70-219. Robert George Muncaster, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-224. E. H. Holcomb, Jr., petitioner, *v.* Cessna Aircraft Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-225. E. E. Falk, Individually and as Partner in Drucker & Falk et al., petitioners, *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 Fourth Circuit denied.

No. 70-229. International Printing Pressmen and Assistants' Union of North America, petitioner, *v.* James D. Hodgson, Secretary of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 70-230. William Crandall, petitioner, *v.* United States;

No. 70-5277. Milton Gordon, petitioner, *v.* United States;

No. 70-5284. Joseph Dixon, petitioner, *v.* United States;

No. 70-5300. William Fanning, petitioner, *v.* United States;

No. 70-5301. William Marmorstein and Martin Von Zamft, petitioners, *v.* United States; and

No. 70-5313. Irvin Burl Schikevitz, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-231. Town of Harrison, petitioner, *v.* Letitia E. Myers, etc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-232. Independent Broker-Dealers' Trade Association et al., petitioners, *v.* Securities and Exchange Commission et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 70-234. First National Bank of Commerce, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-235. Richard A. Buble, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-236. W. Alan Henderson, Executor of the Estate of Lillie MacMunn Stewart, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 70-238. DuNord Cafe, Inc., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 70-241. Texaco, Inc., petitioner, *v.* Augustine Gizzi and Anthony Giaccio. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 70-245. Nicholas Picchione et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 70-247. Lyman Printing and Finishing 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. 70-248. Gerard A. Harrison and Harrison Ranch, Inc., petitioner, *v.* Carey Prather. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-252. International Union of Operating Engineers, petitioner, *v.* Metropolitan Paving Company, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 70-253. Deere & Company, petitioner, *v.* Hesston Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-254. Smith Tug & Barge Co., et al., petitioners, *v.* Columbia-Pacific Towing Corporation et al. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 70-255. Craig Warner et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-256. Tomas Aguirre, Jr., et al., petitioners, *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. 70-257. Louis Henry Cox, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-258. Beth Koehler Diehl et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-260. Jack L. King, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-264. J. P. Stevens & Co., 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. 70-268. Claud T. ^{PATAT}Patat, Jr., et al., petitioners, *v.* The Day Companies, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-269. John William Johnston, Jr. and John Mike Russell, petitioners, *v. Georgia*. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 70-270. Thomas Lynn Porter and Larry Spears, petitioners, *v. United States*; and

No. 70-298. Arthur Fuller, petitioner, *v. United States*. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 70-271. Italia Societa di Navigazione (Italian Line), as owner of S.S. Verdi, petitioner, *v. Marocean Company Naviera S.A.*, as owner of S. T. Pentelikon. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-273. John F. Kappel et al., petitioners, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 70-275. Bernard R. Lafer, petitioner, *v. New Jersey*. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 70-276. D. J. McQuestion and Sons, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Claims denied.

No. 70-277. International Association of Bridge, Structural and Ornamental Iron Workers, Local No. 1, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 70-278. Donald C. Glouner et al., petitioners, *v. California ex rel. Department of Public Works*. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 70-281. Henry B. Wallace and Betty J. Wallace, petitioners, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 70-282. Homemakers, Inc., petitioner, *v. The Chicago Home for the Friendless*. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 70-283. A. Zerkowitz & Co., Inc., petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied.

No. 70-289. Jack Rose, petitioner, *v. Doris Wertheimer Rose et al.* Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. 70-292. Hyman-Michaels Company et al., petitioners, *v.* National Cargo Bureau, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 70-293. Anthony V. Allesandrini, aka Tony Aless, petitioner, *v.* American Federation of Musicians of the United States and Canada et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-294. City of Los Angeles, petitioner, *v.* Shell Oil Company. Petition for writ of certiorari to the Supreme Court of California denied.

No. 70-302. Cal. C. Fiorino, petitioner, *v.* New England School of Law et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 70-306. Humberto Tobar, Juan Raul Lopez and Vincente Colon, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-307. Bechtel Corporation, petitioner, *v.* New Jersey; and

No. 70-309. Colonial Pipeline Company, petitioner, *v.* New Jersey. Petitions for writs of certiorari to the Superior Court of New Jersey, Law Division, Middlesex County, denied.

No. 70-310. Gabriela F. Phillips, etc., petitioner, *v.* First National City Bank of New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-312. Thomas Fitch Goodman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-318. James A. Harris, Jr., et al., petitioners, *v.* W. D. Samuels, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-323. Kendall House Apartments, Inc., petitioner, *v.* The Department of Revenue, etc., et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 70-324. Glenn Mathis, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. 70-325. Travelers Insurance Co., petitioner, *v.* Sue F. Smith, Executrix, etc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 70-327. David C. Rust, petitioner, *v.* Court of Appeal of California, Third Appellate District. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. 70-332. Joseph H. Uhrig, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 70-333. United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of the United States and Canada, Local Union No. 189, petitioner, *v.* Equal Employment Opportunity Commission et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 70-334. DuPage Utility Company, petitioner, *v.* Illinois Commerce Commission. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 70-335. Electronic Components for Industry Co., et al., petitioners, *v.* Electronic Communications, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 70-337. Hy-Lan Furniture, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 70-340. J. Frank Hancock, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-341. Ronald Dale Taggart, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-345. Bill Miles Skillman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 70-346. Geo. A. Clark & Son, Inc., petitioner, *v.* F. W. Nold and Helen A. Nold. Petition for writ of certiorari to the Supreme Court of South Dakota denied.

No. 70-348. Robert E. Rath, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 70-349. Roy Speese, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 70-350. Donald Paul Easter, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 70-355. Charles E. Lowe, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-356. Joseph L. Gordon, petitioner, *v.* James K. Adcock. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-5071. Henry A. Rogers, petitioner, *v.* Frederick E. Adams, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-5081. Walter Suggs, petitioner, *v.* Howard M. Comstock, Warden. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. 70-5086. Gordon M. Allen, petitioner, *v.* B. J. Rhay, Superintendent, Washington State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-5088. Robert Woodford Kirby, 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. 70-5089. John C. Sacco, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-5090. Morris E. Anglin, 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. 70-5094. Patrick Emmett Dwyer, 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. 70-5096. Walter Sher, petitioner, *v.* J. E. LaVallee, Superintendent, Clinton Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-5098. William Edward Sweeney, 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. 70-5099. Ralph Melendez Longoria, petitioner, *v.* Howard M. Comstock, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-5100. Phillip Grant Gibson and Norman Allen Gibson, petitioners, *v.* B. J. Rhay, Superintendent, Washington State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-5103. Luther W. Miller, petitioner, *v.* John Twomey, Warden. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 70-5105. Eulogia Marquez, petitioner, *v.* Connecticut. Petition for writ of certiorari to the Appellate Division of the Circuit Court of Connecticut denied.

No. 70-5107. Alfred Visconti, petitioner, *v.* J. Edwin LaVallee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-5108. Robert Hawkins, petitioner, *v.* Lou V. Brewer, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 70-5110. James Bojaski, petitioner, *v.* Lloyd E. Haynes, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. 70-5111. Lawrence Edgeworth, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 70-5113. Henry James Wyche, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 70-5114. Oscar Schoolcraft, petitioner, *v.* Lloyd E. Haynes, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. 70-5116. Joe Brown, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 70-5117. Connie Lee Fallang, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-5119. Paul Rowton Bailleaux, petitioner, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. 70-5120. Dale Lee Helmick, petitioner, *v.* H. C. Cupp, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-5121. Billie Austin X. Bryant, 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. 70-5123. Tyler Henry Smith, II, petitioner, *v.* Municipal Court, Oakland-Piedmont Judicial District, Alameda County, Petition for writ of certiorari to the Supreme Court of California denied.

No. 70-5126. Francis Rhodes Vickers, petitioner, *v.* Ira N. Coiner, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 70-5127. Rodney Pieze, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. 70-5128. John Clarence Parker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-5129. George Rainey, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 70-5130. Robert C. Wilson, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-5131. William James Simuel, petitioner, *v.* United States; and

No. 70-5134. Lawrence Emmington Mitchell, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 70-5132. Ozie Bazzelle, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 70-5133. John L. Finch, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 70-5137. Rafael Casiano, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-5141. Harold Konigsberg, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 70-5143. Edward J. X. Chapman, petitioner, *v.* R. I. Moseley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 70-5144. 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. 70-5145. Howard Lund, petitioner, *v.* Maine. Petition for writ of certiorari to the Supreme Judicial Court of Maine denied.

No. 70-5149. Troy Reeves, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 70-5150. Jacob Dwight Manley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 70-5151. William J. McCabe, petitioner, *v.* Charles M. Rodgers. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 70-5152. Thomas James Whitty, petitioner, *v.* Wisconsin et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **70-5155**. Velster John Forte, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **70-5156**. Thomas B. Simpson, petitioner, *v. Elmer O. Cady, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **70-5159**. Robert Eugene Johnson, petitioner, *v. California et al.* Petition for writ of certiorari to the Supreme Court of California denied.

No. **70-5160**. Harold Eugene Manning, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **70-5163**. Farris Mullins, 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. **70-5167**. Enoch Dickinson, Jr., petitioner, *v. Ray D. Bridges*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **70-5168**. Tyler Henry Smith, II, petitioner, *v. California*. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Alameda, denied.

No. **70-5169**. Cline Brown, petitioner, *v. Kentucky*. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **70-5171**. James Marvin Shea, Jr., petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **70-5174**. Earl William Mills, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **70-5175**. John A. Hutter, petitioner, *v. Door County Chamber of Commerce*. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **70-5176**. Theodore Charles Terrell, petitioner, *v. Eugene Powell, Superintendent, State Correctional Institution*. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. **70-5177**. Jerome O. Glucksman, 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. **70-5179**. Anthony Francis Pipito, petitioner, *v. Wisconsin*. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 70-5181. Anthony Holmes, 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. 70-5182. Louis Edward Chase, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 70-5183. William Martin Kline, petitioner, *v.* Judge Russell, Arlington County Circuit Court. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 70-5184. John James Makal, petitioner, *v.* Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied.

No. 70-5186. August Serio, petitioner, *v.* United States; and

No. 70-5412. Allen Rose, aka Louis X. Carr, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 70-5189. John Wesley Gay, petitioner, *v.* E. B. Caldwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-5191. Larry Michael Lane, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-5192. Alonzo Charles Spencer, petitioner, *v.* Frank A. Eyman, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-5193. Harold Frank White, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-5194. Ernest O. Green, petitioner, *v.* Governor of State of California et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-5195. Matthew Wallace, Jr., petitioner, *v.* J. Edwin LaVallee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-5197. Frank Sweeney, petitioner, *v.* Michael H. Sheridan, Judge, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 70-5199. Charles DeWitt Marts and Francis Elaine Nickel, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-5205. Samuel Charles Methvin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-5206. Theopolis Tyson, petitioner, *v.* Raymond J. Buchkoe, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 70-5209. John W. Flanagan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-5212. Leonard Brooks, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 70-5216. Robert Louis Zick, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-5218. Brady Howard, petitioner, *v.* John L. Zelker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-5219. Edward R. Fountain, petitioner, *v.* Redevelopment Land Agency. Petition for writ of certiorari to the United States Court of Claims denied.

No. 70-5222. Willa Dean Lathrop et al., petitioners, *v.* Oklahoma City Housing Authority et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 70-5223. Robert Edward Lipscomb, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 70-5224. Gene Bullock, petitioner, *v.* Stanley Blackledge, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 70-5225. James Edward Hall, petitioner, *v.* Harold J. Cardwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 70-5226. Arthur Everett Small, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 70-5227. Ruchell Magee, petitioner, *v.* Superior Court of Marin County. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-5230. Gustavo Lopez, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 70-5232. O'Neal Reams, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. 70-5234. Craig Wayne MacDonald, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-5235. Jerry Mack Dorrough, petitioner, *v.* Texas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-5237. Tommye Douglas Martin, petitioner, *v.* Michigan; and

No. 70-5242. Tommye Douglas Martin, petitioner, *v.* Michigan. Petitions for writs of certiorari to the Supreme Court of Michigan denied.

No. 70-5238. Wilker Anderson Winton, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. 70-5239. George Bennett, petitioner, *v.* H. J. Cardwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 70-5240. Roberto Colon Morales, petitioner, *v.* John T. Deegan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-5241. Leonard Kennedy, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 70-5243. Danny Lee Green, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 70-5244. Charles Duane Armsbury, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-5245. Manuel G. Casas, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 70-5247. William Piper, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 70-5251. Andres G. Vigil, aka Andres Vigil, petitioner, *v.* William J. Hanratty et al. Petition for writ of certiorari to Supreme Court of ~~Louisiana~~ denied.

No. 70-5253. ^{NEW MEXICO} Dorothy M. Crackenberger, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Claims denied.

No. 70-5254. Lee Roy Thurman, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Sixth Circuit denied.

No. **70-5255**. Jesse J. Stuckey, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Third Circuit denied.

No. **70-5256**. Dennis Chandler, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the First Circuit denied.

No. **70-5258**. Franklin Williams, petitioner, *v.* Lloyd E. Haynes, Warden. Petition for writ of certiorari to Supreme Court of Appeals of West Virginia denied.

No. **70-5259**. Frank J. Ream, petitioner, *v.* Ohio. Petition for writ of certiorari to Court of Appeals of Ohio, Hardin County, denied.

No. **70-5260**. Walter F. Harper, petitioner, *v.* P. J. Ciccone, Director, United States Medical Center for Federal Prisoners. Petition for writ of certiorari to United States Court of Appeals for the Eighth Circuit denied.

No. **70-5261**. Charles D. Cannon, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the District of Columbia Circuit denied.

No. **70-5262**. Nathel Jordan, petitioner, *v.* New Jersey. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **70-5263**. James Melvin Lomas, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Seventh Circuit denied.

No. **70-5264**. Theodore Floyd Burland, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. **70-5265**. Benjamin Pittman and Annie Laura Pittman, petitioners, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. **70-5268**. Clarence Lee Taylor, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Eighth Circuit denied.

No. **70-5270**. Kenneth M. Brandyberry, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. **70-5271**. Phillip Grant Gibson, petitioner, *v.* B. J. Rhay, Superintendent, Washington State Penitentiary. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. **70-5272**. Emma G. Clausser, petitioner, *v.* First National Bank of Arizona, et al. Petition for writ of certiorari to Supreme Court of Arizona denied.

No. 70-5273. Gerald Glen Boyden, petitioner, *v.* Commissioner of Patents. Petition for writ of certiorari to United States Court of Appeals for the District of Columbia Circuit denied.

No. 70-5275. Joseph Carl Brown, Jr., petitioner, *v.* Robert Van der Voort et al. Petition for writ of certiorari to United States Court of Appeals for the Third Circuit denied.

No. 70-5278. George Alexander Shorts, petitioner, *v.* Nelson A. Rockefeller et al. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 70-5279. James Russell Herrington, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Eighth Circuit denied.

No. 70-5280. Earnest T. Page, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 70-5283. Elmer Davis, aka Robert Brown, petitioner, *v.* Leroy Eide et al. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 70-5285. William G. Holland, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the District of Columbia Circuit denied.

No. 70-5286. Larry E. Rosson, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 70-5287. Virginia J. Archambault, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Tenth Circuit denied.

No. 70-5289. George Earl James, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 70-5290. William Nicholas Karcher, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 70-5292. Jessie Daniel McDonald, petitioner, *v.* Metropolitan Traffic & Parking Commission et al. Petition for writ of certiorari to United States Court of Appeals for the Sixth Circuit and other relief denied.

No. 70-5293. William W. Winegar, petitioner, *v.* Michigan. Petition for writ of certiorari to Supreme Court of Michigan denied.

No. 70-5294. Ronald Wright, petitioner, *v.* New Jersey. Petition for writ of certiorari to Supreme Court of New Jersey denied.

No. 70-5298. Hersey Boyer, petitioner, *v.* New York. Petition for writ of certiorari to Court of Appeals of New York denied.

No. **70-5299**. Robert Theodore Oakcrum, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Fourth Circuit denied.

No. **70-5303**. Stanley Albert Kohls, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. **70-5306**. Jack Virgil Caffey, petitioner, *v.* Harold R. Swenson, Warden. Petition for writ of certiorari to United States Court of Appeals for the Eighth Circuit denied.

No. **70-5309**. Frank Bayless, petitioner, *v.* Nebraska. Petition for writ of certiorari to Supreme Court of Nebraska denied.

No. **70-5311**. Kevin Lee Hatzman, petitioner, *v.* New York. Petition for writ of certiorari to Appellate Division of Supreme Court of New York, Fourth Judicial Department, denied.

No. **70-5315**. Gene Autry Morgan, petitioner, *v.* West Virginia. Petition for writ of certiorari to United States Court of Appeals for the Fourth Circuit denied.

No. **70-5316**. Jon Mardis Pennington, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. **70-5320**. Robert Buick, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. **70-5322**. John Paul Brown, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Eighth Circuit denied.

No. **70-5324**. Warren Russell Newton, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. **70-5325**. Bradley Williamson, petitioner, *v.* Alabama. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. **70-5327**. Raymond W. Arndt et al., petitioners, *v.* United States District Court for the District of Nebraska et al. Petition for writ of certiorari to United States Court of Appeals for the Eighth Circuit denied.

No. **70-5328**. Frank Serrano, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. **70-5332**. Raymond Clarence Hill, petitioner, *v.* A. L. Dutton, Warden. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 70-5335. Gary Reynolds, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Seventh Circuit denied.

No. 70-5337. Paul Gene Dodd, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 70-5340. Billie A. Bryant, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the District of Columbia Circuit denied.

No. 70-5341. Gerardo Guzman Jasso, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 70-5342. Carlos Ovalle and Olga Gonzalez, petitioners, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 70-5345. Richard Buonomo, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Seventh Circuit denied.

No. 70-5349. John James, petitioner, *v.* John L. Zelker, Superintendent, Green Haven Prison. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 70-5350. Donald Harrison Starnes and Richard Doyle Walton, petitioners, *v.* Don R. Erickson, Warden. Petition for writ of certiorari to Supreme Court of South Dakota denied.

No. 70-5352. Judith Wayne Goodseal, petitioner, *v.* Nebraska. Petition for writ of certiorari to Supreme Court of Nebraska denied.

No. 70-5353. Edward Mathew Schoen, III, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 70-5354. Anthony Nance, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Seventh Circuit denied.

No. 70-5355. Patricio Mendoza-Acosta, etc., petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the District of Columbia Circuit denied.

No. 70-5357. Connie Lee Fallang, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 70-5358. Henry P. Leifermann, petitioner, *v.* Secretary of the Army et al. Petition for writ of certiorari to United States Court of Appeals for the Fourth Circuit denied.

No. **70-5359**. Clarence Herbert Sanders, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Tenth Circuit denied.

No. **70-5360**. William H. Robinson, petitioner, *v.* United States; and

No. **70-5365**. Warren Hilman Mowbray, petitioner, *v.* United States. Petitions for writs of certiorari to United States Court of Appeals for the Third Circuit denied.

No. **70-5362**. Stephen Z. Weinstein, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to Supreme Court of Pennsylvania, Eastern District, denied.

No. **70-5363**. Albert Ray Davis, petitioner, *v.* California. Petition for writ of certiorari to Court of Appeal of California, Second Appellate District, denied.

No. **70-5364**. George Manuel, petitioner, *v.* American National Trust et al. Petition for writ of certiorari to United States Court of Appeals for the Seventh Circuit denied.

No. **70-5368**. Hubert Delancey, petitioner, *v.* City of New York et al. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. **70-5369**. Patrick Joseph Haggerty, petitioner, *v.* Louie L. Wainwright, Director, Division of Corrections. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. **70-5370**. Howard Edward Reich, petitioner, *v.* Nebraska. Petition for writ of certiorari to Supreme Court of Nebraska denied.

No. **70-5371**. Edward Louis Gebhart, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Eighth Circuit denied.

No. **70-5372**. Frank N. Cepelis, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. **70-5373**. Charles H. Debow, Jr., petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Claims denied.

No. **70-5380**. Alben William Barkley Truitt, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. **70-5382**. Quannah Brown, aka James Brown, petitioner, *v.* New York. Petition for writ of certiorari to Appellate Division of Supreme Court of New York, First Judicial Department denied.

No. **70-5383**. Leon Wright, petitioner, *v.* New York. Petition for writ of certiorari to Appellate Division of Supreme Court of New York, Fourth Judicial Department, denied.

No. **70-5386**. John Butler, petitioner, *v.* James A. Thomas, Warden. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. **70-5387**. Paul Hernandez, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. **70-5390**. Albert Shaw, petitioner, *v.* James E. LaVallee, Warden. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. **70-5391**. Consuelo V. Wright, petitioner, *v.* J. A. Slaughter et al. Petition for writ of certiorari to Court of Appeal of California, Second Appellate District, denied.

No. **70-5392**. Daniel Webster Tillery, petitioner, *v.* Arizona. Petition for writ of certiorari to Supreme Court of Arizona denied.

No. **70-5393**. Alexander G. Berezanski, petitioner, *v.* New Jersey. Petition for writ of certiorari to Supreme Court of New Jersey denied.

No. **70-5396**. Glen Crow, petitioner, *v.* Missouri. Petition for writ of certiorari to Supreme Court of Missouri denied.

No. **70-5402**. Emanuel Wade, petitioner, *v.* John J. Twomey, Warden. Petition for writ of certiorari to United States Court of Appeals for the Seventh Circuit denied.

No. **70-5403**. Anibal Calo, Petitioner, *v.* John L. Zelker, Warden. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. **70-5404**. Anthony Frank Capello, petitioner, *v.* J. D. Cox, Superintendent Virginia State Penitentiary. Petition for writ of certiorari to United States Court of Appeals for the Fourth Circuit denied.

No. **70-5408**. Richard Leslie Watson, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Eighth Circuit denied.

No. **70-5410**. Scott S. Workman, petitioner, *v.* Ohio. Petition for writ of certiorari to Court of Appeals of Ohio, Eighth Judicial District, denied.

No. **70-5411**. Alphonso X. Parker, petitioner, *v.* Leonard P. Walsh, Judge, United States District Court for the District of Columbia. Petition for writ of certiorari to United States Court of Appeals for the District of Columbia Circuit denied.

No. **70-5413**. Samuel Staten, petitioner, *v.* New York. Petition for writ of certiorari to Court of Appeals of New York denied.

No. **70-5414**. Douglas L. Rhodes, petitioner, *v.* Charles Wolff, Jr., Warden. Petition for writ of certiorari to Supreme Court of Nebraska denied.

No. 70-5415. Willie A. Jefferson, petitioner, *v.* California. Petition for writ of certiorari to Court of Appeal of California, Second Appellate District, denied.

No. 70-5416. Bennie Earnest Wilson, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 70-5419. Robert Leslie Wilson, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Seventh Circuit denied.

No. 70-5420. Hugh Wilson Steele, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Sixth Circuit denied.

No. 70-5421. Daniel Sokal, petitioner, *v.* New York. Petition for writ of certiorari to Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. 70-5422. Alfred Johnson, petitioner, *v.* New York. Petition for writ of certiorari to Appellate Division of Supreme Court of New York, First Judicial Department, denied.

No. 70-5423. John Steward, petitioner, *v.* New Jersey. Petition for writ of certiorari to Supreme Court of New Jersey denied.

No. 70-5424. Willie Floyd Canada, petitioner, *v.* Arizona. Petition for writ of certiorari to Supreme Court of Arizona denied.

No. 70-5425. Joseph McDonald Ward, petitioner, *v.* Illinois. Petition for writ of certiorari to Supreme Court of Illinois denied.

No. 70-5426. Dorothy W. Elliott, petitioner, *v.* Dollar General Corporation et al. Petition for writ of certiorari to Supreme Court of Tennessee, Eastern Division, denied.

No. 70-5427. William Randolph Maddox, Jr., petitioner, *v.* California. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 70-5429. Thomas Alvin Brown, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 70-5430. Herman Brisbane, petitioner, *v.* New York. Petition for writ of certiorari to Court of Appeals of New York denied.

No. 70-5432. Willie Cole, petitioner, *v.* Louis S. Nelson, Warden. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 70-5433. Henry Giles, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to Court of Criminal Appeals of Texas denied.

No. 70-5434. Jerry M. Hughes and David Hoyle, petitioners, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 70-5435. Burton N. Pugach, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 70-5436. Fred Albers, petitioner, *v.* Iowa. Petition for writ of certiorari to Supreme Court of Iowa denied.

No. 71-2. Ernest V. Horvath and George A. Horvath, petitioners, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-5. School Committee of Leyden, petitioner, *v.* Massachusetts Commissioner of Education. Petition for writ of certiorari to Supreme Judicial Court of Massachusetts denied.

No. 71-6. Seyed Mohammed Sadrzadeh, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 71-7. George D. Watson, petitioner, *v.* California. Petition for writ of certiorari to Court of Appeal of California, Second Appellate District, denied.

No. 71-8. Charles Joseph Gower, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 71-13. W. A. Boyle et al., petitioners, *v.* Thomas Lavella. Petition for writ of certiorari to United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-14. H. Boyd Edwards, Jr., petitioner, *v.* Nancy Edwards. Petition for writ of certiorari to Court of Appeals of Colorado denied.

No. 71-19. Intercontinental Promotions, Inc., petitioner, *v.* Miami Beach First National Bank et al. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 71-20. Vincent Alo, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-21. James Heard, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Sixth Circuit denied.

No. 71-22. Lewis Vincent D'Avanzo, petitioner, *v.* United States; and

No. 71-44. Vincent Anthony Falcone, petitioner, *v.* United States. Petitions for writs of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-23. John Alexander Womack and James Andrew Robinson, petitioners, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Seventh Circuit denied.

No. 71-24. Upper Allegheny Sand & Gravel Co., Inc., petitioner, *v.* United States et al. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-25. Christos Stamas, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the First Circuit denied.

No. 71-26. Thomas Quinn and Gary Seiden, petitioners, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-27. Edward Lecci, etc., petitioner, *v.* Francis B. Looney, as Commissioner of the Police Department, Nassau County, et al. Petition for writ of certiorari to Appellate Division of Supreme Court of New York, Second Judicial Department, denied.

No. 71-28. D. H. Overmyer Co., Inc., et al., petitioners, *v.* John T. Lofin, dba Lofin Sand & Gravel Company. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 71-29. John H. Wilkerson et ux., petitioners, *v.* David E. Murray, etc., et al. Petition for writ of certiorari to Supreme Court of Missouri denied.

No. 71-33. Ilario Zannino and Peter Limone, petitioners, *v.* United States; and

No. 71-34. Lewis M. Strauss and Joseph P. Balliro, petitioners, *v.* United States. Petitions for writs of certiorari to United States Court of Appeals for the First Circuit denied.

No. 71-35. Walter Lee Harper, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 71-37. Gladys T. Geiger, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 71-39. Heinz Wabnik, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-42. Melvin S. Bornstein, petitioner, *v.* United States; and

No. 71-43. Nathan Grossgold, petitioner, *v.* United States. Petitions for writs of certiorari to United States Court of Appeals for the Seventh Circuit denied.

No. 71-46. Dolores Summerlin Kelchner, petitioner, *v.* John V. Summerlin, Jr., et al. Petition for writ of certiorari to United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-47. James ^{C.} ~~R.~~ Worth, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Sixth Circuit denied.

No. 71-48. Western-Pacific Dredging Corporation, petitioner, *v.* Judith Barbara Williamson. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 71-49. Local Union No. 18, International Union of Operating Engineers, petitioner, *v.* James D. Hodgson, Secretary of Labor, United States Department of Labor. Petition for writ of certiorari to United States Court of Appeals for the Sixth Circuit denied.

No. 71-50. Edwin M. Stanley, Chief Judge, United States District Court for the Middle District of North Carolina, petitioner, *v.* Tights, Inc. Petition for writ of certiorari to United States Court of Appeals for the Fourth Circuit denied.

No. 71-51. Marion Lagerquist et al., petitioners, *v.* South Carolina. Petition for writ of certiorari to Supreme Court of South Carolina denied.

No. 71-52. Arthur Theodore Taitano and Jane K. Fujiwara, petitioners, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 71-55. Albert C. Koska, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-56. K. K. Merryman et al., petitioners, *v.* James H. Price et al. Petition for writ of certiorari to Appellate Court of Indiana denied.

No. 71-58. Clyde Orton, petitioner, *v.* Missouri ex inf. John C. Danforth, Attorney General. Petition for writ of certiorari to Supreme Court of Missouri denied.

No. 71-60. Donald Arnold Howell, petitioner, *v.* Mississippi. Petition for writ of certiorari to Supreme Court of Mississippi denied.

No. 71-64. Louis C. Stukenborg et al., petitioners, *v.* Teledyne, Inc. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 71-65. Alfredo Puchi, Jr., petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 71-67. Charleroi-Monessen Hospital, petitioner, *v.* Robert F. Petty, Guardian of the Estate of Ardell Donaldson. Petition for writ of certiorari to United States Court of Appeals for the Third Circuit denied.

No. 71-69. Richard Sherwood Webster and Frank J. Colicchio, petitioners, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Fourth Circuit denied.

No. 71-70. Westinghouse Electric Corporation, petitioner, *v.* National Labor Relations Board et al. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-71. Jack Matalon, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-72. Edward Jernek, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-73. Herbert Greenberg, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-74. Harold F. Conell, petitioner, *v.* United States; and

No. 71-75. Donald P. Smallwood and Roy E. Lay, petitioners, *v.* United States. Petitions for writs of certiorari to United States Court of Appeals for the Eighth Circuit denied.

No. 71-77. Douglas James Farrell and Mark Albert Roy, petitioners, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 71-79. New York, petitioner, *v.* Joseph Minicone and John Massiello, Jr. Petition for writ of certiorari to Court of Appeals of New York denied.

No. 71-85. Dewey M. Rumfelt, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Seventh Circuit denied.

No. 71-87. William G. Herring, Jr., petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-88. The M/V "Cygnus" et al., petitioners, *v.* Merrill-Stevens Dry Dock Co. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 71-91. Underwriters at Lloyds London et al., petitioners, *v.* Alcoa Steamship Company, Inc., et al. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 71-94. James Larry Pennington, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 71-95. Shoup Voting Machine Corporation, petitioner, *v.* Datamedia Computer Service, Inc.; and

No. 71-128. AVM Corporation, petitioner, *v.* Datamedia Computer Service, Inc. Petitions for writs of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 71-96. William C. Madden, petitioner, *v.* James L. Madden et al. Petition for writ of certiorari to Supreme Judicial Court of Massachusetts denied.

No. 71-98. John S. Barnes Corporation, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to United States Court of Appeals for District of Columbia Circuit denied.

No. 71-99. Howard S. Spring, petitioner, *v.* Texas Butadiene & Chemical Corporation. Petition for writ of certiorari to United States Court of Appeals for the Third Circuit denied.

No. 71-100. Sidney Glasser, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-102. Walter John McAndrew and Lawrence Edward McAndrew, etc., petitioners, *v.* Selective Service Board 22 et al. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 71-104. In the Matter of F. J. Reilly, petitioner. Petition for writ of certiorari to United States Court of Appeals for the Seventh Circuit denied.

No. 71-105. Paul M. Kuder and Elizabeth A. Braithwaite, petitioners, *v.* First Wisconsin Trust Co. Petition for writ of certiorari to Supreme Court of Wisconsin denied.

No. 71-106. The Contractors Association of Eastern Pennsylvania et al., petitioners *v.* James Hodgson, Secretary of Labor, et al. Petition for writ of certiorari to United States Court of Appeals for the Third Circuit denied.

No. 71-108. The Ingalls Shipbuilding Division of Litton Systems, Inc., petitioner, *v.* American Zinc Co. et al. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 71-111. Thomas Lee Crawford, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Tenth Circuit denied.

No. 71-112. George Serien ^{GEBHART}~~Beghart~~ et al., petitioners, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Sixth Circuit denied.

No. 71-113. Roman Stanislaw Ryba, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Third Circuit denied.

No. 71-122. Peter Richard Farland and Meyer Brody, petitioners, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-127. Allen M. Early et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 71-129. Illinois State Trust Company, etc., et al., petitioners, *v.* Terminal Railroad Association of St. Louis. Petition for writ of certiorari to United States Court of Appeals for the Seventh Circuit denied.

No. 71-134. Jay Lee Gibson, petitioner, *v.* Missouri Pacific Railroad Company. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 71-135. John W. McGrath Corporation, petitioner, *v.* Cabot Corporation et al. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-136. Insurance Company of North America, petitioner, *v.* Luis C. Prieto. Petition for writ of certiorari to United States Court of Appeals for the Sixth Circuit denied.

No. 71-137. Michael Fremont, petitioner, *v.* New York. Petition for writ of certiorari to Appellate Term of Supreme Court of New York, Ninth and ~~the~~ Tenth Judicial Districts, denied.

No. 71-140. Cornelius H. Edge, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Seventh Circuit denied.

No. 71-142. Milton Kirsner et al., petitioners, *v.* Arnold Fleischmann et al. petition for writ of certiorari to Court of Appeals of Maryland denied.

No. 71-144. Acy Lee Chambers, petitioner, *v.* Constance Emley Chambers. Petition for writ of certiorari to Supreme Court of Louisiana denied.

No. 71-146. Walter E. Craven, Warden, petitioner, *v.* Daniel William Alesi. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 71-149. Samuel G. Allen, II, petitioner, *v.* Bankers Trust Company et al. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-154. Michael A. Tougher, Jr., et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to United States Court of Appeals for the Ninth Circuit denied.

No. 71-155. John Oliver Snow, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for the Sixth Circuit denied.

No. 71-156. Otis Chestnut et al., petitioners, *v.* Criminal Court of the City of New York et al. Petition for writ of certiorari to United States Court of Appeals for the Second Circuit denied.

No. 71-160. Levin Service Co. et al., petitioners, *v.* Davidson Excavating, Inc. Petition for writ of certiorari to Supreme Court of Ohio denied.

No. 71-163. Komatz Construction, Inc., petitioner, *v.* The Western Union Telegraph Company. Petition for writ of certiorari to Supreme Court of Minnesota denied.

No. 71-164. Virginia Stage Lines, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to United States Court of Appeals for the Fourth Circuit denied.

No. 71-166. Lura Virginia Bickel Lee Carter, petitioner, *v.* The Connecticut Mutual Life Insurance Company et al. Petition for writ of certiorari to United States Court of Appeals for the Fifth Circuit denied.

No. 71-167. St. Paul at Chase Corporation, petitioner, *v.* Manufacturers Life Insurance Company of Toronto. Petition for writ of certiorari to Court of Appeals of Maryland denied.

No. 71-168. Ronald Henderson, petitioner, *v.* United States. Petition for writ of certiorari to United States Court of Appeals for Second Circuit denied.

No. 71-172. Chrysler Corporation, petitioner, *v.* Opal L. Vaughn, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-174. Mal Bros. Contracting Co., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-176. Frank Viserto, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-177. Clare Dodge Childers et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-179. Cottonwood Mall Shopping Center, Inc., petitioner *v.* Utah Power and Light Company. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-180. Vincenzo Spata and Giuseppa Spata, petitioners, *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-185. Jose T. Acfalle et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-186. Local 281, United Brotherhood of Carpenters and Joiners of America et al., petitioners, *v.* Andrew Backo et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-187. Maurice W. Stevenson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-188. Robert I. Clausen et al., petitioners, *v.* The Northern Trust Company. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-189. Inland Trucking Co., and Wesley Meilahan, co-partners, dba Oshkosh Ready Mix Co. et al., petitioners, *v.* National Labor Relations Board et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-191. John Joseph Clutterbuck, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-196. Charles W. Lee, Jr. and Ray Metcalf, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-199. Elinor H. Kerpelman, petitioner, *v.* Board of Public Works of Maryland et al. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 71-202. Earl Harkey et al., petitioners, *v.* Peter deWetter, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-203. Satiris G. Fassoulis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-204. Florida, petitioner, *v.* Malvin Englander. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 71-207. John F. Bieske and Alois A. Croto, petitioners, *v.* Maine. Petition for writ of certiorari to the Supreme Judicial Court of Maine denied.

No. 71-208. James M. McDaniel et al., petitioners, *v.* George E. Dudley, Receiver for Insurance Investors Trust Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-272. Georgia et al., petitioners, *v.* The National Democratic Party et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-331. Howard Yeager, Warden, petitioner, *v.* Edgar H. Smith. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5004. Donovan Edward Ruby, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 71-5007. Thomas Ludlow, petitioner, *v.* New Jersey. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5010. Robert T. Weaver, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5011. Richard Russell, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-5012. Gerald Dewayne McDuffie, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5013. Thomas Welton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5015. Donald P. Girard, petitioner, *v.* Perry M. Johnson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5017. James Waters, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-5018. Joseph Carl Brown, Jr., petitioner, *v.* John J. McLean, Jr. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5020. Harry Duane Sheets, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5021. Gerald Glen Boyden, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5022. Ralph Grames, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 71-5025. Frank Peterson, petitioner, *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. 71-5028. 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. 71-5031. Robert Lee Adams, 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. 71-5037. Edward Charles O'Dell, 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. 71-5038. Larry D. Hanna, petitioner, *v.* Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied.

No. 71-5041. Steven Balogh, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 71-5042. Patricia D. Stoddard, petitioner, *v.* Bruce L. Stoddard. Petition for writ of certiorari to the District Court of Appeal of Florida, Second District, denied.

No. 71-5043. Wallace Ray Coon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5045. Wayne Clevenger, petitioner, *v.* William R. Conte, etc. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 71-5047. Dolly Harris and Margaret Bell, petitioners, *v.* The Chesapeake and Potomac Telephone Company of Virginia et al. Petition for writ of certiorari to the Supreme Court of Appeal of Virginia denied.

No. 71-5048. James Gornick, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-5049. Jackie Owens, Jr., petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-5055. James Leon Lawrence, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5056. Victor E. DeVorce, petitioner, *v.* The District Court for the Fifth Judicial District, Comanche County Division, State of Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. 71-5057. 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. 71-5060. Gale Hearold Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5061. John Loiodici, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5065. Jorge Andres Stornini, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-5066. Cecil William Curan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5067. Roy Melvin Porchia, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 71-5070. Riley Rainey, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-5072. Robert Donald Sullivan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5074. James T. Pope, petitioner, *v.* John H. Williams, Sergeant, State Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5076. Samuel Young Washington, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5077. Luther Lilly, petitioner, *v.* A. T. Rundle, Superintendent, State Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5080. Charlotte R. Hurd, petitioner, *v.* Dimento & Sullivan. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-5083. Jack Green Prentiss, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5086. Efren Richard Guzman, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-5093. Frank Newsome, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5098. Patrick R. Reynaud, petitioner, *v.* Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-83. Frank Wells, petitioner, *v.* California. Motion to dispense with printing petition granted. Petition for writ of certiorari

to the Appellate Department of Superior Court of California, County of Riverside, denied.

No. 70-140. Odis Warren Nolte, 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. 70-242. Sandra Adickes and James Horelick, petitioners, *v.* Patrick V. Murphy, Police Commissioner of New York City 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. 70-326. William Earl Johnston, 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. 70-351. John Wendell Dillon, 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 Fourth Circuit denied.

No. 71-12. John Attilo Tatasciore, 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. 71-66. Marvin Guon, 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. 71-169. Eva Ruth Bertrand, etc., petitioner, *v.* Forest Oil Corporation et al. 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. 71-175. Anthony Fernandez, petitioner, *v.* Jacob J. Parker, Warden. 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. 70-103. Lawrence E. Wilson, Warden et al., petitioners, *v.* Charles Allison. 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. 70-174. Allan L. Robbins, Warden, petitioner, *v.* John C. Rastrom. 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 denied.

No. 70-311. Harold R. Swenson, Warden, petitioner, *v.* Bert Leroy Hunter. 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 Eighth Circuit denied.

No. 71-200. The New Rochelle Municipal Housing Authority et al., petitioners, *v.* Earnestine King, etc., et al. Motion of respondents 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. 70-104. Eddie Javor 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. 70-144. Newsweek, Inc., petitioner, *v.* Wayne Vandenburg. 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. 70-172. Robert Michael Woosley, 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. 70-176. Robert Rosenspan, 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. 70-180. Bank of America National Trust and Savings Association, 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. 70-185. Raymond A. Sanders et al., 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 Douglas is of the opinion that certiorari should be granted.

No. 70-199. Gene Ball, petitioner, *v.* Board of Trustees of the Kerrville Independent School District 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. 70-218. William A. Smith et al., petitioners, *v.* The Board of Education, Pinellas County 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. 70-227. Yi Au Lau and Lam Sai Ting, petitioners, *v.* United States Immigration and Naturalization Service; and

No. 70-243. Tit Tit Wong and Nei Ngan Chan, petitioners, *v.* United States Immigration and Naturalization Service. Petitions for writs 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. 70-240. Donald Jack Anderson, petitioner, *v.* Melvin Laird, Secretary of Defense 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. 70-246. Donald Richard Goulet, petitioner, *v.* Municipal Court of Pasadena Judicial District, County of Los Angeles, California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 70-261. Joseph P. Scott, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 70-266. John J. Tatar, 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. 70-287. Robert E. Jacks, petitioner, *v.* New Jersey;

No. 70-308. Karl T. Feldman, petitioner, *v.* New Jersey; and

No. 70-317. Ben D. Leuty, petitioner, *v.* New Jersey. Petitions for writs of certiorari to the Superior Court of New Jersey, Law Division, Middlesex County, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 70-297. Jefferson County Teachers Association et al., petitioners, *v.* Board of Education of Jefferson County, Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 70-330. Willie James Tharpe, 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. 70-347. Arthur Roberts, by his Father and Guardian Eddie W. Roberts, petitioner, *v.* Ulysses A. Smith 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. **70-5085**. Roy Allen Stewart, petitioner, *v. California*. Petition for writ of certiorari to the Court of Appeals of California, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted. SECOND
APPELLATE
DISTRICT

No. **70-5087**. Osborn Olden, petitioner, *v. Lester J. Pope*. 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. **70-5091**. James L. Wright, petitioner, *v. New York*. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **70-5146**. Millard Robert Beasley, 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. **70-5185**. Stanley Edward Kelley, petitioner, *v. Arizona*. Petition for writ of certiorari to the Supreme Court of Arizona denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **70-5210**. Jerome Walker, petitioner, *v. New Jersey*. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **70-5307**. Edward S. Friedland, 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. **70-5333**. James Patrick Taylor, 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. **71-10**. Leonard Coley and Paul D. Scogin, petitioners, *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. **71-57**. Edwin L. Wiegand Corporation, petitioner, *v. Westinghouse Electric Corporation*. 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. **71-68**. Maggie Bailey, petitioner, *v. Commissioner of Internal Revenue*. 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. 71-145. Mildred A. Pickney, Personal Representative of Joe Pickney, etc., et al., *v.* Oro Dam Constructors 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. 71-147. Dick Rheingans, petitioner, *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 Ninth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-192. James Johnson, petitioner, *v.* Oil Transport Company, 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. 71-5019. Theodore Tymcio, 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. 71-5064. 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. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 70-109. Milan M. Vuitch, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted.

No. 70-197. Raymond Kelley, petitioner, *v.* Union Pacific Railroad Company. Petition for writ of certiorari to the Supreme Court of Oregon denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted.

No. 70-5231. Gerald Glen Boyden, petitioner, *v.* Commissioner of Patents. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted.

No. 70-5252. Edward H. Holt, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted.

No. 70-5297. David John Gidmark, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted.

No. 71-3. Pop Poppenheimer et al., petitioners, *v.* Tennessee et al. Petition for writ of certiorari to the United States Court of Appeals

for the Sixth Circuit denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted.

No. 71-62. Ramiro Ruben Ramirez, petitioner, *v.* United States. 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. 71-97. Salvatore Orlando and Douglas Kaplan, petitioners, *v.* Melvin Laird, Secretary of Defense et al. 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.

No. 70-125. City of Carmel-By-The-Sea, petitioner, *v.* Ann Kesinger Parr. Petition for writ of certiorari to the Supreme Court of California denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. 70-211. J. C. Penney Company, Inc., petitioner, *v.* United States Treasury Department 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. 70-5153. Harry William Theriault, petitioner, *v.* United States. 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. 70-5157. Harry W. Theriault, petitioner, *v.* C. E. Harris. 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.

No. 70-5215. Dennis D. Linehan, petitioner, *v.* Minnesota. 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. 70-131. California, petitioner, *v.* Eller Telecasting Company of Arizona. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied. Mr. Justice White and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. 71-158. Georgia-Pacific Corporation, petitioner, *v.* U.S. Plywood-Champion Papers, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice White and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. 70-165. Estate of Gloria A. Lion et al., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Stewart is of the opinion that certiorari should be granted.

No. 70-320. William F. Jordan and William A. Rogers, etc., petitioners, *v.* Montgomery Ward & Co., Incorporated. 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.

No. 70-167. B. B. Sigelbaum, petitioner, *v.* United States et al. 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. 70-209. Joseph Aiuppa, 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. 70-313. Ambrose Distributing Company, petitioner, *v.* National Labor Relations Board. 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. 70-5102. Francis Henry Bloeth, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 70-202. The Kroger Co., petitioner, *v.* Federal Trade Commission. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice White took no part in the consideration or decision of this petition.

No. 70-338. Cotler Drugs, Inc., et al., petitioners, *v.* Chas. Pfizer & Co., Inc., et al. 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. 70-339. Southern Railway Company, petitioner, *v.* Robert B. Troutman, Jr. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice White took no part in the consideration or decision of this petition.

No. 70-222. Computer Searching Service Corporation, petitioner, *v.* Sylvester J. Ryan, 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. The Chief Justice took no part in the consideration or decision of this petition.

No. 70-233. Robert J. Helfenbein et al., petitioners, *v.* International Industries, Inc., et al. Motion of respondents to strike petitioners' supplemental brief and petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 70-244. Roger Boshes et al., petitioners, *v.* General Motors Corporation et al. Motion of Consumers Union 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 Seventh Circuit denied.

No. 70-274. Air Line Pilots Association, International, petitioner, *v.* Northwest Airlines, Inc. 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. 70-299. United States, petitioner, *v.* Afran Transport Company, as owner of the Steamship Northern Gulf, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Blackmun is of the opinion that certiorari should be granted.

No. 70-300. Nez Perce Tribe of Indians, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims 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. 70-316. Gabriel Nicolas et ux., petitioners, *v.* James B. McIntyre, Trustee, et al. Motion to dispense with printing petition granted. Motion of respondents to dispense with printing brief in opposition granted. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Eighth Supreme Judicial District, denied.

No. 70-319. Beatrice Linscott, petitioner, *v.* Millers Falls Company et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. The Chief Justice and Mr. Justice Douglas are of the opinion that certiorari should be granted.

No. 70-5124. Charles Stansberry, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied. Mr. Justice White is of the opinion that certiorari should be granted.

No. 71-126. Morton E. Schneider, petitioner, *v.* Elliot Richardson, Secretary of Health, Education & Welfare. 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. 70-5367. Vernon Elwin Morales, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 71-45. Ronald Earle Martin, petitioner, *v.* Pacific Northwest Bell Telephone Company. 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 Blackmun took no part in the consideration or decision of this petition.

No. 71-54. Moore Business Forms, Inc., petitioner, *v.* Uarco Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Douglas and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. 71-118. Massillon-Cleveland-Akron Sign Co., petitioner, *v.* Golden State Advertising Co., Inc., et al. Motions of The General Tire & Rubber Company; and The Cleveland Patent Law Association for leave to file briefs, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-150. Globe Liquor Co., petitioner, *v.* Four Roses Distillers Company. It appearing that the judgment of the Supreme Court of Delaware rests upon an independent and adequate state ground, the petition for writ of certiorari to the Supreme Court of Delaware is denied.

No. 71-178. Bennie Edward Danner, petitioner, *v.* Ohio. Motion to dispense with printing respondent's brief granted. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-5026. Robert Griffin, petitioner, *v.* Ohio. Motion to amend petition granted. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-5051. Frank Antonio Chacon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Stewart and Mr. Justice Marshall are of the opinion that certiorari should be granted.

LEAVE TO FILE PETITIONS FOR WRITS OF CERTIORARI DENIED

No. 70-239. Edward J. Kazubowski, et al., petitioners, *v.* Betty Dolar et al.; and

No. 70-321. Edward J. Kazubowski, petitioner, *v.* Loy E. Ray, Sheriff of Henry County, Illinois, et al. Motions for leave to file petitions for writs of certiorari and for other relief denied.

LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. 70-5257. Eddie Nelson Jackson, petitioner, *v.* E. P. Perini, Superintendent, Marion Correctional Institution; and

No. 70-5338. John Edward Daugherty, petitioner, *v.* Walter E. Craven, Warden. Motions for leave to file petitions for writs of habeas corpus denied.

No. 70-5164. Leo J. Gunston, petitioner, *v.* Superior Court, County of Alameda, California. 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. 70-5115. Albert H. Carter, petitioner, *v.* United States Court of Claims;

No. 70-5196. Ronald C. Watson, petitioner, *v.* William N. Goodwin, Judge; and

No. 71-90. Edward J. Kazubowski et al., petitioners, *v.* Jay J. Alloy, Chief Justice of the Illinois Appellate Court, Third District. Motions for leave to file petitions for writs of mandamus denied.

No. 70-304. Samuel L. Lewis et al., petitioners, *v.* John R. Brown, Chief Judge, United States Court of Appeals for the Fifth Circuit, et al.; and

No. 70-343. Herbert Lynn Kelly and Ray M. Miller, petitioners, *v.* United States District Court, Central District of California, et al. Motions for leave to file petitions for writs of mandamus and/or certiorari denied.

No. 71-139. John Ormento, petitioner, *v.* Lloyd MacMahon, United States District Judge, United States District Court for the Southern District of New York. Motion for leave to file petition for writ of mandamus and/or prohibition denied.

No. 70-5366. Elmo C. Tatum, petitioner, *v.* William E. Steckler, Judge; and

No. 71-5003. Harry William Theriault, petitioner, *v.* Mississippi. Motions for leave to file petitions for writs of mandamus denied. Mr. Justice Blackmun took no part in the consideration or decision of these motions.

LEAVE TO FILE PETITION FOR WRIT OF PROHIBITION DENIED

~~No. 70-239. Edward J. Kazubowski et al., petitioners, *v.* Betty~~
^{70-118 RAYMOND SCOTT SMITH AND LARRY TURNER}
 No. 70-239. ~~Edward J. Kazubowski et al., petitioners, *v.* Betty~~
v. District Court of Oklahoma County, State of Oklahoma, et al. Motion for leave to file petition for writ of prohibition denied.

REHEARINGS DENIED

No. 76, October Term, 1970. Amalgamated Association of Street, Electric Railway and Motor Coach Employees of America, etc., et al., petitioners, *v.* Wilson P. Lockridge;

No. **153**, October Term, 1970. Eleanor Taft Tilton et al., appellants, *v.* Elliot L. Richardson, Secretary of the United States Department of Health, Education and Welfare, et al.;

No. **323**, October Term, 1970. Edward H. Coolidge, Jr., petitioner, *v.* New Hampshire;

No. **1273**, October Term, 1970. William Stafford, Sr., appellant, *v.* Michigan;

No. **1442**, October Term, 1970. Clement A. Evans & Company, Inc., petitioner, *v.* A. M. Kidder & Company, Inc., et al.;

No. **1467**, October Term, 1970. ITT Lamp Division of the International Telephone and Telegraph Corporation, petitioner, *v.* Stephen A. Minter, Commissioner of the Massachusetts Department of Public Welfare;

No. **1469**, October Term, 1970. Homart Development Co., petitioner, *v.* Roger Jon Diamond, et al.;

No. **1504**, October Term, 1970. James Giannatti et al., appellants, *v.* County of Los Angeles;

No. **1546**, October Term, 1970. Ervin Hohensee et al., petitioners, *v.* Scientific Living, Inc. et al.;

No. **1547**, October Term, 1970. General Radio Company, petitioner, *v.* Kepco, Inc.;

No. **1574**, October Term, 1970. Wyman C. Lowe, appellant, *v.* Andrew Young;

No. **1632**, October Term, 1970. Hughes Tool Company, petitioner, *v.* Ingersoll-Rand Company;

No. **1654**, October Term, 1970. Ralph Ginzburg, petitioner, *v.* United States;

No. **1676**, October Term, 1970. Bill J. Gambocz, petitioner, *v.* John W. Ellmyer, Jr. et al.;

No. **1692**, October Term, 1970. James E. MacDonald, Jr., petitioner, *v.* The Shawnee Country Club, Inc. et al.;

No. **1746**, October Term, 1970. National Gypsum Company et al., petitioners *v.* United States Gypsum Company;

No. **5022**, October Term, 1970. Richard Franklin Speck, petitioner, *v.* Illinois;

No. **5250**, October Term, 1970. James Herman Bostic, petitioner, *v.* United States;

No. **6545**, October Term, 1970. Freeman Lomax, petitioner, *v.* United States;

No. **6684**, October Term, 1970. Welton Van Hook, petitioner, *v.* G. P. Lloyd, Superintendent, California State Penitentiary;

No. **6794**, October Term, 1970. Raquel Grijalva, petitioner, *v.* United States;

No. **6857**, October Term, 1970. Franklin Nial Castle, petitioner, *v.* R. I. Moseley, Warden;

No. **6884**, October Term, 1970. Olga Gunzburger, petitioner, *v.* Elliot Richardson, Secretary of Health, Education and Welfare;

No. **6905**, October Term, 1970. Amelio J. Varrella, petitioner, *v.* Lottie Varrella;

No. **6909**, October Term, 1970. Robert Wolff, petitioner, *v.* Raymond J. Buchkoe, Warden;

No. **6924**, October Term, 1970. Glenn Lane and James L. Worlow, petitioners, *v.* Frank J. Pate, Warden, et al.;

No. **6935**, October Term, 1970. John A. Hyler et al., petitioners, *v.* Reynolds Metals Company et al.;

No. **6951**, October Term, 1970. Booker T. Hillery, petitioner, *v.* Louis S. Nelson, Warden; and

No. **6975**, October Term, 1970. William L. Snyder, petitioner, *v.* Tennessee. Petitions for rehearing denied.

No. **89**, October Term, 1970. Alton J. Lemon et al., appellants, *v.* David H. Kurtzman, as Superintendent of Public Instruction the Commonwealth of Pennsylvania, et al. Motion for supplemental opinion denied. Petition for rehearing denied. Mr. Justice Marshall took no part in the consideration or decision of this motion and petition.

No. **130**, October Term, 1970. Francis David Wenzel, petitioner, *v.* United States;

No. **132**, October Term, 1970. Stephen Harvey Millang, petitioner, *v.* United States;

No. **1457**, October Term, 1970. Rheba N. McMillan, appellant, *v.* Federal National Mortgage Association;

No. **1531**, October Term, 1970. Harvey Lee Davis, petitioner, *v.* The Members of Selective Service Board No. 30 of Dallas, Texas et al.;

No. **1550**, October Term, 1970. Beatrice Silk, petitioner, *v.* Thomas S. Kleppe, Administrator Small Business Administration et al.; and

No. **1568**, October Term, 1970. Harold Bean and Robert Wilkinson, petitioners, *v.* Illinois. Motions to dispense with printing petitions for rehearing granted. Petitions for rehearing denied.

No. **299**, October Term, 1970. Paul Robert Cohen, appellant, *v.* California. Motion of Charles H. Keating, Jr., for leave to file a brief, as *amicus curiae*, in support of rehearing granted. Petition for rehearing denied.

No. **1447**, October Term, 1970. Odell Andrews, petitioner, *v.* United States;

No. **1479**, October Term, 1970. Consolidation Coal Company, petitioner, *v.* South-East Coal Company;

No. **1483**, October Term, 1970. United Mine Workers of America, petitioner, *v.* South-East Coal Company;

No. **5102**, October Term, 1970. Cynthia Chatfield, petitioner, *v.* California;

No. **5606**, October Term, 1970. Jerome Levin, petitioner, *v.* Probation Department of the City of New York;

No. **6703**, October Term, 1970. Donald Summers, Sr., petitioner, *v.* Texas; and

No. **6806**, October Term, 1970. William E. Knuckles et al., petitioners *v.* Arthur X. Prasse, Commissioner of Correction, et al. Motions for leave to file petitions for rehearing denied.

No. **1613**, October Term, 1970. Callman Gottesman, Maria Mattiello and Paul J. Peyser, petitioners, *v.* General Motors Corporation et al. Petition for rehearing denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. **1622**, October Term, 1970. WHDH, Inc., petitioner, *v.* Federal Communications Commission et al. Motion to supplement petition granted. Petition for rehearing denied. The Chief Justice took no part in the consideration or decision of this motion and petition.

No. **5006**, October Term, 1970. Marvin Reginald Mathis, petitioner, *v.* New Jersey; and

No. **5011**, October Term, 1970. Victor R. Funicello, petitioner, *v.* New Jersey. Motions for clarification denied. Petitions for rehearing denied.

No. **6908**, October Term, 1970. Harry W. Theriault, petitioner, *v.* C. E. Harris, Warden. Petition for rehearing denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

ORDER

Pursuant to the provisions of Title 28, U.S.C. § 42, It is ordered that Mr. Justice Stewart be, and he is hereby, temporarily assigned to the Fifth Circuit as Circuit Justice; and

That Mr. Justice Marshall be, and he is hereby, temporarily assigned to the Second Circuit as Circuit Justice.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicants</u>	<u>City and State</u>	<u>Movant</u>
Herbert W. Abramson	Miami, Fla.	L. J. Cushman.
Ben Louis Aderholt	Houston, Tex.	Judge Woodrow Seals.
James Andrew Aiello,	San Carlos, Calif.	Henry Arthur Dietz.
Erick Randolph Alden	Tacoma, Wash.	Frank August Peters.

<u>Applicants</u>	<u>City and State</u>	<u>Movant</u>
Sumner Hovey Babcock	Boston, Mass.	Robert Haydock, Jr.
Cecil William Bain, Jr. Marvin Balowitz	San Antonio, Tex. Huntington Park, Calif.	Daniel A. Naranjo. Jerry F. Moore.
Weston D. Baxter Benton L. Becker Jeffrey A. Belkin Larry Edwin Bengtson	Smyrna, Ga. Washington, D.C. Cleveland, Ohio Junction City, Kans.	Hamilton Lokey. William L. Kaplan. Stanley B. Kent. Edward M. Ken- nedy.
Kenneth Van Bevan Allen Williamson Bird II Larry Dean Bird	Miami, Fla. Monticello, Ark. Beatrice, Nebr.	W. Barry Swope. William K. Ball. Lowell Richard Beck.
Stephen George Boyden	Salt Lake City, Utah.	Frank E. Moss.
Adelard L. Brault Jack Thomas Brellis Bill H. Brister	Fairfax, Va. Miami, Fla. Lubbock, Tex.	Albert E. Brault. David Lloyd Zook. Thomas Jefferson Griffith.
Alton Rives Brown, Jr. James E. Brydges, Jr.	Mobile, Ala. Virginia Beach, Va.	W. Boyd Reeves. Philip G. Denman.
Donald A. Burge Thomas A. Butler Robert L. Byrd, Jr. Richard Perry Byrne	Parchment, Mich. Rye, N.Y. Mobile, Ala. Los Angeles, Calif.	Garry E. Brown. Henry J. Kennedy. John H. Tappan. Henry Grattan Bodkin, Jr.
Jon David Caminez W. Pat Camp	Miami, Fla. San Antonio, Tex.	Howard W. Dixon Edward R. Finck, Jr.
Frank W. Campbell	Noblesville, Ind.	Benjamin J. Weaver.
Stanley W. Campbell, Jr.	Chicago, Ill.	Donald Cullinan Dowling.
L. Milton Cancienne, Jr. Donald Charles Carroll	Houma, La. San Francisco, Calif.	Patrick T. Caffery Charles P. Scully.
James F. Carroll Larry George Cassil	Washington, D.C. Oklahoma City, Okla.	Donald R. Brewer. Patrick Joseph Attridge, Jr.
David F. Cerf, Jr. John Amby Chevrier	Miami, Fla. Eastport, Maine	Harold Mendelow. K. Martin Worthy.

<u>Applicants</u>	<u>City and State</u>	<u>Movant</u>
Carey J. Chitwood	Birmingham, Ala.	S. Eason Balch.
Eddie N. Christian	Fort Smith, Ark.	William Bennett Wiggins.
James R. Christiansen	Santa Barbara, Calif.	Francis Price, Jr.
Walter Goonsun Chuck	Honolulu, Hawaii	Cyril Francis Damon, Jr.
Christopher H. Clancy	Mongaup Valley, N.Y.	Jonathan Arthur Weiss.
P. C. Clayton, Jr.	Dallas, Tex.	Walter L. Abbey.
Richard Roscoe Clements	Los Angeles, Calif.	Jan Stanley Mason.
Fred G. Collins	Mobile, Ala.	William Jackson Edwards III.
Robert Cooper Condon	Morris, Ill.	Michael F. Noone, Jr.
Walter M. Cook	Mobile, Ala.	William Jackson Edwards III.
David Jackson Costamagna	San Rafael, Calif.	Russell D. Jones.
Merrida P. Coxwell	Jackson, Miss.	Stephen Leeds Beach III.
Robert Houston Critchfield	Chattanooga, Tenn.	John Edgar Brown III.
Nicholas V. Critelli, Jr.	Des Moines, Iowa	Lex Hawkins.
Robert T. Cunningham	Mobile, Ala.	John H. Tappan.
Francis Thomas Daley	Fairfield, Conn.	M. Lewis Chaplowe
George Shackelford Daly, Jr.	Charlotte, N.C.	Hugh G. Casey, Jr.
Glenn E. Davis, Sr.	Indianapolis, Ind.	Sheldon A. Breskow.
Perry D. Davis, Jr.	Odessa, Tex.	W. O. Shafer.
William Kearns Davis	Winston-Salem, N.C.	William Pendleton Sandridge.
Anthony A. Dean	New York, N.Y.	Robert S. Rifkind.
Charles Louis Decarlo	Miami, Fla.	Edmund P. Russo.
Mark Delk	Dallas, Tex.	Philip Louis Burluson.
Matthias D. Dileo	Lawrence Town- ship, N.J.	Frederic Kenneth Becker.
John C. Dixon	Barbourville, Ky.	Kenneth H. Tuggle.
Stanford Miles Dolginoff	Fort Worth, Tex.	Wm. Madden Hill.
Stephen E. Doyle	Washington, D.C.	William J. Potts, Jr.

<u>Applicants</u>	<u>City and State</u>	<u>Movant</u>
Timothy J. Dunn, II	Haworth, N.J.	John K. Walsh.
Giles J. Duplechin	New Orleans, La.	John F. Tooley, Jr.
Robert Rowland Durden	Fort Smith, Ark.	Harold K. Vickery, Jr.
William Randolph Eleazer	Camp Lejeune, N.C.	Robert J. Blum.
John Law Elliott	Washington, D.C.	Cecil A. Beasley, Jr.
William Scott Ellis	New York, N.Y.	Thomas Thacher.
Sheldon H. Elsen	New York, N.Y.	Sol. Gen. Erwin N. Griswold.
Jay Wray Elston	Houston, Tex.	Jefferson D. Giller.
J. Dennis Faucher	Philadelphia, Pa.	Robert Wilfred Blanchette.
Irving R. Feldman	Miami Beach, Fla.	Kenneth L. Ryskamp.
Eugene Field	Kalamazoo, Mich.	Garry E. Brown.
Charles G. Finch	Rochester, N.Y.	Max Cohen.
Elton Fisher	McLean, Va.	Eugene Michael Bond.
J. Edward Fleishell	San Francisco. Calif.	Sheldon E. Bernstein.
Sheldon Leslie Fogel	Raleigh, N.C.	Leslie Bruce McDaniel.
Patrick J. Foley	Yorktown Heights, N.Y.	Florindo M. De Rosa.
Thomas Aquinas Foran	Chicago, Ill.	Robert E. Wiss.
Curtis Duane Forslund	Minneapolis, Minn.	John Milton Mason.
Richard A. Franzke	Portland, Oreg.	Manley B. Strayer.
Roger J. Frechette	New Haven, Conn.	George R. Tiernan.
Alfred D. Fredericks	White Plains, N.Y.	Benjamin Burstein.
James D. Freel	Chicago, Ill.	John Barry Schwartz.
George L. Frederick	Madison, Wis.	Sverre Olav Tinglum.
John P. Frucco	Yonkers, N.Y.	Albert A. Covington.
Vincent L. Gadbow	Tacoma, Wash.	Frank August Peters.

<u>Applicants</u>	<u>City and State</u>	<u>Movant</u>
Jack Edwin Gallon	Toledo, Ohio	Merritt W. Green II.
Joseph H. Ganz	Miami, Fla.	Harold Heller.
J. Cecil Gardner	Mobile, Ala.	W. Boyd Reeves.
Paul Gansevoort Gebhard	Chicago, Ill.	Theophil Carl Kammholz.
Paul J. Gergen	Anaheim, Calif.	Marvin O. Burton.
Edward Charles Gillig	Grand Forks, N.D.	Harold D. Shaft.
John Francis Gionfriddo	Washington, D.C.	Mario S. Mazzuchi.
Charles F. Glenn	West Des Moines, Iowa	Dan L. Johnston.
Leonard F. Glewwe	St. Paul, Minn.	Edward L. Wright.
John C. Glithero, Jr.	Newport Beach, Calif.	John Wallace Downer.
Jack Gold	Maplewood, N.J.	Donald H. Mintz.
Joan Ebenfield Goldberg (Mrs.)	New York, N.Y.	Miss Sybil Harriett Landau.
Herman Golden	Short Hills, N.J.	Milton M. Unger.
Howard E. Goldfluss	New York, N.Y.	Christopher J. Mega.
Ronald Laurence Goldman	Beverly Hills, Calif.	Harry T. Shafer.
Gerald H. Goldsholle	New York, N.Y.	John J. Creedon.
Elliott H. Goldstein	Cleveland, Ohio	Stanley B. Kent.
Weaver E. Gore, Jr.	Jackson, Miss.	Robert G. Nichols, Jr.
John R. Gould	Vero Beach, Fla.	Luster M. Merri- man.
Fred B. Grabhorn	Beaverton, Oreg.	Nicholas Jaureguy.
Cecil H. Greene	Portland, Oreg.	Donald Hoyle Greene.
David Wallace Green	Mobile, Ala.	William Jackson Edwards III.
Donald Steven Greenberg	Los Angeles, Calif.	Herman F. Selvin.
Philip Charles Greenwald	Hollywood, Calif.	Miss Martha Goldin.
Edmund Gronkiewicz	Chicago, Ill.	John Patrick Madigan.
Henry Haas	Tacoma, Wash.	Frank August Peters.
Lewis B. Hampton	Beaverton, Oreg.	Lou Lamar Williams.

<u>Applicants</u>	<u>City and State</u>	<u>Movant</u>
Timothy A. Hanan	New York, N.Y.	Edward M. Kennedy.
James Hughes Hancock	Birmingham, Ala.	S. Eason Balch.
Harry Mitchell Hanna	Portland, Oreg.	Wendell Wyatt.
Joseph John Hanna, Jr.	Portland, Oreg.	Wendell Wyatt.
David James Hanson	Madison, Wis.	Sverre Olav Tinglum.
Harry D. Hardy	Mobile, Ala.	Thomas M. Marr.
Ben Marvin Harrison, Jr.	Austin, Tex.	Jay Floyd.
William Watson Harrison	Reno, Nev.	Richard C. Minor.
Elbert L. Hatchett	Pontiac, Mich.	Leon Howard Hubbard.
Ben Havilland	Washington, D.C.	Thomas A. Kennelly.
Herman L. Hazen	Atlanta, Ga.	Isaac N. Habif.
Nathan J. Heath	Portland, Oreg.	Floyd Allen Fredrickson.
John J. C. Herlihy	Boston, Mass.	Bennett Sanderson.
Jeanne Heyward (Miss)	Miami, Fla.	Robert Orseck.
Preston C. Hiefield, Jr.	Portland, Oreg.	Wendell Wyatt.
William P. Higgins	Wichita, Kans.	John W. Brimer.
Gerard John Hinckley	New York, N.Y.	David Otis Fuller, Jr.
Neal Douglas Hobson	New Orleans, La.	Lawrence K. Benson.
Richard Kelly Hocker	Tempe, Ariz.	Daniel Demetri Holly.
Edward Lewis Hohn	Phoenix, Ariz.	Jerry H. Glenn.
Edward James Holland, Jr.	Kansas City, Mo.	Harry L. Browne.
Stanley J. Horn	Chicago, Ill.	Nathan Thomas Notkin.
Chester M. Howe	Boston, Mass.	Daniel Barber Bickford.
Gordon Hunt	Pasadena, Calif.	John K. Nazarian.
Rexford Cadwallader Hyre	Cleveland, Ohio	Judge James C. Connell.
Martin I. Jackson	Huntington Park, Calif.	Burton H. Barnett.
Roy D. Jackson, Jr.	Pittsburgh, Pa.	William Simon.
Michael Jaffe	New York, N.Y.	Steven M. Hochberg.
Charles C. Jaubert	Lake Charles, La.	Peter A. Ciambotti.

<u>Applicants</u>	<u>City and State</u>	<u>Movant</u>
Thomas E. Jenks	Dayton, Ohio	Wm. Saxbe.
W. Croft Jennings, Jr.	Columbia, S.C.	John W. Thomas, Jr.
William Leslie Johnson, Jr.	Winston-Salem, N.C.	Leslie Gray Frye.
Vivian G. Johnston, Jr.	Mobile, Ala.	Charles B. Arend- dall, Jr.
Harvey A. Jonas, Jr.	Lincolnton, N.C.	Marvin Titus Leatherman.
Harry Benjamin Jones, Jr.	Roanoke, Va.	F. Rodney Fitz- patrick.
John Paul Jones	Jacksonville, Fla.	Daniel Ray Coff- man, Jr.
Lawrence Aaron Jones	Sacramento, Calif.	Benjamin Daily Frantz.
James Harvey Jordan	Albany, Oreg.	Orval N. Thompson.
Ralph G. Jorgensen	Silver Spring, Md.	John Louis Smith, Jr.
Sara Liebenson Kamin (Mrs.)	Chicago, Ill.	Miss Ruth Wey- and.
Vernon Kelly	Dallas, Tex.	Neal Wheeler.
Patrick J. Kennedy	San Antonio, Tex.	Edward R. Finck, Jr.
Wayne L. Kidwell	Boise, Idaho	Willis C. Moffatt.
James Nelms Kincanon	Roanoke, Va.	F. Rodney Fitz- patrick.
Garr M. King	Portland, Oreg.	Richard A. Van- Hoomissen.
Jackson Metcalfe Kinnebrew	Dallas, Tex.	William S. Down- ard.
John A. Kitley	Beech Grove, Ind.	Sheldon A. Bres- kow.
Bernard Brill Kliks	Portland, Oreg.	Theodore D. Lachman.
Alan J. Konigsberg	New York, N.Y.	Lee S. Kreindler.
Stephen Kirk Lambright	St. Louis, Mo.	John H. Lashly.
Milton Crawford Lankton	Portland, Oreg.	Robert W. Packwood.
Bill Lanning	Seattle, Wash.	Joel Asmund Cameron Rindal.
Jerry Levine	Phoenix, Ariz.	Bruce N. Berwald.
Richard H. Lewis	Fairfax, Va.	Albert E. Brault.

<u>Applicants</u>	<u>City and State</u>	<u>Movant</u>
Hugh A. Locke, Jr.	Birmingham, Ala.	Maurice Fugh Bishop.
Robert S. Lindsey	Little Rock, Ark.	Edward L. Wright.
Homero Margil Lopez	Brownsville, Tex.	Ralph W. Yarborough.
Vincent F. Lucchese	Chicago, Ill.	Frederick A. Bragiel.
Hyman T. Maas	Rochester, N.Y.	Julius H. Michaels.
C. V. Malan	Noblesville, Ind.	Benjamin J. Weaver.
Francis S. Mancini	Denver, Colo.	Harold Taft King.
Stanley K. Mann	Boulder, Colo.	Donald G. Brotzman.
Theodore Melvin Mann	Cleveland, Ohio	Judge James C. Connell.
Vincent L. Marino	Houston, Tex.	Edmund L. Cogburn.
Clifford E. McCloy, Jr.	Little Rock, Ark.	William J. Smith.
James F. McCort	Philadelphia, Pa.	Joseph J. Carlin.
James T. McDonald	San Francisco, Calif.	Stephen Adams.
Charles J. McKerns	Washington, D.C.	Fred W. Albertson.
Russell R. McKinney	Visalia, Calif.	William Joseph Hanks.
Hugh C. McMahan	Omaha, Nebr.	Jerome B. Libin.
Donald B. Medalie	Fort Lauderdale, Fla.	William M. Erwin.
Lawrence J. Merly	Bridgeport, Conn.	Richard L. Winter.
Charles J. Merten	Portland, Oreg.	Lawrence A. Aschenbrenner.
William Turnbull Miller	San Antonio, Tex.	James Reese Gillespie.
Thomas J. Moore	Hillsboro, Oreg.	Wendell Wyatt.
William Roberts Moore, Jr.	Norfolk, Va.	William Brinkley Eley.
Melzer A. Morgan, Jr.	Reidsville, N.C.	Norman B. Smith.
George C. Morris	Salt Lake City, Utah.	Allen H. Tibbals.
Conrad Michael Mulvaney	Cary, Ill.	James E. Murray.
Paul C. Murphy, III	Houston, Tex.	B. C. Fenley, Jr.
William Patrick Murray, Jr.	Hartford, Conn.	Arnold E. Buchman.

<u>Applicants</u>	<u>City and State</u>	<u>Movant</u>
Grover Michael Myers	Laurel, Miss.	George Raymond Jones.
Benjamin F. Napheys III	Fort Collins, Colo.	James D. Beatty.
Walter I. Nathan	New York, N. Y.	Ludwig Anthony Saskor.
Guillermo A. Nigaglioni-Berrios	San Juan, P.R.	Richard H. Francis Lajara.
Lowell D. Njust	Oregon City, Oreg.	Wendell Wyatt.
Walton Bishop Noble	New Orleans, La.	John Marshall Page.
Joan Alice de R. O'Byrne (Mrs.)	Rochester, N. Y.	Charles L. Willis.
J. Dennis O'Leary	St. Louis, Mo.	Charles R. Judge.
Joseph N. Onek	Washington, D.C.	Charles Robert Halpern.
Gregory D. O'Shea	Barnhart, Mo.	Paul J. Kaveney.
Jerold Oshinsky	New York, N. Y.	Harold L. Warner, Jr.
Patrick J. Pape	San Antonio, Tex.	Edward R. Finck, Jr.
Robert M. Pennoyer	New York, N. Y.	Thomas Thacher.
Howard W. Perdue	Amarillo, Tex.	Sterling E. Kinney.
Raymond V. Perosino	Miami, Fla.	Frank A. Lane.
Agnes Marie Petersen (Mrs.)	St. Helens, Oreg.	Wendell Wyatt.
Roger A. Peterson	Minneapolis, Minn.	Edward S. Horowitz.
Donald Fay Pierce	Mobile, Ala.	Thomas G. Greaves, Jr.
Charles Palmer Pillans III	Jacksonville, Fla.	Chester Bedell.
Allan R. Plumley	Arlington, Va.	Allan R. Plumley, Jr.
Alan Lee Potter	Alexandria, Va.	J. Lindsay Almond, Jr.
R. Edward Pritchett	Tullahoma, Tenn.	James H. Henry.
John D. Proffitt	Noblesville, Ind.	William Franklin Harvey.
James Charles Purcella	Portland, Oreg.	Wendell Wyatt.
Benjamin E. Pynes, Jr.	Beverly Hills, Calif.	Ralph L. Loeb.
Peter T. Rado	New York, N. Y.	John Eustace Haigney.

<u>Applicants</u>	<u>City and State</u>	<u>Movant</u>
John F. Rampulla III	Lexington, Ky.	Herbert D. Sledd.
A. Clay Rankin III	Mobile, Ala.	Alexander Fillmore Lankford.
Donald Jeter Ray	Tullahoma, Tenn.	James H. Henry.
Michael James Reilly	Detroit, Mich.	J. Connor Austin.
Howard M. Rensin	Washington, D.C.	Philip J. Lesser.
Fred Reynolds	Houston, Tex.	Bill Scholmann.
Roger M. Rickert	Fort Wayne, Ind.	Albert L. Jeffers.
E. Richard Rimmels, Jr.	Garden City, N.Y.	Ernest F. W. Wildermuth, Jr.
John Derham Roberts	Jacksonville, Fla.	Judge Gerald B. Tjoflat.
Edward O. Robinson	Pasadena, Calif.	Robert L. Meyer.
Arthur Lyle Robson	Fairbanks, Alaska	George M. Yeager.
Federico Guillermo Rodriguez	San Antonio, Tex.	James Reese Gillespie.
Richard R. Roesch	Lansing, Mich.	Frank J. Kelley.
David Howard Rosenberg	Dallas, Tex.	Julian M. Meer.
Arnold J. Rotman	Los Angeles, Calif.	Bernard Mattison.
Michael H. Rotman	Chicago, Ill.	Joel Miles Carlins.
Gerald Ribinger	Virginia Beach, Va.	Richard G. Brydges.
Ben H. Rudnick	Los Angeles, Calif.	Victor Behrstock.
James T. Russell	Clearwater, Fla.	Allen P. Allweiss.
Noreen K. Saltveit (Mrs.)	Portland, Oreg.	Lawrence A. Aschenbrenner.
Charles Sandberg	Brooklyn, N.Y.	Gerald Kobell.
Conrad Wayne Sanders	Chicago Heights, Ill.	Thomas Robert Igleski.
Barbara Mary Sauer (Miss)	Campbell, Calif.	Edward R. Fitzsimmons.
Theodore S. Schechter	Clayton, Mo.	Vernon T. Kelly.
William Wallace Schooley, Jr.	Granite City, Ill.	George Josph Moran.
William O. Schreckengast	Beech Grove, Ind.	Sheldon A. Breskow.
Richard F. Schubert	Easton, Pa.	Atty. Gen. John N. Mitchell.
Frederick L. Scofield	New York, N.Y.	Leo T. Kissam.
Robert John Seligman	New York, N.Y.	Leo Fornero.
Julius G. Serot	Silver Spring, Md.	Dominick L. Manoli.
John L. Shanahan	Clifton, N.J.	Lawrence S. Schwartz.

<u>Applicants</u>	<u>City and State</u>	<u>Movant</u>
Paul E. Skidmore	Tuscaloosa, Ala.	Walter Parker Crownover.
Norbert Joel Slovis	Knoxville, Tenn.	Clyde W. Key.
James Wilson Smith	Scottsdale, Ariz.,	Donald Maxwell.
Thomas Shore Smith	Laramie, Wyo.	Dean W. Borthwick.
Edward Walter Somers	Dunwoody, Ga.	J. Bruce Hoofnagle, Jr.
V. Farley, Sonnier	Lafayette, La.	James J. Davidson, Jr.
Joseph B. Sparkman	Portland, Oreg.	Stephen W. Blore.
Harry Arnold Spector	Detroit, Mich.	C. Earl Marquis
Leonard Speilvogel	Merrit Island, Fla.	Roger G. Welcher.
Noble Sprunger	Placerville, Calif.	Lloyd B. Hamilton.
Frederic Henry Starkweather, Jr.	Gold Beach, Oreg.	Thomas Y. Higashi.
George F. Stradar, Jr.	Newburgh, N. Y.	Breck P. McAllister.
Donald L. Sturm	Omaha, Nebr.	Jerome B. Libin.
James Lewis Taliaferro	Memphis, Tenn.	Leonard Victor Hughes, Jr.
Arthur Lee Tarlow	Beaverton, Oreg.	Jacob B. Tanzer.
Joseph Anthony Tate	Philadelphia, Pa.	Arthur H. Kahn.
Willis Thomas Taylor	Lubbock, Tex.	Eldon B. Mahon.
John Campbell Thomas	Boca Raton, Fla.	George F. DeClaire.
Charles Mixer Thompson, Jr.	Abbeville, La.	Samuel C. Gainsburgh.
J. Roger Thompson	Atlanta, Ga.	Charles A. Moye, Jr.
Wayne Ellsworth Thompson	Whittier, Calif.	Alexander D. Thomson.
William J. Threadgill	Columbus, Miss.	John Cornelius Stennis.
Charles Key Thompson, Jr.	Hartford, Conn.	Stephen J. O'Neill.
Tobias C. Tolzmann	Honolulu, Hawaii	Clinton R. Ashford.
Lester E. Trachman	Beverly Hills, Calif.	Justin L. Goldner.
Wayne A. Vander Vort	Minneapolis, Minn.	Robert J. King.

<u>Applicants</u>	<u>City and State</u>	<u>Movant</u>
Paul VanSlyke	Houston, Tex.	Thomas Oren Arnold.
Nancy Blair Viccellio (Miss)	Chatham, Va.	James H. Simmonds.
Nathan Wald	Boston, Mass.	David M. Scheffer.
James H. Wallace, Jr.	Washington, D.C.	Erwin G. Krasnow.
William Waterman	Pontiac, Mich	Leon Howard Hubbard.
Welcom Henry Watson	Fort Lauderdale; Fla.	C. Farris Bryant.
Sarah Moseley Glymph Wilcox	Arlington, Va.	Sol. Gen. Erwin N. Griswold.
Gary Wayne Williams	Norman, Okla.	Glenn Eldon Floyd.
Robert Allen Wilson	Owensboro, Ky.	William M. Gant.
Thomas E. Wolf	Portland, Oreg.	Robert W. McMenamin.
William Glenn Yates	Houma, La.	Patrick T. Caffery.
John Robertson Young	West Palm Beach, Fla.	William R. Merkle.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Paul Philip Biebel, Jr.	Chicago, Ill.	Solicitor General Erwin N. Griswold.
Rose Elizabeth Bird	Palo Alto, Calif.	Don Edwards.
John G. Mangshol	Fresno, Calif.	John J. McFall.
Marvin Roth	Washington, D.C.	Norton Jay Come.
William Joseph Byrnes	Arlington, Va.	Michael H. Bader.
John C. Castanes	Chicago, Ill.	John Joseph O'Toole.
Edward L. Kerpec	Chicago; Ill.	John Joseph O'Toole.
John V. Evans	Chicago, Ill.	John Joseph O'Toole.
Cornelius F. Dore, Jr.	Chicago, Ill.	John Joseph O'Toole.
Frank John Uvena	Chicago, Ill.	Milton Carl Denbo.

ORAL ARGUMENT

No. 70-29. John Giglio, petitioner, *v.* United States. Argued by Mr. James M. LaRossa for the petitioner and by Mr. Harry R. Sachse for the respondent.

No. 70-58. Oliver T. Fein, petitioner, *v.* Selective Service System Local Board No. 7, Yonkers, N.Y., et al. Argued by Mr. Michael B. Standard for the petitioner and by Mr. Solicitor General Griswold for the respondents.

No. 70-77. North Carolina, petitioner, *v.* Wayne Claude Rice. Argued by Mr. Jacob L. Safron for the petitioner and Mr. William W. Van Alstyne for the respondent.

No. 70-90. John Schilb et al., appellants, *v.* Vincent P. Kuebel, etc. Leave granted Mr. James A. Rooney to appear and present oral argument for the appellees, *pro hac vice*, on motion of Mr. John J. O'Toole. Argued by Mr. John J. O'Toole for the appellants and by Mr. James A. Rooney for the appellees, *pro hac vice*, by special leave of Court.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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
Don Chapman Thamer	Santa Ana, Calif.	Richard T. Hanna.
Floyd W. Davis	Los Angeles, Calif.	Daniel M. Friedman.
Theodore I. Sonde	Washington, D.C.	Walter P. North.
Terrence Ahern	Grandview, Mo.	James J. Murphy.
Thomas Richard Brous	Kansas City, Mo.	James J. Murphy.
David A. Fischer	St. Louis, Mo.	James J. Murphy.
James T. Newsom	Bosworth, Mo.	James J. Murphy.
William H. Butterfield	Hudson Falls, N.Y.	Ashley Sellers.
Carl Lee Vacketta	Westville, Ill.	Ashley Sellers.
Joseph Smith Wager	Bethesda, Md.	Ashley Sellers.
Glenette Blackwell	Los Angeles, Calif.	Miss Nira Aurelia Hardon.
Herbert M. Klein	Los Angeles, Calif.	Miss Nira Aurelia Hardon.
Joel Jankowsky	Tulsa, Okla.	Julian J. Rothbaum.
Bruce C. Dungan	Detroit, Mich.	Albert D. Bourland.

ORAL ARGUMENT

No. 70-63. National Labor Relations Board, petitioner, *v.* Plasterers' Local Union No. 79, etc., et al.; and

No. 70-65. Texas State Tile & Terrazzo Co., Inc., et al., petitioners, *v.* Plasterers' Local No. 79, etc., et al. One and one half hours allowed for oral argument. Argued by Mr. Norton J. Come for the petitioner in No. 70-63, by Mr. Wayne S. Bishop for the petitioners in No. 70-65, by Mr. Donald J. Capuano for the respondents and by Mr. Laurence Gold for the American Federation of Labor and Congress of Industrial Organizations, as *amicus curiae*.

No. 70-60. Superintendent of Insurance of the State of New York, as Liquidator of Manhattan Casualty Company, petitioner, *v.* Bankers Life and Casualty Company et al. One and one half hours allowed for oral argument. Argued by Mr. Arnold Bauman for the petitioner, by Mr. Walter P. North for the Securities and Exchange Commission, as *amicus curiae*, by special leave of Court, by Mr. William Warren Karatz for respondent Irving Trust Company, and by Mr. Irving Parker for respondent Bankers Life and Casualty Company.

No. 70-53. Elliot L. Richardson, Secretary of Health, Education and Welfare, appellant, *v.* Raymond Belcher. Argued by Mr. Richard B. Stone for the appellant and by Mr. John Charles Harris for the appellee.

Adjourned until tomorrow at 10 o'clock.

The day call for Thursday, October 14, 1971, will be as follows: Nos. 70-5040, 70-5041, 70-9, 70-16, and 70-45.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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
Gene R. Bushnell	Rapid City, S. Dak.	James G. Abourezk.
Walter R. Decaen	Los Angeles, Calif.	James G. Abourezk.
John Joseph Welsh	San Francisco, Calif.	David L. Klott.
James Paul Miller	Wilmington, Ohio	Bruce W. Rhyne.
Ronald E. Erickson	Minneapolis, Minn.	Loine Dale MacIver.

ORAL ARGUMENT

No. **70-5040**. Jack L. Mayer, appellant, *v.* City of Chicago. Argued by Mr. Henry F. Field for the appellant and by Mr. Richard L. Curry for the appellee.

No. **70-5041**. Charles W. Britt, Jr., petitioner, *v.* North Carolina. Argued by Mr. Robert G. Bowers for the petitioner and by Mrs. Christine Y. Denson for the respondent.

No. **70-9**. Evelle J. Younger et al., appellants, *v.* Robert O. Gilmore, Jr., et al. Argued by Mr. George R. Nock for the appellants and by Mr. John E. Wahl for the appellees.

No. **70-46**. United States, petitioner, *v.* Dimas Campos-Serrano. Leave granted Mr. William Bradford Reynolds to appear and present oral argument for the petitioner, *pro hac vice*, on motion of Mr. Solicitor General Erwin N. Griswold. Argued by Mr. William Bradford Reynolds for the petitioner, *pro hac vice*, by special leave of Court and by Mr. John J. Cleary for the respondent.

Adjourned until Monday, October 18, 1971, at 10 o'clock.

The day call for Monday, October 18, 1971, will be as follows:
Nos. **70-45**, **70-71**, **70-78**, **70-54**, and **70-93**.

SUPREME COURT OF THE UNITED STATES

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

ADMISSISONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>Name and State</u>	<u>Movant</u>
William Weldon Berryhill	Glendale, Calif.	Solicitor General Erwin N. Griswold.
William Bradford Reynolds	Wilmington, Del.	Solicitor General Erwin N. Griswold.
David H. Schloss	Beverly Hills, Calif.	James C. Corman.
Joseph R. Fogarty	Newport, R.I.	Frederick Bernays Wiener.
Alan N. Gamse	Baltimore, Md.	Harley Thomas Howell.
Thomas J. S. Waxter, Jr.	Baltimore, Md.	Harley Thomas Howell.
William F. Higie	Bradford, Pa.	Richard F. Generelly.

ORAL ARGUMENT

No. 70-45. United States, appellant, *v.* Daniel B. Brewster. Argued by Mr. Solicitor General Erwin N. Griswold for the appellant and by Mr. Norman P. Ramsey for the appellee.

No. 70-71. United States, petitioner, *v.* Denneth Bass. Argument commenced by Mr. Roger A. Pauley for the petitioner and continued by Mr. William E. Hellerstein for the respondent.

Mr. Justice Douglas announced that while the Chief Justice is unavoidably absent this afternoon, he will participate in the decision of the cases argued.

No. 70-71. United States, petitioner, *v.* Denneth Bass. Argument resumed and concluded by Mr. Hellerstein for the respondent.

No. 70-78. Affiliated Ute Citizens of the State of Utah et al., petitioners, *v.* United States et al. One hour and twenty minutes allowed for oral argument. Leave granted Mr. Raymond Randolph to appear and present oral argument for the respondent United States, *pro hac vice*, on motion of Mr. Solicitor General Erwin N. Griswold. Argued by Mr. Parker M. Nielson for the petitioners, by Mr. A. Raymond Randolph for respondent United States, *pro hac vice*, by special leave of Court, and by Mr. Marvin J. Bertoch for respondents First Security Bank of Utah, N. A., et al.

No. 70-54. Victory Carriers, Inc., et al., petitioners, *v.* Bill Law. Argument commenced by Mr. W. Boyd Reeves for the petitioners.

Adjournment until tomorrow at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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. **70-149**. Henry Steenhoek et al., appellants, *v.* Iowa. Appeal from the Supreme Court of Iowa. The appeal is dismissed for want of a substantial federal question.

No. **71-86**. Associated Home Builders of the Greater East Bay Incorporated, appellant, *v.* City of Walnut Creek et al. Appeal from the Supreme Court of California. The appeal is dismissed for want of a substantial federal question.

No. **71-5024**. Philip Aquafredda, appellant, *v.* New York. Appeal from the Appellate Term of the Supreme Court of New York, First Judicial District. The appeal is dismissed for want of a substantial federal question.

No. **71-5108**. Zobe and Carrie May Cheley et al., appellants, *v.* James Parham, Director of the Georgia Department of Family and Children Services. Appeal from the United States District Court for the Northern District of Georgia. The appeal is dismissed for failure to docket the case within the time prescribed by Rule 13 of the Rules of this Court. *Shapiro v. Doe*, 396 U.S. 488. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

CERTIORARI—SUMMARY DISPOSITION

No. **71-15**. Connecticut State Board of Parole, petitioner, *v.* John Bey. On petition for writ of certiorari to the United States Court of Appeals for the Second 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 United States District Court for the District of Connecticut with directions to dismiss as moot. *United States v. Munsingwear*, 340 U.S. 36.

No. **71-5128**. Charles 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.

Petition for writ of certiorari granted, judgment vacated and case remanded to the Court of Appeals for further consideration in light of the suggestion of the Solicitor General in the memorandum for the United States.

ORDERS IN PENDING CASES

No. A-356. Gerald C. Nichol, etc., et al., petitioners, *v.* Alfred L. Kennan et al. The application for stay presented to the Chief Justice, and by him referred to the Court, is denied without prejudice to an application for a stay to the three-judge district court.

No. 70-18. Jane Roe et al., appellants, *v.* Henry Wade. The motion of Women for the Unborn et al. for leave to file a brief, as *amici curiae*, is granted.

No. 70-52. United States, petitioner, *v.* Mississippi Chemical Corporation et al. The motion of M.F.A. Central Cooperative et al., for leave to participate in oral argument, as *amici curiae*, is denied. Mr. Justice Blackmun took no part in the consideration or decision of this motion.

CERTIORARI GRANTED

No. 71-32. Curtis C. Flood, petitioner, *v.* Bowie K. Kuhn et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. 71-119. Mike Trbovich, petitioner, *v.* United Mine Workers of America et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted.

CERTIORARI DENIED

No. 68-5014. Sylvester Lee Garrison, petitioner, *v.* Wayne Patterson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 70-179. Jessie S. Lombardino, petitioner, *v.* Louis A. Heyd, Jr., Criminal Sheriff. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-221. Thomas Licavoli, petitioner, *v.* E. L. Maxwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 70-262. Pearly Mae Carter, petitioner, *v.* Morehouse Parish School Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-5154. John Henry Blackburn and Wayne Roderick Moore, petitioners, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **70-5170**. Allan Golub, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **70-5334**. Demetrio Johnny Herrera, petitioner, *v.* New Mexico. Petition for writ of certiorari to the Court of Appeals of New Mexico denied.

No. **70-5348**. Adam R. Mauldin, petitioner, *v.* D. P. Henry et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **70-5356**. Harold E. Morefield, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **70-5378**. Daniel C. Signal, petitioner, *v.* R. J. Reynolds Tobacco Co. et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **70-5384**. Robert E. Williams, petitioner, *v.* Virgin Islands. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **70-5407**. Shahen Sanassarian, petitioner, *v.* California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-4**. Frontier Contact Lenses, Inc., et al., petitioners, *v.* The Plastic Contact Lens Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-38**. Stanley V. Tucker, petitioner, *v.* William R. Moller et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-116**. Frank Joseph Caracci, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-120**. Central Gulf Steamship Corporation, petitioner, *v.* Eugene Sammon. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-130**. Pacific Westbound Conference 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. **71-133**. James F. Holland, petitioner, *v.* Elizabeth Jane Holland. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **71-148**. John Kalin Funeral Home, Inc., dba Lacey Funeral Home, petitioner, *v.* Hollis Fultz and Jane Doe Fultz et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-152. John J. Elliot[†] et al., petitioners, *v.* Solomon Hoberman et al.; and

No. 71-252. James F. Mooney et al., petitioners, *v.* Solomon Hoberman et al. Petitions for writs of certiorari to the Court of Appeals of New York denied.

No. 71-165. Jess Raymond Bridwell, petitioner, *v.* United States; and

No. 71-303. Michael E. Pauldino, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-171. Espanola Lakey Whitfield et al., petitioners, *v.* Klein Independent School District et al. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Fourteenth Supreme Judicial District, denied.

No. 71-210. Ray F. Wilson et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-211. Don Rhoades Corporation, petitioner, *v.* American Institute of Marketing Systems, Inc. Petition for writ of certiorari to the Supreme Court of New Mexico denied.

No. 71-213. Fred Loyd Hayes and Kenneth Ray McMaster, petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-216. Marshall G. West, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-217. Hugh Sawyer, petitioner, *v.* Atlantic Discount Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-220. Nellie Pope, Administratrix, petitioner, *v.* Moore-McCormack Lines, Inc. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. 71-222. James DeMasi, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-223. Erasmus Iannaccone and Frederick Kagan, petitioners, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-228. Transit Casualty Company et al., petitioners, *v.* Security Trust Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-231. Frank Spalitta, etc., petitioner, *v.* National American Bank of New Orleans et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-234**. Ralph B. Thompson and Margaret E. Thompson, petitioners, *v.* Elmer J. Hoffman, County Collector, etc. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **71-235**. Margaret E. Thompson, petitioner, *v.* County Board of School Trustees of DuPage County, Illinois, et al. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. **71-236**. Dalton Carl Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-241**. Humble Oil & Refining Co., petitioner, *v.* Marion Domeracki. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-5009**. Prentiss Leon Cox, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-5036**. Charles Gasper Salvo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5062**. Homer O. Baker, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5088**. Jerry Michael Edwards, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **71-5089**. Arthur Peter Dzialak, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5090**. Thomas Henry Logan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5095**. Manuel Quiles, petitioner, *v.* Harry Fritz, Superintendent of Auburn Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5106**. Bobby Gene Keeny, petitioner, *v.* Secretary of the Army. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **71-5107**. William Ronald Welch, petitioner, *v.* Harold J. Cardwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-5109**. Earl Bush, petitioner, *v.* Claude N. Morris, District Attorney, et al. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 71-5110. Claude T. Matthews, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. 71-5111. Frank Lott, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5112. Robert Cleve Montgomery, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5116. William Vitoratos, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-5117. Andrew Michael Bogdan, petitioner, *v.* Felix Rodriguez, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5118. George H. Hohlweiler, Admr. of the Estate of W. E. Richardson, deceased, petitioner, *v.* Pennsylvania Railroad et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5119. Charles Ray Hopper, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 71-5122. Charles Brown, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5123. Melvin Richard Roots, petitioner, *v.* United States;

No. 71-5147. Gregory O'Dell McNeil, petitioner, *v.* United States; and

No. 71-5227. Northaleen Bill Boney, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5129. Billie Austin X. Bryant, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5130. Robert Jewell Landman, petitioner, *v.* United States Board of Parole. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5131. James Edward Baker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5133. Betty McConkey, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5134. Humberto Dumenigo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5135. James Milton Rankin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5142. Elroy X. Lewis, petitioner, *v.* The Legislative Body of the 91st Congress of the United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5155. Melvin Houston Rigdon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 70-148. Wendell N. DeBose, petitioner, *v.* The M/S. Loppersum, 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 and case set for oral argument.

No. 70-152. Minneapolis Federation of Teachers, Local No. 59, petitioner, *v.* Warren Spannaus, Attorney General, State of Minnesota, et al. Petition for writ of certiorari to the Supreme Court of Minnesota denied. Mr. Justice Douglas is of the opinion that certiorari should be granted and case set for oral argument.

No. 70-5158. Arnold Southers, 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 and case set for oral argument.

No. 71-103. The Goodyear Tire & Rubber Company, petitioner, *v.* H. K. Porter Company, Inc. 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 and case set for oral argument.

No. 71-132. Motor City Metal Treating, Inc., petitioner, *v.* Kolene Corporation 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 and case set for oral argument.

No. 71-5014. Raudell Ortega-Mojaro, 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. Mr. Justice Douglas is of the opinion that certiorari should be granted and case set for oral argument.

No. 71-5050. James Darwin Autry, petitioner, *v.* J. C. Wiley, etc., et al. 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 and case set for oral argument.

No. 71-5101. Vivian Warren, petitioner, *v.* Government National Mortgage Association 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 and case set for oral argument.

No. 71-5149. Dale Percy, petitioner, *v.* South Dakota 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 and case set for oral argument.

No. 70-263. Joyce Lee and Joyce Eve Lee Cosmetics, Inc., petitioners, *v.* Senta Maria Runge. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Dissenting opinion by Mr. Justice Douglas.

No. 70-5331. Ronald Preston Hull, 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. 71-80. George J. Beto, Director, Texas Department of Corrections, petitioner *v.* Juan D. Hernandez. 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. 71-93. Walter J. Howard et al., petitioners, *v.* Florida East Coast Railway Co., Inc., et al. 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. 71-206. Dun & Bradstreet, Inc., petitioner, *v.* C. R. Grove, Trustee, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Dissenting opinion by Mr. Justice Douglas.

No. 71-215. In the Matter of Anthony F. Avallone, petitioner. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Supreme Court of New Mexico denied.

LEAVE TO FILE PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. 71-5102. John Cunningham, petitioner, *v.* Joseph Brierley, Superintendent, State Correctional Institution, et al. Motion for leave to file petition for writ of habeas corpus denied.

LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. **70-5418**. Earl Guy, petitioner, *v.* United States. Motion for leave to file petition for writ of mandamus denied.

REHEARINGS DENIED

No. **648, Misc., October Term, 1959**. In the Matter of James Wilson, petitioner; and

No. **1257, October Term, 1970**. Jimmy Saville and Rita Ann Guarasi, petitioners, *v.* United States. Motions for leave to file petitions for rehearing denied.

No. **498, October Term, 1967**. Colorado River Water Conservation District et al., petitioners, *v.* Four Counties Water Users Association et al. Motion for leave to file second petition for rehearing denied. Mr. Justice Marshall took no part in the consideration or decision of this motion.

No. **883, Misc., October Term, 1967**. Ray Elbert Parker, petitioner, *v.* Maryland et al. Motion for leave to file fourth petition for rehearing denied.

RECESS ORDER

The Court will take a recess from Tuesday, October 26, 1971, until Monday, November 8, 1971.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Brian S. Ahearn	Detroit, Mich.	Richard J. Fritz.
Dean A. Andrews, Jr.	Metairie, La.	Floyd J. Reed.
Peter R. Andrews	York, Pa.	Richard E. Kohler.
Philip Michael Arnot	Eureka, Calif.	Robin H. Fairbairn.
Paul Asperger	Fresno, Calif.	Howard Berkeley Thomas.
Don A. Barr	Moundsville, W. Va.	Steven D. Narick.
Herbert Harvell Bateman	Newport News, Va.	Franklin O. Blechman.
Tobias Jackson Bermant	New York, N.Y.	Bruce H. Berry.
Floyd Allan Blackwell	Dallas, Tex.	Samuel Kenneth Vaughan.
Stephen V. Bomse	San Francisco, Calif.	George A. Blackstone.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stuart S. Borovay	Surfside, Miami Beach, Fla.	Marwin S. Cassel.
Fletcher Emerson Boyd	Indianapolis, Ind.	Martin J. Flynn.
Harold J. Brand, Jr.	Buffalo, N.Y.	Michael J. McMorrow, Jr.
H. James Brett	Orlando, Fla.	Charles J. Cullom.
McKnight Brunn	Oakland, Calif.	Leo B. Helzel.
Robert R. Bryan	Birmingham, Ala.	Maurice Fugh Bishop.
Joe B. Campbell	Bowling Green, Ky.	Reginald L. Ayers.
Dorothy M. Carson (Mrs.)	Phoenix, Airz.	Miss Lorna E. Lockwood.
Paul Caruso	Beverly Hills, Calif.	Richard Cabal- lero.
Jeffrey Cole	Chicago, Ill.	Sol. Gen. Erwin N. Griswold.
Ronald S. Cope	Chicago, Ill.	Sydney R. Drebin.
Jon C. Countess	York, Pa.	Richard E. Kohler.
Timothy A. Curran	Orlando, Fla.	Samuel Edwin Murrell, Jr.
Giles Jackson Davis, Jr.	Dayton, Ohio	James Austin Brogan.
Stanley G. DeLaHunt	St. Paul, Minn.	Harold J. Kinney.
William M. Detweiler	New Orleans, La.	Daniel Charles Wiemann.
Marta Ramirez de Vera (Mrs.)	Rio Piedras, P.R.	John B. Murray, Jr.
James Richard Devers	Portland, Oreg.	Cleveland C. Cory.
Howard Charles Eggers	San Francisco, Calif.	David M. Chase.
Charles O. Ehlert	Mercer Island, Wash.	Kenneth A. Mac- Donald.
W. Randolph Elliott	Dallas, Tex.	Angus G. Wynne.
John Charles Ertel	San Antonio, Tex.	Earl W. Tracy, Jr.
Thomas M. Ervin, Jr.	Tallahassee, Fla.	Wilfred C. Varn.
Alan William Falconer	Minneapolis, Minn.	Donald R. Johns- ton.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Basil C. Foussianes	Detroit, Mich.	Francis D. Thomas, Jr.
Gabriel Milton Fuqua	Jackson, Miss.	Stephen Leeds Beach, III.
Richard L. Goff	San Francisco, Calif.	George A. Black- stone.
Charles Arthur Goldberger	White Plains, N. Y.	Benjamin Burstein.
Ralph Jacob Gust, Jr.	Lombard, Ill.	James Block Zagel.
Leslie Christian Hauck	Los Angeles, Calif.	Rollin E. Woodbury.
E. Parker Hayden, Jr.	New York, N. Y.	Hewitt A. Conway.
Julian Dean Helms	Oklahoma City, Okla.	Loyd Benefield.
Sylvester John Hemleben, Sr.	Oxford, Miss.	Lorentz B. Knouff.
Philip Holmes	Oklahoma City, Okla.	Samuel A. Townley.
Donald E. Jackson	Amarillo, Tex.	L. Alward White.
Joseph Wellington Jay, Jr.	Newark, Calif.	Henry O. Lienhard.
William Leslie Josslin	Portland, Oreg.	Seymour L. Coblens.
Harvey L. Kaplan	Kansas City, Mo.	William Wayne Shinn.
James Andrew Katsanis	Cincinnati, Ohio	Charles Albert Brigham, Jr.
Robert Taylor Keeton, Jr.	Huntingdon, Tenn.	William James Peeler.
Herbert V. Kelly	Newport News, Va.	Franklin O. Blechman.
James Allen Kirk	Oklahoma City, Okla.	Loyd Benefield.
Conrad William Kreger	Wyandotte, Mich.	Richard J. Fritz.
W. Loeber Landau	New York, N. Y.	William J. Kirby.
Eric D. Lanphere	Albuquerque, N. Mex.	Jerald Jacob Monroe.
Samuel S. Lauchis, Jr.	York, Pa.	Richard E. Kohler.
Marion Dennis Leach	Houston, Tex.	Rodney Dale Parrott.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jordan Dale Lewis	Terre Haute, Ind.	Verl G. Miller.
James Paul Linn	Oklahoma City, Okla.	Loyd Benefield.
Martin London	New York, N. Y.	Simon H. Rifkind.
Charles R. Mack	Woodland, Calif.	Harry A. Ackley.
William Keith MacLeod	San Jose, Calif.	F. Cancino.
Daniel D. Mangiamele	Chicago, Ill.	Sam Adam.
Murray Sands Marvin	Los Angeles, Calif.	Joseph D. Peeler.
Charles Milton McDonald	Waco, Tex.	Jack N. Price.
Van E. McFarland	Houston, Tex.	Robert Alan Feltner.
Thomas McGanney	New York, N. Y.	Orison S. Marden.
Robert Edward Mellor	Los Angeles, Calif.	Enser William Cole, Jr.
Morton H. Meyer	Lincolnwood, Ill.	Seymour Berman.
Harry Edward Miller, Jr.	Paducah, Ky.	Milton M. Living- ston, Jr.
Peter Van Etten Millham	Laconia, N.H.	Arthur H. Nighswander.
Michael R. Milligan	Houston, Tex.	Don T. Schwartz.
S. Jeffrey Minker	Tucson, Ariz.	Burt Haberman.
Harold I. Mosher	Lincoln, Nebr.	Clarence A. H. Meyer.
Jack Raymond Napier II	Dallas, Tex.	Neal Wheeler.
William David Page	Huntsville, Ala.	Ralph Roger Williams.
Sam S. Pessin	Belleville, Ill.	Eugene H. Widman.
J. Brantley Phillips, Jr.	Greenville, S.C.	James R. Mann.
Louis N. Porter	New York, N. Y.	Ronald Allen Jacobson.
Eugene S. Prashner	San Antonio, Tex.	Earl W. Tracy, Jr.
Clarence L. Price	Beverly Hills, Calif.	Theodore Frankton Craver.
Allen B. Pynn	Lake Oswego, Oreg.	Glenn R. Jack.
Charley Quienalty	Lake Charles, La.	James Augustus Leithead.
Donald L. Reihart	York, Pa.	Richard E. Kohler.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Leonard Reynolds, Jr.	Madison, Wis.	Steven H. Steinglass.
Warren F. Reynolds	Hobbs, N. Mex.	W. D. Girand, Jr.
Katrina Renouf (Miss)	Washington, D.C.	John H. Conlin.
Charles Eugene Ricketts, Jr.	Louisville, Ky.	Romano L. Mazzoli.
G. Grant Roane III	Houston, Tex.	Don. T. Schwartz.
Randall B. Robinson	Los Angeles, Calif.	Richard Carter Cockrell.
William F. Rylaarsdam	Los Angeles, Calif.	Francis Breidenbach.
Morton J. Schlossberg	New York, N.Y.	Arnold Bauman.
Benhardt E. Schmidt	Portland, Oreg.	Roger G. Tilbury.
Robert J. Scolnik	San Francisco, Calif.	Nathan R. Berke.
Albert L. Shumaker	Centre, Ala.	Tom Bevill.
Haven Ely Simmons	Cedar Rapids, Iowa.	Ralph Warren Gearhart, Jr.
Steven A. Sindell	Cleveland, Ohio	Reuben M. Payne.
Douglas O. Smith, Jr.	Fort Smith, Ark.	Judge John E. Miller.
Eric Brian Smith	Jacksonville, Fla.	T. Edward Austin, Jr.
Leo A. Smith, Jr.	Mobile, Ala.	Mylan R. Engel.
Malcolm Francis Smith	Naperville, Ill.	James Block Zagel.
Robert Jackson Bates Smith, Jr.	Augusta, Ga.	Sol. Gen. Erwin N. Griswold.
H. Dyke N. Spear, Jr.	Hartford, Conn.	Thomas W. Collins.
Carmen V. Speranza	Chicago, Ill.	Donald J. Veverka.
Joseph Anthony Spitalli	Chicago, Ill.	Sheldon Karon.
Edith A. Stensby (Mrs.)	Knoxville, Tenn.	George H. Williams.
Arthur M. Stringari	Detroit, Mich.	Richard J. Fritz.
William Mitchell Thornbury.	Santa Monica, Calif.	Raymond Fenton Crigger.
John T. Tompkins, III	Newport News, Va.	Franklin O. Blechman.
Thomas H. Tucker	Oklahoma City, Okla.	Harold C. Theus.
J. Edward Wall	Jacksonville, Fla.	William Lee Allen.

<u>Applicants</u>	<u>City and State</u>	<u>Movant</u>
Arnold E. Wallach	New York, N.Y.	John J. Abt.
William Herbert Wise	Chicago, Ill.	Sol. Gen. Erwin N. Griswold.
Phillip A. Wolff	Sarasota, Fla.	William M. Hereford.
Arthur W. Woltz	Newport News, Va.	Franklin O. Blechman.
Stanley Dalton Wright	San Antonio, Tex.	Harry Ben Adams III.
Anthony Thomas Young	Fort Pierce, Fla.	Raymond Edmund Ford.
Donald W. Zellmann	San Diego, Calif.	Jerry J. Williams.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard Dryden Burke	Washington, D.C.	Donald E. Cope.
Frank Calvin Ingraham	Nashville, Tenn.	Phillip Dean Bostwick.
Donald Eugene Davis	Los Angeles, Calif.	Lawrence G. Bohlen.
George Barford	Tampa, Fla.	Lawrence G. Bohlen.

ORAL ARGUMENT

No. 70-54. Victory Carriers, Inc., et al., petitioners, *v.* Bill Law. Argument continued by Mr. W. Boyd Reeves for the petitioners, by Mr. Ross Diamond, Jr., for the respondent and concluded by Mr. W. Boyd Reeves for the petitioners.

No. 70-93. National Labor Relations Board, petitioner, *v.* Nash-Finch Company, dba Jack and Jill Stores. Leave granted Mr. William A. Harding to appear and present oral argument for the respondent, *pro hac vice*, on motion of Mr. Malcolm Hawk. Argued by Mr. Lawrence G. Wallace for the petitioner and by Mr. William A. Harding for the respondent, *pro hac vice*, by special leave of Court.

No. 70-4. Sally M. Reed, appellant, *v.* Cecil R. Reed, Administrator, etc. Argued Mr. Allen R. Derr for the appellant and by Mr. Charles S. Stout for the appellee.

No. 70-5014. Peter Stanley, Sr., petitioner, *v.* Illinois. Argued by Mr. Patrick T. Murphy for the petitioner and by Mr. Morton E. Friedman for the respondent.

No. 70-91. Joseph Parisi, petitioner, *v.* Phillip B. Davidson, etc., et al. Argument commenced by Mr. Richard L. Goff for the petitioner.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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 Edward Hall, Jr.	Houston, Tex.	Elmer L. Hoehn.
Roger Joseph Crosby	Portland, Oreg.	John F. Weisser, Jr.
Franklin Andrew Dill	San Francisco, Calif.	Ralph J. Luttrell.

ORAL ARGUMENT

No. 70-91. Joseph Parisi, petitioner, *v.* Philip B. Davidson, etc., et al. Argument continued by Mr. Richard L. Goff for the petitioner, by William Terry Bray for the respondents and concluded by Mr. Richard L. Goff for the petitioner.

No. 70-32. Allied Chemical & Alkali Workers of America, Local Union No. 1, petitioner, *v.* Pittsburgh Plate Glass Company, Chemical Division, et al.; and

No. 70-39. National Labor Relations Board, petitioner, *v.* Pittsburgh Plate Glass Company, Chemical Division, et al. One and one half hours allowed for oral argument. Argued by Mr. Norton J. Come for the petitioner in No. 70-39, by Mr. Mortimer Riemer for the petitioner in No. 70-32 and by Mr. Guy Farmer for the respondents.

No. 70-31. Port of Portland et al., appellants, *v.* United States et al. Argued by Mr. Lofton L. Tatum for the appellants and by Mr. Fritz R. Kahn for the appellees.

No. 70-11. Chevron Oil Company, petitioner, *v.* Gaines Ted Huson. Argued by Mr. Lloyd Cyril Melancon for the petitioner and by Mr. Samuel C. Gain#sburgh for the respondent.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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>
Patricia Ann Whitehead	Phoenix, Ariz.	Gary Dean Jackson.

ORAL ARGUMENT

No. 70-49. Hawaii, petitioner, *v.* Standard Oil Company of California et al. Argued by Mr. Maxwell M. Blecher for the petitioner and by Mr. Francis R. Kirkhan for the respondents.

No. 70-88. S&E Contractors, Inc., petitioner, *v.* United States. Argued by Mr. Geoffrey Creyke, Jr., for the petitioner and by Mr. Irving Jaffe for the respondent.

No. 70-97. Norfolk and Western Railway Company, petitioner, *v.* Richard Nemitz et al. Argued by Mr. Martin M. Lucente for the petitioner and by Mr. Thomas J. Murray, Jr., for the respondents.

No. 70-5097. Alexander McClanahan, petitioner, *v.* Morauer & Hartzell, Inc., et al. Argued by Mr. John Lewis Smith, Jr., for the petitioner and by Mr. James C. Gregg for the respondents.

Adjourned until Tuesday, October 26, 1971, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, and Mr. Justice Blackmun.

Mr. Justice Douglas 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. 70-5135. Raymond Arciniega, petitioner, *v.* Edward R. Freeman, U.S. Marshal. 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* granted, petition for writ of certiorari granted, judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion *per curiam*.

APPEALS—SUMMARY DISPOSITION

No. 71-170. The Board of Visitors of the College of William and Mary in Virginia et al., appellants, *v.* Ethel M. Norris et al. Appeal from the United States District Court for the Eastern District of Virginia. The judgment is affirmed.

No. 71-271. Thomas Lawson et al., appellants, *v.* Board of Education of the Vestal Central School District et al. Appeal from the Appellate Division of the Supreme Court of New York, Third Judicial Department. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas is of the opinion that the question of jurisdiction should be postponed to a hearing of the case on the merits.

ORDERS IN PENDING CASES

No. A-247. Gene Reale, petitioner, *v.* International Business Machines Corporation, et al. The application for an extension of time within to file a petition for a writ of certiorari presented to Mr. Justice Douglas, and by him referred to the Court, is denied. Mr. Justice Stewart is of the opinion that the application should be granted. Mr. Justice Blackmun took no part in the consideration or decision of this application.

No. **70-2**. United States, appellant, *v.* 12 200-Ft. Reels of Super 8mm. Film et al. The motion of Christopher W. Walker for leave to file a brief, as *amicus curiae*, is granted.

No. **70-6**. Nellie Swarb et al., appellants, *v.* William M. Lennox et al. The motion of David A. Scholl for leave to argue orally, *pro hac vice*, on behalf of the appellants is granted. The motion of Pennsylvania Credit Union League for reconsideration of the order denying leave to argue orally, as *amicus curiae*, is denied. The motion of American Bankers Association for leave to file a brief, as *amicus curiae*, is granted. The motion of Pennsylvania Land Title Association for leave to argue orally, as *amicus curiae*, is denied.

No. **70-34**. Sierra Club, petitioner, *v.* Rogers C. B. Morton, Individually, and as Secretary of the Interior of the United States et al. The motion of the County of Tulare for leave to argue orally, as *amicus curiae*, is denied.

No. **70-54**. Victory Carriers, Inc., et al., petitioners, *v.* Bill Law. The motion of American Trial Lawyers Association for leave to file an untimely brief, as *amicus curiae*, is granted.

No. **70-5009**. Theon Jackson, petitioner, *v.* Indiana. The motion of The American Association on Mental Deficiency et al., for leave to file a brief, as *amicus curiae*, is denied.

No. **70-5039**. Margarita Fuentes et al., appellants, *v.* Robert L. Shevin, Attorney General of Florida, et al. The motion of Bruce S. Rogow for leave to permit C. Michael Abbott to argue orally, *pro hac vice*, on behalf of appellants is granted.

No. **70-5138**. Paul Parham et al., appellants, *v.* Americo V. Cortese et al. The motion of David A. Scholl for leave to argue orally, *pro hac vice*, on behalf of the appellants is granted.

No. **71-119**. Mike Trbovich, petitioner, *v.* United Mine Workers of America et al. The motion to expedite is granted.

CERTIORARI GRANTED

No. **71-107**. Atlantic Coast Line Railroad Company, petitioner, *v.* Erie Lackawanna Railroad Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. **71-162**. The Board of Regents of State Colleges et al., petitioners, *v.* David F. Roth, etc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted.

No. **71-247**. William Rabe, petitioner, *v.* Washington. Petition for writ of certiorari to the Supreme Court of Washington granted.

CERTIORARI DENIED

No. 70-145. Thomas L. Wooldridge, petitioner, *v. Kentucky*. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 70-154. Johnnie Pruett, petitioner, *v. Texas et al.* Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 70-5161. Wallace Giles Patton, petitioner, *v. Charles P. Chew, Director, Probation and Parole Board, etc., et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 70-5165. Kyle Douglas Meade, petitioner, *v. A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 70-5166. L. V. Haire, petitioner, *v. Robert Sarver, Commissioner of Corrections.* Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 70-5178. John Walter Royster, petitioner, *v. New Jersey.* Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 70-5180. Kenneth Howard Hinkle, petitioner, *v. Preston Smith et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-5187. George C. Riley, petitioner, *v. New Jersey.* Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 70-5204. Charlie Lee Streets, 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. 70-5208. Robert T. Keyes, petitioner, *v. Illinois.* Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 70-5217. Cecil Bailey Heath, petitioner, *v. Arkansas.* Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. 70-5220. Phyllis Jacobs and Carolyn Grider, petitioners, *v. Tennessee.* Petition for writ of certiorari to the Supreme Court of Tennessee, Western Division, denied.

No. 70-5229. Freddie Golden, petitioner, *v. United States.* Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 70-5236. Harold Raymond Hooks, petitioner, *v.* Walter Colbath, Jr., Palm Beach County Public Defender. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-5246. Walter Johnson, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 70-5274. America Mendez, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 70-5296. Larry T. Burry, petitioner, *v.* E. B. Haskins, Superintendent, London Correctional Institution. Petitioner for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 70-5317. Thomas W. Jones, petitioner, *v.* Richard Austin, Secretary of State of Michigan. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 70-5347. Kelly D. Chapman, petitioner, *v.* Harold J. Cardwell, Warden. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 70-5401. Carl F. Newland, petitioner, *v.* United States;

No. 71-5027. John M. Harrison and Henry F. Harrison, petitioners, *v.* United States; and

No. 71-5161. John R. Schaefer, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-151. Harry K. Wasoff, petitioner, *v.* American Automobile Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-161. Louis S. Kerr, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-195. Consolidation Coal Company et al., petitioners, *v.* Disabled Miners of Southern West Virginia et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-219. Charles Vernon Hawkins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-233. General Drivers and Dairy Employees, Local Union No. 563, et al., petitioners, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-242. Harold P. Rogers et al., petitioners, *v.* Melvin R. Laird, Secretary of Defense, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-253. John F. Bonistall, petitioner, *v.* Robert J. Braden et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-255. Santa Fe Pacific Railroad Company, petitioner, *v.* E. L. Cord et al. Petition for writ of certiorari to the Court of Appeals of Arizona denied.

No. 71-260. David McGregor dba McGregor World Travel Service, petitioner, *v.* Air Transport Association of America et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-261. American Federation of Musicians of the United States and Canada, AFL-CIO, et al., petitioners, *v.* Harrah's Club, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-268. Arthur Harry Eckert, petitioner, *v.* United States; and

No. 71-5315. Joe Felix Zamora, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-267. Miguel A. Gargallo, petitioner, *v.* Tecla Gargallo. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-270. Ken Aker, Inc., petitioner, *v.* Girard Trust Bank. Petition for writ of certiorari to the Circuit Court of Kanawha County of West Virginia denied.

No. 71-274. Winston-Salem/Forsyth County Board of Education, petitioners, *v.* Catherine Scott et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-275. John Antonello et al., petitioners, *v.* City of San Diego, California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 71-277. John Thomas Price, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-278. Theresa M. Bodnar, petitioner, *v.* Catherine Bodnar et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-280. School District of the City of Pontiac, Inc., et al., petitioners, *v.* Donald Davis, Jr., etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-281. Carol Black et al., petitioners, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-282. Arnold Stonehill and Michael Gruber, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-283. Willis L. Gore et al., petitioners, *v.* American Motorists Insurance Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-286. S.F.H., Inc., (formerly Sam Fortas Housefurnishing Company, Inc.), petitioner, *v.* Commissioner of Internal Revenue. Peittion for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5016. Harvey L. Plotts, petitioner, *v.* Elliot Richardson, Secretary, Department of Health, Education, and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5033. Jean Robert Mori, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5068. Robert Allen Youngblood, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5082. Ottis Mayo Jones, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5091. Ralph Edward Teague, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5092. Kasper Alexander El, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5096. Edward S. Friedland, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5136. Ruchell Magee, petitioner, *v.* Superior Court, Marin County, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-5137. Delbert D. Vestal, petitioner, *v.* Iowa. Petition for writ of certiorari to the Supreme Court of Iowa denied.

No. 71-5138. Richard Lee Davis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5140. Millard Starr, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-5143**. Jerome J. Wax, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for Ninth Circuit denied.

No. **71-5145**. James Scherer, petitioner, *v.* George Davis. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5146**. William Mirin, dba Strip Cab Co., petitioner, *v.* Taxicab Authority of Clark County, Nevada. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5151**. Felix A. Chapa, petitioner, *v.* British Petroleum Corp., et al. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. **71-5152**. Carl E. DeFlumer, Jr., petitioner, *v.* Vincent Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **70-5162**. Robert E. Young, 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. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **70-5200**. Julius Dwaine Perry, Sr., petitioner, *v.* Clarence M. Jones, Sheriff, Dallas County, Texas. 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. **70-5201**. Herbert Lee Funchess, petitioner, *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **70-5214**. Alison Daniel Yancie, petitioner, *v.* California 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. **71-125**. Joseph A. Langone, 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. **71-209**. David Stephen Ball, petitioner, *v.* California. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Orange, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-225. William Kiraly, 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. 71-250. Barton Baker, petitioner, *v.* Monroe County Bar Association. 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. 71-5125. Jerry Mack Dorrough, 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. 71-5148. Omer G. Tinch, petitioner, *v.* United States. Petition for writ of certiorari to the United States of Appeals for the Seventh Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-212. Hoover Academy, Inc., petitioner, *v.* Rebecca Wright et al. Motion to dispense with printing petition and motion of respondents 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. 71-251. Rafael M. Bertuccelli, petitioner, *v.* William Bellamy. 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. 71-258. Paul W. Briggs, Superintendent of Schools, et al., petitioner, *v.* Vanessa Calloway, etc. 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. 71-264. Harry R. Booth, petitioner, *v.* Lemont Mfg. Corp., et al. Motion of petitioner to dispense with printing appendix granted. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-276. John L. Zelker, Superintendent, Green Haven Correctional Facility, petitioner, *v.* Joseph Randazzo. 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. The Chief Justice is of the opinion that certiorari should be granted.

No. 71-5132. James Earl Thompson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted.

LEAVE TO FILE PETITION FOR WRIT OF CERTIORARI DENIED

No. 71-259. Edward J. Kazubowski et al., petitioners, *v.* Betty Dolar et al. Motion for leave to file petition for writ of certiorari and for other relief denied.

LEAVE TO FILE PETITION FOR WRIT OF PROHIBITION DENIED

No. 71-273. William Monroe Vick, petitioner, *v.* Superior Court of California, in and for the county of Orange, et al. Motion for leave to file petition for writ of prohibition and/or mandamus denied.

ADMISSION TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Wayne Ackerman	Fredericksburg, Va.	John A. Jamison.
Russell A. Austin, Jr.	Seattle, Wash.	Alfred J. Schweppe.
Sheldon S. Baker	Los Angeles, Calif.	Harry M. Halstead.
Charles A. Barrett	Sacramento, Calif.	Mrs. Doris Hoff- man Maier.
David Kimball Batsche	Mason, Ohio	Marcus F. Clark.
Roger Beitler	Los Angeles, Calif.	John K. Carmack.
Daniel Locke Bell II	Washington, D.C.	Robert Neil Dempsey.
John J. Bianco	Detroit, Mich.	Michael J. Connor.
Henry W. Blizzard, Jr.	Athens, Ala.	Jerry Rufus Barksdale.
Larry Thomas Black	Charlotte, N.C.	Hall Morrison Johnston, Jr.
Marilyn-June Beyerle Blawie (Mrs.)	Fremont, Calif.	Don Edwards.
Herman Carl Bonner	Siloam Springs, Ark.	Theodore P. Coxsey.
Forrest Bertin Bowman, Jr.	Indianapolis, Ind.	Palmer K. Ward.
Larry Ray Brandon	Amarillo, Tex.	Sterling E. Kinney.
John Thomas Toohey Brennan	Fort Pierce, Fla.	Raymond Edmund Ford.
Albert Preston Brewer	Montgomery, Ala.	Vaughan Hill Robinson.
James Alberson Brewer	Ames, Iowa	Donald R. Payer.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Terry Blake Bruesewitz	Rock Island, Ill.	Thomas F. Railsback.
Martin Dennis Buckley	Washington, D.C.	Brian K. Landsberg.
J. Dudley Buford, Sr.	Jackson, Miss.	Dan Huff Shell.
John A. Burgess	Big Spring, Tex.	W. O. Shafer.
Frank Randolph Burroughs	Alamogordo, N. Mex.	George E. Fettinger.
Richard Clarke Busby	Memphis, Tenn.	Manuel Peter Scarmoutsos.
John R. Bushey, Jr.	Luray, Va.	Mark Dowling Woodward.
Patrick E. Carr	Metairie, La.	Francis W. Stover.
Thomas W. Cook	San Antonio, Tex.	Earl W. Tracy, Jr.
James E. Cox	Martinez, Calif.	Martin E. Rothenberg.
Michael R. Crosner	Beverly Hills, Calif.	Michael T. Sauer.
Wendell W. Crow	Kennett, Mo.	Tom Brantley Mobley.
Harry Maybury Cross, Jr.	Seattle, Wash.	J. Shan Mullin.
John Robert Cummings	Bloomington, Ind.	Clarence Benjamin Dutton, Jr.
Thomas J. Cusker	Rochester, N.Y.	Donald J. Wisner.
Buddy Murkel Dicken	Sherman, Tex.	Robert Lawrence Doss.
William R. Dorsey, III	Baltimore, Md.	H. Thomas Howell.
David Ellison Driggers	Denver, Colo.	Alvin J. Meikle- john, Jr.
Robin Denys Faisant	Palo Alto, Calif.	Richard G. Ran- dolph.
Walter J. Fessler	Newark, N.J.	William F. Tomp- kins.
Larry Lee Field	Guymon, Okla.	Carl Bert Albert.
Andrew S. Fine	Norfolk, Va.	Carl Michael Hall.
Robert R. Fitzgerald	Orange, Calif.	Joseph Harold Radensky.
Norman Eugene Fogle	Orangeburg, S.C.	Julian S. Wolfe.
Thomas F. Folino	Dayton, Ohio	Rodney M. Love.
William F. Fuiten	Springfield, Ill.	William P. Roberts
Wallace S. Fujiyama	Honolulu, Hawaii	Bert T. Kobay- ashi.
Albert A. Gammal, Jr.	Worcester, Mass.	James N. Gabriel.
Robert Gandal	Cleveland, Ohio	Alvin L. Gray.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Geary Alfred Gaston	Mobile, Ala.	George F. Wood.
Mark W. Gehan	Saint Paul, Minn.	William H. Abbott.
Louis A. Gerdes, Jr.	New Orleans, La.	Ernest Nathan Morial.
Phillip W. Gilbert	Austin, Tex.	Arthur Mitchell.
Stuart Goldfarb	Beverly Hills, Calif.	Michael T. Sauer.
Michael R. Goldenberg	New York, N.Y.	Whitney North Seymour.
Ronald Edward Griesheimer.	Waukegan, Ill.	Peter John Nordigian.
Leon Spence Harris	Raleigh, N.C.	Charles Woodrow Teague.
Stanley Michael Henry	Long Beach, Calif.	William T. Dalessi.
Philip Hillsberg	Syracuse, N.Y.	Willis Burton Lemon.
Russell J. Hirsch	Chicago, Ill.	Steven Van Dorf.
Nathaniel R. Howse	Chicago, Ill.	William E. Elston, Jr.
David Templeton Hubbard	Fort Smith, Ark.	G. Byron Dobbs.
Grady Inzer	Longview, Tex.	R. E. Peppy Blount.
Brian Paul Jackson	Albany, Oreg.	David Harold Blunt.
Guilford L. Jones, Jr.	Big Spring, Tex.	W. O. Shafer.
Richard Thomas Jones	Gainesville, Fla.	Robert Franklin Ritch.
George Kastrenakes	Miami, Fla.	Milton Kelner.
William L. Keefauver	Chatham, N.J.	Charles M. Harrison.
Wellington Yee Kwan	Los Angeles, Calif.	Kenneth L. Knapp.
Eugene M. Laks	New York, N.Y.	Stanley Stein.
W. Dortch Langston	Goldsboro, N.C.	W. Frank Taylor.
Bernard Lauer	Los Angeles, Calif.	Marvin H. Kleinberg.
Bernard Leachman, Jr.	Louisville, Ky.	Albert Fontaine Reutlinger.
Walter J. Lee, Jr.	Mobile, Ala.	George F. Wood.
James S. Leigh	Portland, Oreg.	Stephen W. Blore.
Fred D. Leone	Cocoa, Fla.	William H. Roundtree.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alvin A. London	Charlotte, N.C.	Hall Morrison Johnston, Jr.
Fred J. Mancinik	DeLand, Fla.	Joseph A. Scarlett.
Alan Marcuvitz	Milwaukee, Wisc.	Robert B. Peregrine.
Samuel W. Masten	Canton, S. Dak.	Roy E. Willy.
Lewis F. Matuszewich	Chicago, Ill.	Daniel S. Powell.
Bruce Thomas McKinley	Orlando, Fla.	Goble D. Dean.
Stephen Klingler Miller	Indianapolis, Ind.	James D. Harrison.
Richard Clay Milstead	Big Spring, Tex.	W. O. Shafer.
James S. Munn	Seattle, Wash.	Alfred J. Schweppe.
James Robert Murphy	Aurora, Ill.	Ralph C. Putnam, Jr.
Godfrey Herbert Murrain	New York, N.Y.	Stephen L. Fine.
Ernest Joseph Nauful, Jr.	Columbia, S.C.	Julius Walker McKay.
Edward J. O'Halloran	Philadelphia, Pa.	Joseph R. Thompson.
Walter C. O'Neal, Jr.	Geneva, Nebr.	Richard E. Muetting.
Henry N. Patterson, Jr.	Greensboro, N.C.	Norman B. Smith.
James L. Paul	Pineville, Mo.	Thomas A. Johnson.
Edward Jefferson Peck	Uniontown, Md.	Luther Weston Gregory.
David Kent Petty	Guymon, Okla.	Carl Bert Albert.
J. Chester Porter	Mt. Washington, Ky.	Norvie Lee Lay.
Jack J. Rafter, Jr	Clewiston, Fla.	Thomas E. Sholts.
Hollis C. Ransom, Jr.	Portland, Oreg.	Wayne Lyman Morse.
George Ritchie	Cocoa, Fla.	William H. Roundtree.
Thomas Edward Rogers, Jr.	Florence, S.C.	Peter DeWitt Hyman.
David Arnold Sacks	Bethesda, Md.	Arnold Joel Kohn.
Merlyn Dale Sampels	Dallas, Tex.	Jos. Irion Worsham.
Robert Gregg Sanders	Charlotte, N.C.	Hall Morrison Johnston, Jr.
Robert L. Sassone	Santa Ana, Calif.	George Frazier Bethel.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Arthur Joseph Schuh	Cincinnati, Ohio	George Francis Patterson, Jr.
Leonard N. Shapiro	New York, N.Y.	Judge Robert S. Kreindler.
Robert E. Shepherd, Jr.	Richmond, Va.	Andrew Pickens Miller.
William K. Shepherd	Portland, Oreg.	Wayne Lyman Morse.
Harry Louis Shorstein	Jacksonville, Fla.	T. Edward Austin, Jr.
Douglass R. Shortridge	Indianapolis, Ind.	Harry T. Ice.
Henry F. Spaloss	Nashua, N.H.	David Hackett Souter.
Louis Spector	Falls Church, Va.	George E. Hutchinson.
Irwin Osher Spiegel	Los Angeles, Calif.	Martin Gendel.
Jack Britton Stevens	Alexandria, Va.	Plato Cacheris.
Michael Dennis Stevenson	Chicago, Ill.	James Robert Thompson, Jr.
William R. L. Strath	Marblehead, Mass.	James N. Garbiel.
C. Bruce Stratton	Liberty, Tex.	Lloyd Joseph Krueger.
Perry E. Turner	Los Angeles, Calif.	Glenn S. Roberts.
Henry K. Van Every	Columbus, Miss.	John H. Hollo- man.
Maxey Gene Watson	Orangeburg, S.C.	Carl Joseph Roof.
Fred Alvah Windover II	Williamstown, Mass.	Paul A. Tam- burello.
Larry Wong	Orange, Calif.	Joseph Harold Radensky.
Norvell Frederick Woods, Jr.	Long Beach, Calif.	C. George Deuk- mejian.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Carl E. Juergens	Springfield, Ohio	Solicitor General. Erwin N. Griswold.
Stanley W. Abbott	Santa Barbara, Calif.	Lewis George Meader.
Kenneth Ross Carr	El Paso, Tex.	James Murdoch Kefauver.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Frank W. Blue	Belleville, Ill.	Kenneth J. Hodson.
Richard Carl Bruning	Davenport, Iowa	Kenneth J. Hodson.
Norman G. Cooper	Souther Pines, N.C.	Kenneth J. Hodson.
Thomas Michael Crean	New York, N.Y.	Kenneth J. Hodson.
Charles Clement Dupre	Providence, R.I.	Kenneth J. Hodson.
John E. Grant, Jr.	Charlottesville, Va.	Kenneth J. Hodson.
William James Hemmer	Lincoln, Nebr.	Kenneth J. Hodson.
Nancy Petrick Hunter	Ypsilanti, Mich.	Kenneth J. Hodson.
Ronald A. Kienlen	Effingham, Ill.	Kenneth J. Hodson.
John Edward Kirchner	Pasadena, Tex.	Kenneth J. Hodson.
Michael Andrew Manheim	Syracuse, N.Y.	Kenneth J. Hodson.
Keith A. Wagner	Cecil, Pa.	Kenneth J. Hodson.
Paul Weinberg	Beverly, Mass.	Kenneth J. Hodson.
Edwin W. Welch	Orlando, Fla.	Kenneth J. Hodson.

Adjourned until Monday, November 8, 1971, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

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

ORDER IN PENDING CASE

No. A-483. The Committee for Nuclear Responsibility, Inc., et al., petitioners, *v.* James R. Schlesinger et al. The application for an injunction presented to the Chief Justice, and by him referred to the Court, is set down for oral argument at 9:30 a.m. on November 6, 1971.

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SUPREME COURT OF THE UNITED STATES

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

ORDER IN PENDING CASE

No. A-465. Hughes Tool Company et al., petitioners, *v.* Trans World Airlines, Inc. It is ordered that the stay of mandate heretofore granted by Mr. Justice Marshall be, and it is hereby, continued pending further order of this Court. Mr Justice Marshall dissents.

ORAL ARGUMENT

No. A-483. The Committee for Nuclear Responsibility, Inc., et al., petitioners, *v.* James R. Schlesinger et al. Argued on application for injunction by Mr. David Sive for the petitioners and by Mr. Erwin N. Griswold for the respondents.

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 SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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 Allen Massey	Washington, D.C.	Carl Bert Albert.
A. William Olson, Jr.	Pasadena, Calif.	Solicitor General Erwin N. Griswold.
Gordon Kennedy Wright	Los Angeles, Calif.	Solicitor General Erwin N. Griswold.
Richard Allan Rifas	Chicago, Ill.	Solicitor General Erwin N. Griswold.
William Alfred Pope, II	Silver Spring, Md.	Solicitor General Erwin N. Griswold.
David F. Shadel	Indianapolis, Ind.	Jon D. Noland.
Charles Allen Foster	Greensboro, N.C.	C. Theodore Leonard, Jr.
Gregory Merrill Harvey	Philadelphia, Pa.	Edward Schmelzer.
Richard Gaspare Amato	Washington, D.C.	Henry Eaton Wixon.
Elmer M. Newhouse	Baltimore, Md.	St. Clair Reeves.

 OPINIONS

No. 70-60. Superintendent of Insurance of the State of New York, as Liquidator of Manhattan Casualty Company, petitioner, *v.* Bankers Life and Casualty Company et al. 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 Douglas.

No. 70-5097. Alexander McClanahan, petitioner *v.* Morauer & Hartzell, Inc., et al. On writ of certiorari to the United States Court of

Appeals for the District of Columbia Circuit. Writ of certiorari dismissed as improvidently granted. Opinion *per curiam* announced by Mr. Chief Justice Burger. Dissenting opinion by Mr. Justice Douglas.

No. 70-9. Evelle J. Younger et al., appellants, *v.* Robert O. Gilmore, Jr., et al. Appeal from the United States District Court for the Northern District of California. Judgment affirmed. Opinion *per curiam* announced by Mr. Chief Justice Burger.

ORAL ARGUMENT

No. 70-28. United States, petitioner, *v.* Edna Generes, wife of, and Allen H. Generes. Argued by Mr. Matthew J. Zimu for the petitioner and by Mr. Max Nathan, Jr., for the respondents. Memorandum for respondents to come.

No. 70-19. United States, appellant, *v.* William R. Marion and Samuel C. Cratch. Argued by Mr. R. Kent Greenawalt for the appellant and by Mr. Thomas Penfield Jackson for the appellees.

No. 70-5021. Georgia Townsend, etc., appellant, *v.* Harold O. Swank, Director, Illinois Department of Public Aid, et al.: and

No. 70-5032. Loverta Alexander et al., appellants, *v.* Harold O. Swank, et al. Argued by Mr. Michael F. Lefkow for the appellant in No. 70-5021, by Mr. M. James Spitzer, Jr., for the appellants in No. 70-5032, *pro hac vice*, by special leave of Court and by Mr. Donald J. Veverka for the appellees.

No. 70-5082. Laverne Carter et al., appellants, *v.* Wayne Stanton et al. Argued by Mr. Jon D. Noland for the appellants, by Mr. Mark Peden for appellee William Sterrett and by Mr. Robert W. Geddes for appellee Wayne Stanton.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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.”

OPINIONS PER CURIAM

No. **70-33**. Irving J. Engelman et al., appellants, *v.* Carolyn Amos et al. Appeal from the United States District Court for the District of New Jersey. Motion of appellee Amos for leave to proceed *in forma pauperis* granted. Judgment affirmed. Opinion *per curiam*.

No. **71-5179**. Lynda M. Jennings, appellant, *v.* Jack C. Mahoney, Director, Financial Responsibility Division, Dept. of Public Safety of the State of Utah. Appeal from the Supreme Court of Utah. Motion of appellant for leave to proceed herein *in forma pauperis* granted. Judgment affirmed. Opinion *per curiam*.

No. **71-5679**. Edwin James Doherty, petitioner, *v.* United States. On application for appointment of counsel. Treating the application as a motion for leave to proceed *in forma pauperis* and petition for writ of certiorari, 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, judgment affirming conviction and order denying appointment of counsel vacated and case remanded to Court of Appeals for further proceedings consistent with the opinion of this Court including reentry of its judgment of affirmance and appropriate reconsideration of the motion for appointment of counsel. Opinion *per curiam*. Concurring opinion by Mr. Justice Douglas.

APPEALS—SUMMARY DISPOSITION

No. **70-5269**. Kevin B. Barnes, appellant, *v.* Louisiana. 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.

No. **71-326**. Wyman C. Lowe, etc., appellant, *v.* Billie B. Lowe. 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. 71-332. Julian Bond and Andrew Young, etc., appellants *v.* Ben W. Fortson, Jr., Secretary of State of Georgia, et al. Appeal from the United States District Court for the Northern District of Georgia. Judgment affirmed.

No. 71-336. United Dairy Farmers Cooperative Association, appellant, *v.* Milk Control Commission of the Commonwealth of Pennsylvania et al. Appeal from the United States District Court for the Middle District of Pennsylvania. Judgment affirmed.

No. 71-340. Parey P. Branton et al., appellants, *v.* Mary E. Parker, Treasurer of Louisiana, et al. Appeal from the Supreme Court of Louisiana. Motion to dispense with printing jurisdictional statement granted. The appeal is dismissed for want of a substantial federal question.

No. 71-348. Catherine Mealey et al., appellants, *v.* The City of Laramie, Wyoming, et al. Appeal from the Supreme Court of Wyoming. The appeal is dismissed for want of a substantial federal question.

No. 71-360. United Air Lines, Inc., appellant, *v.* Michigan et al. Appeal from the Supreme Court of Michigan. The appeal is dismissed for want of a substantial federal question.

No. 71-5170. Henry Wood and Genevera Gonzales, appellants, *v.* Public Utilities Commission of California et al. Appeal from the Supreme Court of California. The appeal is dismissed for want of a substantial federal question. Mr. Justice Brennan is of the opinion that probable jurisdiction should be noted and case set for oral argument.

CERTIORARI—SUMMARY DISPOSITION

No. 71-5239. George Franklin Harless, petitioner, *v.* John W. Turner, 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* 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 *Coolidge v. New Hampshire*, 403 U.S. 443. The Chief Justice, Mr. Justice White and Mr. Justice Blackmun dissent.

ORDERS IN PENDING CASES

No. _____. Edward S. Friedland, petitioner *v.* Justices of the United States Court of Appeals for the Second Circuit, *en banc*. Request for reconsideration of the application for extraordinary relief denied.

No. A-404. Donald Thomas Skaggs, petitioner, *v.* Director Department of Motor Vehicles et al. The application for a stay presented to Mr. Justice Brennan, and by him referred to the Court, is denied.

No. A-462. Ovide Duncantell, petitioner, *v.* Joe Ingraham, Judge, etc. et al. The motion for leave to file a petition for writ of mandamus presented to Mr. Justice Stewart, and by him referred to the Court, is denied.

No. 9, **Original.** United States, plaintiff, *v.* State of Louisiana et al. The motion of the United States for entry of a supplemental decree as to the State of Louisiana is set down for oral argument. Mr. Justice Marshall took no part in the consideration or decision of this motion.

No. 17, **Original.** State of Nebraska, plaintiff, *v.* State of Iowa. The Report of the Special Master is received and ordered filed. Exceptions, if any, may be filed by the parties within 45 days. Reply briefs, if any, may be filed within 30 days thereafter.

No. 27, **Original.** State of Ohio, plaintiff, *v.* State of Kentucky. The motion for leave to file an amended bill of complaint is referred to the Special Master.

No. 30, **Original.** State of Michigan, plaintiff, *v.* State of Ohio. The Report of the Special Master is received and ordered filed. Exceptions, if any, may be filed by the parties within 45 days. Reply briefs, if any, may be filed within 30 days thereafter.

No. 51, **Original.** Founding Church of Scientology, plaintiff, *v.* Lord Cromer and Brian L. Crowe. The motion for leave to file a bill of complaint is denied.

No. 53, **Original.** State of Alabama by and through George C. Wallace, as its Governor, plaintiff, *v.* John B. Connally, Secretary of the Treasury of the United States et al. The motion for leave to file bill of complaint is denied.

No. 68-5027. Earnest James Aikens, Jr., petitioner, *v.* California;

No. 69-5003. William Henry Furman, petitioner, *v.* Georgia;

No. 69-5030. Lucious Jackson, Jr., petitioner, *v.* Georgia; and

No. 69-5031. Elmer Branch, petitioner, *v.* Texas. The motion of Edmond G. Brown et al., for leave to file a brief, as *amici curiae*, is granted.

No. 70-6. Nellie Swarb et al., appellants, *v.* William M. Lennox et al. The motion of the appellants to dispense with printing reply brief is granted. The motion of the Attorney General of Pennsylvania for additional time for oral argument is denied. The conditional motion of the Pennsylvania Bankers Association for leave to present oral argument, as *amicus curiae*, is denied.

No. 70-14. Jonathan O. Cole, Superintendent, Boston State Hospital, et al., appellants, *v.* Lucretia Peteros Richardson. The motion of Harold Hestnes to permit Stephen H. Oleskey to argue orally, *pro hac vice*, on behalf of the appellee is granted.

No. 70-18. Jane Roe et al., appellants, *v.* Henry Wade; and

No. 70-40. Mary Doe et al., appellants, *v.* Arthur K. Bolton, as Attorney General of the State of Georgia, et al. The motions of Certain Physicians, Professors and Fellows of the American College of Obstetrics and Gynecology; and the National Right to Life Committee for leave to file brief, as *amicus curiae*, are granted. The motion of Ferdinand Buckley for leave to file a brief, as *amicus curiae*, in No. 70-40, is granted.

No. 70-36. Charles R. Perry et al., petitioners, *v.* Robert P. Sindermann, etc. The motion of The American Federation of Teachers for leave to file a brief, as *amicus curiae*, is granted.

No. 70-54. Victory Carriers, Inc., et al., petitioners, *v.* Bill Law. The motion for reconsideration and the motion of the National Maritime Compensation Committee for leave to file a brief, as *amicus curiae*, are granted.

No. 70-75. Moose Lodge No. 107, appellant, *v.* K. Leroy Irvis et al. The motion of the Attorney General of Pennsylvania for additional time for oral argument is denied.

No. 70-79. Reliance Electric Company, petitioner, *v.* Emerson Electric Company. The motion of Gulf and Western Industries, Inc., for leave to file a brief, as *amicus curiae*, is granted.

No. 70-86. United States, petitioner, *v.* Forrest S. Tucker. The motion to appoint co-counsel on behalf of the respondent and for William A. Reppy, Jr., to present oral argument in this case is granted, and it is ordered that William A. Reppy, Jr., Esquire, of Durham, North Carolina, a member of the Bar of this Court, be, and he is hereby appointed to serve as co-counsel for the respondent.

No. 70-92. California Motor Transport Co. et al., petitioners, *v.* Trucking Unlimited et al. The motion of Landmarks Holding Corporation et al., for leave to file a brief, as *amici curiae*, is granted.

No. 70-113. Ford Motor Company, appellant, *v.* United States et al. The motion of the Zenith Vinyl Fabrics Corporation for leave to file a brief, as *amicus curiae*, is granted.

No. 70-5025. Francis Haines, petitioner, *v.* Otto J. Kerner, Former Governor, State of Illinois, et al. The motion of Joel M. Flaum and James B. Zagel for leave to permit Warren K. Smoot to argue orally, *pro hac vice*, on behalf of respondents is granted.

No. 70-5032. Loverta Alexander et al., appellants, *v.* Harold O. Swank et al. The motion of Ronald J. Offenkrantz for leave to permit M. James Spitzer, Jr., to argue orally, *pro hac vice*, is granted.

No. 70-5082. Laverne Carter et al., appellants, *v.* Wayne Stanton et al. The motion to postpone oral argument is denied.

No. **70-5138**. Paul Parham et al., appellants, *v.* Americo V. Cortese et al. The motion of the Attorney General of Pennsylvania for additional time for oral argument is denied.

No. **71-83**. John A. Strait, petitioner, *v.* Melvin R. Laird, Secretary of Defense, et al. The motion to dispense with printing petitioner's reply brief is granted.

No. **71-119**. Mike Trbovich, petitioner, *v.* United Mine Workers of America et al. The motion of the American Civil Liberties Union for leave to file a brief, as *amicus curiae*, is granted.

No. **71-157**. R. J. Reynolds Tobacco Company et al., petitioners, *v.* United States et al. The motion of John J. McMullen for leave to file a brief, as *amicus curiae*, and to dispense with printing is granted.

No. **71-549**. Tony Giamo, petitioner, *v.* Florida. The application for a stay is denied.

APPEAL—PROBABLE JURISDICTION NOTED

No. **71-227**. United States et al., appellants, *v.* Allegheny-Ludlum Steel Corporation et al. Appeal from the United States District Court for the Western District of Pennsylvania. In this case probable jurisdiction noted.

CERTIORARI GRANTED

No. **71-308**. United States, petitioner, *v.* Marian A. Byrum, Executrix Under the Last Will and Testament of Milliken C. Byrum. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

No. **71-322**. M/S Bremen and Unterweser Reederei, GMBH, petitioners *v.* Zapata Offshore Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. **70-5344**. Lorenzo Willis, etc., petitioner, *v.* Prudential Insurance Company of America. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Georgia granted.

No. **71-5172**. Charles O. Dukes, petitioner, *v.* Warden, Connecticut State Prison. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Connecticut granted.

CERTIORARI DENIED

No. **70-5248**. Clarence Roosevelt Williams, Jr., petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. **70-5302**. William Gardner, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **70-5318**. Robert N. Pilgrim, petitioner, *v.* Charles Wolff, Jr., Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **70-5329**. Kenneth Kupezyk, 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. **70-5406**. Marvin B. Kapelus, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-61**. Nathan Wechsler, petitioner, *v.* Irving Gottlieb et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-101**. Irwin Berniker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-214**. United Bonding Insurance Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **71-232**. The Nalle Clinic, petitioner, *v.* George P. Schultz, Secretary of Labor, United States Department of Labor. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-248**. Leo Joseph Saitta, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-266**. George P. Baker et al., petitioners, *v.* United Transportation Union, Local 63 E. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-287**. Palisades Pageants, Inc., petitioner, *v.* Miss America Pageant. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied.

No. **71-289**. Margaret Zahn et al., petitioners, *v.* Security Pacific National Bank, Executor, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **71-290**. Randall Lawrence Kilty, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-291**. Alexander D. McNabb, 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. **71-294**. New York, petitioner, *v.* Thomas Alfred Ruppert. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **71-297**. Jacob Schaefer, petitioner, *v.* Daniel Leone, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-299**. Gene Henderson, dba Henderson Plumbing and Heating Company, petition, *v.* Plumbers Local No. 8 of the American Federation of Labor et al. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **71-307**. Gerald Y. Allen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. **71-309**. John D. Burton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-311**. Rudolph Netski, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-314**. William F. Adcock, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-320**. Ampex 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. **71-321**. Drewrys Limited U.S.A., Inc., et al., petitioners, *v.* Ann Bartmess. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **71-324**. Thomas G. McCrea, Judge, Superior Court of Snohomish County, State of Washington, petitioner, *v.* Sam Sperry and Dee Norton. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. **71-330**. County Asphalt, Inc., petitioner, *v.* The Lewis Welding & Engineering Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-333**. Bank of America National Trust and Savings Association, petitioner, *v.* United States et al. Petition for writ of certiorari to the United States Court of Claims denied.

No. **71-341**. Frank P. Parish et al., petitioners, *v.* Maryland and Virginia Milk Producers Association, Inc., et al. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 71-342. Louisiana, petitioner, *v.* Charles A. Patout et al. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 71-345. Eddie DeCurtis, John Vigin, and Daniel Fatico, petitioners, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-351. PSG Company, petitioner, *v.* El Salto, S. A. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-354. Beverly Jane Brody et al., petitioners, *v.* Aetna Casualty & Surety Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-355. Pulitzer Publishing Company, petitioner, *v.* Merna MacBride Lazier. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. 71-356. City Trade & Industries, Ltd., petitioner, *v.* Allahabad Bank, Ltd., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-359. Leander H. Perez, Jr., petitioner, *v.* Gary Duncan. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-362. Marion Stanley Kapelski, petitioner, *v.* Elizabeth M. Purcell et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

~~No. 71-366. Tidewater Oil Company, petitioner, *v.* United States and Phillips Petroleum Company. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.~~ VACATED 3/20/72

No. 71-367. Vincent Forchelli and Charles N. Forchelli, petitioners, *v.* Lucie D. Hart, Administratrix, etc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-368. Jack E. Golsen et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-370. Nick Scaglione, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-371. James Vincent Keogh, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-372. Law Research Service, Inc., et al., petitioners, *v.* Blair & Co., Granbery, Marache, Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-376. Kinnear-Weed Corporation, petitioner, *v.* Humble Oil & Refining Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-383. Sherrell Nunnelley et al., petitioners, *v.* Charles H. Miller et al. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 71-386. Rice Growers' Association of California, petitioner, *v.* County of Yolo. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 71-395. Audie Stone, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee denied.

No. 71-397. Capital Electric Power Association et al., petitioners, *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.

No. 71-399. Amoco Production 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. 71-413. Phelps Dodge Refining Corporation, petitioner, *v.* Isabel Robledo et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-414. Vulcan Materials Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-416. William R. Stout, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-417. La-Tex Supply Company, petitioner, *v.* Fruehauf Trailer Division, Fruehauf Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-429. Sohio Petroleum Company, petitioner, *v.* Oil Transport Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5034. Jim Fair, petitioner, *v.* Bessie LoScalzo et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 71-5046. James Boyd Mackey, petitioner, *v.* Walter C. Craven, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-5156. Robert A. Frame, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5157**. Paul R. Thrower, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-5158**. Russell Eugene Briddle et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **71-5163**. Jimmie Poe, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **71-5165**. Ronald Holt, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **71-5166**. Maurice Jankord, petitioner, *v.* Minnesota. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. **71-5167**. Augustus E. Harvin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **71-5168**. Florence Sloben, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Term of the Supreme Court of New York, First Judicial District, denied.

No. **71-5173**. Dominick Angel Bretti, petitioner, *v.* Louie L. Wainwright, Director, Florida Adult Division of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5176**. Robert Willard Adams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5177**. Edward McCray, petitioner, *v.* Gus J. Solomon, United States District Judge; and

No. **71-5279**. Edward McCray, petitioner, *v.* Robert C. Belloni et al. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5178**. Robert Paul Nemeth, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-5180**. Victor Chalk, Jr. and Preston E. Dobbins, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-5181**. Charles Voyde Harrelson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **71-5182**. Ronald Anthony Milano, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **71-5183**. William Cushing Read, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5187**. Robert D. Rainwater, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5188**. Rudolph 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. **71-5190**. Orlando Bosch Avila et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5193**. William Carey Edwards, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **71-5195**. Johnny B. Dapper, petitioner, *v.* John W. Witt, City Attorney, City of San Diego. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5196**. David W. Wion, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **71-5200**. James Allen Dingee, petitioner, *v.* Maryland. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-5201**. William Teague, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **71-5202**. Peter A. Ratow, petitioner, *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington denied.

No. **71-5203**. George Schaffer, petitioner, *v.* Harold R. Swenson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **71-5204**. Elizabeth Martinez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5205**. Marion H. Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-5206**. Pablo Prado, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5208**. Eugene Hawkins, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. **71-5209**. Myron Arnold Levin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **71-5210**. Robert Allen Ray, 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. **71-5211**. Bernard Leavitt Durgin, III, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5212**. Irvine Sisk Stevens, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-5213**. John Campbell, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **71-5214**. Arnold Ridgill, 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. **71-5219**. Irene Davis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5221**. John Messina, petitioner, *v.* Daniel McMann, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5222**. David Gennaro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5224**. Sinclair Hughes, Jr., and Robert Lavon Nooks, petitioners, *v.* United States. Petition for writ of certiorari to the United States of Appeals for the Fifth Circuit denied.

No. **71-5230**. Victor Secondino, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5233**. Leonard Westfall, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **71-5234**. Coy Lee Hall, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5235**. Willis L. Grove, petitioner, *v.* Victor A. Rizzolo. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5237. Frank J. Senfeld, 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. 71-5238. George Thomas Terry, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5240. William E. McKee, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5241. Douglas C. Pickell, petitioner, *v.* W. C. Reed et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5243. Michael Williams, petitioner, *v.* Robert J. Henderson, Superintendent of Auburn Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5244. Thomas Glenn Jolley, petitioner, *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5245. Morris E. Anglin, Jr., petitioner, *v.* Director, Patuxent Institution. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5246. Raymond C. Bickford, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-5248. Frank Finley, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5249. Sam Reed Scruggs & Ollie L. Ensley, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5250. Albert Kenneth Bankston, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5251. Edward Griggs, Jr., petitioner, *v.* Alaska. Petition for writ of certiorari to the Supreme Court of Alaska denied.

No. 71-5252. Ben Hitchcock, petitioner, *v.* Arizona et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5254. James Robert Caffey, petitioner, *v.* Harold R. Swenson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5256. Eleanor Ann Huber and Carl Huber, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5257. Donald F. Bradley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5258. John Leonard Bond, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5259. Arthur Boyles, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5260. Edward Eugene Weis, petitioner, *v.* Vincent R. Mancusi, Superintendent of Attica Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5261. James Kress, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5264. Joseph John Polillo, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 70-342. George K. MacPherson, petitioner, *v.* Boston and Maine Corporation. 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 and judgment of the Court of Appeals reversed. *Rogers v. Missouri Pacific Railroad Co.*, 352 U.S. 500.

No. 70-5399. Thomas G. Richardson, petitioner, *v.* Florida. Petition for writ of certiorari to the Court of Appeal of Florida, Third District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted and case set for oral argument.

No. 71-17. John B. Tumminello, 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 and case set for oral argument.

No. 71-184. Richard J. Portela, petitioner, *v.* United States;

No. 71-381. Ferris Jacob Alexander, petitioner, *v.* United States;

No. 71-396. Luis Marti, petitioner, *v.* United States; and

No. 71-5215. Samuel Manarite, 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 and cases set for oral argument.

No. 71-226. Jersey City Education Association et al., petitioners, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted and case set for oral argument.

No. 71-292. Claude D. Ballew et al., petitioners, *v.* James A. Robinson 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 and case set for oral argument.

No. 71-302. Annie Nell Ratliff et al., petitioners, *v.* Cooper Laboratories, Inc., 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 and case set for oral argument.

No. 71-310. Myron Lyzun, 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 and case set for oral argument.

No. 71-317. Anne R. Swords, as Administratrix of the Estate of Robert L. Swords, petitioner, *v.* American Sealanes, Inc. 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 and case set for oral argument.

No. 71-358. William Epton, petitioner, *v.* Albert Nenna, 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 and case set for oral argument.

No. 71-365. Lyle E. Strahan, petitioner, *v.* William L. Strahan and Martha H. Strahan. 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 and case set for oral argument.

No. 71-388. Halcon International, Inc., petitioner, *v.* Monsanto Australia Limited. 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 and case set for oral argument.

No. 71-455. Gordon F. Ragland and James A. Wright, Jr., petitioners, *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 and case set for oral argument.

No. **71-5153**. Paul Bernard Couming, 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 and case set for oral argument.

No. **71-5169**. George Howard Christy, 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 and case set for oral argument.

No. **71-5186**. John R. Brown, petitioner, *v. R. I. Moseley, Warden*. 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 and case set for oral argument.

No. **71-5226**. Jean D. Dockery, 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 and case set for oral argument.

No. **71-5236**. Billy Dean White, 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 and case set for oral argument.

No. **71-5247**. Fred A. Cunningham, 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 and case set for oral argument.

No. **71-5253**. James Lee Parler, petitioner, *v. Vincent Mancusi, 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 and case set for oral argument.

No. **71-89**. Evans Theatre Corporation, etc., et al., petitioner, *v. Lewis R. Slaton, etc., et al.* Petition for writ of certiorari to the Supreme Court of Georgia denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. **71-194**. Pan American World Airways, Inc., petitioner, *v. Celio Diaz, Jr.* Motion of the 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. Mr. Justice Douglas is of the opinion that certiorari should be granted and case set for oral argument.

No. **71-218**. Ralph Grounds et al., petitioners, *v. Northern Natural Gas Company et al.* Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied as out of time. Mr.

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

No. **71-230**. Newark Teachers Union, etc., et al., petitioners, *v.* The Board of Education of Newark, etc. Motion of the American Civil Liberties Union for leave to file a brief, as *amicus curiae*, granted. Motion to dispense with printing petitioners' reply brief granted. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted and case set for oral argument.

No. **71-285**. Elva G. Anderson et al., petitioners, *v.* United States. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Claims denied.

No. **71-301**. Harvey Franklin and Michael Frederick Dent, petitioners, *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. **71-325**. Albert Lee Frauhiger, petitioner, *v.* Ohio. 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. **71-334**. Matthew Donald Johnson and Marion Ernest McMillan, petitioners, *v.* Texas. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **71-338**. William S. Ellis, Jr., et al., petitioners, *v.* Lyman T. Harada et al. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Supreme Court of Hawaii denied.

No. **71-343**. Joseph Smith et al., petitioners, *v.* Ralph Oriscello, Sheriff of Union County. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-305**. Edward J. Kazubowski, petitioner, *v.* Loy E. Ray, Sheriff of Henry County, Illinois, et al. Application for a stay, motion to amend petition and petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit and for other relief denied.

No. **71-361**. United States, petitioner, *v.* Arthur C. Schmid, Jr. Petition for writ of certiorari to the United States Court of Claims denied. Mr. Justice White and Mr. Justice Blackmun are of the opinion that certiorari should be granted and case set for oral argument.

No. **71-363**. Beckman Instruments, Incorporated, petitioner, *v.* Reeves Instrument Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr.

Justice Douglas and Mr. Justice Blackmun are of the opinion that certiorari should be granted and case set for oral argument.

No. 71-378. Kenneth G. Flickinger, etc., petitioner, *v.* Electric Construction Co., Inc. Motion of National Association of Contractors Licensing Agencies for leave to file a brief, as *amicus curiate*, granted. Petition for writ of certiorari to the Supreme Court of Arizona denied. Mr. Justice Stewart is of the opinion that certiorari should be granted and case set for oral argument.

No. 71-389. W. Tucker Blaine, Sr., et al., petitioners, *v.* United States. Motion for the government to furnish list of pending similar controversies denied. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5266. Harry W. Theriault, petitioner, *v.* Virgil Pittman, United States District Judge. 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.

LEAVE TO FILE PETITION FOR WRITS OF HABEAS CORPUS

No. 71-5159. Joseph White, petitioner, *v.* Harold J. Cardwell, Warden. Motion for leave to file petition for writ of habeas corpus denied.

LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. 70-5188. Robert J. Riddell, petitioner, *v.* Orris L. Hamilton et al. Motion for leave to file petition for writ of mandamus denied.

No. 71-5265. Harry W. Theriault, petitioner, *v.* United States Court of Appeals for the Seventh Circuit. 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.

REHEARING DENIED

No. 70-115. Donald R. McVean, petitioner, *v.* United States. Petition for rehearing denied.

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 November 29, 1971, and ending June 30, 1972, 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>
Max C. Addison	Lubbock, Tex.	A. W. Salyars.
Elliott Richard Alhadeff	Miami Beach, Fla.	Lewis Horwitz.
Gary Paul Alidor	Mobile, Ala.	Ralph P. Loveless.
Anthony Albert Asher	Detroit, Mich.	Richard J. Fritz.
Daniel C. Barrish	Abington, Pa.	William T. Nicholas.
Charles Elliott Baxley	New York, N.Y.	Joe E. Daniels.
Joseph J. Becker	Clayton, Mo.	Albert John Haller.
Sydney Berkman	Boston, Mass.	David M. Scheffer.
Warren O. Billhartz	New Baden, Ill.	Moses W. Harrison II.
Susan Harrell Black (Mrs.)	Jacksonville, Fla.	T. Edward Austin, Jr.
Stanley William Bluestine	Philadelphia, Pa.	Morris M. Shuster.
George Martin Bobo	Atlanta, Ga.	Edwin Lewis Han- sen.
Anthony M. Bolach	Detroit, Mich.	Frank A. Nelson.
John Borst, Jr.	Chicago, Ill.	Francis John McConnell.
Daniel J. Boyer	Washington, D.C.	Solicitor General Erwin N. Gris- wold.
Matt Combes Cavendish Bristol III	San Antonio, Tex.	Clyde Monford Thomas.
Aaron Brown, Jr.	Portland, Oreg.	John E. Jaqua.
Harold Pharis Brown, Jr.	Lubbock, Tex.	Charles Eugene Benson.
R. Stephen Browning	Washington, D.C.	Armand Georges Derfner.
Donald T. Bucklin	Arlington, Va.	Thomas A. Flan- nery.
Karl H. Buschmann	Potomac, Md.	Joseph Martin, Jr.
John F. Cannon	New York, N.Y.	Arthur H. Dean.
Thomas J. Carroll	Indianapolis, Ind.	John P. Price.
Edward H. Cloutier	Livermore Falls, Maine.	Edmund Charles Darey.
Steven Jay Cole	New York, N.Y.	Henry A. Freed- man.
John Wilbanks Coleman	Mobile, Ala.	John Grow.
John C. Combe, Jr.	New Orleans, La.	Robert B. Acomb, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Walter Raymond Condon	Naples, Fla.	George Elwood Carroll.
Robert S. Cooper, Jr.	Baton Rouge, La.	Stanford O. Bardwell, Jr.
Charles Marshall Cunningham.	St. Albans, W. Va.	William M. Woodroe.
Leonard E. Davis	San Antonio, Tex.	Bobby D. Myers.
Warren A. Deahl	South Bend, Ind.	Warren E. McGill.
William Robert DeWolfe	Riverside, Calif.	Robert James Timlin.
Merdia Raymond Dillon	Kansas City, Kans.	Newell A. George.
Kenneth W. Dobyns	Arlington, Va.	Arthur Schwartz.
Tommy Bryan Duke	Houston, Tex.	James J. Loeffler.
W. Michael Dunn	Concord, N.H.	William F. Cann.
Gerard A. Dupuis	New York, N. Y.	Goldthwaite H. Dorr.
Mark Ulin Edwards	Glendale, Calif.	Alfred A. Calabro.
Emil Roy Eisenhardt	San Francisco, Calif.	Jerome B. Falk, Jr.
Edward P. Elsner, Jr.	Seymour, Ind.	Lee H. Hamilton.
Leo H. Eschbach	Pottstown, Pa.	William T. Nicholas.
Joseph T. Fahy	Boston, Mass.	Cornelius J. Moy-nihan, Jr.
Fletcher Farrington	Savannah, Ga.	Charles Stephen Ralston.
Edward N. Fay, Jr.	Bradenton, Fla.	Thomas W. Stewart
Lawrence F. Flick	Norristown, Pa.	Mrs. Jean Brody Green.
John J. Foley	New York, N. Y.	Daniel L. Stonebridge.
William Howard Francis	Detroit, Mich.	J. Harold Kilcoyne.
Melvyn B. Frumkes	Miami Beach, Fla.	Lewis Horwitz.
Philip Watson Getts	Minneapolis, Minn.	Warren Spannaus.
Renato Giallorenzi	New York, N. Y.	Constantine P. Georgiopoulos.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert L. Gilliam III	Montross, Va.	James Taylor Robertson.
Daniel H. Glasser Irving Goldblatt	Lakewood, Calif. Springfield, Mass.	Henry Schultz. Joseph P. Pamela, Jr.
John F. Grant Floyd F. Greene Douglas C. Gregg Steven Crocker Grier	Washington, D.C. New Orleans, La. Los Angeles, Calif. Redwood City, Calif.	Jacob K. Javits. David L. Morgan. Moses Lasky. John B. Segall.
Robert P. Gust	St. Paul, Minn.	Robert B. Whitlock.
William S. Hall III Glenn C. Hanni	Tulsa, Okla. Salt Lake City, Utah.	W. E. Green. Fred H. Evans.
Henry L. Hanson Alfred John Harper II Robert G. Heckenkamp	Edina, Minn. Houston, Tex. Springfield, Ill.	LeRoy M. Rice. James J. Loeffler. William P. Roberts.
Darold L. Hemphill	Bethlehem, Pa.	Michael C. Schrader.
Richard Henderson J. Arnot Hill	Victoria, Tex. Kansas City, Mo.	William S. Fly. Robert Gene Duncan.
Tobey Corwin Hockett	Sarasota, Fla.	Henry P. Trawick, Jr.
John R. Hoffman	Canton, Ohio	Earle Edward Wise.
Scott Wesley Hudson Michael Lewis Huston Edsam Moore Ingram	Fort Worth, Tex. Des Moines, Iowa Austin, Tex.	Hicks Epton. Lyle L. Simpson. L. Hamilton Lowe.
Amos E. Jackson Michael E. Jackson Leslie W. Jacobs Ralph L. Jewell David Lee Johnson	Palm Beach, Fla. Palm Beach, Fla. Cleveland, Ohio Columbus, Ind. Decatur, Ill.	Lloyd B. Fortner. Lloyd B. Fortner. Wm. Saxbe. David C. Mosier. David Leonard Johnson, Jr.
Oscar Eugene Johnson	Brea, Calif.	Gordon M. Van Sanford.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Calvin Johnson, Jr.	Dallas, Tex.	George F. Smith, Jr.
Leslie R. Kehl	Denver, Colo.	Alvin J. Meiklejohn, Jr.
Douglas McKay Kerr	Denver Colo.	William Andrew Wilson.
John Anthony Kline	San Francisco Calif.	Robert L. Gnaizda.
Robert Legier Kuhner	New Orleans La.	Michael Hagner McConihe.
John M. Kyle	Noblesville Ind.	Frank W. Campbell.
Monta K. Legro	Houston, Tex.	Frank Burruss Pugsley.
Todd E. Leigh	San Diego, Calif.	Paul B. Wells.
Dawson B. Leonard	Orinda, Calif.	Richard E. Ryan.
Charles Bruce Lester	Newport, Ky.	Frederick M. Warren.
Donald R. Lincoln	San Diego, Calif.	Charles F. Gorder.
Robert C. Macomber	Falls Church, Va.	Clyde Foster Baley.
Alan Henri Markon	New York, N.Y.	Charles Goodwin, Jr.
Dan Gus Matthews	Houston, Tex.	Buren Jackson Bradshaw.
Francis Mayhue	Ada, Okla.	Edmund Myles Sweeney.
Edward Bermudez McDermott	Mobile, Ala.	Barry Hess.
Frank L. McGuane, Jr.	Denver, Colo.	Lawrence A. Long
Phil Mahoney	Seattle, Wash.	Bill Lanning.
Marc Lincoln Marks	Sharon, Pa.	Herman M. Rodgers.
Frederick J. McLoughlin, Jr.	New Bedford, Mass.	Barney Papkin.
Thomas S. Milam	Lubbock, Tex.	Buck W. McNeil.
Burnett Miller III	Richmond, Va.	Andrew Pickens Miller.
William L. Montague	Lexington, Ky.	Leslie W. Morris II
Michael Montgomery	San Marino, Calif.	Charles E. Wiggins.
Wilburn Lee Moore	Fairfax, Va.	Ewell G. Moore, Jr.
Thomas O. Murphy	Cleveland, Ohio	Lucian Y. Ray.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joel Murray	Chicago, Ill.	Joseph P. Balistriieri.
William James O'Brien	Everett, Mass.	Sherman H. Goldman.
Joseph Anthony Oths	Wellston, Ohio	R. Harrison Pledger, Jr.
Edward A. Panelli	San Jose, Calif.	Don Edwards.
William Robinson Patterson, Jr.	Lexington, Ky.	Herbert D. Sledd.
Douglas Wayne Owens	Salt Lake City, Utah	Edward M. Kennedy.
Albert S. Pacetta	New York, N.Y.	Joseph Guberman.
Louis J. Perona	Spring Valley, Ill.	James Joseph Wimbiscus.
Patricia Dominis Phillips (Mrs.)	Los Angeles, Calif.	Charles E. Beardsley.
Craig Eldon Pinkus	Indianapolis, Ind.	Henry J. Price.
Louis Pitcher	St. Petersburg, Fla.	Huxley A. Reid.
George W. Porter	Ontario, Calif.	George W. Vinnedge.
William J. Powers	Seattle, Wash.	Jack M. Whitmore.
H. Marcus Price III	Kansas City, Mo.	Elmer Burkett Hodges.
John J. Proios	Uniondale, Long Island, N.Y.	Fritz J. Dietel.
John Joseph Reilly	New York, N.Y.	Michael F. Fasanaro Jr.
Margaret Milner Richard- son (Mrs.)	Alexandria, Va.	John Lawrence Richardson.
Lawrence Riedinger, Jr.	Newport, Ky.	Frederick M. Warren.
Michael John Romeo	Birmingham, Ala.	Jerome Henry Silber.
Roger G. Rose	Portland, Oreg.	Sidney I. Lezak.
Roger M. Rosenberg	New York, N.Y.	Allan S. Sexter.
Robert K. Ruslander	New York, N.Y.	Thomas F. Tracy.
Donald T. Rutledge	Charleston, S.C.	Charles S. Bern- stein.
Raul O. Salazar	Minneapolis, Minn.	Harland G. Sween.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stanley M. Saunier, Jr. Russell Clarence Schallert Robert A. Schlesinger	Lexington, Ky. Milwaukee, Wis. Palm Springs, Calif.	Jack F. Mattingly. Bruno V. Bitker. Warren Edward Slaughter.
Cecil C. Schmidt	Bloomington, Minn.	Paul A. Welter.
John L. Schwabe Merrill Jay Schwartz Edward J. Schwartzbauer	Portland, Oreg. Oakland, Calif. Minneapolis, Minn.	William H. Kinsey. Franklin C. Stark. Henry Earnest Halladay.
Garth Ronald Seehawer Ernest J. Seymour Kirby Darr Shealy, Jr.	Racine, Wis. Norwalk, Calif. Columbia, S.C.	Alfred E. LaFrance. Melvin Belli. Robert King Wise.
Harold Meldrum Sliger	West Linn, Oreg.	Glenn Delaney Ramirez.
Hamilton Smith	Chicago, Ill.	Richard S. Oldberg.
Theodore Edward Smith	Atlanta, Ga.	John William Brent.
Dewitt Talmage Sneed, Jr.	Chattanooga, Tenn.	Harold Herbert Gearinger.
William J. Srstka, Jr. Richard Nathan Stein	Pierre, S. Dak. Tampa, Fla.	Walter W. Andre. Stephen W. Stein.
William Morrow Stocks	Fort Smith, Ark.	Floyd Lee Williams, Jr.
Fred G. Stowers	Dawsonville, Ga.	Julius R. Lunsford, Jr.
John Richard Strother, Jr. Dwight Lyman Stubblefield	Atlanta, Ga. Amarillo, Tex.	Arthur K. Bolton. Cleo G. Clayton.
Don Germain Swink Leon Taylor Gail Borden Tennant, Jr. Richard B. Thaler Frederick F. Thornburg	Portland, Oreg. Topeka, Kans. Houston, Tex. Ithaca, N.Y. South Bend, Ind.	Paul T. Bailey. John F. Quinn, Jr. Tom M. Davis. Louis Ken Thaler. Warren E. McGill.
David Tillotson Nicholas F. Tsamoutales William James Wade	Washington, D.C. Miami, Fla. Lubbock, Tex.	Harry M. Plotkin. Marco Loffredo. Norman L. Nevins.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bruce V. Wagner	San Diego, Calif.	Keith Atherton.
William C. Wantland	Seminole, Okla.	Joseph M. Culp.
Summers Warden	Coral Gables, Fla.	Howard N. Pelzner.
Roscoe Elliott Watts, Jr.	Portland, Oreg.	Alex L. Parks.
William G. Wells	Santa Monica, Calif.	John G. Bonelli.
Lewis Alton Wenzell	Chicago, Ill.	John Joseph Cleary.
John Ercy Wilkinson	Topeka, Kans.	Harry W. Colmery.
Kenneth Morton Wilkinson	St. Petersburg, Fla.	John L. Riley.
William Andrew Williams	Long Beach, Calif.	William Cecil Price.
William J. Wise	Newport, Ky.	Odis W. Bertelsman.
Harvey B. Woods	Cincinnati, Ohio	Thomas F. H. Stueve.
Marion Eugene Wooley	Los Angeles, Calif.	William E. Burby, Jr.
Richard Lawrence Zisson	Boston, Mass.	Willie J. Davis.

ORAL ARGUMENT

No. **69-5**. D. H. Overmyer Co., Inc., of Ohio, et al., petitioners, *v.* Frick Company. Argued by Mr. Russell Morton Brown for the petitioners and by Mr. Gregory M. Harvey for the respondent.

No. **70-6**. Nellie Sward et al., appellants, *v.* William M. Lennox et al. Argued by Mr. David A. Scholl for the appellants, *pro hac vice*, by special leave of Court, by Mr. Philip C. Patterson for the appellees and by Mr. William L. Matz for the Pennsylvania Savings and Loan League, as *amicus curiae*.

No. **70-5039**. Margarita Fuentes et al., appellants, *v.* Robert L. Shevin, Attorney General of Florida, et al. Argued by Mr. C. Michael Abbott for the appellants, *pro hac vice*, by special leave of Court, by Mr. Herbert T. Schwartz for appellee Robert L. Shevin, Attorney General of the State of Florida and by Mr. George W. Wright, Jr., for appellee Firestone Tire and Rubber Company.

No. **70-5138**. Paul Parham et al., appellants, *v.* Americo V. Cortese et al. Argued by Mr. David A. Scholl for the appellants, *pro hac vice*, by special leave of Court and by Mr. Robert F. Maxwell for the appellees.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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>
Michael P. Seng	Chicago, Ill.	Albert E. Jenner, Jr.
William John Thomson II	Cheyenne, Wyo.	Thomas A. Nelson, Jr.

ORAL ARGUMENT

No. **70-112**. James E. Groppi, petitioner, *v.* Jack Leslie, Sheriff of Dane County. Argued by Mr. William M. Coffey for the petitioner and by Mr. Sverre O. Tinglum for the respondent.

No. **70-92**. California Motor Transport Co., et al., petitioners, *v.* Trucking Unlimited et al. Argued by Mr. Boris H. Lakusta for the petitioners and by Mr. Michael N. Khourie for the respondents.

No. **70-61**. Securities and Exchange Commission, petitioner, *v.* Medical Committee for Human Rights. Argued by Mr. Solicitor General Erwin N. Griswold for the petitioner and by Mr. Roberts B. Owen for the respondent.

No. **70-79**. Reliance Electric Company, petitioner, *v.* Emerson Electric Company. One and one-half hours allowed for oral argument. Argument commenced by Mr. Thomas P. Mulligan for the petitioner and continued by Mr. Walter P. North for the Securities and Exchange Commission, as *amicus curiae*, by special leave of Court and by Mr. Albert E. Jenner, Jr., for the respondent.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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>
James Lewis Robinett, Jr.	Springfield, Mo.	Belden Hill Bell.

ORAL ARGUMENT

No. 70-79. Reliance Electric Company, petitioner, *v.* Emerson Electric Company. Argument concluded by Mr. Albert E. Jenner, Jr., for the respondent.

No. 70-5037. Don Richard Lego, petitioner, *v.* John Twomey, Warden. Argued by Mr. Nathan Lewin for the petitioner and by Mr. James B. Zagel for the respondent.

No. 70-5061. Thomas Kirby, etc., petitioner, *v.* Illinois. Argued by Mr. Michael P. Seng for the petitioner and by Mr. James B. Zagel for the respondent.

No. 70-86. United States, petitioner, *v.* Forrest S. Tucker. Argued by Mr. Allan A. Tuttle for the petitioner and by Mr. William A. Reppy, Jr., for the respondent.

Adjourned until Monday, November 15, 1971, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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>
Eloise English Davies	Washington, D.C.	Solicitor General Erwin N. Griswold.
Raymond Donald Battocchi	Washington, D.C.	Solicitor General Erwin N. Griswold.
Ben L. Krage	Washington, D.C.	Solicitor General Erwin N. Griswold.
Charles Robert McConachie	Washington, D.C.	Solicitor General Erwin N. Griswold.
Anthony John DeMarco	Boston, Mass.	Jefferey McKenzie Graham.

OPINION

No. **70-97**. Norfolk and Western Railway Company, petitioner, *v.* Richard Nemitz et al. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment affirmed. Opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Blackmun with whom Mr. Chief Justice Burger and Mr. Justice White join.

ORAL ARGUMENT

No. **70-70**. Federal Trade Commission, petitioner, *v.* The Sperry and Hutchinson Company. Argued by Mr. Richard W. McLaren for the petitioner and by Mr. Harold L. Russell for the respondent.

No. **70-5045**. Donald Lindsey et al., appellants, *v.* Dorothea M. Normet et al. Argued by Mr. John H. Clough for the appellants, and by Mr. Theodore B. Jensen for the appellees.

No. **70-98**. Rudolph Santobello, petitioner, *v.* New York. Argued by Mr. Irving Anolik for the petitioner and by Mr. Daniel J. Sullivan for the respondent.

No. **70-38**. Federal Power Commission, petitioner, *v.* Florida Power & Light Company. Argued by Mr. Samuel Huntington for the petitioner and by Mr. Jefferson D. Giller for the respondent.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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.”

OPINIONS PER CURIAM

No. **70-108**. A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary, petitioner, *v.* Lawrence Furman Smith. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion of respondent 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 consistent with the opinion of this Court. Opinion *per curiam*. Mr. Justice Douglas with whom Mr. Justice Stewart joins, believing that the Court of Appeals has observed all the proprieties as well as the requirements of the Act, would affirm its judgment.

No. **70-353**. B. Frank Camp, petitioner, *v.* Arkansas. On petition for writ of certiorari to the Supreme Court of Arkansas. Petition for writ of certiorari granted, judgment reversed and case remanded to the Supreme Court of Arkansas for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam*.

No. **70-5213**. Arnold Maxwell Harris, petitioner, *v.* Washington et al. On petition for writ of certiorari to the Supreme Court of Washington. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment reversed and case remanded to the Supreme Court of Washington for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam*. Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall would grant the petition and reverse the judgment. Dissenting opinion by Mr. Chief Justice Burger. Dissenting opinion by Mr. Justice Blackmun.

No. **70-5343**. Fred A. Cruz et al., petitioners, *v.* W. B. “Bill” Hauck, etc. 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 further

consideration in light of *Younger v. Gilmore*, 404 U.S. —, decided November 8, 1971. Opinion *per curiam*. Concurring opinion by Mr. Justice Douglas.

No. 70-5376. Victor Pease, appellant, *v. Laulette I. Hansen*, Director, Cascade County Department of Public Welfare, et al. Appeal from the Supreme Court of Montana. Motion of appellant for leave to proceed *in forma pauperis* granted. Judgment reversed and case remanded to the Supreme Court of Montana for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam*. The Chief Justice is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 71-5294. Donald Lee Schreiner, 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. Judgment vacated and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion *per curiam*. Concurring opinion by Mr. Justice Douglas.

APPEALS—SUMMARY DISPOSITION

No. 70-5249. John Van Geldern, appellant, *v. California Adult Authority*. 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. 70-5428. Fred Sowder, appellant, *v. City of Cincinnati*. 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.

No. 71-5280. Julius Dwaine Perry, Sr., appellant *v. Texas*. Appeal from the Court of Criminal Appeals 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. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 71-5282. Beverly Stauffer Dundon, appellant, *v. J. Barry Jesmer*, as Director of Social Services, etc. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of a substantial federal question.

ORDERS IN PENDING CASES

No. 35, Original. United States, plaintiff, *v. State of Maine et al.* The motion of the Florida Council of 100, Inc., for leave to file a brief, as *amicus curiae*, is granted.

No. **70-5388**. Otis Loper, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. The motion of the petitioner to have A. C. Turner et al., acting members of the Board of Pardons and Paroles of the State of Texas joined as parties respondent, is granted. The motion of the petitioner for the appointment of counsel is granted, and it is ordered that John T. Cabaniss, Esquire, of Houston, Texas, be, and he is hereby, appointed to serve as counsel for the petitioner in this case.

No. **71-5633**. Richard J. Oba, petitioner, *v.* United States. The application for a stay presented to Mr. Justice Douglas, and by him referred to the Court, is denied.

CERTIORARI GRANTED

No. **71-83**. John A. Strait, petitioner, *v.* Melvin R. Laird, Secretary of Defense, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. **71-288**. Melvin R. Laird, Secretary of Defense, et al., petitioners, *v.* Arlo Tatum. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted.

No. **71-300**. Thomas L. Andrews, petitioner, *v.* Louisville & Nashville Railroad Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. **71-5313**. Donald L. Brooks, petitioner, *v.* Tennessee. Motion for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee granted limited to Questions III and IV presented by the petition which read as follows:

“III. The trial court was in error in refusing to allow defendant to be placed on the witness stand after other witnesses had testified in his behalf as said Tennessee Statute requiring defendant to be first witness is unconstitutional in violation of the Fifth Amendment and Fourteenth Amendment of the Federal Constitution and Article I, Section 9 of Tennessee Constitution.

“IV. Code section 40-2403 deprives a defendant of due process of law, in violation of the Fourteenth Amendment to the United States Constitution.”

CERTIORARI DENIED

No. **70-5118**. Michael John Burk, petitioner, *v.* New Mexico. Petition for writ of certiorari to the Court of Appeals of New Mexico denied.

No. **70-5142**. Sylvester Mitchell, petitioner, *v.* Carl Hocker, Warden. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. **70-5281**. Artemio R. Rodriguez, petitioner, *v.* Paul C. Agnew, Director, Dannemora State Hospital. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **70-5295**. Robert D. Pattillo, petitioner, *v.* Charles H. Wilson, Jr., et al. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. **70-5310**. Alfred C. Miles, petitioner, *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. **70-5375**. Ronald Lipton, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **70-5381**. Lafayette Justus, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. **70-5389**. William C. Kitchen, petitioner, *v.* James M. Crawford, etc., et al. Petition for writ of certiorari to the United States Court of appeals for the Fifth Circuit denied.

No. **70-5409**. Gilbert Arizona Utsler, petitioner, *v.* Donald R. Erickson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **71-5005**. Wayne H. Brooks, petitioner, *v.* Florida et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. **71-5075**. Wayne H. Brooks, petitioner, *v.* Florida. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5087**. Lawrence Denmark, petitioner, *v.* J. Edwin LaVallee, Superintendent, Clinton Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5218**. Rudolph 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. **71-5229**. James LeRoy Iverson, petitioner, *v.* North Dakota. Petition for writ of certiorari to the Supreme Court of North Dakota denied.

No. **71-5268**. Lloyd Richard Rushing, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-5269**. James Franklin Morris, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5270. Melvin Alphonzo Lewis, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5271. Lenix Stelly, petitioner, *v.* Quick Manufacturing Company et al. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 71-5272. Harry Thomas Titus, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5273. Linda Bodmer, 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. 71-5276. Jimmy D. Maddox, petitioner, *v.* Maurice H. Sigler, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5281. James Murdock, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 71-5283. Ollie Baber, 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. 71-5284. Donald Hicks, 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. 71-5285. John W. Slater, Jr., petitioner, *v.* Frank Clifford Tarver et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-5288. Pauline Tosatto, petitioner, *v.* Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied.

No. 71-5290. Charlie Woodard, petitioner, *v.* George Beto, Director, Texas Department of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5291. Hillard Chubbs, petitioner, *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. 71-5292. William G. LePera, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5293. Manuel Jacobs, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5295. James Allen Barber, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5296. Ezekiel Badger, petitioner, *v.* J. Edwin LaVallee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5299. Clifford Wallace Favell, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5300. Tommy Howard Gilbreath, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5301. Alfred Eugene Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5303. Lyle James Main, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5304. Frank S. DeLegge, Sr., petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-5307. Joseph Subilosky, petitioner, *v.* Robert J. Moore, Superintendent of Massachusetts Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-5310. John Merrill Little, petitioner, *v.* B. J. Rhay, Superintendent, Washington State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5314. Edward Willametz, petitioner, *v.* Fred. A. Teece, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-5316. Don William Tuzo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-5361. Matthew Mack Callahan et al., petitioners, *v.* A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary, 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. **71-5052**. Frances Ginsberg, petitioner, *v.* Arthur Levitt, as Comptroller of the State of New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Third Judicial Department, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **71-5275**. Charles J. Robinson, 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. **71-5287**. William Fillmore Crouch, 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.

LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. **71-5267**. William Beason Morrison, petitioner, *v.* Louie L. Wainwright, Director, Division of Corrections; and

No. **71-5278**. Deborah Ann Smith, petitioner, *v.* California. Motions for leave to file petitions for writs of habeas corpus denied.

LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. **71-5044**. William Ronald Welch, petitioner, *v.* United States Court of Appeals for the Sixth Circuit. Motion to amend petition granted. Motion for leave to file petition for writ of mandamus denied.

REHEARINGS DENIED

No. **1588**, October Term, 1970. Sears, Roebuck and Co., et al., petitioners, *v.* Joseph H. Solien, Regional Director, etc., et al.;

No. **70-131**. California, petitioner, *v.* Eller Telecasting Co. of Arizona;

No. **70-158**. Inject-O-Meter Manufacturing Company, Inc., petitioner, *v.* North Plains Fertilizer and Chemical, Inc.;

No. **70-213**. Groendyke Transport, Inc., petitioner, *v.* National Labor Relations Board;

No. **70-217**. Stephen C. Ansted, petitioner, *v.* Robert F. Froehлке et al.;

No. **70-248**. Gerard A. Harrison and Harrison Ranch, Inc., petitioners, *v.* Carey Prather;

No. **70-5140**. Bernice W. Cole, appellant, *v.* Salvatore S. Nigro, Judge, etc.;

- No. 70-5146. Millard Robert Beasley, petitioner, *v.* United States;
- No. 70-5169. Cline Brown, petitioner, *v.* Kentucky;
- No. 70-5172. James H. Quarles, appellant, *v.* Texas et al.;
- No. 70-5190. Edwin L. Clark, appellant, *v.* Walter E. Craven, Warden;
- No. 70-5196. Ronald C. Watson, petitioner, *v.* William N. Goodwin, Judge.
- No. 70-5199. Charles DeWitt Marts and Francis Elaine Nickel, petitioners, *v.* United States;
- No. 70-5272. Emma G. Clausser, petitioner, *v.* First National Bank of Arizona et al.;
- No. 70-5279. James Russell Herrington, petitioner, *v.* United States;
- No. 70-5284. Joseph Dixon, petitioner, *v.* United States.
- No. 70-5292. Jesse Daniel McDonald, petitioner, *v.* Metropolitan Traffic & Parking Commission et al.;
- No. 70-5300. William Fanning, petitioner, *v.* United States;
- No. 70-5301. William Marmorstein and Martin Von Zamft, petitioners, *v.* United States;
- No. 71-7. George D. Watson, petitioner, *v.* California;
- No. 71-19. Intercontinental Promotions, Inc., petitioner, *v.* Miami Beach First National Bank et al.;
- No. 71-47. James C. Worth, petitioner, *v.* United States;
- No. 71-54. Moore Business Forms, Inc., petitioner, *v.* Uarco Incorporated;
- No. 71-63. Andrew Juras, Individually and in Capacity as Administrator of the Oregon Public Welfare Division, appellant, *v.* Sharon Lee Meyers et al.;
- No. 71-118. Massillon-Cleveland-Akron Sign Co., petitioner, *v.* Golden State Advertising Co., Inc., et al.;
- No. 71-134. Jay Lee Gibson, petitioner, *v.* Missouri Pacific Railroad Company;
- No. 71-149. Samuel G. Allen, II, petitioner, *v.* Bankers Trust Company et al.;
- No. 71-175. Anthony Fernandez, petitioner, *v.* Jacob J. Parker, Warden;
- No. 71-192. James Johnson, petitioner, *v.* Oil Transport Company, Inc., et. al.;
- No. 71-5019. Theodore Tymcio, petitioner, *v.* Ohio;
- No. 71-5022. Ralph Grames, petitioner, *v.* Michigan;

No. 71-5042. Patricia D. Stoddard, petitioner, *v.* Bruce L. Stoddard;

No. 71-5057. Pierre Henri Benoit, petitioner, *v.* United States;

No. 71-5060. Gale Hearold Johnson, petitioner, *v.* United States;

No. 71-5080. Charlotte R. Hurd, petitioner, *v.* Dimento & Sullivan;

No. 71-5107. William Ronald Welch, petitioner, *v.* Harold J. Cardwell, Warden; and

No. 71-5111. Frank Lott, petitioner, *v.* Vincent R. Mancusi, Warden. Petitions for rehearing denied.

No. 70-176. Robert Rosenspan, petitioner, *v.* United States. Motion to dispense with printing petition for rehearing granted. Petition for rehearing denied.

No. 70-5235. Jerry Mack Dorrough, petitioner, *v.* Texas;

No. 70-5253. Dorothy M. Crackenberger, petitioner, *v.* United States;

No. 70-5367. Vernon Elwin Morales, petitioner, *v.* United States; and

No. 71-5012. Gerald Dewayne McDuffie, petitioner, *v.* United States. Motions for leave to file petitions for rehearing denied.

No. 70-5153. Harry William Theriault, 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. 70-5197. Frank Sweeney, petitioner, *v.* Michael H. Sheridan, Judge, et al. Petition for rehearing and for other relief denied.

No. 71-20. Vincent Alo, petitioner, *v.* United States. Motion for disclosure and petition for rehearing denied.

RECESS ORDER

The Court will take a recess from Monday, November 22, 1971, until Monday, December 6, 1971.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alfred T. Adams, Jr.	Nashville, Tenn.	Morton B. Howell, Jr.
Leo A. Anderson	Seattle, Wash.	William Richard Lanthorn.
Philip N. Andreen	Coronado, Calif.	J. Michael Reed.
Samuel Appel	Atlanta, Ga.	John A. Dunaway.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
F. Bruce Bach	Fairfax, Va.	James William Gilliam.
G. C. Bachman, Jr.	Beaumont, Tex.	Chilton O'Brien.
Norman I. Barron	Cincinnati, Ohio	Kyle F. Brooks.
Paul Angelo Bernardini	Daytona Beach, Fla.	Paul R. Stern.
Michael E. Bress	Minneapolis, Minn.	Henry Halladay.
Alton G. Burckle, Jr.	Huntington Beach, Calif.	James J. Foley.
James A. Chanoux	San Diego, Calif.	Peter Jay Hughes.
Jonathan Isa Charney	Washington, D.C.	George Selwyn Swarth.
James Michael Clabault	Detroit, Mich.	George Cherpelis.
James Tormey Clare	Newark, N.J.	Thomas F. Champion.
George Thomas Clark, Jr.	Wilmington, N.C.	James Benjamin Swails.
Stephen N. Cool	Grover City, Calif.	Donald W. Haynes.
Thomas Louis Corogin	Port Clinton, Ohio	Frank William Reinheimer.
David Stewart Cupps	New York, N.Y.	Allen F. Maulsby.
Sidney Charles Dabbs	Little Rock, Ark.	Thomas J. Gentry.
Robert A. DeMetz	Pass Christian, Miss.	Kenneth J. Hodson.
Andrew Bailey Dennison	Cincinnati, Ohio	Allen Brown.
Dennis Donohue	Pontiac, Mich.	James S. Thorburn
Paul Crockett Duncan	Oklahoma City, Okla.	Calvin W. Hendrickson.
Franklin D. Eckstein	Willard, Ohio	Joseph Franklin Dush.
Thomas Essex	Fort Wayne, Ind.	Robert B. Sales.
Michael Warren Faber	Washington, D.C.	Endicott Peabody.
Lawrence K. Feitell	New York, N.Y.	Tess L. Segel.
Ronald A. Fitzgerald	Fort Lauderdale, Fla.	William M. O'Bryan.
Arthur Friedman	St. Louis, Mo.	Edward L. Dowd.
David Albert Funk	Wooster, Ohio	Oliver Charles Schroeder, Jr.
Paul Shelomo Gareen	New York, N.Y.	Isaac Kramer.
Stuart F. Gassner	Chicago, Ill.	Richard M. Freeman.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Wayne B. Giampietro	Chicago, Ill.	Elmer Gertz.
Bernard S. Gild	Annandale, Va.	Daniel Irwin Sherry.
E. Earl Greenwood, Jr.	Salt Lake City, Utah.	Arthur H. Nielsen.
Peter Haddad	Titusville, Fla.	L. C. Crofton.
Joseph Hill Hart	Austin, Tex.	Sol. Gen. Erwin N. Griswold.
Stephen Frank Hefner	Sherman, Tex.	Murray H. Nance, Jr.
Robert Sommerville Hill, III	Montgomery, Ala.	Joseph David Phelps.
Benny Harry Hughes	Beaumont, Tex.	Howell Cobb.
Michael Stephen Jordan	Chicago, Ill.	Peter Fitzpatrick.
Tom Joseph	San Antonio, Tex.	Tom. H. King.
Patrick Joseph King	Boston, Mass.	Mrs. Paula W. Gold.
Glen Roy Kuykendall	Portland, Oreg.	Paul D. Hanlon.
Daniel Elliot Laitman	New York, N.Y.	Julius Miller.
William Hunter Lake	Los Angeles, Calif.	Frank F. Chuman.
Leonard S. Leaman	New York, N.Y.	Herbert Brownell, Jr.
Ovid C. Lewis	Cleveland, Ohio	George Joseph Sadd.
Teairl W. Lewis	San Antonio, Tex.	Charles W. True- heart.
Harris E. Lofthus	Amarillo, Tex.	E. Byron Single- ton.
Bruce M. Lubarsky	San Francisco, Calif.	Edward Nathan Jackson.
James B. Lund	Minneapolis, Minn.	William B. Randall.
Gertrud Mainzer (Mrs.)	New York, N.Y.	Norman Dorsen.
Raymond L. Marky, II	Tallahassee, Fla.	George R. Georgieff.
Robert Hunter McLean	Fort Worth, Tex.	Marcus Ginsburg.
Robert Henry McSweeny	Hillsboro, Oreg.	Mervin W. Brink.
John Alexander McWhorter, Jr.	Washington, D.C.	Paul Edmund McNulty.
Dennis J. Monaghan	Bethlehem, Pa.	Joseph Francis Leeson.
David Russell Murphy	Arlington, Va.	Allan R. Plumley.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Odie Allen Nance	Oklahoma City, Okla.	Cavlin W. Hendrickson.
Gus O. Nations	Clayton, Mo.	John B. Busch.
John Richard Newton	Wilmington, N.C.	James Benjamin Swails.
Denis Michael O'Rourke	Glendale, Calif.	James Lee Gibson.
Desmond J. O'Sullivan	Suffolk County, N. Y.	Edward N. Neaher.
Olney B. Owen	London, Ky.	M. G. Snyder.
William Hays Parks	Seattle, Wash.	Burroughs B. Anderson.
Jack McLendon Pate	Mobile, Ala.	J. Jephtha Hill.
James B. Pearson	Prairie Village, Kans.	Garner E. Shriver.
Dudley Porter, Jr.	Chattanooga, Tenn.	John A. Chambliss, Jr.
Judy R. Potter (Mrs.)	Washington, D.C.	Marion Edwyn Harrison.
Lynn Otto Poulson	Los Angeles, Calif.	H. Hal Visick.
David Gordon Racer	Arlington, Va.	Leroy Ellsworth Batchelor, Jr.
Elizabeth Roediger Rindskopf (Mrs.)	Atlanta, Ga.	William H. Alexander.
Robert Earl Robinson	Indianapolis, Ind.	Edwin K. Steers.
Ben L. Roskin	Nashville, Tenn.	Howard F. Butler.
George Rountree, Jr.	Wilmington, N.C.	James Benjamin Swails.
George Rountree, III	Wilmington, N.C.	James Benjamin Swails.
David Walton Russell	Kansas City, Mo.	Robert Gene Duncan.
Anthony Joseph Sacco	Towson, Md.	S. Eric Di Nenna.
H. Kendrick Sanders	Fairfax, Va.	James William Gilliam.
Joe Ashley Sanders	Columbia, S.C.	Robert King Wise.
Richard J. Sensenbrenner	Los Angeles, Calif.	Norman L. Ep- stein.
James John Sideris	Gulfport, Miss.	Ebb J. Ford, Jr.
Ronald Robert Silverton	Los Angeles, Calif.	Ira Kenneth Reiner.
Leonard Michael Sklar	Los Angeles, Calif.	James C. Bigler.
Richard A. Sly	Portland, Oreg.	Jacob B. Tanzer.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Cecil Douglas Smith	Memphis, Tenn.	Howard H. Baker, Jr.
J. Orville Smith	Lubbock, Tex.	Charles Eugene Benson.
Norman Burton Smith	Fairfax County, Va.	John Bonker Bromell.
Frank E. Spencer	Indianapolis, Ind.	Edwin K. Steers.
Ronald M. Sullivan	Owensboro, Ky	John B. Breckinridge.
Ben Kiyoshi Takahashi	Los Angeles, Calif.	John Henry Carter.
Lewis Edward Taliaferro	Los Angeles, Calif.	John G. Bonelli.
Richard D. Taylor	Nashville, Tenn.	John Keith Maddin, Jr.
Michael Philip Toomin	Chicago, Ill.	Philip R. Toomin.
John G. Tucker	Beaumont, Tex.	George A. Weller.
Bedford Gene Webb	Little Rock, Ark.	Norris Webb.
Morton M. Weinberg	Los Angeles, Calif.	Judge George Zucker.
Philip Hodges Wile	Fresno, Calif.	Charles E. Small.
William Henry Winston, Jr.	Long Beach, Calif.	Jack E. Grisham.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Lee A. Pickard	New York, N.Y.	Walter P. North.
William M. Hegan	Chicago, Ill.	Walter P. North.
Norberto Benitez Rivera	Rio Piedras, P.R.	Howard Eliot Shapiro.
Charles Seymour Whitman III	New York, N.Y.	Richard B. Stone.
Shirley G. Hassler	Byrdstown, Tenn.	Robert Hassler Roberts.
John J. Irwin, Jr.	Medford, Mass.	Ruth I. Abrams.

ORAL ARGUMENT

No. 70-82. United States, appellant, *v.* Topco Associates, Inc. Argued by Mr. Howard E. Shapiro for the appellant and by Mr. Victor E. Grimm for the appellee.

No. **70-13**. Winfield Dunn, Governor of the State of Tennessee, et al., appellants, *v.* James F. Blumstein. Argued by Mr. Robert H. Roberts for the appellants and by Mr. James F. Blumstein for the appellee, *pro se*.

No. **70-14**. Jonathan O. Cole, Superintendent, Boston State Hospital, et al., appellants, *v.* Lucretia Peteros Richardson. Argued by Mr. Walter H. Mayo III, for the appellants and by Mr. Stephen H. Oleskey for the appellee, *pro hac vice*, by special leave of Court.

No. **70-37**. United States et al., petitioners, *v.* The Pullman Company; and

No. **70-5033**. Earl A. Love, petitioner, *v.* The Pullman Company. Argued by Mr. Hugh J. McClearn for the petitioner in No. 70-5033, by Mr. Lawrence G. Wallace for the petitioners in No. 70-37 and by Mr. Edward C. Eppich for the respondent.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present : Mr. Chief Justice Burger, Mr. Justice Douglas, 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>
Robert Allan Feder	Fargo, N. Dak.	Quentin N. Burdick.
Gordon Fremont Stuedler	Miami, Fla.	Dante B. Fascell.
James R. Tate	Fairfax, Va.	Brian P. Gettings.
James P. Kiernan	Arlington, Mass.	Walter Howard Mayo III.
Calvin E. Baldwin	Visalia, Calif.	E. Lewis Reid.
Henry Joseph LaPlante	San Francisco, Calif.	Milan C. Miskovsky.

ORAL ARGUMENT

No. **70-96**. Philip J. Picard, petitioner, *v.* James J. Connor. Argued by Mr. John J. Irwin, Jr., for the petitioner and by Mr. James J. Twohig for the respondent.

No. **70-34**. Sierra Club, petitioner, *v.* Rogers C. B. Morton, Individually and as Secretary of the Interior of the United States, et al. Argued by Mr. Leland R. Selna, Jr., for the petitioner and by Mr. Solicitor General Erwin N. Griswold for the respondents.

No. **70-128**. Martin Dies, Jr., et al., appellants, *v.* Van Phillip Carter et al. One hour and twenty minutes allowed for oral argument. Argued by Mr. John F. Morehead and Mr. Pat Bailey for the appellants and by Mr. A. L. Crouch and Mr. Joseph A. Calamia for the appellees.

No. **70-17**. Thomas S. Eisenstadt, Sheriff of Suffolk County, Massachusetts, appellant, *v.* William R. Baird. Argument commenced by Mr. Joseph R. Nolan for the appellant and continued by Mr. Joseph D. Tydings for the appellee.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present : Mr. Chief Justice Burger, Mr. Justice Douglas, 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>
George H. Hempstead III	New York, N.Y.	Whitney North Seymour.
Jack Edward Gilliland, Jr.	Springfield, Va.	Stuart Richard Reichart.
Clarice Rochelle Feldman	Washington, D.C.	Joseph L. Rauh, Jr.
Joseph Andrew Yablonski	Washington, D.C.	Joseph L. Rauh, Jr.

ORAL ARGUMENT

No. **70-17**. Thomas S. Eisenstadt, Sheriff of Suffolk County, Massachusetts, appellant, *v.* William R. Baird. Argument continued by Mr. Joseph D. Tydings for the appellee and concluded by Mr. Joseph R. Nolan for the appellant.

No. **70-113**. Ford Motor Company, appellant, *v.* United States et al. One and one-half hours allowed for oral argument. Argued by Mr. Whitney North Seymour for the appellant and by Mr. Daniel M. Friedman for the appellees.

No. **71-119**. Mike Trbovich, petitioner, *v.* United Mine Workers of America et al. Argued by Mr. Joseph L. Rauh, Jr., for the petitioner and by Mr. Solicitor General Erwin N. Griswold for respondent, Secretary of Labor.

No. **70-5009**. Theon Jackson, petitioner, *v.* Indiana. Argued by Mr. Frank E. Spencer for the petitioner and by Mr. Sheldon A. Breskow for the respondent.

Adjourned until Monday, November 22, 1971, at 10 o'clock.

X

SUPREME COURT OF THE UNITED STATES

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

ORDERS IN PENDING CASES

No. **A-507**. Kenneth J. Hammond et al., petitioners, *v.* William J. Brown et al. The application for a stay presented to Mr. Justice Stewart, and by him referred to the Court, is denied. Mr. Justice Douglas, believing that the Ohio anti-rioting statutes, Ohio Code §§ 2923.52 to .54, on their face seem overly broad and *prima facie* infringe on freedom of expression protected by the First Amendment, would grant the stay for the reasons stated in his dissenting opinion in *Younger v. Harris*, 401 U.S. 37, 58.

No. **A-516**. Edward V. Hanrahan, petitioner, *v.* State Electoral Board of Illinois et al.; and

No. **A-523**. Joseph Germano et al., petitioners, *v.* State Electoral Board of Illinois. The applications for a stay presented to Mr. Justice Blackmun, and by him referred to the Court, are denied. Mr. Justice Marshall took no part in the consideration or decision of these applications.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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. 71-5337. Ray E. Fullington et al., appellants, *v.* Con F. Shea, etc., et al. Appeal from the United States District Court for the District of Colorado. Motion for leave to proceed *in forma pauperis* granted and judgment affirmed. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 71-5363. Ophelia Kirkwood, appellant, *v.* Arthur C. Winstead, Commissioner, etc., et al. Appeal from the Supreme Court of Mississippi. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that probable jurisdiction should be noted and case set for oral argument.

ORDERS IN PENDING CASES

No. A-520. In the Matter of Disbarment of Franklin P. Samples. It is ordered that Franklin P. Samples, of Huntsville, Alabama, 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. A-521. In the Matter of Disbarment of Frederick J. Freel. It is ordered that Frederick J. Freel, of ~~Jefferson~~, Missouri, 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. KANSAS
CITY

No. A-522. In the Matter of Resignation of John E. Pratt. The request of John E. Pratt, of Boynton Beach, Florida, that his name be stricken from the roll of attorneys admitted to practice in this Court is granted.

No. **70-34**. Sierra Club, petitioner, *v.* Rogers C. B. Morton, Individually and as Secretary of the Interior of the United States, et al. The motion of The Environmental Defense Fund for leave to file a reply brief, as *amicus curiae*, is granted.

No. **70-153**. United States, petitioner, *v.* United States District Court for the Eastern District of Michigan, Southern Division, et al. The motion of respondents, Plamondon, Forrest and Sinclair for leave to proceed *in forma pauperis* is granted.

No. **70-5025**. Francis Haines, petitioner, *v.* Otto J. Kerner, Former Governor, State of Illinois, et al. The motion of Boston College Center for Corrections and the Law for leave to file a brief, as *amicus curiae*, and motion to dispense with printing are granted.

No. **71-93**. Walter J. Howard et al., petitioners, *v.* Florida East Coast Railway Co., Inc., et al. The motion of respondent Florida East Coast Railway Co., Inc., for damages is denied. Mr. Justice Marshall took no part in the consideration or decision of this motion.

No. **71-384**. Ernest Klein, petitioner, *v.* John J. Bower et al. The application for vacation of preliminary injunction is denied.

CERTIORARI GRANTED

No. **71-5078**. Dean Rene Peters, petitioner, *v.* C. P. Kiff, Warden. 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. **70-5282**. Jessie Littlejohn, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **70-5330**. Ronald Lee Schill, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **70-5339**. Michael Knowles, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **70-5351**. Virgil Lewis Turley, petitioner, *v.* Missouri. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **70-5385**. J. W. Rutherford, petitioner, *v.* Nebraska. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. **71-5032**. Dwight Reynolds, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. 71-5039. Betty Lou Miller, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. 71-5053. Hubert Vernon Hardin, petitioner, *v.* United States; and

No. 71-5434. Hubert Vernon Hardin, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5054. Maurice W. Oakes, petitioner, *v.* Vermont. Petition for writ of certiorari to the Supreme Court of Vermont denied.

No. 71-5058. Harry O. Woods, Jr., and Martha L. Woods, etc., petitioners *v.* Department of Social Services. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 71-5059. August R. Newman, Jr., petitioner, *v.* W. J. Estelle, Jr., Warden. Petition for writ of certiorari to the Supreme Court of Montana denied.

No. 71-5063. B. Douglas Fahy and Charles R. Billings, petitioners, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 71-5084. Neville Matthews, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 71-5207. Wayne H. Brooks, 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. 71-5320. Foley Ford Gephart, 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. 71-5322. Charles Perry, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-5323. James Joseph Williams and Jackie Johnson, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5324. Richard Lee Davis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5325. John Emanuel Panzavecchia, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5328. Jose Maria Verdugo-Medina, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5329. Major Harden aka Major X. Brown, petitioner, *v.* John L. Zelker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5330. Michael Monroe Misenhimer, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5331. Dorothy Bryant et al., petitioners, *v.* Robert Carleson, Director, Department of Social Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5332. Arthur Myron Rubin, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 71-5333. Alfred J. Meachum, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-5338. Charles H. Tonsul and John Lee Irving, petitioners, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 71-5340. John Washington, petitioner, *v.* Howard D. Yeager, Principal Keeper. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5341. Guy N. Stafford, petitioner, *v.* NAA Employees Federal Credit Union et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-5344. Robert Wiseman, petitioner, *v.* United States. Petition writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5345. Robert Edward Lipscomb, petitioner, *v.* Jesse Chennault, Jr. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5346. Malcolm F. Hicks, 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. 71-5347. James T. Pope, petitioner, *v.* Edward Hendricks, Superintendent, Philadelphia Prisons Detention Center. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5348. Pedro Crispin, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5350. Danny Clark, petitioner, *v.* John Zelker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5351. Abner Wilkinson, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-5354. Richard Lee Davis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 70-5233. James Daniel Donaldson, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Marshall joins. Mr. Justice Brennan is of the opinion that certiorari should be granted.

No. 70-5379. Robert James Riddell, petitioner, *v.* B. J. Rhay, Superintendent, Washington State Penitentiary. Petition for writ of certiorari to the Supreme Court of Washington denied. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan joins.

No. 71-5029. Winston Singleton, petitioner, *v.* John T. Deegan, 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 to review the question whether the search of the bedroom bureau was incident to the arrest of the petitioner in the basement when he was at the time of the search outside the house in a police patrol car.

No. 71-5030. Bill Huffman, 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 and case set for oral argument.

No. 71-5317. Melford V. McCormick, petitioner, *v.* Selective Service Local Board No. 41, 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 and case set for oral argument.

No. 71-5326. Gabino Espinosa Felan, 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 and case set for oral argument.

No. 71-5336. Harry Lewis Sanney, 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 and case set for oral argument.

No. 71-5343. Fernando Macias, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Mr. Justice Douglas is of the opinion that certiorari should be granted and case set for oral argument.

No. 71-5349. Ernie Lee Buchanan, 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 and case set for oral argument.

No. 71-5352. Danny Baca, petitioner, *v.* United States. 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 and case set for oral argument.

~~No. 71-5040. Lawrence Harper McKenzie, petitioner, *v.* Director, Patuxent Institution. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied as untimely.~~

VACATED
by Order
6/29/72

No. 71-5319. Lindahl King, petitioner, *v.* Saddleback Junior College District et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas and Mr. Justice White are of the opinion that certiorari should be granted and case set for oral argument.

LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. 71-5321. Dale Houston Kinnell, petitioner, *v.* R. J. Gaffrey, Warden; and

No. 71-5334. Fred L. Newman, Jr., petitioner, *v.* Louie L. Wainwright, Director. Florida Division of Corrections. Motions for leave to file petitions for writs of habeas corpus denied.

REHEARINGS DENIED

No. 70-219. Robert George Muncaster, petitioner, *v.* United States;

No. 70-5180. Kenneth Howard Hinkle, petitioner, *v.* Preston Smith et al.;

No. 71-270. Ken Aker, Inc., petitioner, *v.* Girard Trust Bank; and

No. 71-5125. Jerry Mack Dorrough, petitioner, *v.* United States. Petitions for rehearing denied.

No. 70-5192. Alonzo Charles Spencer, petitioner, *v.* Frank A. Eyman, Warden:

No. 70-5212. Leonard Brooks, petitioner, *v.* United States; and

No. 70-5364. George Manuel, petitioner, *v.* American National Trust, et al. Motions for leave to file petitions for rehearing denied.

ORDER

It is ordered that the Rules of the Supreme Court of the United States be, and the same are hereby, amended by revising paragraph 1 of Rule 16 to read as follows:

“Within thirty days after receipt of the jurisdictional statement, unless the time is enlarged by the court or a justice thereof, or by the clerk under the provisions of paragraph 5 of Rule 34. the appellee may file a printed motion to dismiss, or motion to affirm. In cases where the United States or any agency, officer or employee thereof is the appellee, the appellee shall have an additional twenty days to file said motions. Where appropriate, a motion to affirm may be united in the alternative with a motion to dismiss.”

It is further ordered that paragraph 1 of Rule 24 be revised by adding the following sentence to the said paragraph:

“In cases where the United States or any agency, officer or employee thereof is the respondent, the respondent shall have an additional twenty days to file the said opposing brief.”

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Oliver Lee Adams, Jr.	Rogers, Ark.	William H. Enfield.
Edward Smith Allen	Birmingham, Ala.	John Bingham.
Bernard Axelrad	Los Angeles, Calif.	Hyman Smith.
Richard A. Axelrod	St. Johnsbury, Vt.	Lewis Harrison Markowitz.
Claire E. Bailey	Dallas, Tex.	Jack Raymond Napier II.
Robert Newby Baker	San Jose, Calif.	John May Burnett.
Stanton Baker	Carrollton, Ky.	Earl O'Bannon, Jr.
Ronald Lawrence Barnard	Chicago, Ill.	William I. Conway.
James E. Beaver	Indianapolis, Ind.	Sheldon A. Breskow.
Edward Benavides	Houston, Tex.	Alfred J. Hernandez.
William F. Bennett	Scottsdale, Ariz.	Charles M. Duecy.
John Sousa Bishop, Jr.	San Jose, Calif.	John May Burnett.
James Black	Santa Barbara, Calif.	L. Donald Boden.
Clarence R. Boatwright	San Antonio, Tex.	Charles W. Trueheart.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James L. Boring	Washington, D.C.	Robert Thomas Ainslie Molloy.
Donald Bradley Bowerman	Oregon City, Oreg.	Wendell Wyatt.
David L. Brodsky	Des Moines, Iowa	Edward H. Jones.
Gary P. Bucchino	Omaha, Nebr.	Herbert M. Fittle.
Robert Gamble Cabell, Jr.	Richmond, Va.	Edgar Lawrence Turlington, Jr.
Jules A. Carville III	La Place, La.	Thomas J. Malik.
Marchisio Charles Cali	San Jose, Calif.	John May Burnett.
Elmer Eugene Clabaugh, Jr.	Ventura, Calif.	Julien G. Hathaway.
Robert Morris Clay	Raleigh, N.C.	Charles Woodrow Teague.
Robert Allen Cohen	Columbus, Ohio	Thomas Adelbert Bustin.
Kernit B. Coleman	Chicago, Ill.	Chauncey Eskridge.
William Edward P. Collins	Rockford, Ill.	Charles F. Thomas.
Alec L. Cory	San Diego, Calif.	De Witt A. Higgs.
Gordon Francis Crandall	Seattle, Wash.	A. L. Newbould.
Ronald Conrad Dilthe	Raleigh, N.C.	Charles Woodrow Teague.
Robert Lafayette Dow	Lake Charles, La.	John B. Scofield.
Anthony T. Drollas	Nutley, N.J.	Sidney E. Noskiewicz.
Nelson J. Farran	Los Angeles, Calif.	Daniel Zipser.
Arthur T. Fattibene	Fairfield, Conn.	Irving Seidman.
Robert C. Field	Oakland, Calif.	Franklin C. Stark.
Murray L. Finebaum	Santa Monica, Calif.	Edwin Henry Nordlinger.
Stephen M. Fleishman	Century City, Calif.	Joseph M. Fredrics.
Irwin Friedmar	Toledo, Ohio	Joseph Hyman Nathanson.
Seymour Gleber	Miami, Fla.	Harold W. Unger- leider.
Charles F. Geschickter, Jr	Fairfax, Va.	Adelard L. Brault.
Harvey Ginns	Long Beach, Calif.	Carl Thomas Zeiger.
R. M. Gonyo	Berlin, Wis.	William R. Slate.
David Goodhart	Miami, Fla.	Harold Ungerleider.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Moncure Gravatt, Jr.	Blackstone, Va.	William F. Watkins, Jr.
Anthony Louis Gretick	Columbus, Ohio	Harold C. Heiss.
Alton Reeder Griffin	Lubbock, Tex.	Charles Eugene Benson.
Richard Joseph Grillo	San Francisco, Calif.	Eugene J. Brenner.
James J. Hagan	New York, N.Y.	Whitney North Seymour.
Thomas Armstrong Hendricks	Arlington Heights, Ill.	Gerald McNamara Chapman.
Glenn Warren Hoiby	Los Angeles, Calif.	John Elwood Finn.
Richard B. Hovland	Hardin, Mont.	Lee Metcalf.
Jeffrey Marshall Howard	San Francisco, Calif.	Marvin Handler.
Lynn Nettleton Hughes (Mrs.)	Houston, Tex.	Thad T. Hutche- Hutcheson, Sr.
Richard Martin Johnson	Washington, D.C.	Robert Thomas Ainslie Molloy.
Robert M. Johnson	Sarasota, Fla.	Charles E. Early.
John David Jolly	Russellville, Ala.	Tom Bevill.
Raleigh O. Jones	Louisville, Ky.	Victor W. Ewen.
Joseph Paul Kelley	Columbus, Ohio	Robert Hamilton Albert.
Jack Leland Kennedy	Portland, Oreg.	Walter H. Evans, Jr.
Kathleen Jo Kirkland	Los Angeles, Calif.	Marvin H. Kleinberg.
Robert D. Korner	Miami, Fla.	William A. Meadows, Jr.
Roy Raymond John Kulscar.	New York, N.Y.	Jules Edwin Yarnell.
A. Patrick Leighton	St. Paul, Minn.	Richard A. Moore.
David M. Lightner	Oakland, Calif.	Franklin C. Stark.
Edward T. Lyons, Jr.	Denver, Colo.	Alvin J. Meiklejohn, Jr.
John Richard MacMurray	Long Beach, N.Y.	Peter J. McCormack, Jr.
Donald Wilson Madole	Washington, D.C.	John G. Laughlin, Jr.
Miller Woodliff Marshall	Washington, D.C.	T. Emmett McKenzie.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John S. Martel	San Francisco, Calif.	Vernon L. Goodin.
Benjamin David Mathon	Beverly Hills, Calif.	Harold Ward Snyder.
David J. McKeon	New York, N. Y.	Thomas J. Mackell.
Bobby J. Moody	Lubbock, Tex.	Charles Eugene Benson.
Melvin H. Morgan	San Francisco, Calif.	Eugene J. Brenner.
Stuart M. Nelkin	Houston, Tex.	Arthur J. Mandell.
James Everett Nicholson, Jr.	Augusta, Ga.	Albert G. Ingram.
Roger J. Nierengarten	St. Cloud, Minn.	Mark H. Meyer.
John Frederick Novinger	Monterey, Calif.	James Garnett.
Francis T. O'Donnell, Jr.	South Miami, Fla.	Robert E. Rutledge, Jr.
Donald Howard Olson	Washington, D.C.	Sol. Gen. Erwin N. Griswold.
Thomas Crawford Palmer, Jr.	Manassas, Va.	Adelard L. Brault.
Grady Siler Patterson, Jr.	Raleigh, N.C.	Charles Woodrow Teague.
Donald C. Peters	Boulder, Colo.	Bruce S. Rogow.
James Daniel Pruett	Gadsden, Ala.	Tom Bevill.
Jack Riordan	San Francisco, Calif.	James Charles Purcell.
Thomas DeWitt Roberts	San Francisco, Calif.	Eugene J. Brenner.
Richard Manning Rosenberg.	New York, N. Y.	Miss Ruth Lewinson.
William Rosensweig	Beverly Hills, Calif.	Harold Ward Snyder.
Alan D. Ross	Los Angeles, Calif.	Hyman Smith.
Morlee Asher Rothchild	Cleveland, Ohio	John E. Purdy, Jr.
William Frederick Russell	Lubbock, Tex.	James H. Milam.
William A. Sackmann	Findlay, Ohio	Calvin A. Brown.
Robert Nelson Saylor	Washington, D.C.	Charles Alvin Miller.
John Michael Schaefer	San Diego, Calif.	Robert H. Finch.
William F. Schenkein	Denver, Colo.	John P. Akolt.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Carlisle Scott	Tucson, Ariz.	Jack Gordon Marks.
Richard Patrick Sernett	Glenview, Ill.	Beverly W. Pattishall.
Stanley Sevilla	Los Angeles, Calif.	Hyman Smith.
Richard M. Sharp	Washington, D.C.	Stephen John Pollak.
Thomas S. Shore, Jr.	Cincinnati, Ohio	Robert M. Dennis.
Laurence H. Silberman	Potomac, Md.	Atty. Gen. John N. Mitchell.
C. Lawrence Stagg	Tampa, Fla.	John R. Lawson, Jr.
Harold G. Stanton	Hardin, Mont.	Lee Metcalf.
George Stelljes, Jr.	Jacksonville, Fla.	Harry T. Gray.
Edward Wilson Stuebing	Falls Church, Va.	Sherman Paul Kimball.
Raymond J. Surdut	Providence, R.I.	Henry M. Swan.
Clinton H. Swafford	Winchester, Tenn.	A. Morris Hayes.
Harry Averil Sweitzer III	Dallas, Tex.	Austin Lee Crouch.
Alfred David Swersky	Alexandria, Va.	Plato Cacheris.
Thomas Healy Tongue	Portland, Oreg.	Richard A. Van Hoomissen.
James E. Torske	Hardin, Mont.	Lee Metcalf.
Augustus Berry Walton, Jr.	Little Rock, Ark.	Edward L. Wright.
John Norman Warnock	Camden, Ark.	Kenneth C. Coffelt.
Robert A. Weers	San Jose, Calif.	William M. Siegel.
John Reuben Woodard, III	Tulsa, Okla.	W. E. Green.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gerald Armstrong Sheppard	Los Angeles, Calif.	J. Strom Thurmond.
Richard J. Forest	Fargo, N. Dak.	Quentin N. Burdick.
Robert Courtland Vittitow	Warren, Ark.	Daniel M. Friedman.
John T. Sansbury	Columbus, Ohio	Daniel M. Friedman.
Robert Dale Ward	Toledo, Ohio	Daniel M. Friedman.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Whitney Dove Hardy	Peoria, Ill.	Gant Redmon.
David William James, Jr.	Arlington, Va.	Hart T. Mankin.
Vincent Asten Fuller, Jr.	Arlington, Va.	David W. Zugschwerdt.
Robert Willard Richart	Joplin, Mo.	James T. Murphy.

OPINIONS

No. **70-53**. 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. Judgment reversed and case remanded to the United States District Court for the Southern District of West Virginia for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Stewart. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Brennan joins.

No. **70-4**. Sally M. Reed, appellant, *v.* Cecil R. Reed, Administrator, etc. Appeal from 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. Chief Justice Burger.

Adjourned until Monday, December 6, 1971, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

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

ORDER IN PENDING CASE

No. A-577. Stephen S. Chandler, U.S. District Judge for the Western District of Oklahoma, petitioner, *v.* William H. Pat O'Bryan. The application for extension of time to file a petition for a writ of certiorari and stay of mandate presented to Mr. Justice White, and by him referred to the Court, is granted, and it is ordered that the time for filing a petition for a writ of certiorari be extended, and the mandate of the United States Court of Appeals for the Tenth Circuit be stayed, until January 7, 1972. If the petition for writ of certiorari be filed on or before January 7, 1972, then the mandate is further stayed pending the disposition of the petition for a writ of certiorari. Mr. Justice Marshall took no part in the consideration or decision of this application.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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>
Charles Spyropoulos	Moraga, Calif.	Solicitor General Erwin N. Griswold
G. Bradford Cook	Washington, D.C.	Solicitor General Erwin N. Griswold
John Edward Decker	Dayton, Ohio	Solicitor General Erwin N. Griswold
Daniel Francis Toole	Cleveland, Ohio	Solicitor General Erwin N. Griswold
Lloyd Frederick Ryan, Jr.	Portland, Oreg.	Robert W. Packwood
Charles R. Sonnier	Abbeville, La.	Bertrand DeBlanc
Kenneth Francis Ripple	Rockville Centre, N. Y.	Frank A. Nelson
David A. Monaco	Hollywood, Fla.	Frank A. Nelson
William Joseph McCarthy III	Coopersburg, Pa.	Michael Joseph
David Joseph Agatstein	New York, N. Y.	William M. Hecht
Donald L. Schott	Cincinnati, Ohio	James H. Jeffries III
Robert William Blackmore	Cincinnati, Ohio	James H. Jeffries III
Charles Edwin Rohrer	Washington, D.C.	Ottmar Antonius Neumann

OPINIONS

No. 70-63. National Labor Relations Board, petitioner, *v.* Plasterers' Local Union No. 79, etc., et al.; and

No. 70-65. Texas State Tile & Terrazzo Co., Inc., et al., petitioners, *v.* Plasterer's Local Union No. 79, etc., et al. On writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice White.

No. 70-11. Chevron Oil Company, petitioner, *v.* Gaines Ted Huson. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Mr. Justice Stewart. Separate opinion by Mr. Justice Douglas.

ORAL ARGUMENT

No. 70-5025. Francis Haines, petitioner, *v.* Otto J. Kerner, Former Governor, State of Illinois, et al. Argued by Mr. Stanley A. Bass for the petitioner and by Mr. Warren K. Smoot for the respondents, *pro hac vice*, by special leave of Court.

No. 70-5015. Jon Richard Argersinger, petitioner, *v.* Raymond Hamlin, Sheriff, Leon County, Florida. Argued by Mr. J. Michael Shea for the petitioner, *pro hac vice*, by special leave of Court, and by Mr. George R. Georgieff for the respondents.

No. 70-47. Florence Diffenderfer and Nishan Paul, appellants, *v.* Central Baptist Church of Miami, Florida, Incorporated, et al. Argued by Mr. Leo Pfeffer for appellant Florence Diffenderfer, by Mr. Howard J. Hollander for appellant Nishan Paul and by Mr. Charles M. Whelan for the appellees.

No. 70-55. Board of Regents of the University of Texas System, appellant, *v.* New Left Education Project et al. Argued by Mr. W. O. Shultz II for the appellant and by Mr. David R. Richards for the respondents. *APPELLEES*

No. 70-5026. Claude Alexander, petitioner, *v.* Louisiana. Argument commenced by Mr. Charles Stephen Ralston for the petitioner.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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. 70-12. Russell Bartley et al., appellants, *v.* Elliot L. Richardson, Secretary of Health, Education and Welfare, et al. Appeal from the United States District Court for the Eastern District of Kentucky. Judgment, holding constitutional § 224 of the Social Security Act, 42 USC (Supp. v., 1965-69) 424a, affirmed. Mr. Justice Douglas dissents on the basis of his dissent in *Richardson v. Belcher*, 401 U.S. —, —. (1971)

No. 71-306. Robert B. Carleson et al., appellants, *v.* Elizabeth Taylor 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. Judgment affirmed.

No. 71-436. Emhart Corporation, appellant, *v.* Pennsylvania. Appeal from the Supreme Court of Pennsylvania, Middle 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. 71-457. Village of West Milwaukee et al., appellants, *v.* Area Board of Vocational, Technical and Adult Education (District 9). Appeal from the Supreme Court of Wisconsin. The appeal is dismissed for want of a substantial federal question.

No. 71-475. Lisa Hoffman, appellant, *v.* Dale Carson, as Sheriff of Duval County and the Consolidated City of Jacksonville, et al. Appeal from the Supreme Court of Florida. 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. A-544. Paul Dadurian, petitioner, *v.* United States. The application for bail and/or stay of mandate presented to Mr. Justice Douglas, and by him referred to the Court, is denied. Mr. Justice Stewart is of the opinion that the application should be granted.

No. 70-18. Jane Roe et al., appellants, *v.* Henry Wade. The motion of the appellee to postpone oral argument is denied.

No. 70-55. Board of Regents of the University of Texas System, appellant, *v.* New Left Education Project et al. The motion of the appellant to postpone oral argument is denied.

No. 70-5015. Jon Richard Argersinger, petitioner, *v.* Raymond Hamlin, Sheriff, Leon County, Florida. The motion of Bruce S. Ragow for leave to permit J. Michael Shea to argue orally, *pro hac vice*, on behalf of the petitioner, is granted.

No. 70-5025. Francis Haines, petitioner, *v.* Otto J. Kerner, Former Governor, State of Illinois, et al. The motion of the National Law Office of the National Legal Aid and Defenders Association for leave to file a brief, as *amicus curiae*, and motion to dispense with printing are granted.

No. 70-5146. Millard Robert Beasley, petitioner, *v.* United States. The order dated November 16, 1971, denying petition for rehearing in this case vacated pending further order of this Court.

APPEALS—JURISDICTION NOTED

No. 71-11. James R. James, Judicial Administrator, et al., appellants, *v.* David E. Strange. Appeal from the United States District Court for the District of Kansas. In this case probable jurisdiction is noted.

No. 71-422. Lake Carriers' Association et al., appellants, *v.* Ralph A. MacMullan et al. Appeal from the United States District Court for the Eastern District of Michigan. In this case probable jurisdiction is noted.

CERTIORARI GRANTED

No. 70-220. Mortimer M. Caplin, etc., petitioner, *v.* The Marine Midland Grace Trust Company of New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. 70-314. Brunette Machine Works, Ltd., petitioner, *v.* Kockum Industries, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 71-41. International Union of Operating Engineers, Local 150, AFL-CIO, petitioner, *v.* Flair Builders, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted.

No. 71-81. United States, petitioner, *v.* Loarn Anthony Biswell. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit granted.

No. 71-257. T. R. Grubbs dba T. R. Grubbs Tire & Appliance, petitioner, *v.* General Electric Credit Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 71-431. Immigration and Naturalization Service, petitioner, *v.* Jovencia Arce Vitales. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 71-452. Catherine J. Healy et al., petitioners, *v.* F. Don James et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

CERTIORARI DENIED

No. 70-285. Alpha Chi Omega et al., petitioners, *v.* John C. Rader. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 70-301. Gerry Charlotte Phelps, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 71-109. Harley Swanquist et al., petitioners, *v.* Jack Livingston et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-159. First National Bank in Palm Beach et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-279. Palladio, Inc., petitioner, *v.* Henry A. Diamond, as Commissioner of the Department of Environmental Conservation of the State of New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-344. 16,179 Molso Italian .22 Caliber Winlee Derringer Convertible Starter Guns, 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. 71-350. Miami Beach First National Bank, as Executor, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-380. Ironworkers Local 86 et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-384. Ernest Klein, petitioner, *v.* John J. Bower et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-390. Henry Bessesen and Buni Bessesen, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-393. Alphonzo L. Dowell et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-394. Austin Lloyd et ux., petitioners, *v.* The City of Fort Pierce. Petition for writ of certiorari to the District Court of Appeal of Florida, Fourth District, denied.

No. 71-398. Ralph B. Thompson et ux., petitioners, *v.* James H. Clerk, County Collector, etc., et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 71-402. George A. Otto, petitioner, *v.* Houston Belt & Terminal Railway Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-406. Richard S. Mischlich, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-407. Manuel Polisher, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 71-409. Alford Collins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-410. Cleveland McPherson Pipkin, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-418. Alan D. Miller, M. D., etc., et al., petitioners, *v.* Miriam Winters, etc.; and

No. 71-426. Alexander Thomas, M. D., etc., et al., petitioners, *v.* Miriam Winters, etc. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-423. Oscar Squella-Avendano, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-432. Arthur J. Cobb, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-450. Donald E. Mullin et al., petitioners, *v.* The City of Mansfield et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-459. Isbrandtsen Tankers, Inc., petitioner, *v.* President of India, Represented by the Director General of the India Supply Mission. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-484. The Independent Soap & Chemical Workers of Kansas City, Kansas, petitioner, *v.* Florence N. Cunningham et al. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. 70-215. Barber Lofty, 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. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-1. R. O. Craig, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-84. Lee Hill et al., petitioners, *v.* Pennsylvania. 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. 71-382. Giles A. Wanamaker, Jr., petitioner, *v.* John C. Riley. 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. 71-391. Ronald Edward Shafer, 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. 71-420. West Morris Regional Board of Education, petitioner, *v.* Arthur J. Sills, etc., 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. 71-449. Van Mark Products Corporation et al., petitioners, *v.* Tapco Products 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. 71-5105. Johnney Benjamin, 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. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-240. John R. Bright et al., petitioners, *v.* Melvin Laird, Secretary of Defense, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted.

No. 71-357. J. L. Simmons Company, Inc., petitioner, *v.* Local 472, 742 United Brotherhood of Carpenters and Joiners of America, et al. 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 District of Columbia Circuit denied. Mr. Justice Brennan and Mr. Justice White are of the opinion that certiorari should be granted.

No. 71-441. Michael Edward Benet Jones et al., petitioners, *v.* Herward A. Vogel et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

REHEARINGS DENIED

No. 70-156. Fernando R. Escute, petitioner, *v.* Gerardo Delgado, Warden;

No. 70-157. Admiral-Merchants Motor Freight, Inc., et al., appellants, *v.* United States et al.;

No. 70-289. Jack Rose, petitioner, *v.* Doris Werthimer Rose et al.;

No. 70-340. J. Frank Hancock, petitioner, *v.* United States; and

No. 71-62. Ramiro Ruben Ramirez, petitioner, *v.* United States. Petitions for rehearing denied.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Harold E. Abrams	Atlanta, Ga.	George B. Haley.
Jack R. Alton	Columbus, Ohio	Earl F. Morris.
Jerald Norman Andry	New Orleans, La.	Russell J. Schonekas.
Rudy S. Apodaca	Las Cruces, N. Mex.	T. K. Campbell.
Nicholas Baker	Louisville, Ky.	Edward F. Recten- wald.
Frank Mason Bean	Houston, Tex.	Jack Burton Manning.
Miles N. Beermann	Skokie, Ill.	Beryl A. Birndorf.
William P. Beko	Tonopah, Nev.	John Code Mow- bray.
Jerome I. Braun	San Francisco, Calif.	Jesse Feldman.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Berry Davis Brown	Do.	Alfred Brooks Berlin.
Louis A. Cappadona	West Caldwell, N.J.	Norman Friedman.
James Russell Carr	Louisville, Ky.	M. J. Sternberg.
Jorge E. Castillo	Denver, Colo.	Michael F. Morrissey.
M. E. Cavendish	Greenville, N.C.	Hugh Q. Alex- ander.
Richard L. Cease	Spokane, Wash.	William P. Wimberley.
James Theodore Cheatham	Greenville, N.C.	Hugh Q. Alexan- der.
Maurice Curran Clem	Frankfort, Ky.	Holland N. McTyeire.
Robert F. Colker	Mitchell, Ind.	Sheldon A. Breskow.
Robert Emery Coyle	La Porte, Ind.	Kenneth J. Hodson.
James J. Cruise, Jr.	Huntington Station, N.Y.	Carl Spitznagel, Jr.
Richard Gordon Dahlen	St. Louis, Mo.	John Martin Bray.
Jack David	New York, N.Y.	Mark F. Hughes.
Robert Phillips Davidow	Lubbock, Tex.	Robert Laurence Jay.
Charles E. Davis	San Antonio, Tex.	Charles W. True- heart.
Michael Shannon Davis	St. Petersburg, Fla.	Frank D. McDevitt.
Robert Ellis Day	Dallas, Tex.	Joseph Weldon Bailey Humphreys.
Marshall Albert Deutsch	Wheaton, Md.	Robert B. Lagather.
Darrel K. Diamond	Indianapolis, Ind.	Mark Peden.
Robert Kirkman Dixon	New York, N.Y.	K. Martin Worthy.
Joseph Michael Druhan, Jr.	Mobile, Ala.	Hardy Bolton Smith.
G. William Dunn	Long Beach, Calif.	Edwin J. Wilson.
Ralph E. Elliott, Jr.	Jacksonville, Fla.	Frank C. Decker.
Victor E. Ferrall	New York, N.Y.	Victor E. Ferrall Jr.
Carlo Ferreri	Northridge, Calif.	Jess F. High

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Saverio J. Fierro	Smithtown, N.Y.	Carl Spitznagel, Jr.
William G. Filice	San Jose, Calif.	Edward A. Panelli
Robert S. Fisher	Teaneck, N.J.	Philip Barbash
Jack W. Floyd	Greensboro, N.C.	Larry Bruce Sitton
Michael Henry Frankel	Washington, D.C.	Paul D. Faherty
Irvin Aaron Friedman	St. Louis, Mo.	Charles E. Gray
Zachary S. Friend	Los Angeles, Calif.	Gerald I. Neiter
George J. Gaffney	Waltham, Mass.	Felix E. Cincotta
James Franklin Garner III	Fort Myers, Fla.	William Henry Shields.
James J. Garrett	San Francisco, Calif.	Robert D. Raven.
Elmer Ardryck Gates	California, Mo.	John W. Hanft.
Constantine Gianuglou	Dayton, Ohio	Giles Jackson Davis, Jr.
Clarence A. Glotfelty	Davenport, Iowa	Seymour M. Raben.
Neil Edward Goldschmidt	Portland, Oreg.	Jacob B. Tanzer.
Joseph L. Green	Chula Vista, Calif.	George H. Williams.
Robert Glen Grove	Oklahoma City, Okla.	Delmer LeRoy Stagner.
Rudolph Grunfeld	New York, N.Y.	Jules L. Wacht.
J. Lyndal Hagemeyer	Toledo, Ohio	Charles Edward Ide, Jr.
Joseph Michael Hayes	Owego, N.Y.	Robert James Moore.
Donald M. Heavrin	Louisville, Ky.	Frank Elia Haddad, Jr.
Mac Donald Hunter	Plainfield, N.J.	Vincent J. Convery.
John Carl Hutchison	Oregon City, Oreg.	Floyd Allen Fredrickson.
Thomas Jerome Immel	Springfield, Ill.	James Block Zagel
Robert Dale Inman	Denver, Colo.	Gordon L. Allott
Raymond Dale Jeffers	Las Vegas, Nev.	Roy A. Woofter.
Donald Juneau	Window Rock, Ariz.	Robert C. Hanna.
George Sidney Kacir	Temple, Tex.	P. M. Johnston.
Herman Kanfer	Hicksville, N.Y.	Bernard Chetkof.
Harold Sanford Kant	Beverly Hills, Calif.	Martin E. Jacobs.
John Philip Kassebaum	Wichita, Kans.	James B. Pearson.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alan Kawitt	Chicago, Ill.	John Howard Bickley, Jr.
William D. Keast	Youngstown, Ohio	Bertram Richard Burdman.
Joel David Kellman	New York, N.Y.	William L. Lynch.
John Patrick Kelly	San Diego, Calif.	Classen Gramm.
John M. Kilroy	Kansas City, Mo.	Harry P. Thomson, Jr.
Meyer Kimmel	New York, N.Y.	Irwin M. Taylor.
Charles F. Krause	New York, N.Y.	Stuart M. Speiser.
Michael Kevin Krell	Essex, Vt.	James M. Jeffords.
Richard Arnold Kuntz	New Orleans, La.	Judge George C. Connolly, Jr.
Collis Gundy Lane	Columbus, Ohio	Earl F. Morris.
William Morehead Lane	Columbus, Ohio	Earl F. Morris.
Benton John Levy	Brooklyn, N.Y.	Louis J. Lefkowitz.
Lucien Bruce Lindsey	Salinas, Calif.	William D. Curtis.
Stephen I. Lipman	Boston, Mass.	Barry Y. Weiner.
Mitchell D. Litt	Los Angeles, Calif.	Lionel Richman.
Joe Hollis Little, Jr.	Mobile, Ala.	Hardy Bolton Smith.
Gay-Lloyd Lott	Chicago, Ill.	Chauncey Eskridge.
Leo V. Loughhead	Cleveland, Ohio	Domenico G. Dottore.
W. Thomas Lovett	Orlando, Fla.	John V. A. Holmes.
Alfred John Mangels	Cincinnati, Ohio	Robert Taft, Jr.
Fred J. Martino	Los Angeles, Calif.	Jan Stanley Mason.
James T. McBrayer	Miami, Fla.	William Gresham Ward.
Andrew T. McEvoy	New York, N.Y.	Thomas R. Newman.
Edward A. McFadden	Los Angeles, Calif.	Moses Lasky.
Thomas Claude McGregor	Montgomery, Ala.	Robert P. Bradley.
Frank J. McKeown, Jr.	West Palm Beach, Fla.	Al J. Cone.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ernesto L. Medina-Del Valle	Ponce, P.R.	Carlos D. Bonaparte Torrent.
Frank S. Merritt	Toledo, Ohio	Merritt W. Green.
Leon Frederick Mesirov	Washington, D.C.	Melvin Hirshman.
Reginald Lamar Middleton, Jr.	Dallas, Tex.	Embree Charles Bedsole.
Philip Charles Mills	Winterset, Iowa.	James Warren Johnson.
Norman Felix Montrose	Los Angeles, Calif.	Lewis Watnick.
Harvin Cooper Moore III	Houston, Tex.	Fentress Bracewell.
Louis A. Moore, Jr.	Phoenix, Ariz.	Marion Gillingham Truesdale.
Terence James Moore	Scituate, Mass.	Robert B. McKay.
Dennis Richard Morgan	Cleveland, Ohio	James Joseph Schiller.
Hugh P. Morrison, Jr.	Woodbridge, Va.	Charles D. Mahaffie, Jr.
Richard H. Muller	Portland, Oreg.	Bobby B. Bouneff.
David Nicholas Naugle	Pomona, Calif.	Gerald W. Davis.
Harold L. Neufeld	Denver, Colo.	Duke W. Dunbar.
Robert St. Claire Newkirk	Fort Worth, Tex.	Marcus Ginsburg.
James L. North	Birmingham, Ala.	William Douglas Arant.
William D. O'Hara, Jr.	Glen Ellyn, Ill.	John C. Bartler.
Nancy Katherine Olkon (Mrs.)	Minneapolis, Minn.	Ellis Olkon.
Michael Pekay	Chicago, Ill.	Lawrence Friedman.
James Franklin Perkins	Lawrenceburg, Ky.	Joseph J. Leary.
Loren Walter Peters	Columbus, Ohio	Earl F. Morris.
Pat Priest	San Antonio, Tex.	John Charles Ertel.
Donald M. Reno	Champaign, Ill.	William Lee Springer.
Donald Maxwell Reno, Jr.	Champaign, Ill.	William Lee Springer.
Chester Andrew Reybitz	Bethlehem, Pa.	Joseph Francis Leeson.
Norman A. Rheuban	Youngstown, Ohio	Dominic S. Lefoer.
William F. Riordan	Albuquerque, N. Mex.	H. Leslie Williams.
William Joseph Risner	Tucson, Ariz.	Roger C. Wolf.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James Henry Roberts, Jr. Russell Hill Roberts	Lakeland, Fla. Fredericksburg, Va.	James Paul Hahn. Jere M. H. Willis Jr.
James L. Rood Burton X. Rosenberg Max Rothal	Chicago, Ill. Chicago, Ill. Akron, Ohio	Thomas O. Flack. Jay Erens. Sotir Samuel Nukes.
Mary Schulman (Miss) David R. Schultz	Tallahassee, Fla. Loudoun, County, Va.	Richard W. Ervin. Harold O. Miller.
James R. Schwebel	Minneapolis, Minn.	Wm. H. DeParcq.
Richard Shaikewitz	Alton, Ill.	James Louis Zelman.
Philip R. Short	Seattle, Wash.	Christopher Tappan Bayley.
Mary Jane Snyder (Miss) John H. Splawn, Jr.	Los Angles, Calif. Lubbock, Tex.	Payson Wolff. Charles Eugene Benson.
Nathan B. Swerdlove	Chicago, Ill.	Edward Allen Bobrick.
Sidney E. Thwing Albert Torek	Eugene, Oreg. Bethesda, Md.	Windsor Calkins. William A. Sutherland.
William V. Vetter	Seattle, Wash.	Frederick O. Frederickson.
James A. Wade Norman L. Wagner Robert Edward Wagner Lloyd Charles Wampler A. Curtis Washburn Carl N. White Edward Allen Williams Gerald Duane Williams Walter Allen Ingalls Wilson Samuel W. Witwer Warren I. Wolfe Kenneth A. Wolis Stanley Wayne Wright	Simsbury, Conn. Louisville, Ky. Chicago, Ill. Plymouth, Ind. Rockford, Ill. Toledo, Ohio Chicago, Ill. Portland, Oreg. Alexandria, Va. Chicago, Ill. Los Angeles, Calif. Miami, Fla. Cincinnati, Ohio	Philip S. Walker. M. J. Sternberg. Robert Oliver Case. James H. Neu. Charles F. Thomas. John J. Callahan. Chauncey Eskridge Chick Chaloupka. Henry L. Brown. J. Alfred Moran. Rufus King. J. E. Ludick. Vincent H. Beckman.
Sidney Edward Wurzburg	Spokane, Wash.	George A. Kain.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Thomas G. Powers	Des Moines, Iowa	Neal E. Smith.
Lloyd Edwin Humphreys	Cedar Rapids, Iowa	John C. Culver.
Edward M. Genson	Chicago, Ill.	James Block Zagel.

ORAL ARGUMENT

No. **70-5026**. Claude Alexander, petitioner, *v. Louisiana*. Argument continued by Mr. Charles Stephen ~~Reason~~ ^{RALSTON} for the petitioner, by Mr. Bertrand DeBlanc for the respondent and concluded by Mr. Charles Stephen Ralston for the petitioner.

No. **70-5004**. Donald Gilbert Humphrey, petitioner, *v. Elmer O. Cady, Warden*. Argued by Mr. Irwin B. Charne for the petitioner and by Mr. George L. Frederick for the respondent. Memorandum for petitioner to come.

No. **70-5058**. Dorothy Lynch et al., appellants, *v. Household Finance Corporation et al.* Argued by Mr. David M. Lesser for the appellants and by Mr. Richard G. Bell for the appellees.

No. **70-5038**. John Adams, petitioner, *v. Illinois*. Argued by Mr. Edward M. Genson for the petitioner and by Mr. E. James Gildea for the respondent.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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."

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Leonard C. Mirtsching	St. Louis, Mo.	John Earl Crandell.
Max C. Ashwill	Madison, Wis.	John William Calhoun.

OPINIONS

No. 70-32. Allied Chemical & Alkali Workers of America, Local Union No. 1, petitioner, *v.* Pittsburgh Plate Glass Company, Chemical Division, et al.; and

No. 70-39. National Labor Relations Board, petitioner, *v.* Pittsburgh Plate Glass Company, Chemical Division, et al. On writs of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment affirmed. Opinion by Mr. Justice Brennan. Mr. Justice Douglas dissents.

No. 70-93. National Labor Relations Board, petitioner, *v.* Nash-Finch Company, dba Jack and Jill Stores. On writ of certiorari to the United States Court of Appeals for the Eighth 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 Douglas. Dissenting opinion by Mr. Justice White. Mr. Justice Brennan would affirm the judgment of the Court of Appeals for the reasons stated in Part I of the dissenting opinion of Mr. Justice White.

ORAL ARGUMENT

No. 70-110. Wisconsin, petitioner, *v.* Jonas Yoder et al. Argued by Mr. John William Calhoun for the petitioner and by Mr. William B. Ball for the respondent.

No. 70-5030. Margaret Papachristou et al., petitioners, *v.* City of Jacksonville. Argued by Mr. Samuel S. Jacobson for the petitioners and by Mr. T. Edward Austin, Jr., for the respondent.

No. 70-5055. Raymond Smith and Melvin McClain, petitioners, *v.* Florida. Leave granted Mr. Nelson E. Bailey to appear and present oral argument for the respondent, *pro hac vice*, on motion of Mr. Phillip A. Hubbart. Argued by Mr. Phillip A. Hubbart for the petitioners and by Mr. Nelson E. Bailey for the respondent, *pro hac vice*, by special leave of Court.

No. 70-26. Millard Gooding, Warden, appellant, *v.* Johnny C. Wilson. Argued by Mr. Courtney Wilder Stanton for the appellant and by Mrs. Elizabeth R. Rindskopf for the appellee.

Adjourned until Monday, December 13, 1971, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present : Mr. Chief Justice Burger, Mr. Justice Douglas, 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>
John Moncure	Washington, D.C.	Solicitor General Erwin N. Griswold.
Donald Bruce Nicholson	Crofton, Md.	Solicitor General Erwin N. Griswold.
William Hall Painter	Bethesda, Md.	Solicitor General Erwin N. Griswold.
Perry Wood Cross	Muncie, Ind.	John Richard Marshall.
Ralph Emerson Dennis, Jr.	Muncie, Ind.	John Richard Marshall.
James J. Jordan	Muncie, Ind.	John Richard Marshall.
Thomas Lynn Raisor	Muncie, Ind.	John Richard Marshall.
David Eugene Lindgren	Los Angeles, Calif.	Mitchell Melich.
E. John Scott	Santa Monica, Calif.	Dayton M. Harrington.
Keith A. Williamson	Los Angeles, Calif.	Dayton M. Harrington.

OPINIONS

No. 70-5041. Charles W. Britt, Jr., petitioner, *v.* North Carolina. On writ of certiorari to the Court of Appeals of North Carolina. Judgment affirmed. Opinion by Mr. Justice Marshall. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan joins.

No. 70-54. Victory Carriers, Inc., et al., petitioners, *v.* Bill Law. 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 White. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan joins.

No. **70-5040**. Jack L. Mayer, appellant, *v.* City of Chicago. Appeal from the Supreme Court of Illinois. Judgment vacated and case remanded to the Supreme Court of Illinois for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Brennan. Concurring opinion by Mr. Chief Justice Burger. Concurring opinion by Mr. Justice Blackmun.

ORAL ARGUMENT

No. **70-13**. Jane Roe et al., appellants, *v.* Henry Wade. Argued by Mrs. Sarah R. Weddington for the appellants and by Mr. Jay Floyd for the appellee.

No. **70-40**. Mary Doe et al., appellants, *v.* Arthur K. Bolton, as Attorney General of the State of Georgia, et al. Argued by Mrs. Margie Pitts Hames for the appellants and by Mrs. Dorothy T. Beasley for the appellees.

No. **70-27**. Robert Mitchum dba The Book Mart, appellant, *v.* Clinton E. Foster, Prosecuting Attorney of Bay County, Florida, et al. Argued by Mr. Robert Eugene Smith for the appellant and by Mr. Raymond L. Marky for the appellees.

No. **70-66**. Richard L. Roudebush, appellant, *v.* R. Vance Hartke et al.; and

No. **70-67**. Theodore L. Sendak, Attorney General of Indiana, appellant, *v.* R. Vance Hartke et al. Argued by Mr. Donald A. Schabel for the appellant in No. **70-66**, by Richard C. Johnson for the appellant in No. **70-67**, and by Mr. John J. Dillon for the appellees.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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.

OPINIONS PER CURIAM

No. 70-5308. Alan Daniel Wilwording et al., petitioners, *v.* Harold R. Swenson, Warden. On petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Motions for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment reversed and case remanded to the Court of Appeals for further proceedings consistent with the opinion of this Court. Opinion *per curiam*. Mr. Justice Blackmun concurs in the judgment and in Part II of the Court's *per curiam* opinion. Dissenting opinion by Mr. Chief Justice Burger.

No. 71-262. William M. O'Keeffe, Deputy Commissioner, Sixth Compensation District, Department of Labor, petitioner, *v.* Aerojet-General Shipyards, Inc. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Petition for writ of certiorari granted, judgment reversed, and case remanded to the Court of Appeals for proceedings in conformity with the opinion of this Court.

APPEALS—SUMMARY DISPOSITION

No. 71-349. Herman Eger, appellant, *v.* Florida State Board of Dentistry. Appeal from the Supreme Court of Florida. The appeal is dismissed for want of a substantial federal question.

No. 71-478. Edward T. Weaver, Director, Illinois Department of Public Aid, et al., appellants, *v.* Jane Doe, etc. Appeal from the United States District Court for the Northern District of Illinois. Motion of appellee for leave to proceed *in forma pauperis* granted. Judgment affirmed.

CERTIORARI—SUMMARY DISPOSITION

No. 71-190. Herbert Paul Hartstein, petitioner, *v.* Missouri. On petition for writ of certiorari to the Supreme Court of Missouri. Petition for writ of certiorari granted and judgment reversed. *Redrup*

v. New York, 386 U.S. 767 (1967). The Chief Justice, Mr. Justice White and Mr. Justice Blackmun dissent.

No. 71-443. Donald J. Wiener and Wiley Gene Dulin, petitioners, *v. California*. On petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of San Diego. Petition for writ of certiorari granted and judgment reversed. *Redrup v. New York*, 386 U.S. 767 (1967). The Chief Justice, Mr. Justice White and Mr. Justice Blackmun dissent.

ORDERS IN PENDING CASES

No. 9, Original. United States of America, plaintiff, *v. State of Louisiana et al.* The motion of the State of Louisiana for relief pursuant to Rule 60(b) of the Federal Rules of Civil Procedure is denied. Mr. Justice Marshall took no part in the consideration or decision of this motion.

No. 40, Original. Commonwealth of Pennsylvania, plaintiff, *v. State of New York et al.* The Report of the Special Master is received and ordered filed. Exceptions, if any, may be filed by the parties within 45 days. Reply briefs, if any, may be filed within 30 days thereafter.

No. A-342. Angelo Bruno Annaloro, appellant, *v. Albert Elias, Superintendent, Yardville Youth Reception and Detention Center.* The renewed application for bail pending appeal is denied. Mr. Justice Douglas is of the opinion that bail should be granted. Mr. Justice Brennan took no part in the consideration or decision of this application.

No. A-482. Sidney G. Babbitz, petitioner, *v. E. Michael McCann, District Attorney of Milwaukee County, et al.* The application for a stay presented to Mr. Justice Marshall, and by him referred to the Court, is denied. Mr. Justice Douglas is of the opinion that the application should be granted.

No. A-578. Alan J. Dixon et al., petitioners, *v. Sherman Skolnick et al.* The application for a stay and for other relief presented to Mr. Justice Blackmun, and by him referred to the Court, is denied. Mr. Justice Marshall took no part in the consideration or decision of this application.

No. 70-92. California Motor Transport Co., et al., petitioners, *v. Trucking Unlimited et al.* The motion for leave to file a supplemental brief, after argument, is granted.

No. 70-295. First National City Bank, petitioner, *v. Banco Nacional de Cuba.* The request for additional time for oral argument is denied.

No. 71-162. The Board of Regents of State Colleges et al., petitioners, *v.* David F. Roth, etc. The motion of American Federation of Teachers for leave to file a brief, as *amicus curiae*, is granted.

No. 71-415. Colorado River Water Conservation District, petitioner, *v.* Rocky Mountain Power Company et al. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

CERTIORARI GRANTED

No. 71-110. David Gelbard and Sidney Parnas, petitioners, *v.* United States. Motion to supplement petition denied. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 71-263. United States, petitioner, *v.* Jogues Egan and Anne Elizabeth Walsh. Motion of respondent Walsh for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit granted.

No. 71-5097. Harold Eugene Huffman, petitioner, *v.* Faye I. Boerson. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of Nebraska granted.

CERTIORARI DENIED

No. 70-5207. Henry Daniel Wilson, petitioner, *v.* Weldon Cox, Acting Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 70-5250. Alton J. Richardson, petitioner, *v.* Elmer O. Cady, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 70-5314. Roscoe H. Jackson, petitioner, *v.* Charles Wolff, Jr., Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 70-5398. Linda LaVerne Caughlin, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-138. Paul Donahue, petitioner, *v.* California Justice Court for the Klamath-Trinity Judicial District, et al. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 71-387. The Herald Company et al., petitioners, *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. 71-392. Harold S. Kahn, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-419. Bates Industries, Inc., petitioner *v.* Daytona Sports Co. et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-424. Robert Hayutin, petitioner, *v.* Colorado State Department of Highways. Petition for writ of certiorari to the Supreme Court of Colorado denied.

No. 71-433. William B. Richardson, petitioner, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-440. Great Southwest Warehouses, 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. 71-442. Jay G. Philpott, District Director of Internal Revenue, et al., petitioners, *v.* Vincent R. Hill. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-456. Joe C. Humphreys, Trustee, petitioner, *v.* Nissho American Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-461. John A. Mendell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-466. Elizabeth Mills, petitioner, *v.* L. K. Small. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-468. United Air Lines, Inc., petitioner, *v.* Mary Burke Sprogis. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-469. A. R. Henderson aka Bobby Henderson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-470. Betty Erwin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-472. Robin Dugan, by Donald Dugan, her guardian ad litem, and Donald Dugan, individually, petitioner, *v.* Jack Dieber. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. 71-477. First Regular Baptist Church of Franklin, Ohio, petitioner, *v.* Insurance Company of North America. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-483. Julian J. Donald, petitioner, *v.* Clarence Jones, Sheriff of Dallas County, Texas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-491. Richard Kenichi Kaneshiro, aka Richard Higa and George Ekita, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-493. Carl Oslin Ramzy, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-505. Sidney Tuck, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-511. A. Jay Cristol, etc., et al., petitioners, *v.* The City of Miami Beach et al. Petition for writ of certiorari to the District Court of Appeals of Florida, Third District, denied.

No. 71-535. William Freedman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-538. City of Detroit, petitioner, *v.* Garment Corporation of America. Petition for writ of certiorari to the Court of Appeals of Michigan denied.

No. 71-5069. Carl Douglas Williams, petitioner, *v.* Harold J. Cardwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5085. Marion Stevenson, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5113. Ruchell Magee, petitioner, *v.* Samuel Conti, Judge, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5124. Alvin F. Peterson, petitioner, *v.* Nevada. Petition for writ of certiorari to the Supreme Court of Nevada denied.

No. 71-5174. Edward Lee McNeil, petitioner, *v.* Director, Pa-tuxent Institution. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5360. Alexander G. Balc, petitioner, *v.* Joseph Ardelean et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5362. Peter Reuben Ortiz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5366. Ernest Eugene Mahler, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5372. Franklin DeLano Strader, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. 71-5373. Terry Nystrom, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5376. James William Wollweber, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5377. Bernard E. Williams, petitioner, *v.* Norman A. Carlson, Director, Bureau of Prisons, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-5378. John Clifford Chaney, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5380. Pae Galdeira and The Hawaiians, petitioners, *v.* William S. Richardson et al. Petition for writ of certiorari to the Supreme Court of Hawaii and First Circuit Court of Hawaii denied.

No. 70-5312. Richard E. Lake, Jr., petitioner, *v.* N. L. Hale, 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 and case set for oral argument.

No. 71-115. Norman H. Egenberg, 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 and case set for oral argument.

No. 71-173. Daniel Stevens, petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied. Mr. Justice Douglas is of the opinion that certiorari should be granted and case set for oral argument.

No. 71-400. Willie Clyde Harris, 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 and case set for oral argument.

No. 71-523. Frederic C. Wilhoit, 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 and case set for oral argument.

No. 71-5356. Ronnie Stinnett, petitioner, *v. Kentucky*. Petition for writ of certiorari to the Court of Appeals of Kentucky denied. Mr. Justice Douglas is of the opinion that certiorari should be granted and case set for oral argument.

No. 71-5381. Cornelius Lucas, 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 and case set for oral argument.

No. 71-319. Edward C. Johnson 2d et al., petitioners, *v. Rose Moses et al.* Motion of the Investment Company Institute 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. 71-453. Lewis H. Sword et al., petitioners, *v. James W. Fox et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted and case set for oral argument.

No. 71-454. C. J. Paul Delome, petitioner, *v. Union Barge Line Company et al.* Motion of American Trial Lawyers 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 denied. Mr. Justice Douglas is of the opinion that certiorari should be granted and case set for oral argument.

No. 71-462. Glenn W. Bricker, petitioner, *v. Scdva Speare Memorial Hospital.* Motion of American College of Legal Medicine for leave to file a brief, as *amicus curiae*, granted. 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 and case set for oral argument.

No. 71-465. Orlando J. Bowman, etc., petitioner, *v. Bay Area Painters' Trust Fund.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice White is of the opinion that certiorari should be granted and case set for oral argument.

No. 71-471. A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary, petitioner, *v. Joseph Levine.* Motion of respondent for leave to proceed *informa pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5342. James Ernest Manning, petitioner, *v.* United States. Motion for leave to file supplemental brief granted. 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 and case set for oral argument.

No. 71-5374. Manuel Ortiz, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections, 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 Marshall are of the opinion that certiorari should be granted and case set for oral argument.

No. 71-5375. Owsley Stanley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Brennan, Mr. Justice Stewart and Mr. Justice Marshall are of the opinion that certiorari should be granted and case set for oral argument.

LEAVE TO FILE PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. 71-5382. Thomas B. Turner, petitioner, *v.* Weldon Cox, Warden. Motion for leave to file petition for writ of habeas corpus denied.

LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. 71-5120. Robert J. Riddell, petitioner, *v.* Orris L. Hamilton, Chief Justice, Supreme Court of Washington. Motion for leave to file petition for writ of mandamus denied.

REHEARINGS DENIED

No. 70-119. Robert Lee Blevins, petitioner, *v.* United States;

No. 70-154. Johnnie Pruett, petitioner, *v.* Texas et al.;

No. 70-5071. Henry A. Rogers, petitioner, *v.* Frederick E. Adams, Warden;

No. 70-5317. Thomas W. Jones, petitioner, *v.* Richard Austin, Secretary of State of Michigan;

No. 71-289. Margaret Zahn et al., petitioners, *v.* Security Pacific National Bank, Executor, et al.;

No. 71-326. Wyman C. Lowe, etc., appellant, *v.* Billie B. Lowe;

No. 71-376. Kinnear-Weed Corporation, petitioner, *v.* Humble Oil & Refining Company;

No. 71-5016. Harvey L. Plotts, petitioner, *v.* Elliot Richardson, Secretary, Department of Health, Education and Welfare; and

No. 71-5168. Florence Sloben, petitioner, *v.* New York. Petitions for rehearing denied.

No. 71-219. Charles Vernon Hawkins, petitioner, *v.* United States. Motion for leave to proceed further herein *in forma pauper* is granted. 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 Sixth Circuit during the week of February 7, 1972, and for such additional time in advance thereof to prepare for the trial of cases, 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, December 20, 1971, until Monday, January 10, 1972.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jose Luis Banos	New Orleans, La.	James Hanemann; Jr.
William J. Bender	Montclair, N.J.	Arthur Kinoy.
John R. Bennett	Houston, Tex.	Joseph A. Porto.
Alfred Paul Bergner	Washington, D.C.	Isidore Bergner.
Barry Bernstein	Beverly Hills, Calif.	Max M. Soloman.
Mark Ira Berson	Boston, Mass.	Bernard Manning.
James David Brooks	Mobile, Ala.	George F. Wood.
Joe Davis Brown	San Antonio, Tex.	Thomas Joseph Krauska.
Thomas Campbell	Chicago, Ill.	Frederic O. Floberg.
John David Canoni	New York, N.Y.	John R. Schoemer; Jr.
Lucius McGehee Cheshire	Hillsborough, N.C.	Fred Gordon Battle, Jr.
James G. Childers	Frankfort, Ky.	John B. Breckin- ridge.
Stephen Edward Dalton	Fort Myers, Fla.	William Henry Shields.
Maurice Henry DeFord Jr	Anadarko, Okla.	Leonard R. Piotrowski.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Chester Lee Ditto	Rawlins, Wyo.	Michael Raymond Deddish, Jr.
Dominick P. Dolci	Melrose Park, Ill.	Donald J. Veverka.
Thomas C. Eckerle	Madison, Wis.	William Stern Fields.
Marvin Orion Errickson	Boulder, Colo.	Carl E. Winkler.
Robert Wayne Estes	Savannah, Tenn.	James A. Hopper.
Mark Lewis Evans	Washington, D.C.	William H. Dempsey, Jr.
Henry St. John FitzGerald	Arlington, Va.	William J. Curtin.
Norbert John Fliss	Madison, Wis.	John Patterson Morris.
Jerome L. Getz	New York, N.Y.	Devereux Milburn
Jack R. Givens	Tulsa, Okla.	G. C. Spillers, Jr.
William D. Graves	Oklahoma City, Okla.	Roy H. Semtner.
George P. Haley	Portland, Oreg.	Richard Roland Carney.
Richard Hanson	Dallas, Tex.	Roy James Birk- meyer.
Sidney Haskins	Atlanta, Ga.	Ronald J. Armstrong.
William Tracy Haverfield II.	Fort Myers, Fla.	William Henry Shields.
George S. Hecker	St. Louis, Mo.	William R. Bascom.
Kenneth Heller	New York, N.Y.	Donald S. Sherwood.
Burr C. Hollister	Hempstead, N.Y.	Carl Jay Nathanson.
D. Freeman Hutton	Atlanta, Ga.	Robert Eugene Smith.
Charles W. Jeglikowski	Bloomfield, N.J.	Robert W. Jones.
Donald Weller Jordan, Jr	San Bernardino, Calif.	Douglas Ferd Welebir
Aubrey F. Kaplan	Chicago, Ill	Raymond S. Sarnow.
Eugene M. Kaufman	New York, N.Y.	Ernest Fleischman.
Norman Kaufman	Brooklyn, N.Y.	Max L. Kleinman.
Paul C. Komada	Charleston, Ill.	Lewis Stanton Dotson.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jeffrey Kenneth Kominers	Washington, D.C.	Frederick Sass, Jr.
Reynold J. Kosek	Wilkes Barre, Pa.	Robert W. Cunliffe.
Alfred J. Kovell	Wood-Ridge, N.J.	Edward G. Madden, Jr.
Frank G. Kramer	Indianapolis, Ind.	Richard C. Johnson.
Barry Kutun	Miami Beach, Fla.	George J. Talianoff.
Jack Hubert Lasseter	Tucson, Ariz.	Stephen Jones.
Edwin K. Legnon	New Orleans, La.	James Hanemann, Jr.
C. Frederick Leydig	Chicago, Ill.	Paul L. Ahern.
Samuel Fenn Little	Dalton, Ga.	Lemuel Hugh Kemp.
Frank J. McCown	Ironton, Ohio	Donald R. Moore.
William B. McGuire	Newark, N.J.	Raymond W. Troy.
John Patrick McKenna	Washington, D.C.	Clarence Worth Rowley, Jr.
Gerald Saxton Mulder	San Diego, Calif.	Kenneth Alexander Barwick.
Allen T. Murphy, Jr.	Portland, Oreg.	James B. Griswold.
James K. Nance	Houston, Tex.	Leroy Denman Moody.
Benjamin Darby Orgain	Beaumont, Tex.	Benny Harry Hughes.
Gabriel C. Peluso	San Francisco, Calif.	Roy C. Hall.
Peter Allan Piro	Bloomfield, N.J.	David B. Wasserman.
John Poitevent	New Orleans, La.	James Bradley Kemp, Jr.
Harold I. Reichel	New York, N.Y.	Samuel Kirschenbaum.
B. Gerald Reynolds	Normal, Ill.	Joseph R. O'Connor.
Susan Salitan Robfogel (Mrs.)	Rochester, N.Y.	James Matthew Hartman.

<u>Applicants</u>	<u>City and State</u>	<u>Movant</u>
Benjamin Harold Rosker	Massillon, Ohio	James S. Cheney.
Leonard H. Rubin	Miami, Fla.	Paul A. Louis.
Robert Frederick Salter	Gatesville, Tex.	William Robert Poage.
Arthur Ed. Saylor	Reading, Pa.	G. Roderick Snyder.
Paul Martin Schindler	Cincinnati, Ohio	Murray Seasongood.
William Ralph Scott	Stuart, Fla.	Robert F. McRoberts, Jr.
David P. Skerry	Medford, Mass.	Anthony P. Mondello.
Taylor B. Smith	Columbus, Miss.	William J. Threadgill.
Fred Randolph Stanton	Miami Beach, Fla.	J. Aron Abbott.
Buddy Richard Stevens	Houston, Tex.	Judge Miron Anderson Love.
Winfred A. Stevens	Bangor, Maine	Lee M. McHughes.
Laurence Edward Sturtz	Columbus, Ohio	Lyman Brownfield.
John B. Summers	Washington, D.C.	Vincent T. Wasilewski.
Edwin Byrne Tatum	Sapulpa, Okla.	Joseph W. Kastl.
Paul E. Tierney	Frankfort, Ky.	John B. Breckinridge.
Steven Tredennick	El Paso, Tex.	Larry Harvey Schwartz.
George Turitz	Washington, D.C.	Herbert Silberman.
Valerie Vanaman	Long Beach, Calif.	Howard M. Van Elgort.
Robert L. VanHoove	Reading, Pa.	G. Roderick Snyder.
Karl Michael Walz	Louisville, Ky.	L. Stanley Chauvin.
Grant E. Wesner	Reading, Pa.	G. Roderick Snyder.
William Patrick Whalen, Jr.	Cincinnati, Ohio	Bernard J. Gilday, Jr.
Gene Worthington	Madisonville, Tenn.	John Davis Lee.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George Harold Brant	Highland, Ind.	William H. Blackmarr.
Theodore Jerome Burns	Buffalo, N. Y.	William H. Blackmarr.
Robert Charles Markham	St. Louis, Mo.	William H. Blackmarr.
William Thomas Tete	Baton Rouge, La.	Paul M. Hebert.
Stanley Joseph Marcuss	Washington, D.C.	Peter Frese Rousselot.
Douglass Finley Norman	Houston, Tex.	George P. Edgell.
F. Bosley Crowther 3rd	Vienna, Va.	G. Oscar Berry.
Ely Hurwitz	Washington, D.C.	Wolf Haber.

 OPINION

No. 70-77. North Carolina, petitioner, *v.* Wayne Claude Rice. On writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Judgment vacated and case remanded to the Court of Appeals for consideration of the question of mootness. Opinion *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Douglas would affirm the judgment below on the opinion of the Court of Appeals in 434 F. 2d 297.

 ORAL ARGUMENT

No. 9, Original. United States of America, plaintiff *v.* State of Louisiana et al. Argued on the motion of the United States for entry of a supplemental decree as to the State of Louisiana by Mr. Solicitor General Erwin N. Griswold for the plaintiff and by Mr. Victor A. Sachse for defendant State of Louisiana.

Adjourned until Monday, December 20, 1971, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, 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. 70-315. Resolute Insurance Company et al., appellants, *v.* The Seventh Judicial District Court of Oklahoma County, State of Oklahoma, et al. Appeal from the United States District Court for the Western District of Oklahoma. Judgment affirmed.

No. 71-425. Dan Coit et al., appellants, *v.* William H. Green et al. Appeal from the United States District Court for the District of Columbia. Judgment affirmed.

No. 71-296. First Mercantile Consumer Discount Company et al., appellants, *v.* Lindley Henry, Jr., et al. Appeal from the Supreme Court of New Jersey. The appeal is dismissed for want of a substantial federal question. Mr. Justice Brennan and Mr. Justice Stewart are of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 71-329. Richard Corsetti dba Dick’s Market, appellant *v.* Department of Alcoholic Beverage Control, etc. Appeal from the Court of Appeal of California, First Appellate District. The appeal is dismissed for want of a substantial federal question.

No. 71-5379. Jane Heidel, appellant, *v.* Arizona State Department of Public Welfare et al. Appeal from the Supreme Court of Arizona. 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 Brennan are of the opinion that probable jurisdiction should be noted and case set for oral argument.

No. 71-5414. Maurice H. Hardeman, appellant, *v.* California and Lyle Smith et al. Appeal from the United States Court of Appeals for the Ninth 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.

ORDERS IN PENDING CASES

No. A-611. Curtis Holt, Sr., appellant, *v.* City of Richmond et al. The application to vacate the stay order of the United States Court of Appeals for the Fourth Circuit presented to the Chief Justice, and by him referred to the Court, is denied. Mr. Justice Douglas is of the opinion that the stay order should be vacated.

No. 9, **Original.** United States of America, plaintiff, *v.* State of Louisiana et al. The motion of the United States for entry of a supplemental decree as to the State of Louisiana is granted.

No. 52, **Original.** United States of America, plaintiff, *v.* State of Florida. The Report of the Special Master upon the motion by the United States to dismiss the counterclaim and deny the demand for a jury trial filed by the State of Florida is received, filed and adopted by the Court.

No. 71-123. National Labor Relations Board, petitioner, *v.* Burns International Security Services, Inc., et al.; and

No. 71-198. Burns International Security Services, Inc., petitioner, *v.* National Labor Relations Board et al. The motion of respondent International Union, United Plant Guard Workers of America, for additional time for oral argument is granted and 15 minutes are allotted to the Union for that purpose. The Burns International Security Services, Inc., is allotted 15 additional minutes for oral argument.

No. 71-269. National Brewing Company, petitioner, *v.* Robert Caldwell, individually and on behalf of all those similarly situated, et al. The Solicitor General is invited to file a brief expressing the views of the United States.

No. 71-5097. Harold Eugene Huffman, petitioner, *v.* Faye I. Boersen. The motion of petitioner for appointment of counsel is granted, and it is ordered that Leo Eisenstatt, Esquire, of Omaha, Nebraska, be, and he is hereby, appointed to serve as counsel for the petitioner in this case.

No. 70-5015. Jon Richard Argersinger, petitioner, *v.* Raymond Hamlin, Sheriff, Leon County, Florida. This case is restored to the calendar for reargument. The Solicitor General is invited to file a brief expressing the views of the United States.

APPEAL—JURISDICTION NOTED

No. 71-36. California et al., appellants, *v.* Robert LaRue et al. Appeal from the United States District Court for the Central District of California. In this case probable jurisdiction noted.

CERTIORARI GRANTED

No. **70-5276**. Albert Delanor Murel et al., petitioners, *v.* Baltimore City Criminal Court 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 Fourth Circuit granted.

No. **71-5103**. John J. Morrissey and G. Donald Booher, petitioners, *v.* Lou V. Brewer, Warden et al. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court for the Eighth Circuit granted.

No. **71-5144**. Edward Lee McNeil, petitioner, *v.* Director, Patuxent Institution. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Court of Special Appeals of Maryland granted.

CERTIORARI DENIED

No. **70-336**. Charles Burke and Robert Keeler, petitioners, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **70-5173**. John Forrest Thompson, petitioner, *v.* Iowa. Petition for writ of certiorari to the Supreme Court of Iowa denied.

No. **70-5346**. Charles Ringo, petitioner, *v.* John W. Wingo, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-30**. Gilmar Fortis, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **71-153**. Frank M. Steinberg, petitioner, *v.* Pennsylvania;

No. **71-201**. McCloskey & Co., Inc., et al., petitioners, *v.* Pennsylvania; and

No. **71-374**. Pennsylvania, petitioner, *v.* James C. McCloskey, et al. Petitions for writs of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **71-245**. Grimm B. DePanicis and Jay R. Wetherill, petitioners, *v.* Department of Public Safety, Town of Nutley. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **71-284**. H. Lane Mitchell, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. **71-312**. George Edward Smith, Jr., petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. **71-385**. Printing Specialties & Paper Products Union No. 447, International Printing Pressmen and Assistants' Union of North

America, AFL-CIO, petitioner, *v.* Pride Papers-Aaronson Bros. Paper Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit, denied.

No. 71-408. United States, petitioner, *v.* The Connecticut Mutual Life Insurance Co. et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-412. Michael Vincent Catalano, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-438. Samuel Fields, petitioner, *v.* The Association of the Bar of the City of New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-447. Allegheny Airlines, Inc., petitioner, *v.* Lee LeMay, as Administrator of the Estate of Robert W. Carey. Petition for writ of certiorari to the United State Court of Appeals for the Seventh Circuit denied.

No. 71-451. Jack Mace, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5001. Clifford E. Prewitt, petitioner, *v.* Frank A. Eyman, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5081. Albert H. Carter, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 71-5104. Francisco Rosario Ramos, 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. 71-5115. Robert Wroth, petitioner, *v.* Stephen Guerrero et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-5126. Thomas H. Alexander, petitioner, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. 71-5164. F. Thomas Freeman, petitioner, *v.* Ray H. Page, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5189. Joseph Marnin, petitioner, *v.* U. Samuel Vukceovich, Superintendent, New Jersey State Prison. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 71-5191. Robert Gonzales, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-5223. Joseph Salazar, Jr., petitioner, *v.* Charles Wolff, Jr., Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5308. Audrey Marie Eggleston, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 71-5383. 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. 71-5385. Lonzy Oliver, petitioner, *v.* The Governor of Pennsylvania et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5387. Theodore R. Whaley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5389. James Benjamin Bray, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5390. Reggie Madeley, petitioner, *v.* Herman Short, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5392. John C. Bennett, petitioner, *v.* United States Director of Internal Revenue, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5393. William McCaine, petitioner, *v.* Harold R. Swenson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5394. Donald W. Shappell, petitioner, *v.* Martin-Marietta Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5397. James Henry Lewis, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 71-5398. Joseph T. Bethea, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5401. Donald Pinzon Walker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5402. John Taylor Queen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5403. Warren E. Cronan, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5404. Steven Patrick Longo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5406. Malcolm J. Saulsbury, II, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5408. Clarence Lothridge et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-53. Junius Redwood, petitioner, *v.* New York. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Appellate Term of the Supreme Court of New York, First Judicial District, denied.

No. 71-339. Jack Kershaw, petitioner, *v.* Tennessee. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Supreme Court of Tennessee, Middle Division, denied.

No. 71-141. Jo Ann Colligan, etc., et al., petitioners, *v.* Activities Club of New York, Ltd., aka New York Winter Ski Club, et al. 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.

No. 71-265. William Walter dba Classic Art Theatres I and II et al., petitioners, *v.* Lewis R. Slayton, District Attorney, Atlanta Judicial Circuit, et al. 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. 71-428. John Bacall 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. 71-435. John Michael Ryan, petitioner, *v.* Curtis W. Tarr, etc., 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. 71-5312. Vincent S. Henderson, petitioner, *v.* City of Kansas City, Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-293. Wayne Goham and Dennis Tyndall, petitioner, *v.* Nebraska. Motion to dispense with printing petition and reply brief

granted. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. **71-313**. Ray Page, Superintendent of Public Instruction, et al., petitioners, *v.* Jessel Williams, a minor, by Cornelia Williams, his mother and next friend, et al. Motion of respondents Alexander et al., 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. **71-327**. Texas Gulf Sulphur Company et al., petitioners, *v.* Securities and Exchange Commission;

No. **71-328**. Earl L. Huntington, petitioner, *v.* Securities and Exchange Commission;

No. **71-346**. David M. Crawford, petitioner, *v.* Securities and Exchange Commission; and

No. **71-347**. Walter Holyk, Kenneth H. Darke and Richard H. Clayton, petitioners, *v.* Securities and Exchange Commission. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Stewart and Mr. Justice Blackmun are of the opinion that certiorari should be granted in No. **71-327**. Mr. Justice Blackmun is of the opinion that certiorari should be granted limited to Question 5 in No. **71-346** and limited to Questions 6 and 7 in No. **71-347**.

No. **71-421**. Texas Gulf Sulphur Company et al., petitioners, *v.* Walter A. Mitchell and George Gordon Reynolds. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice Stewart and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. **71-446**. Hammond Lead Products, Inc., petitioner, *v.* United States (Ralph Valls, party-in-interest). Petition for writ of certiorari to the United States Court of Customs and Patent Appeals denied. Mr. Justice Stewart is of the opinion that certiorari should be granted.

No. **71-458**. Cities of Texarkana, Texas and Texarkana, Arkansas, et al., petitioners, *v.* Civil Aeronautics Board. Motion for leave to file copies of decisions of Administrative Agency as an unprinted appendix granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **71-5531**. Robert Edward Lipscomb, petitioner, *v.* Warden, et al., etc. Motion for leave to supplement petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

REHEARINGS DENIED

No. **70-5146**. Millard Robert Beasley, petitioner, *v.* United States;
 No. **71-302**. Annie Nell Ratliff et al., petitioners, *v.* Cooper Laboratories, Inc., et al.;

No. **71-336**. United Dairy Farmers Cooperative Association, appellant, *v.* Milk Control Commission of the Commonwealth of Pennsylvania et al.;

No. **71-414**. Vulcan Materials Company, petitioner, *v.* United States;

No. **71-5109**. Earl Bush, petitioner, *v.* Claude N. Morris, District Attorney, et al.; and

No. **71-5181**. Charles Voyde Harrelson, petitioner, *v.* United States. Petitions for rehearing denied.

ORDER

It is ordered by the Court that Frank M. Hepler be, and he is hereby, appointed Marshal of this Court effective January 1, 1972.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Sidney S. Allen	New York, N.Y.	Eugene O. Cobert.
Reuben V. Anderson	Jackson, Miss.	Jack H. Young, Sr.
Richard R. Bailey	Oklahoma City, Okla.	Walter M. Powell.
Robert Clark Bailey	Oklahoma City, Okla.	Leslie L. Conner.
Fred L. Banks, Jr.	Jackson, Miss.	Jack H. Young, Sr.
Ernest Keene Bard	Tampa, Fla.	Cody Fowler.
Francis M. Bechtolt	Miami, Fla.	Frank R. Bolte.
Douglas P. Beighle	Seattle, Wash.	David E. Wagoner.
John L. Belt	Oklahoma City, Okla.	Walter M. Powell.
Mark Harry Berens	Chicago, Ill.	Robert L. Stern.
Manya M. Bertram (Mrs.)	Los Angeles, Calif.	Jack D. Most.
Neil S. Bezaire	San Gabriel, Calif.	Chester B. Anderson.
Michael D. Blechman	New York, N.Y.	Milton Handler.
Charles A. Bleck	Monona, Wis.	Robert D. Martinson.
Kelvin H. Booty, Jr.	Oakland, Cal.	Mrs. Elizabeth Palmer.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George Robert Borsari, Jr. Richard Allan Braman	Washington, D.C. Portland, Oreg.	Leonard S. Joyce. Mrs. Marian C. Rushing.
Edward F. Broderick, Jr. Ralph Headen Brown	Morristown, N.J. Columbus, Ohio	Ralph Porzio. Elton Kendall Clarke.
Volney V. Brown, Jr.	Beverly Hills, Calif.	Bruce A. Bevan, Jr.
Thomas Bart Brush	Cincinnati, Ohio	Robert P. Gold- man.
Vincent J. Bustamante	Houston, Tex.	W. Carlross Morris, Jr.
Glen R. Claiborne William Franklin Collins, Jr.	Knoxville, Tenn. Oklahoma City, Okla.	John H. Doughty. Walter M. Powell.
Doris A. Coonrod (Miss)	Seattle, Wash.	Elton Kendall Clarke.
Alan John Cooper	Buffalo, N.Y.	Michael J. McMorrow, Jr.
T. Buie Costen	Raleigh, N.C.	Robert Burren Morgan.
Clinton Austin Curtis	Lake Wales, Fla.	J. Hardin Peter- son, Jr.
Betty Barry Deal (Mrs.) William C. Ellis Andrew W. Estes	Oakland, Calif. Fort Pierce, Fla. Atlanta, Ga.	Leo B. Helzel. John W. Sharry. John William Brent.
John Arnold Flygare	Lubbock, Tex.	Charles Eugene Benson.
George Howden Fraser Arnold Charles Freeman Owen T. Gallagher Francis Thomas Giuliano	Portland, Oreg. Tuscaloosa, Ala. Boston, Mass. Ramsey, N.J.	Cleveland C. Cory. Perry Hubbard. Arnold S. Brown. LeRoy H. Matt- son.
Phillip Eugene Godwin William A. Gordon Howard J. Greenwald	Odessa, Tex. Chicago, Ill. Charlotte, N.C.	W. O. Shafer. Miles G. Seeley. Raymond F. Kramer.
Ronald Kent Griffith	Englewood, Col.	James Lyle Treece.
Leslie Jay Gross	Miami, Fla.	James Stephen Roth.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
J. Norman Gunter	Cornelia, Ga.	Phil M. Landrum.
Barry L. Halpern	Miami, Fla.	George M. Nachwalter.
Richard C. Hart	St. Louis, Mo.	Hiram W. Watkins, Jr.
Denis L. Hemmerle	San Francisco, Calif.	Robert W. Martin.
Jack Dunaway Holt	San Bernardino, Calif.	Edgar C. Keller.
Richard L. Jaeger	Los Angeles, Calif.	Brian J. O'Neill.
James E. Jefferis	Oakland, Calif.	Mrs. Elizabeth Palmer.
Ned Johnson	Beaumont, Tex.	Howell Cobb.
Philip E. Kaplan	Little Rock, Ark.	John Thomas Lavey.
William Charles Frederick Kurz.	New York, N.Y.	William Warren Karatz.
Richard Merritt Langway	Newark, N.J.	Jerome D. Schwitzer.
John J. Lasak	Philadelphia, Pa.	Arthur J. Kania.
Charles J. Leighton, Jr.	Oakland, Calif.	Leo B. Helzel.
Holman Lilienstern	Texas City, Tex.	Louis D. Godard.
Michael D. Loprete	Newark, N.J.	LeRoy H. Mattson.
Robert A. Lucas	Gary, Ind.	James A. Holcomb.
Floyd F. Marshall	San Jose, Calif.	Richard Weldon Marston.
Philip A. Mason	Boston, Mass.	Matthew Brown.
Richard Lee May	Glen Burnie, Md.	Edward William Smith.
Jolyon W. McCamic	Wheeling, W. Va.	John Bridgeman Garden II.
Richard A. McCarthy	Garden City, N.Y.	Florindo M. De- Rosa.
James Bruce McClelland III.	Oklahoma City, Okla.	Walter M. Powell
John P. McConville	New York, N.Y.	Thomas D. Shea.
Alfredo Rivera Mendoza	Cabo Rojo, P.R.	Manuel Nelson Zapata.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John C. Milholland	Harrisonville, Mo.	Charles Edward French.
Frank M. Mims	Albuquerque, N. Mex.	William A. Sloan.
Richard J. Moore	Oakland, Calif.	Mrs. Elizabeth Palmer.
Neal Pereira	San Diego, Calif.	Harvey R. Haddon.
Andrew S. Polito	Newark, N.J.	LeRoy H. Mattson.
Bruce Charles Rashkow	Washington, D.C.	Jonathan Isa Charney.
Wm. Dewitt Reams	Mobile, Ala.	George F. Wood.
Robert M. Reynolds	Tacoma, Wash.	Joseph J. Mladinov.
Barnett Robinson, Jr.	Miami, Fla.	Irwin J. Block.
Peter Rochios	Oakland, Calif.	Leo B. Helzel.
John George Rocovich, Jr.	Roanoke, Va.	Claude Daniel Carter.
Roy Talbert Rogers, Jr.	Houston, Tex.	Herman Gaskamp.
Jeffrey Jiles Ross	Tucson, Ariz.	Clifford Guy Bleich.
Robert Sanders	Philadelphia, Pa.	Robert B. Wolf.
William L. Scherer	Detroit, Mich.	John A. Blair.
Eric F. Schwarz	Des Moines, Iowa	Donald A. Wine.
Harold B. Scoggins, Jr.	Oklahoma City, Okla.	Walter M. Powell.
John Michael Sheehan	Oklahoma City, Okla.	Walter M. Powell.
Omer T. Shawler	Marshall, Ill.	Robert Emmett Richardson.
James Bayard Smith	Metuchen, N.J.	Jerome D. Schwitzer.
Gerald M. Stern	Washington, D.C.	Daniel Albert Rezneck.
Dean B. Stewart, Jr.	Wayne, Pa.	Desmond J. McTighe.
Lewis Joseph Stockman	New York, N.Y.	Jack Hart.
Curtis V. Tillman	Atlanta, Ga.	James Armstrong Mackay.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alan Craig Travis	Columbus, Ohio	David L. Kessler.
Richard Pierre Bartel Tyson	Pasadena, Calif.	Harvey A. Schneider.
William Henry Cabell Venable.	Richmond, Va.	Robert Gamble Cabell, Jr.
Arthur J. Vlasak	Milwaukee, Wis.	Russell Clarence Schallert.
John Hamilton Ward	Orlando, Fla.	Sidney C. Ward.
William C. Wickkiser	Allentown, Pa.	George J. Joseph.
Paul W. Wommack	Houston, Tex.	Alfred C. Schlosser.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Paul E. Payne	Middletown, Ohio	Solicitor General Erwin N. Griswold.
Bruce David Campbell	Saint Paul, Minn.	Gordon Rosenmeier.
Horace Blair Klein	Saint Paul, Minn.	Gordon Rosenmeier.
Stewart Russell Darrow	Laurel, Md.	Roy Irving Tennant, Jr.
Henry Nathan Libby	Washington, D.C.	Robert Lee McCarty.
Richard McKendrie Asbill.	Atlanta, Ga.	Mac Asbill, Jr.
Francis Conrad Allen	Falls Church, Va.	R. Gordon Gooch.
Paul Lawrence Brady	Washington, D.C.	R. Gordon Gooch.
William P. Diener	Indianapolis, Ind.	R. Gordon Gooch.
Robert W. Harmon	Detroit, Mich.	R. Gordon Gooch.
Michel Levant	Silver Spring, Md.	R. Gordon Gooch.
Jon Gustave Lotis	Washington, D.C.	R. Gordon Gooch.
Jane Richardson Mapes	Washington, D.C.	R. Gordon Gooch.
Robert Williamson Perdue	Grantsville, Md.	R. Gordon Gooch.
Susan Thomas Shepherd	Laurel, Md.	R. Gordon Gooch.

OPINIONS

No. 70-90. John Schilb et al., appellants, *v.* Vincent P. Kuebel, etc. Appeal from the Supreme Court of Illinois. Judgment affirmed. Opinion by Mr. Justice Blackmun. Concurring opinion by Mr. Justice Marshall. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Stewart with whom Mr. Justice Brennan joins.

No. 70-71. United States, petitioner, *v.* Denneth Bass. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment affirmed. Opinion by Mr. Justice Marshall. Mr. Justice Brennan joins the judgment of the Court and the opinion except for Part III. Dissenting opinion by Mr. Justice Blackmun with whom Mr. Chief Justice Burger joins.

No. 70-19. United States, appellant, *v.* William R. Marion and Samuel C. Cratch. 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 White. Opinion by Mr. Justice Douglas with Mr. Justice Brennan and Mr. Justice Marshall join concurring in the result.

No. 70-46. United States, petitioner, *v.* Dimas Campos-Serrano. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment affirmed. Opinion by Mr. Justice Stewart. Dissenting opinion by Mr. Justice Blackmun with whom Mr. Chief Justice Burger and Mr. Justice White join.

No. 70-96. Philip J. Picard, petitioner, *v.* James J. Connor. 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 Brennan. Dissenting opinion by Mr. Justice Douglas.

No. 70-5021. Georgia Townsend, etc., appellant, *v.* Harold O. Swank, Director, Illinois Department of Public Aid, et al.; and

No. 70-5032. Loverta Alexander et al., appellants, *v.* Harold O. Swank et al. Appeals for the United States District Court for the Northern District of Illinois. Judgment 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 by Mr. Justice Brennan. Statement by Mr. Chief Justice Burger concurring in the judgment.

No. 70-98. Rudolph Santobello, petitioner, *v.* New York. On writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department. Judgment vacated and case remanded to the Appellate Division of the Supreme Court of New York, First Judicial Department for further consideration not inconsistent with the opinion of this Court. Opinion by Mr. Chief Justice Burger. Concurring opinion by Mr. Justice Douglas. Opinion by Mr. Justice Marshall with whom Mr. Justice Brennan and Mr. Justice Stewart join concurring in part and dissenting in part.

Adjourned until Monday, January 10, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell and Mr. Justice Rehnquist.

The Chief Justice said:

"In this special sitting of the Court, we will receive the commission of the Justice-designate Powell and at this time the Court recognizes the Attorney General.

"Mr. Attorney General."

Mr. Attorney General Mitchell said:

"Mr. Chief Justice, may it please the Court:

"I am happy to advise that the President of the United States has nominated, the Senate has consented and the President has appointed Mr. Lewis F. Powell, Jr., of Virginia, as an Associate Justice of the Supreme Court of the United States.

"I bear with me the commission, dated December 9, 1971, signed by the President of the United States, and attested by me as Attorney General, and with the permission of the Court, I will turn the commission over to the Clerk of the Court."

The Chief Justice said:

"The commission is accepted, Mr. Attorney General.

"Thank you.

"Mr. Clerk, will you read the commission."

The Clerk said:

"The commission reads as follows:

"RICHARD NIXON,
"President of the United States of America.

"To All Who shall See These Presents, Greeting:

"Know Ye; That reposing special trust and confidence in the Wisdom, Uprightness, and Learning of Lewis F. Powell, Jr., of Virginia, I have nominated and, by and with the advice and consent of the Senate, do appoint him an Associate Justice of the Supreme Court of the United States, and do authorize and empower him to execute and fulfill the duties of that Office according to the Constitution and Laws of the said United States, and to have and to hold the said office, with all the powers, privileges and emoluments to the same of right appertaining, unto Him, the said Lewis F. Powell, Jr., during his good behavior.

"In testimony whereof, I have caused these Letters to be made patent and the seal of the Department of Justice to be hereunto affixed.

"Done in the City of Washington, this 9th day of December, in the year of our Lord one thousand nine hundred and seventy-one, and of the Independence of the United States of America the one hundred and ninety-sixth."

Signed, Richard Nixon, and attested by John N. Mitchell, Attorney General, with the seal of the Department of Justice affixed.

The Justice designate was then escorted by the Clerk to the center of the bench.

The Chief Justice said :

"Please raise your right hand, Mr. Powell, and repeat after me :

(The following oath was administered by the Chief Justice and repeated by Mr. Powell :)

"I, Lewis F. Powell, Jr., do solemnly swear that I will administer justice without respect to persons, and do equal right to the poor and to the rich, and that I will faithfully and impartially discharge and perform all the duties incumbent upon me as an Associate Justice of the Supreme Court of the United States, according to the best of my abilities and understanding, agreeably to the Constitution of the United States; and that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office on which I am about to enter.

"So help me God."

The Chief Justice said :

"Will you please robe the new Justice."

Justice Powell was assisted in putting on his robe and was escorted by the Marshal to his seat on the bench.

The Chief Justice said :

"Mr. Justice Powell, on behalf of all members of the Court, I welcome you to this bench and we look forward to many years of work together in our common calling."

The Chief Justice said :

"In this special sitting of the Court, we will receive the commission of the Justice-designate Rehnquist and at this time the Court recognizes the Attorney General.

"Mr. Attorney General."

Mr. Attorney General Mitchell said :

“Mr. Chief Justice, may it please the Court :

“I am happy to advise that the President of the United States has nominated, the Senate has consented and the President has appointed Mr. William H. Rehnquist, of Arizona, as an Associate Justice of the Supreme Court of the United States.

“I bear with me the commission, dated December 15, 1971, signed by the President of the United States, and attested by me as Attorney General, and with the permission of the Court, I will turn the commission over to the Clerk of the Court.”

The Chief Justice said :

“The commission is accepted, Mr. Attorney General.

“Thank you.

“Mr. Clerk, will you read the commission.”

The ~~Chief Justice said~~ : *CLERK SAID.*

“The commission reads as follows :

“RICHARD NIXON,

“President of the United States of America.

“To All Who shall See These Presents, Greeting :

“Know Ye; That reposing special trust and confidence in the Wisdom, Uprightness, and Learning of William H. Rehnquist, of Arizona, I have nominated and, by and with the advice and consent of the Senate, do appoint him an Associate Justice of the Supreme Court of the United States, and do authorize and empower him to execute and fulfill the duties of that Office according to the Constitution and Laws of the said United States, and to have and to hold the said office, with all the powers, privileges and emoluments to the same of right appertaining, unto Him, the said William H. Rehnquist, during his good behavior.

“In testimony whereof, I have caused these Letters to be made patent and the seal of the Department of Justice to be hereunto affixed.

“Done in the City of Washington, this 15th day of December, in the year of our Lord one thousand nine hundred and seventy-one, and of the Independence of the United States of America the one hundred and ninety-sixth.”

Signed, Richard Nixon, and attested by John N. Mitchell, Attorney General, with the seal of the Department of Justice affixed.

The Justice designate was then escorted by the Clerk to the center of the bench.

The Chief Justice said :

“Please raise your right hand, Mr. Rehnquist, and repeat after me :

(The following oath was administered by the Chief Justice and repeated by Mr. Rehnquist :)

"I, William H. Rehnquist, do solemnly swear that I will administer justice without respect to persons, and do equal right to the poor and to the rich, and that I will faithfully and impartially discharge and perform all the duties incumbent upon me as an Associate Justice of the Supreme Court of the United States, according to the best of my abilities and understanding, agreeably to the Constitution of the United States; and that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office on which I am about to enter.

"So help me God."

The Chief Justice said :

"Will you please robe the new Justice."

Justice Rehnquist was assisted in putting on his robe and was escorted by the Marshal to his seat on the bench.

"The Chief Justice said :

"Mr. Justice Rehnquist, on behalf of all members of the Court, I welcome you to this bench and we look forward to many years of work together in our common calling."

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, Thurgood Marshall, 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, Lewis F. Powell, Jr., Associate Justice,

For the Sixth Circuit, Potter Stewart, Associate Justice,

For the Seventh Circuit, William H. Rehnquist, 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.

Whereupon the Court adjourned until Monday, January 10, 1972. at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell and Mr. Justice Rehnquist.

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. 70-5305. Florence Digesualdo 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 further consideration in light of *Townsend v. Swank*, 404 U.S. ——— (1971).

No. 71-337. Richard Oliver Brown, appellant, *v.* Colorado. Appeal from the Supreme Court of Colorado. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas would note probable jurisdiction and set case for oral argument.

No. 71-463. Joseph M. Kadans, appellant, *v.* Jon R. Collins et al. Appeal from the United States Court of Appeals for the Ninth 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. Mr. Justice Douglas and Mr. Justice Brennan would treat the appeal papers as a petition for writ of certiorari and grant the petition.

No. 71-474. Vincent Lynch dba Brewster Products, appellant, *v.* Winton Blount, Postmaster General of the United States, et al. Appeal from the United States District Court for the Southern District of New York. Judgment affirmed. Mr. Justice Douglas would note probable jurisdiction and set case for oral argument.

No. 71-569. Charles Carolyne, appellant, *v.* Youngstown State University et al. Appeal from the Court of Appeals of Ohio, Mahoning County. The appeal is dismissed for want of a substantial federal question.

No. 71-571. General Motors Corporation, appellant, *v.* City of Los Angeles. Appeal from the Supreme Court of California. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas would note probable jurisdiction and set case for oral argument. Mr. Justice Powell took no part in the consideration or decision of this appeal.

No. 71-5297. Elvira Sekeres, 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 would note probable jurisdiction and set case for oral argument.

CERTIORARI—SUMMARY DISPOSITION

No. 70-64. Lykes Bros. Steamship Company, Inc., petitioner, *v.* Joseph Chagois. 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 further consideration in light of *Victory Carriers, Inc. v. Law*, 404 U.S. — (1971). Mr. Justice Douglas dissents from the remand. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-5047. John Wyatt Mullins, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Fourth 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 consideration in light of *United States v. Bass*, 404 U.S. — (1971). Mr. Justice Blackmun with whom the Chief Justice joins, dissents for the reasons stated in his dissenting opinion in *United States v. Bass*, 404 U.S. — (1971). Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this motion and petition.

No. 70-5073. Earthia B. Wiley, petitioner, *v.* United States;

No. 70-5074. John Arthur Taylor, petitioner, *v.* United States; and

No. 70-5095. Dale Einar Synnes, petitioner, *v.* United States. On petitions for writs of certiorari to the United States Court of Appeals for the Eighth Circuit.

Motions for leave to proceed *in forma pauperis* and petitions for writs of certiorari granted. Judgments vacated and cases remanded to the Court of Appeals for further consideration in light of *United States v. Bass*, 404 U.S. — (1971). Mr. Justice Blackmun, with whom the Chief Justice joins, dissents for the reasons stated in his dissenting opinion in *United States v. Bass*, 404 U.S. — (1971). Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of these motions and petitions.

No. 70-5267. Hayden Thopless Crow, 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 consideration in

light of *United States v. Bass*, 404 U.S. — (1971). Mr. Justice Blackmun, with whom the Chief Justice joins, dissents for the reasons stated in his dissenting opinion in *United States v. Bass*, 404 U.S. — (1971). Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this motion and petition.

No. 71-5335. Robert Manuel Madril, 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 consideration in light of *United States v. Bass*, 404 U.S. — (1971). Mr. Justice Blackmun, with whom the Chief Justice joins, dissents for the reasons stated in his dissenting opinion in *United States v. Bass*, 404 U.S. — (1971). Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this motion and petition.

No. 70-5048. Marcella Warden, petitioner, *v. Lester Jankowski, Magistrate in Circuit Court of Cook County, Illinois, et al.* On petition for writ of certiorari to the Supreme Court of Illinois. 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 Illinois for further consideration in light of *Mayer v. City of Chicago*, 404 U.S. — (1971). Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this motion and petition.

No. 70-5092. George P. Colbert et al., petitioners, *v. California*. On petition for writ of certiorari to the Court of Appeal of California, First Appellate District. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeal of California, First Appellate District, for further consideration in light of *Mayer v. City of Chicago*, 404 U.S. — (1971). Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this motion and petition.

No. 70-5397. Margaret Ann Keever, petitioner, *v. Harlan W. Bainter, Judge, etc.* On petition for writ of certiorari to the Supreme Court of Iowa. 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 Iowa for further consideration in light of *United States v. Marion*, 404 U.S. — (1971). Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this motion and petition.

No. 71-5473. Fred Don Miller, petitioner, *v. Ohio*. Petition for writ of certiorari to the Court of Appeals of Ohio, Wayne County, dismissed, it appearing that petitioner died on November 1, 1971.

ORDERS IN PENDING CASES

No. A-357. Fred L. Bell, petitioner, *v.* United States. The application for reconsideration of bail presented to Mr. Justice Douglas, and by him referred to the Court, is denied.

No. A-574. Thomas K. Smith, petitioner, *v.* New York. The application for bail is denied.

No. A-659. Oscar Chason, petitioner, *v.* United States. The renewed application for stay and bail is denied.

No. 70-36. Charles R. Perry et al., petitioners, *v.* Robert P. Sindermann, etc. The request for two counsel to argue on behalf of the petitioners is denied.

No. 70-72. United States petitioner, *v.* Chas. Pfizer & Co., Inc., et al. The motion of the respondents for additional time for oral argument and for three counsel to argue is denied. Mr. Justice Stewart, Mr. Justice White, and Mr. Justice Marshall took no part in the consideration or decision of this motion.

No. 70-74. Pipefitters Local Union No. 562 et al., petitioners, *v.* United States. The motion of the American Civil Liberties Union for leave to file a brief, as *amicus curiae*, is denied. Mr. Justice Blackmun took no part in the consideration or decision of this motion.

No. 70-105. Edward V. Hanrahan, State's Attorney of Cook County, Illinois, appellant, *v.* Jane Doe and Sally Roe, etc., et al.; and

No. 70-106. Bart Heffernan, Guardian ad litem, appellant, *v.* Jane Doe and Sally Roe, etc., et al. The motion of the appellees to vacate the stay order entered by Mr. Justice Marshall on February 10, 1971, is denied.

No. 70-153. United States, petitioner, *v.* United States District Court for the Eastern District of Michigan, Southern Division, et al. The motion of respondents for additional time for oral argument is granted, and a total of two hours allotted for oral argument. The Solicitor General is allotted one hour to argue on behalf of the United States; counsel for named respondent is allotted one half hour and counsel for the unnamed respondents is allotted one half hour. Mr. Justice Rehnquist took no part in the consideration or decision of this motion.

No. 70-286. Iowa Beef Packers, Inc., petitioners, *v.* Edward D. Thompson et al. The motion requesting that the writ of certiorari be dismissed as improvidently granted is deferred to the hearing of the case on the merits.

No. 70-5012. George William Milton, petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Corrections. The motion of J. Robert Olian for leave to argue *pro hac vice* on behalf of respondent is granted.

No. 70-5039. Margarita Fuentes et al., appellants, *v.* Robert L. Shevin, Attorney General of Florida et al. The motion for leave to cite supplemental authority is granted.

No. 70-5058. Dorothy Lynch et al., appellants, *v.* Household Finance Corporation et al. The motion of the appellants for leave to file a supplemental brief, after argument, is granted.

No. 71-247. William Rabe, petitioner, *v.* Washington. The motions of the National Association of Theatre Owners, Inc.; and the Motion Picture Association of America, Inc., for leave to file briefs, as *amicus curiae*, are granted.

APPEALS—JURISDICTION NOTED

No. 70-250. Robert B. Carleson et al., appellants, *v.* Nancy Remillard, etc., et al. Appeal from the United States District Court for the Northern District of California. Motion of appellee Remillard for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction noted.

No. 71-16. John N. Mitchell, Attorney General of the United States, et al., appellants, *v.* Ernest Mandel et al. Appeal from the United States District Court for the Eastern District of New York. In this case probable jurisdiction noted.

No. 71-404. Lewis Colten, appellant, *v.* Kentucky. Appeal from the Court of Appeals of Kentucky. In this case probable jurisdiction noted.

No. 71-5445. Gerald Shadwick, appellant, *v.* City of Tampa. Appeal from the Supreme Court of Florida. Motion of appellant for leave to proceed herein *in forma pauperis* granted. In this case probable jurisdiction noted.

CERTIORARI GRANTED

No. 70-223. Central Hardware Company, petitioner, *v.* National Labor Relations Board et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted.

No. 71-237. Vincent R. Mancusi, Warden, petitioner, *v.* William C. Stubbs. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. 71-506. United States et al., petitioners, *v.* Midwest Video Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit granted.

No. 71-517. Elisha Combs, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

No. 71-564. District of Columbia, petitioner, *v.* Melvin Carter. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted.

No. 70-283. Frederick E. Adams, Warden, petitioner, *v.* Robert Williams. 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 granted.

CERTIORARI DENIED

No. 70-159. Richard J. Deutsch and Bert Williams, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 70-5288. Jefferson D. Ross and Charles Elmer Wynn, petitioners, *v.* United States. Petition for writ of certiorari to the United Court of Appeals for the Ninth Circuit denied.

No. 70-5319. Mike Polsky, petitioner, *v.* New Mexico. Petition for writ of certiorari to the Court of Appeals of New Mexico denied.

No. 71-335. John Byron Wolberg, petitioner, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. 71-353. Uliana Andreevna Gumen et al., petitioners, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-375. Verl Edward Thayer, petitioner, *v.* California. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Orange, denied.

No. 71-401. Adolfo de la Parra, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-476. Dominic Carzoli, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-479. Kathlene C. Mareno et vir, petitioners, *v.* Westchester Rockland Newspapers, Inc., et al. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. 71-487. Joseph J. Seaman, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 71-488. Michael S. Simms, 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. 71-489. Allied Pilots Association, petitioner, *v.* Civil Aeronautics Board et al.; and

No. 71-550. American Airlines, Inc., petitioner, *v.* Civil Aeronautics Board et al. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-490. Wilford Harrison Burch, Sr., petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 71-494. Harry Urban, Sr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-495. International Association of Machinists and Aerospace Workers (AFL-CIO), et al., petitioners, *v.* United Aircraft Corporation. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. 71-497. Mary Antiporovitch Kotsak, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 71-501. J. W. Edgar, Commissioner of Education, et al, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-502. Estate of Harry Fried, deceased, Ethel Fried, Executrix, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-503. Richard T. Whitcomb, petitioner, *v.* General Dynamics Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-504. The News-Journal Company, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-508. Ralph J. Henning, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-509. Luther Dewey Melton, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-510. Pacific Maritime Association et al., petitioners, *v.* Local 13, International Longshoremen's and Warehousemen's Union. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-512. District 20, United Mine Workers of America, petitioner, *v. W. E. Sams*. Petition for writ of certiorari to the Supreme Court of Alabama denied.

No. 71-513. Saverio Cobuzzi, petitioner, *v. Connecticut*. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. 71-514. The Iowa Tribe of the Iowa Reservation in Kansas and Nebraska, et al., petitioners, *v. United States*. Petition for writ of certiorari to the United States Court of Claims denied.

No. 71-522. St. Louis-San Francisco Railway Company, petitioners, *v. United States*. Petition for writ of certiorari to the United States Court of Claims denied.

No. 71-526. Floyd W. Freed, III, petitioner, *v. The Erie Lackawanna Railway Company*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-528. Amalgamated Local Union 355 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. 71-529. Harlan Alexander Blackburn, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-530. Joe Keller, petitioner, *v. Dravo Corporation et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-531. Lester Clifford Lee, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-534. Anton Kaleel et al., petitioners, *v. California*. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-536. Margaret Ann Wilkins, as Administratrix of the Estate of William Lane Wilkins, petitioner, *v. American Export Isbrandtsen Lines, Inc.*; and

No. 71-542. American Export Isbrandtsen Lines, Inc., petitioner, *v. Margaret Ann Wilkins, as Administratrix of the Estate of William Lane Wilkins*. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-537. The Ansul Company et al., petitioners, *v. Uniroyal, Inc.*; and

No. 71-539. Uniroyal, Inc., petitioner, *v. Louisville Chemical Co.* Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-541. Eddie Melvin Whitaker and Freddie Williams, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-543. Lary Von Zamft, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-544. Salyer Land Company, petitioner, *v.* The Superior Court of the State of California, for the County of Los Angeles. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-545. United States Steel Corporation, petitioner, *v.* David P. Blair. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-546. Los Angeles Newspaper Guild, Local 69, et al., petitioners, *v.* National Labor Relations Board et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-547. Mariano Flores Jimenez, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-549. Tony Giamo, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, Third District, denied.

No. 71-551. Arnold Goldstein, 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. 71-552. Philadelphia Newspaper Printing Pressmen's Union Local No. 16, petitioner, *v.* National Labor Relations Board et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-556. United States Steel Corporation, petitioner, *v.* Francis R. Peck. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-557. Jerome Deutsch, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-560. John George Ledes, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-562. Cyrus S. Eaton, petitioner, *v.* Harold S. Hobson. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-566. Sam Ford Fishbein and Leonard Yordon, petitioners, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-568. Daisy Alomar, petitioner, *v. William F. Dwyer et al.* Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-570. Burlington Industries, Inc., petitioner, *v. Thiokol Chemical Corporation*; and

No. 71-585. Thiokol Chemical Corporation, petitioner, *v. Burlington Industries, Inc. and Avisun Corporation*. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-622. Kenneth A. Bode et al., petitioners, *v. National Democratic Party et al.* Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-5006. Stanley Coffman and James P. Goins, petitioners, *v. Tennessee*. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee denied.

No. 71-5175. Alphonso Duckson, petitioner, *v. South Carolina*. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. 71-5216. Willie Lee Smith, petitioner, *v. David P. Henry, Administrator, Central Prison, Raleigh, N.C., et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5220. Eddy James, Jr., petitioner, *v. Idaho*. Petition for writ of certiorari to the Supreme Court of Idaho denied.

No. 71-5263. James Scherer, petitioner, *v. Carl Hocker, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5289. William Lee Evans, petitioner, *v. J. Edwin LaVallee, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5298. Edward Ferris, petitioner, *v. Pennsylvania*. Petition for writ of certiorari to the Superior Court of Pennsylvania, denied.

No. 71-5306. Thomas Fleming, petitioner, *v. Frank J. Pate, Warden, et al.* Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 71-5311. Wayne H. Brooks, petitioner, *v. Louie L. Wainwright, Director Division of Corrections*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5353. James Stephen Parks, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 71-5410. Floyd Edward Richardson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5411. Mark Congress Spears, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5412. Edward Owen Watkins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5413. 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. 71-5415. John W. Shuford, Jr., petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-5416. Robert Dodd, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5417. Ernest Bowles, petitioner. *v.* J. Edwin LaVallee, Superintendent, Clinton Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5420. Dan Westley Gray, petitioner, *v.* Harold R. Swenson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5422. Evie Simpson, Jr., petitioner, *v.* Texas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5424. Cal R. DeVyver, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5426. Adolpho Rodriquez, petitioner, *v.* United States. Petition for writ certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5427. Clarence Eugene Evans, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the ~~Ninth~~ ^{hth} Circuit denied.

No. 71-5428. 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. 71-5429. Sylvester Copeland aka Danny King, petitioner, *v.* Malcomb Beard, Sheriff, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5430. Charles F. Leeper, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5432. Ray Aldridge, petitioner, *v.* North Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5433. Robert Jewell Landman, petitioner, *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 Fifth Circuit denied.

No. 71-5435. Bernard W. Clemons, petitioner, *v.* Maryland. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5436. Charles K. Agers, petitioner, *v.* California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5437. Yusuf Oziz Shabazz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5438. Michael Forrest Preston, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5451. James Johnson, Jr., petitioner, *v.* Louie L. Wainwright, Director, Division of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5452. Patricia Guzman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5453. Louis A. Camerlin, petitioner, *v.* Rhode Island. Petition for writ to the Supreme Court of Rhode Island denied.

No. 71-5454. Reginald Coleman Chambers, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5455. Donald Barnes Bradley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5456. Robert P. Sheley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5457. Roberto Osuna-Sanchez and Manuel Aguirre-Barreda, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5458. James Morris Fletcher, petitioner, *v.* Mark G. Shultz, Sheriff, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5460. Clarence V. Richardson, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 71-5461. Joseph Louis Sowul, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5463. Betty I. Grubb et al., petitioners, *v.* Workmen's Compensation Appeals Board et al. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 71-5469. Mitchell Wayne Barbour, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. 71-5471. Charles Tony Bennett, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5472. Wade Hampton Blanks, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 71-5475. William Cagle, 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. 70-193. Leonard Russo, petitioner, *v.* United States. 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. 70-280. Robert Summerlin, 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 and judgment reversed.

No. 70-5060. Dimas Campos-Serrano, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this petition.

No. 71-480. Melvin Harvey Tobias, 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. 71-482. William E. Sewell, petitioner, *v.* The Grand Lodge of the International Association of Machinists and Aerospace Workers. 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. 71-516. Jape Holley Taylor, 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. 71-524. Jack Heinz Thugut, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-532. City of Detroit et al., petitioners, *v.* Socomet, Inc. Petition for writ of certiorari to the Court of Appeals of Michigan denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-540. Louis Cramer et ux., 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. 71-5231. Ernest Turley, petitioner, *v.* George P. Adams, Judge, etc. Petition for writ of certiorari to the Supreme Court of Missouri denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-5232. Elmer J. Dixon, 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. 71-5467. Willie Walker, 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. 71-5468. Paul David Sutton, 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. 71-481. 3,317.39 Acres of Land, more or less, in Jefferson County, Arkansas, et al., petitioners, *v.* United States. Motion of petitioners to defer consideration denied. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-499. Angelo Mascia, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas, Mr. Justice Marshall, and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. 71-500. Lowell M. Birrell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Brennan took no part in the consideration or decision of this petition.

No. 71-518. Georgia Couch, Administratrix of the Estate of Otis O. Couch, petitioner, *v.* Missouri-Kansas-Texas Railroad Company. Petition for writ of certiorari to the Supreme Court of Oklahoma. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted and judgment reversed. *Rogers v. Mo. Pac. R. Co.* 352 U.S. 500.

No. 71-520. Charles L. McKendrick, Warden, petitioner, *v.* Milton Rivera. 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. 71-555. Gary Lee McIntyre, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Rehnquist took no part in the consideration or decision of this petition.

No. 71-567. Richardo Arredondo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 71-5357. Crispin Santos, petitioner, *v.* New York State Board of Parole. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas, Mr. Justice White and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 71-5444. Vivian E. Carlough, petitioner, *v.* Elliot Lee Richardson. Secretary of Health, Education and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. 71-5447. Ricardo Cornelius Beale, petitioner. *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Marshall is of the opinion that certiorari should be granted.

LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. 71-5396. Paul X. Duhart et al., petitioners. *v.* United States Court of Appeals for the Tenth Circuit et al. Motion for leave to file petition for writ of habeas corpus denied.

No. **71-5305**. Eugene Donald Cipolla, petitioner, *v.* Warden, et al. Motion for leave to file petition for writ of habeas corpus denied. Mr. Justice Douglas is of the opinion that the motion for leave to file petition for writ of habeas corpus should be granted.

LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. **71-464**. Joseph M. Kadans, petitioner, *v.* Roger D. Foley et al.; and

No. **71-5425**. 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.

No. **71-5277**. Albert H. Carter, petitioner, *v.* Court of Criminal Appeals of Texas. The application for stay of further court proceedings presented to Mr. Justice Stewart, and by him referred to the Court, is denied. Motion for leave to file petition for writ of mandamus denied. Mr. Justice Douglas is of the opinion that the motion for leave to file petition for writ of mandamus should be granted.

REHEARINGS DENIED

No. **1593**, October Term, 1970. Societe Industries Mechaniques Allies, petitioner, *v.* Oren R. Lewis, United States District Judge, etc.; and

No. **71-388**. Halcon International, Inc., petitioner, *v.* Monsanto Australia Limited. Motion for leave to file petitions for rehearing denied.

No. **70-97**. Norfolk and Western Railway Company, petitioner, *v.* Richard Nimetz et al.;

No. **70-5164**. Leo J. Gunston, petitioner, *v.* Superior Court, County of Alameda, California;

No. **70-5295**. Robert D. Pattillo, petitioner, *v.* Charles H. Wilson, Jr., et al.;

No. **71-264**. Harry R. Booth, petitioner, *v.* Lemont Mfg. Corp., et al.;

No. **71-398**. Ralph B. Thompson et ux., petitioners, *v.* James H. Clark, County Collector, etc., et al.;

No. **71-5052**. Frances Ginsberg, petitioner, *v.* Arthur Levitt, as Comptroller of the State of New York; and

No. **71-5337**. Ray E. Fullington et al., appellants, *v.* Con F. Shea, etc., et al. Petitions for rehearing denied.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
C. Michael Abbott	Scottsbluff, Nebr.	Bruce S. Rogow.
Theodore Samuel Abbott	Houston, Tex.	Rodney Dale Parrott.
Terrill D. Albright	Indianapolis, Ind.	Karl J. Stipher.
Clair Martin Aldrich	Provo, Utah	Victor Pershing Nelson.
Joe L. Allen, Jr.	Columbia, S.C.	Joseph C. Coleman.
George Applegate	San Francisco, Calif.	Don H. Banks.
George Lewis Argoe, Jr.	Columbia, S.C.	Joseph C. Coleman.
Timothy B. Atkeson	Washington, D.C.	Monroe Leigh.
Glenn Robert Ayres	Kearney, Nebr.	Darrell L. Peck.
Gerald L. Bader, Jr.	Denver, Colo.	Charles A. Friedman.
David S. Baime	Newark, N.J.	Max Mehler.
Michael Philip Balaban	Los Angeles, Calif.	Fred Selan.
Richard O. Ballentine	Midland, Mich.	William A. Groening.
William Wade Barham	Atlanta, Ga.	Ronald J. Arm- strong.
Robert J. Barrett	New Orleans, La.	William Manly Darlington.
Craig A. Beck	Minneapolis, Minn.	Peter Dorsey.
James Andrew Bennett	Mattoon, Ill.	Willis Pierce Ryan.
Philip Stephen Bennett, Sr.	Tallahassee, Fla.	Millard Caldwell.
Joel Bruce Berger	New York, N.Y.	William E. Hellerstein.
Saul Aaron Bernick	Minneapolis, Minn.	Harold Seymour Ruttenberg.
Richard George Besha	Washington, D.C.	Robert E. LeBlanc III.
Norborne Patrick Beville, Jr.	Manassas, Va.	Stanely A. Owens.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bruce Paul Bischof	Lake Oswego, Oreg.	Philip J. Engelgau.
Arnold Fredric Block	Chicago, Ill.	Vincent Bentivenga, Jr.
James F. Blue III	Asheville, N.C.	James M. Baley, Jr.
Ivan E. Bodensteiner	Fort Wayne, Ind.	Richard Chrisler VerWiebe.
John Haslet Boone	San Francisco, Calif.	Frederick P. Furth.
Laurel Otis Boyles	Winston-Salem, N.C.	Richard Gordon Badgett.
Leon Irving Brainis	Metairie, La.	Wallace Clayton LeBrun.
W. Michael Brinkley	Fort Lauderdale, Fla.	Russell E. Carlisle.
Robert Joseph Brown	Little Rock, Ark.	Edward L. Wright.
Frank Haze Burch	Phoenix, Ariz.	Henry S. Stevens.
John Burk	Casper, Wyom.	William J. Wehrli.
Julian David Butler	Huntsville, Ala.	Carl Atwood Elliott.
Gregory Carlson	Faribault, Minn.	Thos. C. Dillon.
Donald S. Carnow	Chicago, Ill.	Francis T. Crowe.
Edward Witt Chandler	Memphis, Tenn.	Daniel Albert Rezneck.
Donald Gordon Cherry	Gaithersburg, Md.	Nicholas deB. Katzenbach.
M. J. Clayburgh	Albuquerque, N. Mex.	George P. Jones III.
Ronald L. Clower	Dallas, Tex.	William VanDer- creek.
Harry Cole	Montgomery, Ala.	James J. Carter.
John Cyril Collins	Binghamton, N. Y.	John Richard Marshall, Jr.
Neil P. Convery	Saint Paul, Minn.	Jerome J. Segal.
Bill J. Cornelius	Jefferson, Tex.	Wright Patman.
J. R. Cornelius	Jefferson, Tex.	Wright Patman.
Thomas Marshall Crawford	Louisville, Ky.	William D. Grubbs.
James A. Crouch	Houston, Tex.	Kenneth M. Pacetti.
Thomas Niklaus Crowe	Phoenix, Ariz.	John J. Rhodes.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Howard Mosier Dabney	Riverside, Calif.	Byron Charles Morton.
John P. Dellett	Portland, Oreg.	Stephen W. Blore.
Stephen C. DeVries	Milwaukee, Wis.	Bruno V. Bitker.
Roman A. DiMeo	Santa Ana, Calif.	Elwood S. Ken- drick.
Wm. P. Donan	Greenville, Ky.	Arnold Levy.
Charles Joseph Doneghy	Toledo, Ohio	Mrs. Alice L. Robie Resnick.
Donald Alexander Douglas	Fort Lauderdale, Fla.	John William Stanford.
Augustus Venters Drake	Houston, Tex.	Billy E. Lee.
John Edward Eckel, Jr.	Galveston, Tex.	Edward W. Wat- son.
Ralph P. End	Midland, Mich.	William A. Groening.
Richard Alan Enslin	Kalamazoo, Mich.	John C. Howard.
Eugene John Fierro	Miami, Fla.	Gerard E. Pyszka.
Baxter H. Finch	Atlanta, Ga.	Hamilton Lokey.
Malcolm D. Finks	Boston, Mass.	Meyer Frank Englander.
James Joseph Fitzsimmons	Garden City, N.Y.	Bernard Petrie.
Bernard R. Fleisher	New York, N.Y.	E. David Rosen.
Darrell W. Foell	Midland, Mich.	William A. Groening.
G. Sarsfield Ford	Bridgeport, Conn.	James F. Kenney.
Douglas Ray Fortney	Dallas, Tex.	S. B. Bradley.
Lucien Philip Gauthier	Boston, Mass.	Edward F. Lussier.
Edward J. Gay III	New Orleans, La.	James Hanemann, Jr.
Carolyn Diane Gentile (Miss)	New York, N.Y.	Howard Schulman.
Robert Michael Gholston	Franklin, Ind.	William Crips Moore.
Guy Allen Gladson, Jr.	Miami, Fla.	Leonard P. Cardone.
Melvin L. Glauberman	New York, N.Y.	Louis A. Breier.
Philip T. Goldstein	Phoenix, Ariz.	Richard J. Herbert.
Theodore Goller	Houston, Tex.	Sweeney J. Doehring.
Raymond William Green	Lewiston, N.Y.	George W. Grider.
Bernard S. Grossman	Encino, Cal.	Harold W. Svenson.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jesse S. Guillot	New Orleans, La.	Andrew M. Weir.
Mark William Haase	Washington, D.C.	Eugene Joseph Metzger.
John Frederick Hagemann	Vermillion, S.D.	Robert E. Driscoll III.
Robert Lowery Hamilton	Orlando, Fla.	Robert Dyer.
Frank Hammond	Saint Paul, Minn.	J. Neil Morton.
Richard W. Hanes	Colorado Springs, Colo.	William R. Aman.
Samuel Glenn Harrod, Jr.	Eureka, Ill.	Jack E. Horsley.
Larry Kent Hercules	Kansas City, Mo.	K. Martin Worthy.
Russ M. Herman	New Orleans, La.	Andrew M. Weir.
Richard A. Heuerman	Midland, Mich.	William A. Groening.
Maxwell I. Hirsch	Chicago, Ill.	Charles B. Ehnborn.
William Bruce Hoff, Jr.	Chicago, Ill.	Robert L. Stern.
Samuel Overby Hoff man	Miami, Fla.	Gilbert A. Haddad.
Frank A. Howard, Jr.	Miami, Fla.	Don G. Nicholson.
Jay Jenkins	Atlanta, Ga.	Ronald J. Armstrong.
Reese Irby Joye, Jr.	Charleston, S.C.	I. M. Goldberg.
Stanley Kacir	Belton, Tex.	Crawford Collins Martin.
Leonard C. Kahn	Houston, Tex.	Stephen Andrew Perel.
Gilbert Martin Kapelman	Weston, Conn.	Arthur Frederick.
Billy R. Kerr	Baytown, Tex.	Billy E. Lee.
Edward Wylly Killorin	Atlanta, Ga.	E. Smythe Gambrill.
John Kirby	Atlanta, Ga.	Andrew A. Smith.
Donald Arthur Kuebler	Saginaw, Mich.	Judge Donald R. Freeman.
Edward J. Kuhlmann	Washington, D.C.	Miss Katrina Renouf.
Charles Edwin Lambdin	Barnesville, Ga.	Robert H. Smalley, Jr.
Edward John Landry	Houston, Tex.	Billy E. Lee.
Charles Munson Lanier	New Orleans, La.	James Hanemann, Jr.
David Lasky	Monsey, N.Y.	T. Roland Berner.
Edward George Lavery	Kansas City, Mo.	K. Martin Worthy.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William F. Lee, Jr.	Atlanta, Ga.	Beverly Bailey Bates.
Richard E. Leonard Benjamin Lerner	Saint Paul, Minn. Philadelphia, Pa.	Sydney Berde. Anthony G. Amsterdam.
Richard Henry Lippert Joseph P. Lordi	Cincinnati, Ohio Newark, N.J.	Arnold S. Levine. Barry H. Evenchick.
Alvin B. Lowe	Miami, Fla.	Frederic C. Davant.
Martin I. Lubaroff Allan W. Lugg Thomas Glenn Mancuso	Wilmington, Del. Lock Haven, Pa. Montgomery, Ala.	E. Norman Veasey. Isidore Bergner. Joseph David Phelps.
Harry Walter Margolis John Kuhns McBride Charles E. McCranie	Dallas, Tex. Lafayette, Ind. Atlanta, Ga.	Morris I. Jaffe. Cable G. Ball. Ellis Ray Brown, Sr.
Michael Owen McDonald	Louisville, Ky	Wallace H. Spalding, Jr.
C. E. H. McDonnell	Pasadena, Cal.	William John Currer, Jr.
John S. McEldowney	Galveston, Tex.	Robert Preston Shirley.
Lequita Joyce McKay (Mrs.)	Los Angeles, Calif.	Edward Raiden.
Thomas Knight McWhorter	Jonesboro, Ga.	Albert Sidney Johnson.
Raymond Frederic Mensing, Jr.	Portland, Oreg.	David S. Pattullo.
Jack Wallace Morgan, Jr.	Marina del Rey, Calif.	George R. Baffa.
Robert G. Munro Craig Alexander Murdock Pauline Newman (Miss) Wayne L. Nix Lawrence Francis Noble	Milwaukee, Wis. Denver, Colo. New York, N.Y. Jackson, Miss. Washington, D.C.	James Urdan. Roy O. Goldin. Milton Zucker. Dan Huff Shell. Eugene Joseph Metzger.
Thomas J. Novak	Phoenix, Ariz.	Moise Emil Berger.
Joseph P. Noel	Kokomo, Ind.	Elwood Haynes Hillis.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Lawrence O'Callaghan, Jr.	Atlanta, Ga.	E. Smythe Gambrell.
Harry Kelly Ogle	Menlo Park, Cal.	Frank Piombo.
Joseph C. Olschner	Jacksonville, N.C.	Charles Woodrow Teague
John M. O'Quinn	Houston, Tex.	Walter James Kronzer, Jr.
Lawrence L. Pauley	Huntington, W. Va.	Francis Mayhue.
Gilbert Pavlovsky	San Francisco, Calif.	William Howard O'Bryan, Jr.
Kim Harris Pearman	Los Angeles, Calif.	Evelle J. Younger.
Robert J. Penrod	Long Beach, Calif.	James Peter Zarifes.
Ann Holsonback Phillips (Mrs.)	Asheville, N.C.	James M. Baley, Jr.
Douglas C. Pope	Houston, Tex.	Samuel William- son.
Ernest Luther Potter, Jr.	Huntsville, Ala.	Carl Atwood Elliott.
Eugene Rowland Preaus	New Orleans, La.	James Hanemann, Jr.
Ronald J. Raben	St. Louis, Mo.	Stanley M. Rosenblum.
Omer L. Rains	Ventura, Calif.	Woodruff J. Deem.
Robert Milton Raives	New York, N.Y.	Louis A. Breier.
Carl R. Ramey	Washington, D.C.	Vernon L. Wilkin- son.
Leonard A. Rapoport	Saint Paul, Minn.	Linn J. Firestone.
Harry S. Redman, Jr.	New Orleans, La.	James Hanemann, Jr.
Joseph Gauthier Resweber	Houston, Tex.	Billy E. Lee.
Michael Brenton Rick	Milwaukee, Wis.	Russell Clarence Schallert.
Charles Dallas Rodgers	Edinburg, Ind.	Hugh R. Couch.
James P. Rogers	Portland, Oreg.	Manley B. Strayer.
John J. Roper	South Bend, Ind.	Nathan Levy.
Joseph A. Roper	South Bend, Ind.	Nathan Levy.
Fred E. Schlegel	Indianapolis, Ind.	Thomas M. Lofton.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ralph Francis Scofield	Bridgeport, Conn.	James F. Kenney.
Walter Israel Seligsohn	Croton-on- Hudson, N.Y.	Mrs. Siegrun D. Kane.
Frank James Sensen- brenner, Jr.	Shorewood, Wis.	Donald W. Zautcke.
James M. Shellow	Milwaukee, Wis.	Percy L. Julian, Jr.
Anthony D. Sheppard	Houston, Tex.	Billy E. Lee.
Deanne C. Siemer (Miss)	Washington, D.C.	Ezekiel G. Stoddard.
Henry D. Sintzenich II	Macomb, Ill.	Thomas Jerome Immel.
Julius C. Smith	Chaska, Minn.	Curtis Lloyd Roy.
Alvin L. Snowiss	Lock Haven, Pa	Isidore Bergner.
Edward A. Sokoloff	Boston, Mass.	Meyer Frank Englander.
Lee E. Solomon	Burlingame, Calif.	William John Scammon.
Bruce Eugene Staffin	Dallas, Tex.	Morris I. Jaffe.
Terry S. Stanford	Dallas, Tex.	William VanDercreek.
Lewis George Steinberg	Lock Haven, Pa.	Isidore Bergner.
James Edward Stevens	San Francisco, Calif.	Charles W. Kenady.
Jerry M. Stewart	Phoenix, Ariz.	J. Douglas McVay.
Ronald Lee Stockham	Morrisville, Pa.	C. David Krewson.
Robert Gentry Stovall, Jr.	Denver, Colo.	Ira C. Rothgerber, Jr.
John F. Sullivan, Jr	Indianapolis, Ind.	W. Gordon Davis.
Jack Thorp Swafford	Los Angeles, Calif.	Stanley C. Lagerlof.
Nicholas W. Thiemann	Westport, Conn.	Jack Stock.
Charles Anson Thompson	Dallas, Tex.	Harold M. Slaughter.
Michael E. Tigar	San Francisco, Calif.	Edward Bennett Williams.
Thomas James Trimble	Phoenix, Ariz.	John Alfred Riggins, Jr.
James Roy Truschke	Chicago, Ill.	James S. Veldman.
John Arthur Tucker, Jr.	Washington, D.C.	Robert H. Finch.
Albin E. Ulle	Midland, Mich.	William A. Groening.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Paul B. Urion	Rochester, N.H.	Alan S. Novins.
Eugene M. Van Loan III	Bedford, N.H.	Winthrop Wadleigh.
Glenn Vickery	Houston, Tex.	Bailey Edgar Tynes, Jr.
Larry L. Vickrey	Minneapolis, Minn.	Curtis Lloyd Roy.
John C. von Lehe	Columbia, S.C.	Joseph C. Coleman.
Ralph N. Wadleigh	La Junta, Colo.	George L. Strain.
Steve M. Watkins	Tallahassee, Fla.	J. Ben Watkins.
Alan Wm. Weinblatt	Saint Paul, Minn.	Sydney Berde.
Leslie Kent Whitaker	San Francisco, Calif.	William E. Trautman.
James P. White, Jr.	Bridgeport, Conn.	James F. Kenney.
Thomas Eli Wiener	Washington, D.C.	Hyman S. Goodwin.
William L. Wiesman	Owensboro, Ky.	Wells T. Lovett.
Isaiah White Williams	St. Petersburg, Fla.	Fred Gillam Minnis.
Edward John Winter, Jr.	Coral Gables, Fla.	Harold Heller.
John L. Woolling	Indianapolis, Ind.	Gerald R. Redding.
Matthew Henry Zwerling	Washington, D.C.	Miss Marilyn Cohen.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John E. Cross	Detroit, Mich.	Brice Wilson Rhyne.
John R. McKinlay	Detroit, Mich.	Brice Wilson Rhyne.
Kirby Hendee	Madison, Wis.	Jerris Leonard.

OPINIONS

No. 70-61. Securities and Exchange Commission, petitioner, *v.* Medical Committee for Human Rights. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment vacated and case remanded to the Court of Appeals for dismissal.

Opinion by Mr. Justice Marshall. Dissenting opinion by Mr. Justice Douglas. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-47. 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. Judgment vacated and case remanded to the United States District Court for the Southern District of Florida with leave to the appellants to amend their pleadings. Opinion *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

The Chief Justice said :

“Since the last regular sitting of the Court in December, our beloved brother, Mr. Justice John Marshall Harlan, died, and it is appropriate that we take note today of his death on December 29, 1971.

“Much has already been written in professional journals and in the nation’s press of the life and work of Justice Harlan, and much more will be said and written. Everyone acknowledges his great contribution to work of the Court in which he dedicated so large a part of his career in the law.

“For us in the Court, however, the loss is far more than the loss of a colleague valued for his great legal abilities, for his penetrating mind, and as a prodigious worker. He was all of these, but to us he was much more. The deep personal loss to us in the departure of a beloved friend whose warmth and gaiety lightened all the burdens and cheered all the gatherings of the Justices of this Court for sixteen years. Words are inadequate to express the deep affection felt for John Harlan and our admiration for his gallant courage in adversity and illness. We will miss him greatly.

“In due course there will be an appropriate memorial proceeding in this Court and a date will be fixed for that purpose.”

ORAL ARGUMENT

No. 69-5035. Frank Johnson, appellant, *v.* Louisiana. Reargued by Mr. Richard A. Buckley for the appellant and by Mrs. Louise Korns for the appellee.

No. 69-5046. Robert Apodaca, Harry Morgan Cooper, Jr., and James Arnold Madden, petitioners, *v.* Oregon. Reargued by Mr. Richard B. Sobol for the petitioners and by Mr. Jacob B. Tanzer for the respondent.

No. **70-305**. Commissioner of Internal Revenue, petitioner, *v.* First Security Bank of Utah, N. A., et al. Argued by Mr. Ernst J. Brown for the petitioner and by Mr. Stephen H. Anderson for the respondents.

No. **70-52**. United States, petitioner, *v.* Mississippi Chemical Corporation et al. Argued by Mr. Matthew J. Zinn for the petitioner and by Mr. John C. Satterfield for the respondents.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell and Mr. Justice Rehnquist.

ADMISSIONS TO THE BAR

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James E. Mesnier	St. Louis, Mo.	Fred D. Turnage.
Charles Dolan Sapienza	Jersey City, N.J.	Andrew F. Phelan.

OPINIONS

No. 79-79. Reliance Electric Company, petitioner, *v.* Emerson Electric Company. On writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Judgment affirmed. Opinion by Mr. Justice Stewart. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan and Mr. Justice White join. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-86. United States, petitioner, *v.* Forrest S. Tucker. 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 Blackmun with whom Mr. Chief Justice Burger joins. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

The Chief Justice said:

“As we hear arguments in this first session of 1972, it is appropriate that we take note that this is the first time in 35 years that Mr. Perry Lippitt is not a part of the staff of the Supreme Court.

“Mr. Lippitt retired as Marshal of the Court on December 31, but observers will have noted that on last Friday, January 7, one week after his retirement, he was present in the courtroom to collaborate with his successor for the oath-taking ceremonies of our two new colleagues. This was typical of Perry Lippitt’s dedication to duty and loyalty to the Court that he served so long.

“During his tenure at the Court he served with nearly one-third of all the 100 Justices of the Court and five Chief Justices commencing with his appointment in the time of Chief Justice Hughes.

“Mr. Lippitt leaves with the warmest wishes of the Court and the staff of the Court for all good things in the years ahead.”

ORAL ARGUMENT

No. 69-4. Joseph Arthur Zicarelli, appellant, *v.* The New Jersey State Commission of Investigation. Argued by Mr. Michael A. Querques for the appellant, by Mr. Andrew F. Phelan for the appellee and by Mr. George F. Kugler, Jr., for the State of New Jersey, as *amicus curiae*.

No. 70-7. Albert Sarno and Chris Cardì, petitioners, *v.* Illinois Crime Investigating Commission. Argued by Mr. Frank G. Whalen for the petitioners and by Mr. Joel M. Flaum for the respondent.

No. 70-117. Charles Joseph Kastigar and Michael Gorean Stewart, petitioners *v.* United States. Argued by Mr. Hugh R. Manes for the petitioners and by Mr. Solicitor General Erwin N. Griswold for the respondent.

No. 70-74. Pipefitters Local Union No. 562 et al., petitioners, *v.* United States. Argued by Mr. Morris A. Shenker for the petitioners and by Mr. Lawrence G. Wallace for the respondent.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell and Mr. Justice Rehnquist.

OPINIONS

No. 70-38. Federal Power Commission, petitioner, *v.* Florida Power & Light Company. 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 reinstatement of the order of the Federal Power Commission. Opinion by Mr. Justice White. Dissenting opinion by Mr. Justice Douglas with whom Mr. Chief Justice Burger joins. Mr. Justice Stewart, Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-5037. Don Richard Lego, petitioner, *v.* John Twomey, Warden. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment affirmed. Opinion by Mr. Justice White. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas and Mr. Justice Marshall join. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Everett H. Falk	Nashville, Tenn.	Robert Hassler Roberts.
Kenneth P. Jacobus	Anchorage, Alaska.	Theodore Fulton Stevens.
Robert Rodney Rickett	McLean, Va.	Theodore Fulton Stevens.

ORAL ARGUMENT

No. 70-5012. George William Milton, petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Corrections. Argued by Mr. Neil P. Rutledge for the petitioner and by Mr. J. Robert Olian for the respondent, *pro hac vice*, by special leave of Court.

No. 70-286. Iowa Beef Packers, Inc., petitioner, *v.* Edward D. Thompson et al. Leave granted Mr. A. Raymond Randolph, Jr. to appear and present oral argument for the United States, as *amicus curiae, pro hac vice*, on motion of Mr. Solicitor General Erwin N. Griswold. Argued by Mr. Louis S. Goldberg for the petitioner, by Mr. A. Raymond Randolph Jr., for the United States, as *amicus curiae, pro hac vice*, by special leave of Court. and by Mr. Raymond Edward Franck for the respondents.

No. 70-72. United States, petitioner, *v.* Chas. Pfizer & Co., Inc., et al. Argued by Mr. Daniel M. Friedman for the petitioner and by Mr. John E. F. Wood for the respondents.

No. 70-267. National Labor Relations Board, petitioner, *v.* Robert Scrivener dba AA Electric Company. Argued by Mr. William Terry Bray for the petitioner and by Mr. Donald W. Jones for the respondent.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

OPINIONS

No. 70-92. California Motor Transport Co. et al., petitioners, *v.* Trucking Unlimited et al. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed and case remanded to the United States District Court for the Northern District of California for trial. Opinion by Mr. Justice Douglas. Opinion by Mr. Justice Stewart with whom Mr. Justice Brennan joins concurring in the result. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-112. James E. Groppi, petitioner, *v.* Jack Leslie, Sheriff of Dane County. 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 *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-5025. Francis Haines, petitioner, *v.* Otto J. Kerner, Former Governor, State of Illinois, et al. 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 *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

ORAL ARGUMENT

No. 70-5122. Dennis Stephen Duncan, petitioner, *v.* Tennessee. The Chief Justice announced that Mr. Justice Douglas will participate in this case on the basis of the record and briefs. He is unavoidably absent today.

Argued by Mr. Rodger N. Bowman for the petitioner and by Mr. Everett H. Falk for the respondent.

No. 70-5388. Otis Loper, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Argued by Mr. John T. Cabaniss for the petitioner and by Mr. Robert Darden for the respondent.

No. 71-123. National Labor Relations Board, petitioner, *v.* Burns International Security Services, Inc., et al.; and

No. 71-198. Burns International Security Services, Inc., petitioner, *v.* National Labor Relations Board et al. One and one half hours allowed for oral argument. Argued by Mr. Norton J. Come for the National Labor Relations Board, by Mr. Gordon A. Gregory for International Union, United Plant Guard Workers of America, and by Mr. Charles G. Bakaly, Jr., for the Burns International Security Services, Inc.

No. 70-161. Elliot L. Richardson, Secretary of Health, Education, and Welfare, appellant, *v.* Radie Wright et al.; and

No. 70-5211. Radie Wright et al., appellants, *v.* Elliot L. Richardson, et al. Argued by Mr. L. Patrick Gray, III, for the appellant in No. 70-161, and the appellee in No. 70-5211 and by Mr. Robert N. Saylor for the appellees in No. 70-161 and the appellants in No. 70-5211.

Adjourned until Monday, January 17, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

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. 70-5266. Shirley J. Lloyd and Della C. Cook, appellants, *v.* Third Judicial District Court in and for Salt Lake County, State of Utah. Appeal from the Supreme Court of Utah. Motion for leave to proceed *in forma pauperis* granted. Judgment vacated and case remanded to the Supreme Court of Utah for further consideration in light of *Boddie v. Connecticut*, 401 U.S. 371 (1970). 1971

No. 70-5377. Lester W. Burr et al., appellants, *v.* Sidney E. Smith, Secretary of Department of Social and Health Services of Washington. Appeal from the United States District Court for the Western District of Washington. Judgment affirmed. Mr. Justice Douglas would note probable jurisdiction and set case for oral argument.

No. 71-519. Vivian Spencer, an infant by her guardian ad litem, Nancy Spencer, et al., appellants, *v.* George F. Kugler, Attorney General of New Jersey, et al. Appeal from the United States District Court for the Northern District of New Jersey. Judgment affirmed. Dissenting opinion by Mr. Justice Douglas.

No. 71-5318. William Garner, appellant, *v.* Nelson A. Rockefeller, Governor of New York State, 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. 71-5729. Thomas W. Lippitt, appellant, *v.* Joseph A. Cipollone et al. Appeal from the United States District Court for the Northern District of Ohio. Judgment affirmed. Dissenting opinion by Justice Douglas. Mr. Justice Brennan, Mr. Justice White and Mr. Justice Powell dissent.

CERTIORARI—SUMMARY DISPOSITION

No. 71-596. Scrap Loaders, Inc., petitioner, *v.* Pacific Coast Shipping Co., Liberia; and

No. 71-602. Pacific Coast Shipping Co., Liberia, petitioner, *v.* Michael J. Ryan. On petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Petitions for writs of certiorari granted, judgment vacated and cases remanded to the Court of Appeals for further consideration in light of *Usner v. Luckenbach Overseas Corp.*, 400 U.S. 494 (1970), and *Victory Carriers, Inc. v. Law* 404 U.S.—(1971).

No. 71-5368. Boldassaro DeMino, petitioner, *v.* New York. On petition for writ of certiorari to the Court of Appeals of New York. Motion for leave to proceed in *forma pauperis* and petition for writ of certiorari granted. Judgment reversed. *Price v. Georgia* 398 U.S. 323 (1970).

ORDERS IN PENDING CASES

No. A-562. Eugene M. Garner, petitioner, *v.* United States. The application for reconsideration of denial of bail presented to the Chief Justice, and by him referred to the Court, is denied.

No. 68-5027. Earnest James Aikens, Jr., petitioner, *v.* California;

No. 69-5003. William Henry Furman, petitioner, *v.* Georgia;

No. 69-5030. Lucious Jackson, Jr., petitioner, *v.* Georgia; and

No. 69-5031. Elmer Branch, petitioner, *v.* Texas. The motion of The American Civil Liberties Union for leave to participate in oral argument, as *amicus curiae*, is denied.

No. 70-88. S&E Contractors, Inc., petitioner, *v.* United States. This case is restored to the calendar for reargument.

No. 71-595. Gerald C. Nichol, etc., et al., appellants, *v.* Alfred L. Kennan et al. The application for a stay of interlocutory injunction and stay of further proceedings in the United States District Court for the Western District of Wisconsin presented to Mr. Justice Marshall, and by him referred to the Court, is denied.

No. 71-609. Terminal Freight Handling Co., et al., petitioners, *v.* Joseph H. Solien, Regional Director etc. The motion to defer consideration is granted.

No. 71-5103. John J. Morrissey and G. Donald Booher, petitioners, *v.* Lou V. Brewer, Warden, et al. The motion of the petitioner for the appointment of counsel is granted, and it is ordered that W. Don Brittin, Jr., Esquire, of Des Moines, Iowa, be, and he is hereby, appointed to serve as counsel for the petitioner in this case.

CERTIORARI GRANTED

No. 71-492. Lloyd Corporation, Ltd., petitioner, *v.* Donald M. Tanner et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 71-559. United States, petitioner, *v.* Chester Fuller, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 71-315. Deepsouth Packing Co., Inc., petitioner, *v.* The Laitram Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted limited to Question 1 presented by the petition which reads as follows:

"1. Is an apparatus claim of a United States patent directed to a combination of elements, each of which is old, infringed under 35 U.S.C. § 271(a) when:

(a) although the individual elements are manufactured in the United States,

(b) the individual elements are never assembled in the United States, and

(c) the first and only assembly of the elemental parts into an operable combination or apparatus occurs, and all testing, adjustment, modification and use of the assembled apparatus is conducted in, a foreign country?"

No. 71-507. Wilfred Keyes et al., petitioners, *v.* School District No. 1, Denver, Colorado, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit granted. Mr. Justice White took no part in the consideration or decision of this petition.

No. 71-573. Melvin Laird, Secretary of Defense, et al., petitioners, *v.* Jim Nick Nelms et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. 71-5255. Willie Mae Barker, petitioner, *v.* John W. Wingo, Warden. Motion for leave to proceed herein *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

CERTIORARI DENIED

No. 71-254. A. F. Westmoreland, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. 71-369. Guilford Dinsmuir Shaw, petitioner, *v.* Peter Pitchess, etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-574. Carl J. Nemelka et al., petitioners, *v.* Securities and Exchange Commission et al. Petition for writ of certiorari to the United States Court of Appeals for the ~~Eighth~~ Circuit denied. ^{10th}

No. 71-577. The Municipal Court of the East Los Angeles Judicial District, County of Los Angeles, California, et al., petitioners, *v.* James Perrine et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-579. Vadee Kroft, petitioner, *v.* Wilbur H. Cox et al. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. 71-581. SS Santa Rosa, etc., et al petitioners, *v.* Edith Loomis. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-582. Laurence H. Frommhagen, petitioner, *v.* J. Henry Glazer. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-584. Otis Patrick, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. 71-587. Franklin Township, petitioner, *v.* Borough of Delmont. Petition for writ of certiorari to the Commonwealth Court of Pennsylvania denied.

No. 71-590. Hipolito Vega, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-591. Betty B. Rawls, petitioner, *v.* The Conde' Nast Publications, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-592. Kenneth Ray Giza, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 71-597. George A. Angle, dba Kansas Refined Helium Company, 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. 71-598. Francis G. Mantzaris, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-601. Ozark Air Lines, Inc., petitioner, *v.* Civil Aeronautics Board. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-603. Joseph W. Nowak, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-607. Samuel Rizzo DeCavalcante, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-610. Town Park Hotel Corporation, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-612. Kurt von Poppenheim, petitioner, *v.* Portland Boxing & Wrestling Commission et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-614. Clifford Severson et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-5141. Charles Robert Clarke, petitioner, *v.* John C. Burke, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-5150. Soule Dowlingtson, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 71-5154. Cecilia Goldman, petitioner, *v.* City of St. Louis. Petition for writ of certiorari to the Supreme Court of Missouri denied. →

No. 71-5160. Richard Emmett Smiley, petitioner, *v.* Louis S. Nelson, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5198. Gordon C. Gaskins, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 71-5358. In the Matter of Terry Eugene Jones, Bankrupt, petitioner. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5361. Floyd P. Brown, Jr., petitioner, *v.* Julian F. Hirst, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5386. Arthur Ronald Crittendon, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 71-5476. John G. Oppenheimer, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 71-5477. Furman Gray, petitioner, *v.* John L. Zelker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5478. Isaias Lara, 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. 71-5479. John Todaro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5480. James A. Proctor and Robert L. Armstead, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-5481. Emmitt Earl Stevenson, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. 71-5482. Edward McCray, petitioner, *v.* United States Marshal for the District of Kansas et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5483. Lewis James Jones, petitioner, *v.* John L. Zelker, Superintendent, etc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5485. William Eugene Kendall, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. 71-5487. James Cesario, an infant by his father and natural guardian, Anthony Cesario, petitioner, *v.* Richard J. Davison et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-5488. Daniel Oliver, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 71-5489. Andrew L. Walker, petitioner, *v.* Joseph P. Kinneary, Judge. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5491. Watt T. Henry, Jr., petitioner, *v.* Donald Johnson, Administrator, Veterans Administration. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5492. Anthony J. Monteiro, petitioner, *v.* Philip J. Picard, Superintendent, Norfolk Prison Colony. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-5493. Carlos Sandoval, Jr., et al., petitioners, *v.* The Superior Court of Los Angeles County. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-5494. Lorene Heflin Hill, Administratrix, petitioner, *v.* Ohio County, Kentucky, et al. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 71-5495. Tommie Lee Dunmore, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

1796 No. ~~71-5946~~ Merrill Lane Andrews, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Wake Superior Court of North Carolina denied.

No. 71-5498. John D. Baugess, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5499. Del O'Neal, 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. 71-5500. Charlotte J. Cash, petitioner, *v.* Municipal Court of City and County of San Francisco, California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 71-5501. Edward Sheris, petitioner, *v.* John O. Morton, et al. Petition for writ of certiorari to the Supreme Court of New Hampshire denied.

No. 71-5502. Francis Michael Evans, Donald Lee Kness and Gene Allen Knudtson, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5503. James Virgil Counts, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5504. Edward D. Feurtado, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 71-5506. Anthony Calabro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5507. Alphonse Legree, petitioner, *v.* New York. Petitioner for writ of certiorari to the Court of Appeals of New York denied.

No. 71-5509. Edward A. Burt, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 71-5512. Albert Escobar, petitioner, *v.* Burton B. Roberts, District Attorney, Bronx County, et al. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-5514. William Thomas McGovern, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 70-173. Aluminum Company of America, et al., petitioners, *v.* Woods Exploration & Producing Company, Inc., et al. Petition for writ of certiorari to the United States of Appeals for the Fifth Circuit denied. Mr. Justice Stewart is of the opinion that certiorari should be granted.

No. 71-121. Pro-Football, Inc., et al., petitioners, *v.* Norman F. Hecht et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Stewart, Mr. Justice White and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 71-498. Robert Olf, by and through his guardian ad litem, Mrs. Sonny Olf, petitioner, *v.* East Side Union High School District. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Dissenting opinion by Mr. Justice Douglas.

No. 71-578. Martha Ann Lynch Porter, et al., petitioners, *v.* Bert A. Lynch Jr. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice White and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. 71-580. Charles Calvin Kellis, 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. 71-606. Charles Thomas Collins, petitioner, *v.* W. G. Black, Superintendent. 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. 71-583. Neville M. Tucker, 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. 71-594. Frank Zizzo, 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. 71-613. Delta Malancon, petitioner, *v.* RMK-BRJ, a Joint Venture. 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. 71-5185. Calvin Kearney, petitioner, *v.* Harry Fritz, Superintendent of Auburn Correctional Facility, 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. 71-5484. Jack Joseph Pryor, 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. 71-5508. John Huey Honore, 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. 71-604. Robert Anthony White, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Rehnquist took no part in the consideration or decision of this petition.

No. 71-608. C.T.S. Company, Inc., petitioner, *v.* Cornwell Quality Tools Co.; and

No. 71-697. Cornwell Quality Tools Co., petitioner, *v.* C.T.S. Company, Inc. Petitions for writs 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 in No. 71-608. Mr. Justice Powell took no part in the consideration or decision of these petitions.

No. 71-5162. Juan Manuel Mojarro Padilla, petitioner, *v.* Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied. Mr. Justice Douglas and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 71-5286. Martin Sostre, petitioner, *v.* Russell G. Oswald, Commissioner of Corrections of State of New York, et al. Motion of Wisconsin Judicare for leave to file a brief, as *amicus curiae*, and to dispense with printing granted. 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. 71-5405. Robert Joe Robins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas and Mr. Justice Marshall join.

No. 71-5459. Wilbert Polk, 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 with whom Mr. Justice Brennan concurs.

REHEARINGS DENIED

No. 71-262. William O'Keeffe, Deputy Commissioner, Sixth Compensation District, Department of Labor, petitioner, *v.* Aerojet-General Shipyards, Inc. ;

No. 71-393. Alphonzo L. Dowell et ux., petitioners, *v.* United States ;

No. 71-443. Donald J. Wiener and Wiley Gene Dulin, petitioners, *v.* California ;

No. 71-5081. Albert H. Carter, petitioner, *v.* Texas ; and

No. 71-5392. John C. Bennett, petitioner, *v.* United States Director of Internal Revenue, etc., et al. Petitions for rehearing 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 Second Circuit during the period beginning April 3, 1972, and ending April 7, 1972, and for such additional time in advance thereof to prepare for the trial of cases, 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 Eighth Circuit during the period beginning April 10, 1972, and ending April 14, 1972, and for such additional time in advance thereof to prepare for the trial of cases, 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, January 24, 1972, until Tuesday, February 22, 1972.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bernard J. Allard	Saratoga, Calif.	Dean Everett Stenberg.
John E. Armstrong	Madison Wis.	LeRoy L. Dalton.
Bill Atkins	Arlington, Tex.	Stewart W. DeVore.
Louis J. Barnes	Chicago, Ill.	Richard E. Girard.
Jeffrey Warner Bartlett	Chicago, Ill.	Helmuth A. Wegner.
J. Wendell Bayles	Salt Lake City, Utah.	Joseph Severn Jones.
Emil J. Becker, Jr.	Evansville, Ind.	Jack Arthur Stone.
Virgil L. Beeler	Indianapolis, Ind.	Thomas M. Lofton.
Joyce Blalock (Miss)	Santa Fe, N. Mex.	Claude R. Branch:
Charles McKinley Boyles	Glenview, Ill.	Neil H. Ashley.
Henry Edwards Brown	Washington, D.C.	Oscar L. Chapman.
Gary Lynn Bryenton	Cleveland, Ohio	Benj. F. Fiery.
Dwight B. Buss	Cleveland, Ohio	Warren Daane.
R. R. Campagna	San Bernardino, Calif.	Arthur M. Olson.
Donald Monroe Carmichael	Boulder, Colo.	Horace Anthony Ruckel.
John Baker Carrico	Charleston, W. Va.	Stanley E. Preiser.
Kenneth H. Castleberry	Little Rock, Ark.	Joseph Dudley Bell IV.
Josef Deen Cooper	Chicago, Ill.	Robert Louis Joel Joseph.
Stephen Michael Shoyer Courtland	Philadelphia, Pa.	Eric Jan Fygi.
James Wright Crabtree	Miami, Fla.	Hervey H. Yancey, Jr.
Clay Carter Cunningham	San Antonio, Tex.	Thomas Joseph Krauska.
Robert T. Daeger	Los Angeles, Calif.	Alex Samuel Chernow.
Hugh M. Davenport	Jacksonville, Fla.	Cleveland Ray Greene, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Sidney Smith Eagles, Jr.	Raleigh, N.C.	Robert Burren Morgan.
Robert Dean Earp	El Paso, Tex.	Richard C. White.
David Einar Engdahl	Boulder, Colo.	William M. Cohen.
Elliot S. Epstein	Chicago, Ill.	Abner Joseph Mikva.
Frank A. Finnerty, Jr.	Bayville, N.Y.	J. Bertram Wegman.
David C. Forsberg	Saint Paul, Minn.	J. Neil Morton.
George Clemon Freeman, Jr.	Richmond, Va.	Eppa Hunton IV.
Michael J. Galvin, Jr.	Saint Paul, Minn.	J. Neil Morton.
Joseph Morton Gedan	Honolulu, Hawaii	Michael Ramsey Sherwood.
Eliot Samuel Gerber	New York, N.Y.	Guy Wilson Shoup.
Ronald Robert Glancz	Washington, D.C.	Sol. Gen. Erwin N. Griswold.
Michael M. Glusac	Detroit Mich.	John F. Hathaway.
Jack C. Goldstein	Houston, Tex	Giles Sutherland Rich.
John Robert Goodwin	Morgantown, W. Va.	Richard E. Hamstead.
Nelson Lawrence Gordon	Columbus, Ohio	Bernard Cohen.
Robert Emmet Grant	New York, N.Y.	Robert Kiyoshi Fukuda.
Samuel L. Hanson	Saint Paul, Minn.	K. Neil Morton.
Henry H. Harbour	Longview, Tex.	Fred Raymond Erisman Jr.
Frederick Augustus Harrison, Jr.	Maimi Fla.	Gerald Silverman.
Edward H. Heitmiller	Philadelphia, Pa.	Richard D. Harburg.
Eric Leonard Hirschhorn	New York, N.Y.	George Miron.
Raymond R. Hyre	Moundsville, W. Va.	Don. A. Barr.
Doris Naomi Jaffe (Mrs.)	Los Angeles, Calif.	Edward Raiden.
Franklin Delano Jankosky	Los Angeles, Calif.	Paul M. Coble.
Harold B. Jones	Midland, Tex.	Charles Eugene Benson.
Jack Stephen Kannry	New York, N.Y.	Richard P. Charles
Leonard J. Keyes	Saint Paul, Minn.	J. Neil Morton.
Albert H. Kramer	Washington, D.C.	William A. Dobrovir.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Karl Wilfred Kristoff	Chicago, Ill.	Arnold C. Castle.
Richard E. Kyle	Saint Paul, Minn.	J. Neil Morton.
Stanley Edwin Latman	Dallas, Tex.	Harry Alonzo DeFord II.
Martin Kenneth Leppo	Boston, Mass.	Joseph S. Oteri.
Norman P. Leventhal	Washington, D.C.	Vernon L. Wilkinson.
Nancy Duff Levy (Mrs.)	New York, N.Y.	Steven Jay Cole.
Rose Ann Littlepage (Mrs.)	Mart, Tex.	Paxton King Littlepage.
Gerald Hodge Mayberry	Springfield, Ill.	Philip Joseph Rock.
Edward J. McFetridge	San Francisco, Calif.	George H. Hauerken.
James Joseph McGillan	Manchester, N.H.	Ira M. Lowe.
Joseph M. Millious	Columbus, Ohio	J. Richard Emens.
Robert D. Mishne	Sioux City, Iowa	David Wallace Stewart.
John L. Moncure	Houston, Tex.	Garnett Ernest Caldwell.
Charles S. Montagna	Norfolk, Va.	Calvin W. Breit.
Nick C. Nichols	Houston, Tex.	Wilburn Wade Watkins.
Lynwood Edward Noah	Gregory, Mich.	Jerome D. Farmer II.
James H. O'Hagan	Minneapolis, Minn.	Peter Dorsey.
Don Haywood Pace	Cleveland, Ohio	James P. Garner.
Michael A. Paris	Boston, Mass.	Joseph S. Oteri.
Elliot Paskoff	New York, N.Y.	Leonard C. Zamore.
William Wayne Patterson	Waco, Tex.	Robert H. Nielsen.
Henry Franklin Perritt, Jr.	Jacksonville, Fla.	Harry T. Gray
John E. Peterson, Jr.	Long Beach, Calif.	James Peter Zarifes.
Griffith F. Pitcher	Orlando, Fla.	Norman Francis Burke.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Roy Earl Potts	Los Angeles, Calif.	James Horace Kindel, Jr.
John Dale Powers	Baton Rouge, La	Charles Simon McCowan, Jr.
Jerold Alan Prod	Los Angeles, Calif.	Edward M. Belasco.
Ronald S. Rauchberg	New York, N.Y.	Stephen Rackow Kaye.
Veryl Lee Riddle	St. Louis, Mo.	Robert H. McRoberts.
Leonard M. Ring	Chicago, Ill.	Lawrence Gunnels.
Claude Russell Ross	Atlanta, Ga.	Hamilton Lokey.
C. Arthur Rutter, Jr.	Norfolk, Va.	Calvin W. Breit.
Barry Satlow	New York, N.Y.	Alan H. Levine.
David M. Schreiber	Las Vegas, Nev.	James D. Santini.
John Henry Schulte	Miami, Fla.	Harvey H. Yancey, Jr.
Royce H. Schulz	San Francisco, Calif.	Michael N. Khourie.
George Ames Sears	San Francisco, Calif.	Francis N. Marshall.
Hamilton P. Smead, Jr.	Longview, Tex.	Jerry Strickland Harris.
John M. Smith	Longview, Tex.	Fred Raymond Erisman, Jr.
Ronald J. Stauber	Beverly Hills, Calif.	Marshall Mark Winer.
Henry Samuel Stolar	St. Louis, Mo.	Lon Hocker.
Julian Tepper	Bethesda, Md.	Howard C. West- wood.
Jonathan E. Thackeray	Cleveland, Ohio	James P. Garner.
Arthur C. Thorpe	Oak Park, Ill.	Jack M. Siegel.
Marc Ungar	Gaithersburg, Md.	Richard Joseph Boyle.
Stephen Anthony Weiswasser.	Washington, D.C.	J. Roger Wollenberg.
John Allen Woodard, Jr.	Houston, Tex.	Warner F. Brock.
Carlos M. Zaffirini	Laredo Tex.	Andrew M. Weir.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Clyde B. Wells	DeFuniak Springs, Fla.	Solicitor General Erwin N. Griswold.
William Learmonth Mackay	Lansing, Mich.	Charles Ernest Chamberlain.
Jack F. Kuhlman	Hinsdale, Ill.	John N. Erlen- born.
Stephen Toth	Garfield, N.J.	Dorothy Toth Beasley.
Glenn Roland Brown	S. Austin, Tex.	Crawford Collins Martin.
Shelvin Singer	Chicago, Ill.	James J. Doherty.
James W. Shoecraft	Dallas, Tex.	John R. McCaw, Jr.

OPINIONS

No. 71-119. Mike Trbovich, petitioner, *v.* United Mine Workers of America et al. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Case remanded to the United States District Court for the District of Columbia with directions to allow limited intervention in accordance with the opinion of this Court. Opinion by Mr. Justice Marshall. Opinion by Mr. Justice Douglas dissenting in part. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-5033. Earl A. Love, petitioner, *v.* The Pullman Company ; and

No. 70-37. United States et al., petitioners, *v.* The Pullman Company. On writs of certiorari to the United States Court of Appeals for the Tenth 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 Stewart. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of these cases.

ORAL ARGUMENT

No. 68-5027. Earnest James Aikens, Jr., petitioner, *v.* California. Argued by Mr. Anthony G. Amsterdam for the petitioner and by Mr. Ronald M. George for the respondent.

No. **69-5003**. William Henry Furman, petitioner, *v.* Georgia. Argued by Mr. Anthony G. Amsterdam for the petitioner and by Mrs. Dorothy T. Beasley for the respondent.

No. **69-5030**. Lucious Jackson, Jr., petitioner, *v.* Georgia. Argued by Mr. Jack Greenberg for the petitioner and by Mrs. Dorothy T. Beasley for the respondent.

No. **69-5031**. Elmer Branch, petitioner, *v.* Texas. Argued by Mr. Melvyn Carson Bruder for the petitioner and by Mr. Charles Alan Wright for the respondent.

No. **68-5009**. Donald Felix Schneble, petitioner, *v.* Florida. Argument commenced by Mr. Clyde B. Wells for the petitioner.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mary Lee Cullen Leahy	Chicago, Ill.	Andrew J. Leahy.
Lawrence Stewart Wescott	Baltimore, Md.	H. Raymond Cluster.

ORAL ARGUMENT

No. **68-5009**. Donald Felix Schneble, petitioner, *v.* Florida. Argument continued by Mr. Clyde B. Wells for the petitioner, by Mr. George R. Georgieff for the respondent and concluded by Mr. Clyde B. Wells for the petitioner.

No. **69-5001**. Lyman A. Moore, petitioner, *v.* Illinois. Argued by Mr. James J. Doherty for the petitioner and by Mr. Thomas J. Immel for the respondent.

No. **70-36**. Charles R. Perry et al., petitioners, *v.* Robert P. Sindermann, etc. Argued by Mr. W. O. Shafer for the petitioners and by Mr. Michael H. Gottesman for the respondent.

No. **71-162**. The Board of Regents of State Colleges et al., petitioners, *v.* David F. Roth, etc. Argued by Mr. Charles A. Bleck for the petitioners and by Mr. Steven H. Steinglass for the respondent.

No. **70-73**. Marvin Miller, appellant, *v.* California. Argument commenced by Mr. Burton Marks for the appellant.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ORAL ARGUMENT

No. 70-73. Marvin Miller, appellant, *v.* California. Argument continued by Mr. Burton Marks for the appellant and concluded by Mr. Michael R. Capizzi for the appellee.

No. 70-2. United States, appellant, *v.* 12 200-Ft. Reels of Super 8mm. Film, et al. Argued by Mr. Solicitor General Erwin N. Griswold for the appellant and by Mr. Thomas H. Kuchel, as *amicus curiae*, in support of the judgment below, by invitation of the Court.

No. 70-69. United States, appellant, *v.* George Joseph Orito. Argued by Mr. R. Kent Greenawalt for the appellant and by Mr. James M. Shellow for the appellee.

No. 70-87. Police Department of the City of Chicago et al., petitioners, *v.* Earl D. Mosley; and

No. 70-5106. Richard Grayned, appellant, *v.* City of Rockford. Argued by Mr. Harvey J. Barnett for respondent, Earl D. Mosley, by Miss Sophia H. Hall for appellant Richard Grayned, by Mr. Richard L. Curry for petitioners Police Department of City of Chicago et al., and by Mr. William F. Collins for appellee City of Rockford.

Adjourned until Monday, January 24, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

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. 71-221. Peggy J. Connor et al., appellants, *v.* John Bell Williams, Governor of Mississippi, et al. Appeal from the United States District Court for the Southern District of Mississippi. Judgment vacated, except insofar as it applied to the 1971 elections, 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 *per curiam*.

No. 71-244. In the Matter of Larry Little, petitioner. On petition for writ of certiorari to the Superior Court Division, General Court of Justice of North Carolina, County of Forsyth. Petition for writ of certiorari granted, judgment reversed, and case remanded to the Superior Court Division, General Court of Justice of North Carolina, County of Forsyth, for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam*. Concurring opinion by Mr. Chief Justice Burger with whom Mr. Justice Rehnquist joins.

No. 71-527. United States, appellant, *v.* Standard Oil Company of California. Appeal from the United States District Court for the Northern District of California. Judgment reversed and case remanded to the United States District Court for the Northern District of California for further proceedings in conformity with the opinion of this Court. Opinion *per curiam*.

No. 71-565. United States, appellant, *v.* Christian Echoes National Ministry, Inc. Appeal from the United States District Court for the Northern District of Oklahoma. Judgment vacated and case remanded to the United States District Court for the Northern District of Oklahoma for the entry of a fresh decree, so that the appellant may appeal to the United States Court of Appeals for the Tenth Circuit. Opinion

per curiam. Mr. Justice Douglas took no part in the consideration or decision of this case.

No. 71-5431. George Martin Bradley, 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* and petition for writ of certiorari granted. Judgment vacated and case remanded to the United States District Court for the Southern District of Iowa with directions to dismiss the indictment. *Durham v. United States*, 401 U.S. 481 (1971). Opinion *per curiam*. The Chief Justice and Mr. Justice Blackmun dissent for the reasons stated in Mr. Justice Blackmun's dissenting opinion in *Durham v. United States*, 401 U.S. at 483-485 (1971).

APPEALS—SUMMARY DISPOSITION

No. 71-595. Gerald C. Nichol, etc., et al., appellants, *v.* Alfred L. Kennan et al. Appeal from the United States District Court for the Western District of Wisconsin. Judgment affirmed. The Chief Justice, Mr. Justice Stewart, Mr. Justice White and Mr. Justice Rehnquist would dismiss appeal for failure to comply with Rule 13(1).

No. 71-620. George K. Wyman, etc., appellant, *v.* Pedro Lopez, etc., et al. Appeal from the United States District Court for the Western District of New York. Judgment affirmed.

No. 71-679. Daniel Dunn, Director of Welfare, City of New Haven, et al., appellants, *v.* Minerva Rivera et al. Appeal from the United States District Court for the District of Connecticut. Motion of appellee Rivera for leave to proceed *in forma pauperis* granted. Judgment affirmed.

CERTIORARI—SUMMARY DISPOSITION

No. 71-5419. Thomas James Piper, Jr., petitioner, *v.* W. B. Hauck, Sheriff of Bexar County, Texas, et al. 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 further consideration in light of *Haines v. Kerner*, 404 U.S. — (1972).

ORDERS IN PENDING CASES

No. A-521. In Matter of Disbarment of Frederick J. Freel. It having been reported to the Court that Frederick J. Freel, Esquire, of Kansas City, Missouri, has been indefinitely suspended from the practice of law by the Supreme Court of Missouri, duly entered April 15,

1971, and this Court by order of November 22, 1971, having suspended the said Frederick J. Freel from the practice of law in this Court and directing 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 a response has been filed;

It is ordered that the said Frederick J. Freel be, and he is hereby, disbarred from the practice of law in this Court and that his name be stricken from roll of attorneys admitted to practice before the Bar of this Court.

No. **A-657**. Edwin James Doherty, petitioner, *v.* United States. The reapplication for bail is denied.

No. **68-5027**. Earnest James Aikens, Jr., petitioner, *v.* California;

No. **69-5003**. William Henry Furman, petitioner, *v.* Georgia; and

No. **69-5030**. Lucious Jackson, Jr., petitioner, *v.* Georgia. The motion of the State of Alaska for leave to file a brief, as *amicus curiae*, is granted. The motions of the District Attorney for the Eastern Circuit of Georgia for leave to file briefs, as *amicus curiae*, in Nos. 69-5003 and 69-5030 are denied.

No. **70-45**. United States, appellant, *v.* Daniel B. Brewster; and

No. **70-5061**. Thomas Kirby, etc., petitioner, *v.* Illinois. These cases are restored to the calendar for reargument.

No. **70-5101**. John Patler, petitioner, *v.* Virginia. The renewed application for bail is denied.

No. **71-600**. State Board of Election Commissioners et al., appellants, *v.* Charles Evers et al.; and

No. **71-650**. Minnesota, appellant, *v.* Northern States Power Company. The Solicitor General is invited to file a brief in these cases expressing the views of the United States.

No. **71-864**. Federal Communications Commission et al., petitioners, *v.* Business Executives' Move for Vietnam Peace et al. The application for a stay presented to the Chief Justice, and by him referred to the Court, is denied.

No. **71-5144**. Edward Lee McNeil, petitioner, *v.* Director, Patuxent Institution. The motion of the petitioner for the appointment of counsel is granted, and it is ordered that E. Barrett Prettyman, Jr., 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.

CERTIORARI GRANTED

No. 71-224. Harold R. Swenson, Warden, petitioner, *v.* James William Stidham. 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 Eighth Circuit granted.

No. 71-496. Clarence Ward, petitioner, *v.* Village of Monroeville, Ohio. Petition for writ of certiorari to the Supreme Court of Ohio granted.

No. 71-5139. Gene Ham, petitioner, *v.* South Carolina. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of South Carolina granted limited to Question 1 presented by the petition which reads as follows:

"1. Whether the trial judge's refusal to examine the jurors on *voir dire* as to whether petitioner's race or pre-trial publicity would affect their ability to render a fair verdict violated petitioner's right to an impartial jury, guaranteed by the Sixth and Fourteenth Amendments to the Constitution?"

CERTIORARI DENIED

No. 71-576. John Henry Wade, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-611. Oscar E. Hyde, petitioner, *v.* United States;

No. 71-618. Joe Breck Gantt, petitioner, *v.* United States; and

No. 71-625. Richmond M. Flowers, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-616. International Union of Operating Engineers, Local 12, et al., petitioners, *v.* Superior Court of the State of California for the County of San Diego. Petition for writ of certiorari to the Superior Court of California, County of San Diego, denied.

No. 71-617. Golay & Co., 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. 71-623. Thomas Kee Ming Hsu, petitioner, *v.* George L. Hart, United States District Judge for the District of Columbia. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-626. Philip E. Gordon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-631. Jesse W. Curtis, United States District Judge, et al., petitioners, *v.* Rosalio U. Monoz and Michael E. Tigar. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-632. A. Dana Hodgdon, petitioner, *v.* Securities and Exchange Commission; and

No. 71-637. James F. Haight et al., petitioners, *v.* Securities and Exchange Commission. Petitions for writs of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-633. City Messenger Service of Hollywood, Inc., dba City Messenger Air Express and/or C.M.A.X., petitioner, *v.* Capitol Records Distributing Corp. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-634. Samuel Marco Dobbs, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 71-635. Robert T. Stead, petitioner, *v.* Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-636. Campania Anonima Venezolana de Navegacion (Venezuelan Line), petitioner, *v.* Westinghouse Electric International Co. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-638. Washington Trust Bank, etc., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-639. Watson Chapel School District No. 24 et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-643. Douglas Freeman Ross et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-644. Rudolph Santobello, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-645. Jimmy T. Smith et al., petitioners, *v.* Scrivner-Boogaart, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-646. System Council T-4, etc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-647. James E. Simon Co., Inc., petitioner, *v.* Ardelt-Horn Construction Co. et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-648. Ramon D'Eugenio, petitioner, *v.* Slattery Construction Co., Inc. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. 71-649. Raymon Caamana, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-656. John Anthony Masiello and John A. Masiello, Jr., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-660. John V. Tatum and Patricia Tatum, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-663. Marie Wells Flanagan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5127. James Earl Hardee, petitioner, *v.* Louis S. Nelson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5339. Joe Morgan, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5391. James Bradford, Jr., petitioner, *v.* Superior Court of California, etc. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-5474. Audrey Hester Cashatt Lineberger, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5486. Anthony Salvatore Geppi, Jr., petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 71-5518. Joseph Weldon Perry, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5520. Earl Bush, petitioner, *v.* Eugene Horne, Judge. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 71-5521. Earl Bush, petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. 71-5522. Joseph X. Bethea, petitioner, *v.* Joseph J. Reid, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5524. Howard Allen Logan, petitioner, *v.* Superintendent, Wallkill Prison. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5526. Donald Wayne Dellinger, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5527. Janice Weston, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5529. Michael Roy Quimby, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5530. Salvatore J. Spinelli, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5533. John Cefalo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-5534. Lonzy Oliver, petitioner *v.* Harrison County Clerk, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5536. Lee Odith Wickline, petitioner, *v.* W. A. Brooks, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5537. Geno Henry Barber, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5538. Wayne Kennon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5539. James Scherer, petitioner, *v.* Carl Hocker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5542. Eddie Pool, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5546. Charles A. DunLeavay, petitioner, *v.* Rockefeller Center, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 70-290. Gas Light Company of Columbus, petitioner, *v.* Georgia Power Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice White is of the opinion that certiorari should be granted. Mr. Justice Powell took no part in the consideration or decision of this petition.

No. 70-5049. Robert E. Burns, petitioner, *v.* H. R. Swenson 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 Powell took no part in the consideration or decision of this petition.

No. 70-5072. Andrew Harper and John Holmes, petitioners, *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. Mr. Justice Powell took no part in the consideration or decision of this petition.

No. 71-238. Northern Natural Gas Company et al., petitioners, *v.* Mobil Oil Corporation et al.: and

No. 71-243. Panhandle Eastern Pipe Line Company et al., petitioners *v.* Mobil Oil Corporation et al. Petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice Stewart and Mr. Justice Blackmun are of the opinion that certiorari should be granted. Mr. Justice Powell took no part in the consideration or decision of this petition.

No. 71-295. Bruce Gibbs and Terry Stephens, petitioners, *v.* Bruce Sexton. Motion of respondent to dispense with printing brief granted. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-437. Myron M. Amato and Jack L. Rockey, petitioners, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied. Mr. Justice Douglas would grant and reverse. *Redrup v. New York*, 386 U.S. 767.

No. 71-619. Richard Newton Blaylock, Jr., 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. 71-621. American Manufacturers Mutual Insurance Company et al., petitioners, *v.* American Broadcasting—Paramount Theatres, Inc. 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. 71-5543. Edward Lee Jackson, 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. 71-627. David N. Myers, Superintendent, State Correctional Institution, petitioner, *v.* Edwin Gockley. 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. 71-652. John Hagaman Smith, 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 Fourth Circuit denied.

No. 71-5171. Alford Cunningham, petitioner, *v.* John W. Wingo, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Stewart and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 71-5532. Patrick Gordon Patterson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice Douglas and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 71-5541. Harry W. Theriault, petitioner, *v.* United States. 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.

LEAVE TO FILE PETITIONS FOR WRITS OF ^{Habeas Corpus} MANDAMUS DENIED

No. 71-5497. Robert Lee Herron, petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Corrections. Motion for leave to file petition for writ of habeas corpus denied.

LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. 71-588. Dixie Mining Company, petitioner, *v.* David L. Bazelon, Chief Judge of the United States Court of Appeals for the

District of Columbia Circuit, et al. Motion for leave to file petition for writ of mandamus and/or prohibition denied.

No. 71-5523. John William Butenko, petitioner, *v.* Noah L. Alldredge, Warden, et al. Motion for leave to file petition for writ of mandamus denied. Mr. Justice Marshall took no part in the consideration or decision of this motion.

LEAVE TO FILE PETITION FOR WRIT OF PROHIBITION DENIED

No. 71-630. Jesse W. Curtis, United States District Judge, et al., petitioners, *v.* United States Court of Appeals for the Ninth Circuit. Motion for leave to file petition for writ of prohibition denied.

REHEARINGS DENIED

No. 70-54. Victory Carriers, Inc., et al., petitioners, *v.* Bill Law;
No. 71-327. Texas Gulf Sulphur Company et al., petitioners, *v.* Securities and Exchange Commission;

No. 71-328. Earl L. Huntington, petitioner, *v.* Securities and Exchange Commission;

No. 71-346. David M. Crawford, petitioner, *v.* Securities and Exchange Commission;

No. 71-347. Walter Holyk, Kenneth H. Darke and Richard H. Clayton, petitioners, *v.* Securities and Exchange Commission;

No. 71-421. Texas Gulf Sulphur Company et al., petitioners, *v.* Walter A. Mitchell and George Gordon Reynolds;

No. 71-5105. Johnney Benjamin, petitioner, *v.* Elliot L. Richardson, Secretary of Health, Education and Welfare;

No. 71-5126. Thomas H. Alexander, petitioner, *v.* Oregon; and

No. 71-5531. Robert Edward Lipscomb, petitioner, *v.* Warden, et al., etc. Petitions for rehearing denied.

No. 71-218. Ralph Grounds, et al., petitioners, *v.* Northern Natural Gas Company et al. Petition for rehearing denied. Mr. Justice Powell took no part in the consideration or decision of this petition.

No. 71-390. Henry Bessesen and Buni Bessesen, petitioners, *v.* United States. Motion for leave to file and to dispense with printing petition for rehearing and for other relief denied.

No. 71-5316. Don William Tuzo, petitioner, *v.* United States. 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>
Bruce E. Babbitt	Phoenix, Ariz.	Louis McClennen.
C. Randall Bain	Phoenix, Ariz.	Charles Coleman Bernstein.
Robert L. Bertram	Jamestown, Ky.	Marlow W. Cook.
John R. Brooke	Portland, Oreg.	Erskine Biddle Wood.
Terry Michael Brooks	Alexandria, Va.	Peter G. Nash.
Jack E. Brown	Phoenix, Ariz.	Charles Coleman Bernstein.
Richard Anthony Buddeke	McLean, Va.	Wilford Byron Sorrell.
Edward Adolph Campbell	Boonville, Ind.	Vance Hartke.
H. A. Cole, Jr.	Raleigh, N.C.	Robert Burren Morgan.
James D. Cosgrove	Hartford, Conn.	Joseph P. Cooney.
Emmett Ripley Cox	Mobile, Ala.	Bert Sheffield Nettles.
E. Brice Cunningham	Dallas, Tex.	Fred James Finch, Jr.
Benson Cytron	House Springs, Mo.	Lawrence Norman Weenick.
Leo Joseph Daily	Cranston, R.I.	Peter David Nolan.
Norman Darwin	Fort Worth, Tex.	Robert M. Parker.
Roger F. Day	Columbus, Ohio	Robert M. Draper.
James Lincoln Dillon	San Francisco, Calif.	John Alden Doty.
Alfred Dovbish	Long Beach, Calif.	Everett Emmett Ricks, Jr.
Paul Franklin Eckstein	Phoenix, Ariz.	Charles Coleman Bernstein.
Albert T. Ehlers	Atlanta, Ga.	Joseph Shemon Crespi.
Max P. Engel	Miami, Fla.	Bernard A. Frank.
Vincent J. Favorito	Brooklyn, N.Y.	Edward R. Neaher.
Edwin L. Felter	Santa Fe, N. Mex.	Walter R. Kegel.
Lawrence Fischman	Dallas, Tex.	David Howard Rosenberg.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Brian Fitzpatrick	Washington, D.C.	Richard B. Sobol.
Leonard Frishman	Coral Gables, Fla.	Malcolm Harvey Friedman.
Norman Joseph Gatzert	San Mateo, Calif.	Norman J. Gatzert.
Larry S. Gibson	Baltimore, Md.	Francis D. Murnaghan, Jr.
Arthur Spencer Gilbert III	Jackson, Miss.	Sherwood Willing Wise.
David Henry Gill	Pacific Grove, Calif.	John N. Shephard.
John Milton Grubbs, Jr.	Marietta, Ga.	Arthur L. Crowe, Jr.
Irwin A. Heller	Richmond, Va.	Milton Paul Miller.
Charles W. Heuisler	Camden, N.J.	John P. Hauch, Jr.
Charles Desmond Hickey	Rockford, Ill.	Paul Aaron Chernoff.
George Eugene Hilty	Phoenix, Ariz.	Charles Coleman Bernstein.
Russell Iungerich	Los Angeles, Calif.	William Ellis James.
Gordon E. Jackson	Memphis, Tenn.	W. Kerby Bowling.
Bjorn G. Johnson	Anchorage, Alaska.	Matthew T. Kissane.
J. W. Johnson	Houston, Tex.	Sanford Jay Slobin.
Robert L. Kennedy	Colfax, Va.	Wilbur Teal McCain.
Craig Raymond Kepner	Phoenix, Ariz.	Curtis Arthur Jennings.
H. Richard Korsh	Minneapolis, Minn.	Curtis Lloyd Roy.
Stephen A. Land	Atlanta, Ga.	John W. Stokes, Jr.
John J. Lefferdink	Lamar, Colo.	Robert Gammon Rogers.
James J. Linus	Fort Lauderdale, Fla.	Carl A. Hiaasen.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James L. Mackin	Columbus, Ohio	Irwin W. Barkan.
Daniel Marcus	Washington, D.C.	Timothy Belcher Dyk.
David A. Mario	San Diego, Calif.	Donald Paul Dietrich.
Richard Lee McElya	Angleton, Tex.	Jimmy Phillips.
Kenneth John Murphy, Jr.	Los Angeles, Calif.	Dewitt Morgan Manning.
Stanley E. Neustadter	New York, N.Y.	William E. Hellerstein.
Rupert Anthony Pedrin	San Francisco, Calif.	Richard E. Ryan.
David Spanton Pennock	New York, N.Y.	Edward W. Bourne.
James F. Perry	Bloomington, Ill.	Gary L. Pauley.
Robert E. Perry	Jackson, Miss.	Thomas W. Crockett, Jr.
James Olcott Phillips	Fort Worth, Tex.	Marcus Ginsburg.
Burt E. Redlus	Miami, Fla.	L. Norton Preddy.
Charles Reeder	Mobile, Ala.	Herbert P. Feibel- man, Jr.
William Carl Rentz II	Miami, Fla.	L. Norton Preddy.
John E. Rinehart, Jr.	Seattle, Wash.	Hugh Hafer.
Charles Lambie Ritten- berry	Amarillo, Tex.	L. Alward White.
Betty Roberts (Mrs.)	Portland, Oreg.	Herbert C. Hardy.
John J. Ross	Phoenix, Ariz.	Charles Coleman Bernstein.
William Warren Ross, Jr.	Birmingham, Ala.	George Summers Brown.
Aaron A. Roth	New York, N.Y.	David Bromberg.
Andrew J. Ryan III	Savannah, Ga.	Bobby Clarence Mayfield.
Holden E. Sanders	Fayetteville, Tenn.	Lucius Bryan Dabney, Jr.
Arpiar G. Saunders, Jr.	Williamstown, Mass.	David A. Fischer.
Martin S. Saxon	Miami, Fla.	E. David Rosen.
Anthony M. Saytanides	New York, N.Y.	Bernard H. Gold- stein.
Jerry Allan Scheer	Riverside, Calif.	Raymond Treat Sullivan, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Donald C. Schiller	Chicago, Ill.	Henry N. Novoselsky.
Richard Edmund Schmidt	Springfield, Va.	Aubrey Strode Brent.
J. Bertram Shair	New York, N.Y.	Louis R. Teig.
John J. Sheehan	New York, N.Y.	Harold A. Easton.
Lawrence Smith	New York, N.Y.	Howard E. Goldfluss.
Larry H. Snyder	Columbus, Ohio	John W. Bricker.
Charlene Hermann Sorrentino (Mrs.)	Coral Gables, Fla.	Jacob Victor Eskenazi.
Simon B. Spradlin	Oklahoma City, Okla.	Malcome R. Oyler.
Irving Starr	New York, N.Y.	George S. Prugh, Jr.
Eugene Young Stratton	Dallas, Tex.	Robert E. Alexander III.
William J. Sutherland	Taylor, Mich.	William David Ford.
Thomas Brogden Tart	Orlando, Fla.	James Thomas Gurney.
Windle Turley	Dallas, Tex.	Mike McKool.
Stephen Alan Ungerman	Dallas, Tex.	Vernon O. Teofan.
Donald Melvin Velasco	San Francisco, Calif.	John Dennis Sullivan.
Robert M. Venable	Newport, Ky.	Vernon H. H. Newman.
Stanley Merz Vickers	Wichita Falls, Tex.	Stanley Cain Kirk.
John Joseph Wargo	Racine, Wis.	Hestin Le Roy Richards.
Philip D. Weiss	Norristown, Pa.	Desmond J. McTighe.
Phillip Keith Wicker	Somerset, Ky.	Ben D. Smith.
Robert Bernard Wilkins	Mobile, Ala.	Hardy Bolton Smith.
R. J. Wolf	San Francisco, Calif.	Douglas W. Thomson.
Dick P. Wood	Dallas, Tex.	Robert Coleman Cox.
John Adrian Yung IV	Montgomery, Ala.	William N. McQueen.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Dewey Connel Schade	Cape Girardeau, Mo.	Justice Tom C. Clark.
Edward John Brzytwa, Jr.	Berea, Ohio	Solicitor General Erwin N. Griswold.
Charles Hamilton Turner	Portland, Oreg.	Solicitor General Erwin N. Griswold.
Barbara Goldeen	Lafayette, Calif.	Solicitor General Erwin N. Griswold.
John H. Higgins	Cleveland, Ohio	William E. Minshall, Jr.
James William Korman	Arlington, Va.	Judge Milton D. Korman.
Michael Harvey Sindler	Washington, D.C.	Joseph P. Murphy.
Mack Allen Player	Alexandria, Va.	Bessie Margolin.
Daniel J. Peterson	Aurora, Colo.	Patrick Gerald Geraghty.

OPINIONS

No. 70-55. 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. Judgment vacated and case remanded to the United States District Court for the Western District of Texas with instructions to enter a fresh decree so that appellant may be able, if it desires, to perfect a timely appeal. Opinion by Mr. Justice White. Dissenting opinion by Mr. Justice Douglas. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-72. United States, petitioner, *v.* Chas. Pfizer & Co., Inc., et al. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment affirmed by an equally divided Court. Opinion *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Stewart, Mr. Justice White, and Mr. Justice Marshall took no part in the consideration or decision of this case.

Adjourned until Tuesday, February 22, 1972, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present : Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ORDER IN PENDING CASE

No. A-760. Bob Bullock, Secretary of State of Texas, petitioner, *v.* Dan Weiser et al. The application for a stay of the judgment of the United States District Court for the Northern District of Texas presented to Mr. Justice Powell, and by him referred to the Court, is granted.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

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 OPINIONS

No. 70-5075. Jack Boyd, petitioner, *v.* A. L. Dutton, Warden. 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 Georgia for an evidentiary hearing. Opinion *per curiam*. Concurring opinion by Mr. Justice Blackmun. Dissenting opinion by Mr. Justice White with whom The Chief Justice joins. Dissenting opinion by Mr. Justice Powell with whom the Chief Justice and Mr. Justice Rehnquist join.

No. 71-352. 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 proceedings not inconsistent with the opinion of this Court. Opinion *per curiam*. Dissenting opinion by Mr. Justice Douglas.

APPEALS—SUMMARY DISPOSITION

No. 71-533. Native American Church of Navajoland, Inc. et al., appellants, *v.* Arizona Corporation Commission. Appeal from the United States District Court for the District of Arizona. Judgment affirmed. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Stewart and Mr. Justice Rehnquist join.

No. 71-561. Fred Koehler et al., appellants, *v.* Richard Ogilvie, Governor of Illinois, et al. Appeal from the United States District Court for the Northern District of Illinois. Judgment affirmed.

No. 71-658. Quincy College and Seminary Corporation et al., appellants, *v.* Burlington Northern, Inc. and National Railroad Passenger Corporation. Appeal from the United States District Court for the Northern District of Illinois. Judgment affirmed.

No. 71-770. Prinsburg Coop Fertilizer Company et al., appellants, *v.* United States et al.; and

No. 71-786. Sterner Industries, Inc., appellant, *v.* United States et al. Appeals from the United States District Court for the District of Minnesota. Judgment affirmed.

No. 71-657. Hawaiian Land Company, Limited, appellant, *v.* Director of Taxation, State of Hawaii. Appeal from the Supreme Court of Hawaii. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas would note probable jurisdiction and set for oral argument.

No. 71-664. Clarence Cloud et al., appellants, *v.* Merritt S. Deitz et al. Appeal from the United States District Court for the Eastern District of Kentucky. Judgment affirmed. Mr. Justice Douglas would note probable jurisdiction and set for oral argument.

No. 71-726. Wayne P. Jordan, appellant, *v.* William D. Meisser et al. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of a substantial federal question.

No. 71-767. Alan Kawitt, etc., appellant, *v.* George A. Mahin, Director of Revenue of the State of Illinois, et al. Appeal from the Supreme Court of Illinois. The appeal is dismissed for want of a substantial federal question.

No. 71-735. Joseph J. Rey, appellant, *v.* United States. Appeal from the United States Court of Appeals for the Fifth 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. 71-822. Frank K. King, appellant, *v.* City of San Bernardino, etc. et al. Appeal from the Court of Appeal of California, Fourth 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. 71-831. Joseph Giordano et al., appellants, *v.* H. F. Stubbs 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. 71-838. Phoenix Newspapers, Inc., et al., appellants, *v.* Wade Church. Appeal from the Superior Court of Arizona, in and for the County of Maricopa. 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. 71-5558. Leon Newsome, appellant, *v.* New York. Appeal from the Appellate Term of the Supreme Court of New York, Second and Eleventh Judicial Districts. 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. 71-746. J. W. Hargrove, appellant, *v.* W. L. Newsome et al. Appeal from the Supreme Court of Tennessee, Middle Division. 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.

CERTIORARI—SUMMARY DISPOSITION

No. 71-298. Oliver A. Rosengart, petitioner, *v.* Melvin R. Laird, Secretary of Defense, et al. 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 suggestions of the Solicitor General and upon an independent examination of the entire record. Dissenting opinion by Mr. Justice White with whom The Chief Justice and Mr. Justice Rehnquist concur.

No. 71-757. Bruce King and Wayne Fisher, petitioners, *v.* Edwin W. Jones et al. 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 District Court for the Northern District of Ohio with directions to dismiss the proceedings as moot.

No. 71-5709. Richard Jimenez, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for Fifth Circuit granted. Judgment vacated and case remanded to the Court of Appeals for further consideration in light of *Haines v. Kerner*, 404 U.S. — (1972).

ORDERS IN PENDING CASES

No. A-520. In Matter of Disbarment of Franklin P. Samples.

It having been reported to the Court that Franklin P. Samples of Huntsville, Alabama, has been disbarred from the practice of law by the Supreme Court of Alabama, duly entered September 1, 1971, and this Court by order of November 22, 1971, having suspended the said Franklin P. Samples from the practice of law in this Court and directing 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 Franklin P. Samples 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.

No. A-771. Sam A. Pesoli et al., petitioners, *v.* Morgan F. Murphy et al. The application for a temporary injunction presented to Mr. Justice Rehnquist, and by him referred to the Court, is denied. Mr. Justice Douglas is of the opinion that the application should be granted as to petitioner Pesoli, he having been suspended solely on the ground that he invoked the self-incrimination clause of the Fifth Amendment.

No. A-775. Camilo Culado, petitioner, *v.* United States The application for stay of the mandate presented to Mr. Justice Douglas, and by him referred to the Court, is denied.

No. A-816. Bob Bullock, Secretary of State of Texas, appellant, *v.* Dan Weiser et al. The motion of appellees to advance and expedite and to dispense with printing is denied.

No. A-822. Richard Dean Thorbus, appellant, *v.* George J. Beto, Director, Texas Department of Corrections. The application for bail presented to Mr. Justice Douglas, and by him referred to the Court, is denied.

No. A-838. Barbara J. Woodsum, appellant, *v.* James H. Boyd et al. The application for a stay order presented to Mr. Justice Powell, and by him referred to the Court, is denied.

No. 69-5003. William Henry Furman, petitioner, *v.* Georgia; and

No. 69-5030. Lucious Jackson, Jr., petitioner, *v.* Georgia. The motion of respondent for leave to file a supplemental brief, after argument, is granted.

No. 70-75. Moose Lodge No. 107, appellant, *v.* K. Leroy Irvis et al. The motion of the Attorney General of Pennsylvania for leave to participate in oral argument is denied.

No. 70-5015. Jon Richard Argersinger, petitioner, *v.* Raymond Hamlin, Sheriff, Leon County, Florida. The motion of the Solicitor General for leave to participate in oral argument, as *amicus curiae*, is granted and a total of 20 minutes is allotted for that purpose.

No. 70-5112. Willie Mae Weber, petitioner, *v.* Aetna Casualty & Surety Company et al. The motion of the American Civil Liberties Union for leave to file a brief, as *amicus curiae*, is granted.

No. 70-5276. Albert Delanor Murel et al., petitioners, *v.* Baltimore City Criminal Court et al. The motion of petitioners for additional time for oral argument is denied. Mr. Justice Stewart is of the opinion that the motion should be granted. The motion for additional counsel to argue on behalf of petitioners is granted.

No. 71-224. Harold R. Swenson, Warden, petitioner, *v.* James William Stidham. The motion of respondent for appointment of counsel is granted, and it is ordered that Mark M. Hennelly, Esquire, of Saint Louis, Missouri, be, and he is hereby, appointed to serve as counsel for the respondent in this case.

No. 71-247. William Rabe, petitioner, *v.* Washington. The motion of the Morality in Media, Inc., for leave to file a brief, as *amicus curiae*, is granted.

No. 71-404. Lewis Colten, appellant, *v.* Kentucky. The motion of M. Curran Clem, Esquire, for leave to permit Robert W. Willmott, Jr., Esquire, to argue orally *pro hac vice* on behalf of the appellee, is granted.

No. 71-801. County of Alameda et al., appellants, *v.* California Welfare Rights Organization et al.;

No. 71-834. Rosalind McClanahan, etc., appellant, *v.* State Tax Commission of Arizona;

No. 71-5423. Robert Moses et al., petitioners, *v.* Washington; and

No. 71-5656. Doris Philpott and William Wilkes, petitioners, *v.* Essex County Welfare Board. The Solicitor General is invited to file briefs in these cases expressing the views of the United States.

No. 71-982. James M. Hall et al., petitioners, *v.* Virginia Villa et al. The motion of the Attorney General of California for accelerated consideration of the petition and to postpone oral argument in No. 70-5064 is denied.

No. 71-5078. Dean Rene Peters, petitioner, *v.* C. P. Kiff, Warden. The motion of The NAACP Legal Defense and Educational Fund, 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. 71-5255. Willie Mae Barker, petitioner, *v.* John W. Wingo, Warden. The motion of J. Chester Porter, Esquire, for leave to permit James E. Milliman, Esquire, to argue orally *pro hac vice*, on behalf of petitioner is granted.

APPEALS—JURISDICTION NOTED

No. 71-666. United States, appellant, *v.* Glaxo Group Limited et al. Appeal from the United States District Court for the District of Columbia. In this case probable jurisdiction noted.

No. 71-703. United States, appellant, *v.* First National Bancorporation, Inc., et al. Appeal from the United States District Court for the District of Colorado. In this case probable jurisdiction noted. Mr. Justice Powell took no part in the consideration or decision of this case.

No. 71-749. United States, appellant, *v.* Robert William Kras. Appeal from the United States District Court for the Eastern District of New York. Motion of appellee for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction noted.

CERTIORARI GRANTED

No. 71-678. Executive Jet Aviation, Inc., et al, petitioners, *v.* City of Cleveland, Ohio, et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

No. 71-485. Robert Gottschalk, Acting Commissioner of Patents, petitioner, *v.* Gary R. Benson and Arthur C. Tabbot. Motions of The Information Industry Association; The International Business Machines Corporation; and The Business Equipment Manufacturers Association for leave to file briefs, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Customs and Patent Appeals granted. Mr. Justice Stewart, Mr. Justice Blackmun and Mr. Justice Powell took no part in the consideration or decision of these motions and petition.

No. 71-708. Paul J. Trafficante et al., petitioners, *v.* Metropolitan Life Insurance Company et al. Morton to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 71-827. Hughes Tool Company et al., petitioners, *v.* Trans World Airlines, Inc.; and

No. 71-830. Trans World Airlines Inc., petitioner, *v.* Hughes Tool Company et al. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit granted. Cases consolidated and a total of one hour allotted for oral argument.

No. 71-1017. Mike Gravel, United States Senator, *v.* United States; and

No. 71-1026. United States, petitioner, *v.* Mike Gravel, United States Senator. Petitions for writs of certiorari to the United States Court of Appeals for the First Circuit granted. Cases consolidated and a total of one hour allotted for oral argument.

No. 71-5421. Cuthbert McInnies Midgett, petitioner, *v.* A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted and set for oral argument with No. 71-5103.

No. 71-5685. Daisy Johnson et al., petitioners, *v.* New York State Education 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 Second Circuit granted.

CERTIORARI DENIED

No. 70-5291. Floyd E. Morgan and Clarence L. Morgan, petitioners, *v.* W. S. Neal, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-269. National Brewing Company, petitioner, *v.* Robert Caldwell, individually and on behalf of all those similarly situated, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-403. Gough Industries, Inc., petitioner, *v.* Don Rothman, Receiver, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-434. Louisiana Materials Co., Inc., petitioner, *v.* Alwynn J. Cronvich, Sheriff of Jefferson Parish, et al. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 71-521. Desert Outdoor Advertising, Inc., et al., petitioners, *v.* County of Riverside. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 71-655. Francis Peter Crosby and Vincent Joseph Calise, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-667. Bernard M. Gross and Harris J. Sklar, petitioners, *v.* Raymond R. Walsh, Trustee in Bankruptcy, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-669. United States Steel Corporation, petitioner, *v.* United States; and

No. 71-673. United States, petitioner, *v.* United States Steel Corporation. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-670. Sunny Hill Farms Dairy Co., Inc., petitioner, *v.* Earl L. Butz, Secretary of Agriculture. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-671. Westwood Chemical, Inc., petitioner, *v.* Owens-Corning Fiberglas Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-676. Wilton Eugene Coleman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-677. James Melvin Wilcox, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-681. Thomas Leonard O'Brien, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-682. Michigan, petitioner, *v.* Larry Lee Ranes. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 71-684. City of Columbus, Ohio, et al., petitioners, *v.* Frank W. Bower et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-686. G. T. Blankenship et al., petitioners, *v.* Oklahoma ex rel. J. Woodrow Wilson. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-687. Daniel Silva, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-688. Anthony R. LaDuca, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-689. Pennsylvania et al., petitioners, *v.* George P. Baker et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-690. Charles W. Anderson et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-693. George Gordon Reynolds and Walter A. Mitchell, petitioners, *v.* Texas Gulf Sulphur Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-694. Louisiana State Department of Highways, petitioner, *v.* Urbain Dardar et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-695. Frank L. Silverman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-696. Utica Square National Bank of Tulsa, petitioner, *v.* Fred W. Woodson, Trustee. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-698. James O. Evans, petitioner, *v.* Department of Transportation of the United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-699. Leslie Barbee Ponder, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-700. Bert L. Paiewonsky, petitioner, *v.* Ralph M. Paiewonsky. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-704. Donald Schanbarger, petitioner, *v.* Robert Kellogg et al. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Third Judicial Department, denied.

No. 71-706. Lincoln Roy Buckley et al., petitioners, *v.* Thomas C. Gibney, Deputy District Director, Immigration and Naturalization Service for the District of New York, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-707. Arizona State Department of Public Welfare, petitioner, *v.* Department of Health, Education and Welfare, etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-710. Max Scharfman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-712. Gene Bridges et al., petitioners, *v.* D. C. Davis et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-719. Bradley Lumber Company, Inc., petitioner, *v.* Alice K. Sharpe and Juanita Sharpe, by her next friend, H. L. King. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-721. Edward Eugene Freeman, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Appeals of Virginia denied.

No. 71-722. Rezen D. Austin, petitioner, *v.* Berry Brothers Oil Field Service, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-724. Martin Sklaroff, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-725. Richard A. Schoor, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-727. Lawrence A. Register et al., petitioners, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. 71-731. Fred Thomas, Sheriff, et al., petitioners, *v. E. E. Morgan*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-733. Harvey H. Allen et ux., petitioners, *v. State Board of Education of North Carolina et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-736. John F. Driscoll, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-742. Jasper C. Gould et ux., petitioners, *v. American Water Works Service Co., Inc., et al.* Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 71-743. Loctite Corporation, petitioner, *v. Broadview Chemical Corporation*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-750. Nathan T. Wolkomir, as President of the National Federation of Federal Employees, et al., petitioners, *v. Federal Labor Relations Council, etc., et al.* Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-752. Stanley Karl Thomas, petitioner, *v. Ohio*. Petition for writ of certiorari to the Court of Appeals of Ohio, Lorain County, denied.

No. 71-753. American Export Isbrandtsen Lines, Inc., petitioner, *v. Sun Shipbuilding and Dry Dock Company*. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-761. Margaret E. Thompson, petitioner, *v. Board of Commissioners of the Oak Brook Park District of DuPage County, Illinois*. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. 71-762. Edward Hines Lumber Co., petitioner, *v. Centex-Winston Corporation*. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-764. Charles Dee Scott and Doyle Monroe Cross, petitioners, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-768. Billy Bob Williams et ux., petitioners, *v. Dwight Dill et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-774. Nathan Brockstein and Manuel Brockstein, dba Church Avenue Poultry, petitioners, *v.* Nationwide Mutual Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-778. Claude M. Herriman et al., petitioners, *v.* Midwestern United Life Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-779. Ruth Lee Dow, petitioner, *v.* Joseph E. Connell et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-780. Robert Johnson, petitioner, *v.* Emmett J. Dennis, Jr., etc. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. 71-781. Cook Industries, Inc., etc., petitioner, *v.* C. Itoh & Co. (America) Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-782. Fred B. Smith, Superintendent of Insurance of Ohio, et al., petitioners, *v.* Ohio Valley Insurance Company et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-785. Mariemont, Inc., petitioner, *v.* P. E. Masheter, Director of Highways of Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-794. Gerald Lee Johnson, petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. 71-795. Southern Railway Company, petitioner, *v.* City of Morristown. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-802. Joseph Barbara, Jr., petitioner, *v.* Perry Johnson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-804. Gabriel Wolff, petitioner, *v.* Herbert F. Korholz et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-808. Fluor Western, Inc., petitioner, *v.* G&H Offshore Towing, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-811. Alan R. Marks, petitioner, *v.* The Democratic Party of the United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-820. General Motors Corporation, petitioner, *v.* Ione Jenkins. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-823**. Glenn Jorgenson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **71-825**. Enresco, Inc., et al., petitioners, *v.* Valmont Industries, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **71-835**. Vito Giacalone, petitioner, *v.* William Lucas, Sheriff for the County of Wayne. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-837**. David Brian Roper, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **71-841**. Indiana Harbor Belt Railroad Company et al., petitioners, *v.* Public Service Commission of Indiana et al. Petition for writ of certiorari to the Appellate Court of Indiana denied.

No. **71-843**. County of Wayne et al., petitioners, *v.* Judges for the Third Judicial Circuit of the State of Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. **71-845**. Martin Oil Service, Inc., petitioner, *v.* Illinois Department of Revenue. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **71-848**. Frank J. Tedesco, petitioner, *v.* The Cincinnati Gas & Electric Company. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-856**. Security Savings and Loan Association et al., petitioners, *v.* Westinghouse Credit Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-877**. Alfonso Smith, petitioner, *v.* New Hampshire. Petition for writ of certiorari to the Supreme Court of New Hampshire denied.

No. **71-887**. Wilbur-Ellis Company, petitioner, *v.* The M/V Captayannis "S", etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5242**. Vance J. Calloway et al., petitioners, *v.* William D. Leeke, Director of Department of Corrections, State of South Carolina, et al. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **71-5371**. Joey Bennett, petitioner, *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. **71-5384**. Jesse James Cantrell, petitioner, *v.* California Adult Authority. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-5409. Richard Norman Wainman, petitioner, *v.* Ben Clark, Sheriff, et al. Petition for a writ of certiorari to the Supreme Court of California denied.

No. 71-5440. Henry Allyn Rogers, petitioner, *v.* Frederick E. Adams, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5441. Talmadge H. Inman, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. 71-5466. Margaret Mitchell, petitioner, *v.* Ideal Collection Service, Inc. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, Los Angeles County, denied.

No. 71-5549. Thomas Lee Young, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5551. Lyndon Joseph Denton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5553. Fred Lawton, petitioner, *v.* Curtis W. Tarr et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5554. Robert L. Hood, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5556. James Oliver Neal, petitioner, *v.* Georgia et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5557. Willie B. Austin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5559. Robert H. Willis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5561. George Mark Waggoner, petitioner, *v.* California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5563. Ruchell Magee, petitioner, *v.* Ronald Reagan, Governor, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5566. Arnold Ridgill, petitioner, *v.* Nelson A. Otis, Acting Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5568**. Henry Bryan, petitioner, *v.* Warden, Kurcevich. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-5569**. Richard A. Hagelberger, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5573**. George E. Scott, 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. **71-5574**. Willie Wade, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **71-5575**. Micah Scott Evans, a minor, etc., petitioner, *v.* Iva Mae Evans et al. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **71-5576**. Leon Philip Brown, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5578**. John Thomas Battle, petitioner, *v.* Robert I. Moseley, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **71-5579**. Nellie B. Diggs, petitioner, *v.* Arthur L. Dunne, Magistrate, et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. **71-5584**. Kenneth L. Osborn, petitioner, *v.* ~~Harry L. Russell~~ et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-5586**. David R. Ruiz, 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. **71-5588**. John B. Tarlton, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-5589**. Enrique Sanchez and Juan Vela Martinez, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5592**. Franklin Ortiz, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5593**. James Earl Ray, petitioner, *v.* Percy Foreman et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

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No. 71-5594. Charles Herbert White, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5595. Roy Faulkner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5596. James Oliver Neal, petitioner, *v.* American Veterans Committee. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5597. Clifford Oskins, petitioner, *v.* Ira M. Coiner, Warden. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. 71-5598. Paul Rozenfeld, petitioner, *v.* New York Board of Parole. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5600. Calvin Lawrence Trudo, petitioner, *v.* United States; and

No. 71-5612. George Lawrence Tatro, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5602. Martin Zimmerman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5603. Frederick A. Hunter, petitioner, *v.* City Solicitor, City and County of Philadelphia, Pennsylvania. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5604. Robert J. Cohen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5606. Bernard Williams, petitioner, *v.* William P. Rogers, Secretary of State, et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5607. George Douglas Spivey, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5608. Michael Shane Guile, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District denied.

No. 71-5613. Robert Samuel Lumsden, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5614. Roy Cornelius Cole, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5615. Arthur Samuel Sullivan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5616. John Boyd, petitioner, *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. 71-5617. Charles K. Agers, petitioner, *v.* Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 71-5618. Abbott Finister, petitioner, *v.* Washington. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 71-5619. Chester Joseph Sims, petitioner, *v.* D. J. McCarthy, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5620. Ronald Robinson, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5621. Burrell Banks Baskin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5622. Eugene Gaines and Reginald Dent, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5623. Allen Leroy Anderson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5626. Anthony Calabro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5627. Jessie D. McDonald, petitioner, *v.* J. A. Wellons, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5628. Edmund Robbins Jackson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5629. Charles Victor Johnson, petitioner, *v.* W. D. Salisbury, Superintendent, Chillicothe Correctional Institution. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5630. Joseph DiRosa, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5631. Thomas Aries Scott, petitioner, *v.* Edward A. Hill et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5632. Philip Michael Memoli, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5634. Kelley Whitehead, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 71-5635. Thomas J. Johnson, 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. 71-5636. Vincent Anthony Moscatello and Frank John Culotta, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-5637. Lloyd Underwood, petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. 71-5639. William T. Poss, petitioner, *v.* S. Lamont Smith, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 71-5640. John J. Fitzgerald, Jr., petitioner, *v.* Civil Service Commission of Radnor Township, Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Eastern District, denied.

No. 71-5641. Raymond Nicholas Carter, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5642. Donald Elvin Fountain, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5643. Peter Casella, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5644. Charles Perry Edwards, petitioner, *v.* Norman Fishman. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-5646. Andrew T. Bell, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-5649. Vincent N. Colabella, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5650. Dan Northern, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 71-5651. Jesus Oscar Trevino, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5653. James Patrick Pressley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5654. Lonnie Walter Winkfield, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5655. Louis Overton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5658. Margarita Bayron Sarrameda, petitioner, *v.* Secretary of Health, Education and Welfare. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-5659. John Gary Brooks and Charles Hefton, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5660. Keith X. Farries, petitioner, *v.* J. J. Parker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5661. Reginald L. Kelsey, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5662. Mickey Lee Gray, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5663. James Laird Taylor, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5664. Alvin Leon Buchanan, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 71-5665. Denorris Ronald Earles, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-5667. Samuel Orlanda Avery, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5668. Thomas Serrano, petitioner, *v.* Carl Hocker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5669. Robert J. Wright, petitioner, *v.* Cornelius C. Bateson, Insurance Commissioner. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. 71-5670. Carlos Arbarca-Espinosa, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5673. Fred Jennings, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Second District, denied.

No. 71-5674. Jesus Victor Lopez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5676. Arthur M. G. Young, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5678. Allen Bullock, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5680. Raymond Cottrell Murphy, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5681. Thomas Leo McKillop, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5684. Robert Paul Poweleit, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5688. Samuel Woodard, Jr., petitioner, *v.* United States; and

No. 71-5727. Earl Thomas Cole, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5689. Edwin Nachbaur, petitioner, *v.* Irving M. Herman, Director, Office of Appeal General Counsel, NLRB. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5691. Fred D. Huffman, petitioner, *v.* Robert Moore, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5692. Joe Brown, Jr., petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-5694. Paul Hunter, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5695. Ida M. Picking, petitioner, *v.* State Finance Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5696. Ralph Edward Teague, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5698. Jessie R. 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. 71-5699. John Phillip Alkes, petitioner, *v.* U.S. Board of Parole et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5700. Tenneyson Alexander Harris, petitioner, *v.* United States; and

No. 71-5717. John Cox, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5702. Gary R. Waugh, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5703. Laddie Smith and Clark Lumpkin, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5704. Lawrence Rollins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5705. Robert J. Troy, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5706. Larry Dobie Heard, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5708. Jack A. Lustman, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-5712. Frank D. Young, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 71-5715. Ernest A. Bartlett, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5716. David W. Wion, petitioner, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5718. William James Becker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5721. Glenn Robert Oller, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fifth Appellate District, denied.

No. 71-5724. Thomas E. Amato, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5725. Benigno Marrero, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5728. Jack Damian Welp, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5732. Curtis England, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-5733. Paul E. Coley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 70-272. Jane Katz, by Elaine Finsilver, her mother and next friend, et al., petitioners, *v.* John McAulay, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 71-183. The Agua Caliente Band of Mission Indians, by and through its Tribal Council, et al., petitioners, *v.* The County of Riverside, California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 71-659. W. Rodney DeVilliers, petitioner, *v.* Atlas Corporation. 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. 71-661. Joseph Anthony Davis, 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. 71-680. Warren J. Ferguson, United States District Judge for the Central District of California, 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. 71-683. Insurance Company of North America, petitioner, *v.* Continental Oil 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. 71-714. Juan Pedro Farinas, 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. 71-723. Howard J. Meister, petitioner, *v.* LeRoy L. Dalton. Petition for writ of certiorari to the Supreme Court of Wisconsin denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-741. Robert E. Messenger, petitioner, *v.* International Union of Operating Engineers, Local 4, 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. 71-748. Morton Paul Kane, 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. 71-755. Mario Tarabocchia, petitioner, *v.* Zim Israel Navigation Co., Ltd. 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. 71-5548. Marvin Ray Munds, 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. 71-5555. Eddie Upshaw, 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. 71-5562. Andres Hall, petitioner, *v.* United States. Petition for writ or 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. 71-5565. John Allen Hutchings, 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. 71-5599. James W. Wheeler, petitioner, *v.* Warden, United States Penitentiary. 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. 71-5633. Richard J. Oba, 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. 71-5638. Bruce Edward Murray, 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. 71-5683. Dwight Stuart Nordlof, 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. 71-5697. Richard J. Powell, Jr., 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. 71-654. Margaret Lovisi, petitioner, *v.* Virginia. Motion of respondent to dispense with printing brief granted. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. 71-705. Galveston City Company et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. 71-713. Virginia Impression Products Co., Inc., petitioner, *v.* SCM Corporation. 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. Mr. Justice Powell took no part in the consideration or decision of this petition.

No. 71-717. Joseph Krozak, petitioner, *v.* United States. 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. 71-751. The Board of Education of the Little Rock School District et al., petitioners, *v.* Delores Clark et al. 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. 71-729. Mark Sheppard, petitioner, *v.* Washington. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Court of Appeals of Washington denied.

No. 71-744. Hugh J. Addonizio, petitioner, *v.* United States;

No. 71-745. Anthony P. LaMorte, petitioner, *v.* United States;

No. 71-754. Ralph Vicaro, petitioner, *v.* United States; and

No. 71-756. Joseph Biancone, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied. Dissenting opinion by Mr. Justice Douglas.

No. 71-888. George K. Wyman, etc., petitioner, *v.* Maria Almenares et al. Motions of respondents 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. 71-5547. Edward McCray, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Dissenting opinion by Mr. Justice Douglas.

No. 71-5591. Ira Leighton, petitioner, *v.* William S. Neil, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Stewart and Mr. Justice Powell are of the opinion that certiorari should be granted.

No. 71-5675. 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.

No. 71-5687. Harold Wright, 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 and Mr. Justice Marshall are of the opinion that certiorari should be granted.

LEAVE TO FILE PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. 71-5677. Thomas Hallie Justice, petitioner, *v.* United States Court of Appeals for the Fourth Circuit. Motion for leave to file petition for writ of habeas corpus denied.

LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. 71-5582. Joseph P. Gerardi, petitioner, *v.* Superior Court of County of Los Angeles, California, et al. Motion for leave to file petition for writ of mandamus denied.

REHEARINGS DENIED

No. 70-90. John Schilb et al., appellants, *v.* Vincent P. Kuebel, etc.;

No. 70-315. Resolute Insurance Company et al., appellants, *v.* The Seventh Judicial District Court of Oklahoma County, State of Oklahoma, et al.;

No. 71-254. A. F. Westmoreland, petitioner, *v.* Mississippi;

No. 71-463. Joseph M. Kadans, appellant, *v.* Jon R. Collins et al.;

No. 71-518. Georgia Couch, Administratrix of the Estate of Otis O. Couch, petitioner, *v.* Missouri-Kansas-Texas Railroad Company;

No. 71-545. United States Steel Corporation, petitioner, *v.* David P. Blair;

No. 71-5171. Alford Cunningham, petitioner, *v.* John W. Wingo, Warden;

No. 71-5326. Gabino Espinosa Felan, petitioner, *v.* United States;

No. 71-5380. Pae Galdeira and The Hawaiians, petitioners, *v.* William S. Richardson et al.;

No. 71-5394. Donald W. Shappell, petitioner, *v.* Martin-Marietta Corporation;

No. 71-5479. John Todaro, petitioner, *v.* United States;

No. 71-5482. Edward McCray, petitioner, *v.* United States Marshall for the District of Kansas et al.; and

No. 71-5524. Howard Allen Logan, petitioner, *v.* Superintendent, Wallkill Prison. Petitions for rehearing denied.

No. 70-38. Federal Power Commission, petitioner, *v.* Florida Power & Light Company. Petition for rehearing denied. Mr. Justice Stewart took no part in the consideration or decision of this petition.

No. 70-193. Leonard Russo, petitioner, *v.* United States. Petition for rehearing denied. Mr. Justice White took no part in the consideration or decision of this petition.

No. 70-5025. Francis Haines, petitioner, *v.* Otto J. Kerner, Former Governor, State of Illinois, et al. Petition for rehearing denied. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this petition.

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 Tenth Circuit during the period beginning March 13, 1972, and ending March 15, 1972, and for such additional time in advance thereof to prepare for the trial of cases, 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>
S. Charles Adams	Fort Lauderdale, Fla.	Donald Hamilton Norman.
William Ellsworth Aiken, Jr.	Penfield, N. Y.	Henry C. Lind.
Nathan Joseph Ail	Portland, Oreg.	Leo Levenson.
Ralph L. Alexander	Edinburg, Tex.	Rogers C. Kelley.
Lionel Manning Allan	San Jose, Calif.	Robert F. Peckham.
Robert Loring Allen	Portland, Oreg.	Thomas Healy Tongue.
Frank J. Aloia	Fort Myers, Fla.	Alan J. Rubinstein.
Fred H. Altshuler	San Francisco, Calif.	Don B. Kates, Jr.
William H. Alverson	Milwaukee, Wis.	Gerald J. Kahn.
Gilbert Victor Andry III	New Orleans, La.	Russell J. Schonekas.
Thomas Matthew Anich	Ashland, Wis.	Douglas S. Moodie.
Charles Lee Antis	Encino, Calif.	Harold Edward White.
F. Gerry Armstrong	Houston, Tex.	David J. Nagle.
James Loudon Armstrong III	Miami, Fla.	Hervey H. Yancey, Jr.
J. Mack Ausburn	San Antonio, Tex.	Robert Eugene Smith.
Dallas Dale Ball	Columbia, S.C.	Matthew J. Perry.
Harry Clifford Bauer	Cincinnati, Ohio	Arthur Joseph Schuh.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George Lamar Beck, Jr.	Montgomery, Ala.	Gordon Madison.
Gerald Herbert Bee, Jr.	Tampa, Fla.	Wm. Reece Smith, Jr.
Allan J. Berdon	New York, N.Y.	Edwin Longcope.
Arthur P. Berg	New York, N.Y.	Joseph Lesser.
Joseph Berenbaum	Denver, Colo.	Charles Rosen- baum.
Mandel Berenbaum	Denver, Colo.	Charles Rosen- baum.
Betsy Greenberg Berger (Mrs.)	Lincoln, Nebr.	Clarence A. H. Meyer.
Michael M. Berger	Los Angeles, Calif.	Gideon Kanner.
Richard Wallace Blackburn	Washington, D.C.	William W. Wat- son.
Milton M. Blumenthal	Chicago, Ill.	Sidney Jerome Goldstein.
Paul V. Bonn	Phoenix, Ariz.	Charles C. Bern- stein.
John C. Boylan	Chicago, Ill.	James P. Daley.
James Joseph Breen, Jr.	Indianapolis, Ind.	Maurice D. Pleak.
Steven Roy Brodsky	Washington, D.C.	Jeremiah C. Collins.
Myron J. Bromberg	Morristown, N.J.	Ralph Porzio.
S. Lawrence Brotmann	New York, N.Y.	J. Howard Rossbach.
Richard Lawrence Brown	Indianapolis, Ind.	Richard F. Hahn.
Allan Browne	Beverly Hills, Calif.	Herman F. Selvin.
Ezra Keeler Bryan	Cleveland, Ohio	Richard F. Stevens.
John G. Buresh	San Rafael, Calif.	Russell D. Jones.
Bennett Ross Burgess	St. Albans, W. Va.	Charles Marshall Cunningham.
Henry A. Burgess	Sheridan, Wyo.	William J. Wehrli.
James Russell Burkhard	Columbus, Ohio	Shelby V. Hutchins.
Charles R. Butler, Jr.	Mobile, Ala.	John Wilbanks Coleman.
Harl D. Byrd	Santa Fe, N. Mex.	L. C. White.
Mitchell H. Caplan	Chicago, Ill.	Sherwood Marc Zwirn.
Richard P. Caputo	San Jose, Calif.	Salvador A. Liccardo.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael A. Cardozo	New York, N.Y.	George G. Gal- lantz.
Stephen J. Carlotti	Providence, R.I.	Geroge M. Vetter, Jr.
Richard E. Carlton	New York, N.Y.	Marvin Schwartz.
Timothy K. Carroll	Detroit, Mich.	Earl R. Boonstra.
Thomas Alcade Casey	New Orleans, La.	Adrian G. Duplantier.
Thomas Benton Catron III	Santa Fe, N. Mex.	Sumner Stanley Koch.
J. T. Cavender	Dayton, Ohio	William C. Brafford, Jr.
W. Luke Chaplin	Medicine Lodge, Kans.	B. V. Hampton.
James Edward Chapman	Cleveland, Ohio	Richard F. Stevens.
Leon Chasan	Union, N.J.	Robert Ira Pearlman.
Philip deVilliers Calverie	New Orleans, La.	John W. Sims.
Clayton Emerson Clement	Santa Rosa, Calif.	Martin E. Rothenberg.
Dale Harlan Close	Richland, Mo.	Claude T. Wood.
F. Lee Cogdill	Newport News, Va.	Stanley E. Sacks.
Jay Fred Cohen	Baltimore, Md.	Alexander Yankelove.
Steven I. Cohen	Green Bay, Wis.	Neil Patrick Crooks.
Stephan L. Cohen	Bay Harbor Islands, Fla.	Michael K. Feldman.
William Byron Cohen	Louisville, Ky.	Julian Howard Singman.
William Michael Colby	Rochester, N.Y.	Sydney R. Rubin.
Hoyt M. Cole	Anchorage, Alaska	Robert Lee Hartig.
Thomas O. Collins, Jr.	New Orleans, La.	M. Truman Wood- ward, Jr.
Fred Bernard Colman	Milwaukee, Wis.	Maurice L. Gorsky.
William Paul Compton	Las Vegas, Nev.	Lee R. Rose.
Arthur Leffler Cook	Alexandria, Va.	Charles Wallace White.
James P. Costello	New York, N.Y.	Harold V. Dempsey.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles M. Coussons, Jr.	Houston, Tex.	William E. Gray.
Susan Emlet Crandall (Mrs.)	New York, N.Y.	Matthew Mura- skin.
Stephen Alan Crandall	New York, N.Y.	Matthew Mura- skin.
John Crawford, Jr.	Salt Lake City, Utah	Joseph Severn Jones.
Thomas Edward Crosley, Jr.	Richmond, Va.	John S. Daven- port III.
Paul Austin Crotty	New York, N.Y.	George S. Leisure, Jr.
Thomas T. Crumpacker	Denver, Colo.	William K. Ris.
Jorge Diaz Cruz	Yauco, P.R.	Raul Matos.
Paul C. Cullom, Jr.	La Jolla, Calif.	Bart J. Carroll, Jr.
Bobby L. Culpepper	Jonesboro, La.	Joseph A. Gladney.
Lawrence R. Curtis	Columbus, Ohio	Edward J. Cox, Sr.
Michael Floyd Cyemanick	Orlando, Fla.	James Matthias Russ.
Andrew Thomas Dalton, Jr.	Tulsa, Okla.	William S. Dorman.
William Reid Dalton, Jr.	Burlington, N.C.	B. F. Wood.
John William Davidson	Evansville, Ind.	John E. Early.
Robert Meyer Davidson	Los Angeles, Calif.	Robert Bruce Corpening.
John Wesley Dean III	Washington, D.C.	President Richard M. Nixon.
Norman Weston de Carteret	Los Angeles, Calif.	Sydney Halem.
James George Demopoulos.	Chicago, Ill.	Robert Short Bailey.
Jack V. Dorsey	Decatur, Ga.	David C. Stripling.
M. Donald Drescher	Miami, Fla.	Waldo G. Rothenberg.
John Deaver Drinko	Cleveland, Ohio	Benj. F. Fiery.
David Drucker	Miami Beach, Fla.	Joseph Schmier.
Frederick Raymond Dudley	Fort Myers, Fla.	Alan J. Rubenstein.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James J. Duggan	Lincoln, Nebr.	Clarence A. H. Meyer.
Philip Poyntell Durand	Knoxville, Tenn.	Bernard E. Bernstein.
Barry Kent Duwe	Lucas, Kans.	Robert J. Dole.
Sherman Dye	Cleveland, Ohio	Norman A. Sugarman.
Thomas Francis Eagan, Jr.	Las Vegas, Nev.	Paul Stephen Goldman.
Lawrence Hannan Eiger	Chicago, Ill.	Ralph Everett Brown.
Lester Evens	Brooklyn, N.Y.	Jonathan Arthur Weiss.
Peter L. Faber	Rochester, N.Y.	Sydney R. Rubin.
James F. Falco	Philadelphia, Pa.	William H. McManus.
William W. Falsgraf	Cleveland, Ohio	Richard F. Stevens.
Angelo A. Fanelly	Akron, Ohio	Donald E. Cope.
James F. Fanning	Comanche, Tex.	Joseph Edward Johnson.
Ronald Lawrence Fenolio	San Francisco, Calif.	Bruce Henry Hasenkamp.
W. L. Ferrill	Comanche, Tex.	William Woodward Bell.
Fred F. Fielding	Philadelphia, Pa.	President Richard M. Nixon.
Neil B. Fink	Jersey City, N.J.	Frank Joseph Guarini, Jr.
Ralph Manley Finkel	Chicago, Ill.	Charles B. Ehn-born.
Raymond Corley Fisher	Los Angeles, Calif.	William A. Norris.
Stanley Paul Fisher	Potomac, Md.	Alexander Yanke-love.
Paul John Fitzgerald	Los Angeles, Calif.	Benj. T. Wein-stein.
William Flenniken, Jr.	San Francisco, Calif.	John A. O'Kane.
Sherman Douglas Fogel	Phoenix, Ariz.	Philip Goldstein.
Richard M. Fogg	El Reno, Okla.	William S. Myers, Jr.
Melvin Freedman	New York, N.Y.	Paul A. Golinski.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David Randall Fullmer	Cleveland, Ohio	Norman A. Sugarman.
James Franklin Gaulding	Dallas, Tex.	Joe Ewing Estes.
Jon Carl Gealow	Louisville, Ky.	Frank L. Neuhouser.
Michael E. Geltner	Columbus, Ohio	Albert M. Kuhfeld.
Joseph F. Gentile	Beverly Hills, Calif.	Alvin M. Kurtzman.
Paul D. Gerber	Santa Fe, N. Mex.	L. C. White.
William R. Gignilliat III	Atlanta, Ga.	Mrs. Elizabeth Roediger Rindskopf.
Stephen Gillers	New York, N.Y.	Norman Dorsen.
Arnold Henry Gold	Beverly Hills, Calif.	Herman F. Selvin.
Sheldon Golding	Chicago, Ill.	Sherwood Marc Zwirn.
Charles H. Goldstein	Beverly Hills, Calif.	Alvin M. Kurtzman.
Russell Goldstein	Milwaukee, Wis.	Maurice L. Gorsky.
James William Goodloe, Jr.	Mobile, Ala.	Edwin J. Curran, Jr.
Ealen Coleman Gorman	Phoenix, Ariz.	Ed W. Hughes.
Frederick Townley Graham	Novato, Calif.	Duncan Davidson.
Thomas Arthur Grant III	Monroe, La.	Thomas W. Leigh.
Carl Greenberg	Morristown, N.J.	Ralph Porzio.
El Carol V. Greenwood	Houston, Tex.	Sweeney J. Doehring.
Lawrence S. Greher	New York, N.Y.	Mathias E. Mone.
Janice Elaine Greider (Miss)	Bloomington, Ill.	Lawrence Joseph Nelson.
Kenneth Gribetz	New York, N.Y.	Michael Robin Juviler.
Glen R. Grunewald	Berkeley, Calif.	John H. Colvin.
Robert Ernest Gyemant	San Francisco, Calif.	Aylett B. Cotton.
Richard Taylor Haase	San Antonio, Tex.	Melvin N. Eichelbaum.
Louis Frederick Haeberle III.	San Francisco, Calif.	Vernon L. Goodin.
Eugene M. Haertle	Milwaukee, Wisc.	Roland K. Wilde.
Mattox Strickland Hair	Jacksonville, Fla.	Harry T. Gray.
Donald Keith Hall	Los Angeles, Calif.	Hugh W. Darling.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ed W. Hancock	Monticello, Ky.	Charles W. Runyan.
Joan E. Hansen (Mrs.)	Seattle, Wash.	Fredric C. Tausend.
Gilbert Jackson Hardy, Jr.	Miami, Fla.	Gilbert A. Haddad.
Donald J. Harman	La Crosse, Wis.	Joseph E. Ludden.
Don S. Harnack	Chicago, Ill.	Frank Michael Covey, Jr.
Charles Stanford Harrell	Fort Worth, Tex.	Marcus Ginsburg.
William George Harrington	Columbus, Ohio	C. William O'Neill.
Joseph Preston Harris	Chicago, Ill.	John E. Cox.
Robert Thomas Harris	San Diego, Calif.	Maximillian Joseph Wiza.
John R. Harrison	Monroe, La.	Gilbert T. Brown, Jr.
James Edward Hautzinger	Denver, Colo.	Hugh A. Burns.
Wilbert Hawk, Jr.	Dayton, Ohio	William C. Brafford, Jr.
Louis James Hellerman	Bay City, Mich.	Thomas L. Freytag.
John Lynch Henning	Los Angeles, Calif.	Mark Eric Overland.
Charles McKinnon Hensey	Raleigh N.C.	Jean A. Benoy (Mr.).
Leon Hershbaum	New York, N.Y.	Thomas J. Hughes, Jr.
Richard S. Hickey	Miami, Fla.	William M. Porter.
Travis Dade Hiester	Edinburg, Tex.	Rogers C. Hiester.
Raymond Barham Higgins	El Dorado, Ark.	H. Y. Rowe.
Myron G. Hill, Jr.	Washington, D.C.	Ernest L. Heimann.
Richard W. Hill	Fanwood, N.J.	Richard Merritt Langway.
Thomas S. Hodson	Homestead, Fla.	Robert L. Floyd.
Herbert Bernard Hoffman	Washington, D.C.	Leonard Elbert Hoffman, Jr.
Robert Barry Hoffman	Chicago, Ill.	Gerald Brown.
W. Thomas Hofstetter	Chicago, Ill.	Beverly W. Pattishall.
Raymond L. Hollister	East Moline, Ill.	H. Vincent Harsha.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Houston Eccleston Holmes, Jr.	Dallas, Tex.	Jos. Irion Worsham.
Alben Norris Hopkins	Walnut, Miss.	William L. Denton.
Wolfgang Hoppe	Detroit, Mich.	George Edward Bushnell, Jr.
Albert Abraham Horn	Los Angeles, Calif.	Mitchel Moidel.
William E. Hornbuckle, III	Huntsville, Tex.	Walter James Kronzer, Jr.
Harvey Allen Howard	Los Angeles, Calif.	Irving H. Green.
Harold R. Hudson	Miller Place, N. Y.	George L. Crusier.
Charles Fred Hyder	Phoenix, Ariz.	Thomas J. Novak.
Jess Stonestreet Jackson, Jr.	Burlingame, Calif.	Albert Julius Horn.
Dexter R. Jacobson	Columbus, Ohio	Shelby V. Hutchins.
Blaine Covington Janin	San Francisco, Calif.	Marshall P. Mad- ison.
Robert Veiling Johnson II	Concord, N.H.	William F. Cann.
Albert Sidney Johnston	Tampa, Fla.	Wallace E. All- britton.
Charles Earl Joiner	West Monroe, La.	Gilbert T. Brown. Jr.
Helen Hart Jones (Mrs.)	Chicago, Ill.	Richard Frye Watt.
Lawrence Anthony Joseph, Jr.	Greenwich, Conn.	Huger Sinkler.
Clifford Carl Kasdorf	Milwaukee, Wis.	Nonald J. Lewis.
Arthur Stanley Katz	Pacific Palisades, Calif.	Ernest Leff.
Richard A. Katz	White Plains, N. Y.	Charles Arthur Goldberger.
Steven N. Katznelson	Los Angeles, Calif.	Clarence S. Hunt.
Charles J. Kegler	Columbus, Ohio	J. Richard Emens.
H. K. Bruss Keppeler	Honolulu, Hawaii	Hiram Leong Fong.
James Morris Kimzey	Raleigh, N.C.	William T. Joyner.
Jeffrey R. Kinney	Evansville, Ind.	Frederick P. Bamberger.
Norman H. Kirshman	Beverly Hills, Calif.	Alvin M. Kurtz- man.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gerald S. Klein	Baltimore, Md.	George L. Russell, Jr.
Richard Matthew Kobdish, Jr.	Alexandria, Va.	Alfred L. Wolff.
Edward Jerome Kolb	Dallas, Tex.	James Jackson Hultgren.
David J. Kreager	Beaumont, Tex.	Benjamin Darby Orgain.
James A. Krueger	Tacoma, Wash.	Henry M. Jackson.
William E. Kreuter	Orlando, Fla.	John V. A. Holmes.
Arthur C. Kreutzer	Chicago, Ill.	Andrew D. Jordan.
Richard D. Lamm	Denver, Colo.	John S. Carroll.
Jay F. Lapin	Washington, D.C.	Howard P. Willens.
John L. Lawler	Mobile, Ala.	Barry Hess.
Gilbert W. Lee	Los Angeles, Calif.	Joseph F. Bosio.
Luther M. Lee	Columbia, S.C.	Julian J. Nexsen.
Hans J. Lehmann	Washington, D.C.	Bernard Cushman.
Paul Levenson	Boston, Mass.	Arnold L. Slavet.
Jack R. Levitt	San Diego, Calif.	James P. Shannon.
Ronald Stephen Levitt	New Brunswick, N.J.	Bertram J. Glassner.
Harry Donaldson Lewis	Brownsville, Tex.	Benjamin Shands Hardy.
Eugene H. Lieber	New York, N.Y.	Arnold Davis.
Herbert C. Liebmann III	Green Bay, Wis.	Neil Patrick Crooks.
Rutledge R. Liles	Jacksonville, Fla.	Mark Hulsey, Jr.
Roy Miller Lilly, Jr.	Bogalusa, La.	Richard F. Knight.
Howard Irwin Lipsey	Providence, R.I.	Milton Stanzler.
Jerry J. Loftin	Fort Worth, Tex.	Walter Earl Steimel.
Sewell K. Loggins	Atlanta, Ga.	E. Smythe Gambrell.
Ernest W. Lohf	Denver, Colo.	Samuel S. Sherman, Jr.
James D. London	Cleveland, Ohio	Carl Lyonel Jones.
Gerald R. Lopez	Alexandria, Va.	Mrs. Julia Perry Cooper.
John Stanley Lowe	Columbus, Ohio	Shelby V. Hutchins.
Irwin G. Lubin	New York, N.Y.	S. Joshua Weiss.
James Alexander Luebke	Portland, Oreg.	Leo Levenson.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bert Martin Luna	Wailuku, Hawaii	Meyer M. Ueoka.
John B. Luscombe, Jr.	El Paso, Tex.	Robert Elmore Cunningham.
Bruce Martin Lyons	Fort Lauderdale, Fla.	Lawton M. Chiles, Jr.
John Lee Madden	Lumberton, N.J.	George M. Hillman.
James Edward Magner, Jr.	Raleigh, N.C.	Robert Burren Morgan.
Richard E. Maher	Anaheim, Calif.	George G. Grover.
Alan Robert Malasky	Washington, D.C.	Earl W. Kintner.
Martin Louis Mandel	Los Angeles, Calif.	John Bowker Bromell.
Daniel L. Mann	Columbus, Ohio	Edward J. Cox, Sr.
John Steve Marandas	Portland, Oreg.	Myer Avedovech II
Daniel L. Martin	New York, N.Y.	Frederick O. Mc- Kenzie.
Kermit Raymond Mason	Morgantown, W. Va.	Charles C. Wise, Jr.
John F. Maxfield	Dallas, Tex.	Robert Ardine Carlton, Jr.
Robert G. McCorkle	Albuquerque, N. Mex.	William A. Sloan.
Michael F. McCormick	Carlsbad, N. Mex.	Gary Owen O'Dowd.
Richard Gibson McCue	Batavia, Ohio	Christian Erhardt.
Atwood McDonald	Fort Worth, Tex.	Cecil A. Morgan.
Max R. McGlamry	Columbus, Ga.	William Marion Page.
E. Frank McKinney	Dayton, Ohio	William C. Brafford, Jr.
Jerome M. McLaughlin	St. Louis, Mo.	James S. McClellan.
Thomas P. McLaughlin	Chicago, Ill.	Dennis J. Horan.
Dan Larry McNeal	Lansing, Mich.	Robert P. Griffin.
William W. Melvin	Raleigh, N.C.	Ralph M. Moody.
Joel Henry Meschorer	Washington, D.C.	Sol. Gen. Erwin N. Griswold.
Nicholas Angelo Micelli	Detroit, Mich.	Albert Arthur Goldfarb.
Clifford Lloyd Michel	New York, N.Y.	Dudley B. Tenney.
Frank L. Miller	New York, N.Y.	Jerome S. Rubenstein.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Sanders Miller III	Annandale, Va.	Richard Wayne Maag.
Robert F. Miller	Tucson, Ariz.	Morris King Udall.
Robert L. Mills	Oklahoma City, Okla.	William Howard O'Bryan, Jr.
Henry MacCartney Moffat	Los Angeles, Calif.	Thomas Jackson Barnett.
Edward Francis Montgomery	Tulsa, Okla.	J. C. Joyce
James M. Moody	Little Rock, Ark.	Edward L. Wright, Jr.
Hullihen Williams Moore	Richmond, Va.	Augustus C. Epps.
John C. Moore	New York, N.Y.	MacDonald Deming.
William V. Morgan	Washington, D.C.	Edward P. Moigan.
Robert Harry Morse	New York, N.Y.	Sol. Gen. Erwin N. Griswold.
Eldon Jonathan Mueller	Madison, W's.	Martin L. Croak.
Edward John Mulligan	Pawtucket, R.I.	Richard J. Israel.
Ronal R. Newbanks	Cincinnati, Ohio	John MacKenzie Anderson.
Steven D. Newburg-Rinn	Washington, D.C.	Sol. Gen. Erwin N. Griswold.
John M. Newman	Morristown, N.J.	Ralph Porzio.
Caroline Nickerson (Miss)	Washington, D.C.	Mrs. Barbara A. Bowman.
Albert D. Noe	Tucson, Ariz.	Harold C. Warnock.
David Charles Nolan	San Francisco, Calif.	Francis L. Tetreault.
John K. Norman	Anchorage, Alaska	Robert Lee Hartig.
John F. Novatney, Jr.	Cleveland, Ohio	Richard F. Stevens.
Norman F. Oblon	Arlington, Va.	Hyman K. Cohen.
Michael J. O'Melia	Rhineland, Wis.	Richard Eberhart Sommer.
Michael Onderdonk	Citronelle, Ala.	William Jackson Edwards III
Glenn Carroll Palmatary	Brunswick, Ga.	Ronald F. Adams.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William R. Palmer	Onarga, Ill.	Merlin Howard Staring.
Richard J. Palmersheim	Milwaukee, Wis.	Norman C. Skogstad.
James Lee Parker	Pittsburgh, Pa.	Edward T. Tait.
John Lawrence Parker	Joliet, Ill.	Michael H. Lyons.
William C. Pelster	New York, N.Y.	Mahlon F. Perkins, Jr.
Vincent W. Perini	Dallas, Tex.	Frank Patrick Hernandez.
Elliot James Peskind	Chicago, Ill.	Frank M. Covey, Jr.
Richard A. Peterson	San Diego, Calif.	O'Neil P. Martin.
James Harold Phillips	Phoenix, Ariz.	Frederick Bernays Wiener.
Aaron Samuel Podhurst	Miami, Fla.	Walter H. Beckham, Jr.
Herbert A. Posner	New York, N.Y.	Mrs. Jean M. Coon.
Howard Kenneth Potash	San Diego, Calif.	Robert Lee Bergen.
Benjamin Rush Powel	Galveston, Tex.	James P. Simpson, Jr.
Bernard I. Rabinovitz	Tucson, Ariz.	Spencer K. Johnston.
Roland Charles Radice	Schenectady, N.Y.	Lawrence S. Fordham.
William L. Randall	Milwaukee, Wis.	Ralph M. Hoyt.
Gerald David Raphael	Los Angeles, Calif.	Hillard David Sayble.
Sherman Fabian Raphael	New Orleans, La.	Fritz H. Windhorst.
Harry M. Rapkin	Paterson, N.J.	Robert P. Swartz.
Sheldon Rapkin	Milwaukee, Wis.	Peter N. Flessas.
Paul Joseph Rask	Portland, Oreg.	Phillip Joseph Roth.
Gordon Smeade Rather, Jr.	Little Rock, Ark.	Edward L. Wright.
Thomas Arnoult Rayer	New Orleans, La.	Alfred Long Scanlan.
Robert J. Reinstein	Philadelphia, Pa.	Harvey Allen Silverglate.
James D. Rhodes	Anchorage, Alaska	Robert Lee Hartig.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ralph Beauford Rhodes	Denver, Colo.	Jorge E. Castillo.
Barry Scott Richard	Miami, Fla.	Robert L. Shevin.
Jim W. Richardson, Jr.	Bogalusa, La.	Charles M. Hughes.
John Will Richardson	Berea, Ky.	Paul Peter Dommer.
John Mathew Rintamaki	Ramsay, Mich.	Wm. W. Bishop, Jr.
William James Roberts, Jr.	Lake City, Fla.	Arthur Keith Black.
Orlando Rodio	Providence, R.I.	Joseph C. Barry.
Lester Rogers	Miami, Fla.	Arthur W. Karlick.
Angelos Peter Romas	Endicott, N.Y.	Richard A. Barber.
Kenneth Mitchell Romines	Jefferson City, Mo.	Gene E. Voigts.
Alan Greene Rorick	Cleveland, Ohio	Richard F. Stevens.
Larry Michael Rosenstein	Washington, D.C.	Joseph Bernard Levin.
Jay B. Ross	Chicago, Ill.	Ronald M. Gilford.
Lawrence Henry Ross	New York, N.Y.	Irving Reier.
Frederick M. Rothenberg	Tampa, Fla.	Cody Fowler.
George Rudolf Royce	Los Angeles, Calif.	Irving H. Green.
Francisco R. Hernandez Ruiz.	San Juan, P.R.	Benjamin Rodríguez Ramón.
William Paul Russell	Washington, D.C.	Thomas H. Kuchel.
Arthur David Rutledge	Los Angeles, Calif.	Siegfried O. Hillmer.
Stuart Allan Safine	Oakland, Calif.	Joseph Edward Smith.
Lino J. Saladaña	San Juan, P.R.	Jose Trias Monge.
Kent Satterlee, Jr.	New Orleans, La.	Leon Sarpy.
Edmund J. Schmidt, Jr.	Jefferson Parish, La.	Albert Russell Roberts.
Philip M. Schreiber	Beverly Hills, Calif.	Charles Maxwell Berg.
Walter J. Schutz	Milwaukee, Wis.	Harvey George Odenbrett.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Howard J. Schwab	Los Angeles, Calif.	William Ellis James.
Arthur F. Schwartz	Chicago, Ill.	Sidney Jerome Goldstein.
Harry Schwolsky	Hartford, Conn.	John L. Bonee, Jr.
Albert Louis Sessler, Jr.	Dayton, Ohio	William C. Brafford, Jr.
Fred D. Shapiro	Cleveland, Ohio	Jack Grant Day.
Robert McCoun Shea	San Francisco, Calif.	John E. F. Wood.
Stephen Marlin Shirley	Pomona, Calif.	Melvin Belli.
William I. Shore	New York, N.Y.	J. Howard Rossbach.
Robert John Sidman	Columbus, Ohio	Dwight I. Hurd.
Herbert M. Silverberg	Washington, D.C.	Curtis R. Reitz.
Martin L. Silverman	Chicago, Ill.	Beryl A. Birndorf.
David Allen Sklar	San Antonio, Tex.	Edward Stanley Adamkewicz, Jr.
Jerold Stuart Slate	Mt. Vernon, N.Y.	Norman B. Lichtenstein.
Frederick K. Slicker	Tulsa, Okla.	Gerald W. Davis.
Margery Waxman Smith (Mrs.)	Washington, D.C.	John Lord O'Brian.
Harvey A. Sniderman	Los Angeles, Calif.	Richard R. Rogan.
Hilton Leonard Sokol	Brooklyn ,N.Y.	Martin M. Gitter.
Daniel Anthony Sorrentino	Miami, Fla.	Theodore J. Sakowitz.
Marvin Jay Spivak	Potomac, Md.	Hyman K. Cohen.
Charles Baird Stark, Jr.	San Francisco, Calif.	Denis T. Rice.
Edward I. Staten	Pine Bluff, Ark.	Reginald A. Eilbott, Jr.
Richard Lee Stavins	Chicago, Ill.	Judge Reginald J. Holzer.
Clarence Steiner	Coral Gables, Fla.	Malcolm Harvey Friedman.
Eugene Norbert Stephens, Jr.	Pensacola, Fla.	James R. McAtee.
George Christopher Stoll	San Francisco, Calif.	James Francis Hewitt.
Morris Stone	Downey, Calif.	David S. Smith.
Paul Anthony Straske	Tampa, Fla.	Donn Norcutt Gregory.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Victor Strimbu, Jr.	Cleveland, Ohio	Richard F. Stevens.
Donald Edward Studer	San Diego, Calif.	Jerry J. Williams.
Donald R. Stutman	Baltimore, Md.	Edward Francis Borgerding.
Patrick R. Sullivan	Clay Center, Nebr.	Richard Albert Baker.
Stephen T. Susman	Denver, Colo.	Charles Rosenbaum.
Thomas Michael Susman	Washington, D.C.	Edward M. Kennedy.
Lloyd Sutter	Atlanta, Ga.	E. Smythe Gambrell.
Donald Nickerson Sweeney	Boston, Mass.	James C. Hamilton.
Joseph I. Swietlik	Milwaukee, Wis.	George J. Laikin.
James Edward Talaska	Cudahy, Wis.	Robert B. Peregrine.
Henry Alfred Talifer	Woodland Hills, Calif.	Milton N. Sherman.
George Raymond Taylor	San Mateo, Calif.	Roger Keith Hoover.
A. Dennis Terrell	Newark, N.J.	Thomas F. Campion.
Thomas N. Thurlow	Houston, Tex.	L. Giles Rusk.
Joseph Richard Tiano	Falls Church, Va.	William P. Diener.
Gerald James Tiernan	San Francisco, Calif.	Abe F. Levy.
Jerome Harold Torshen	Chicago, Ill.	Jack Joseph.
Leslie Trager	New York, N.Y.	Julius Berman.
E. Gerald Tremblay	Charlottesville, Va.	Edward M. Kennedy.
Michael Trentalange, Jr.	Staten Island, N.Y.	Joseph Edward Brady.
Theodore Franklin Trigg	Houston, Tex.	Marion Dennis Leach.
Michael B. Trister	Washington, D.C.	Mrs. Nancy Duffy Levy.
Hugh Isma Troth	Ashland, Ohio	Wm. Saxbe.
Vernon W. Turner	Homestead, Fla.	Robert L. Floyd.
S. Thompson Tygart, Jr.	Jacksonville, Fla.	William D. Jones, Jr.
Volker Rudolf Ulbrich	Princeton, N.J.	Albert Russinoff.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Sheldon Vidibor	Beverly Hills, Calif.	Bruce I. Hochman.
Michael Edwin Watkins	Homestead, Fla.	Robert L. Floyd.
David Peter Weaver, Jr.	San Francisco, Calif.	Vincent W. Hallinan.
William George Webb	Dallas, Tex.	Sherman S. Poland.
Sylvia Weber (Miss)	New York, N.Y.	Mrs. Harriet K. Saxe.
Jeffrey Joseph Weinstein	New York, N.Y.	Michael Robin Juviler.
Marcel Weisman	New York, N.Y.	Victor C. Norman.
Paul P. Welsh	Wilmington, Del.	Andrew B. Kirk- patrick, Jr.
Jerry D. Whatley	Santa Barbara, Calif.	Robert George Eckhoff.
Paul D. White	Cleveland, Ohio	Norman A. Sugar- man.
Peter J. Wiebe, Jr.	Denver, Col.	Richard Carter Cockrell.
Eugene Jay Wien	Lindenwold, N.J.	Frank R. Dougherty.
John H. Wilharm, Jr.	Cleveland, Ohio	Charles R. Ault.
Samuel Edgar Wilhite	Washington, D.C.	Judge Charles W. Halleck.
Glen Williamson	Kermit, Tex.	John R. Lee.
Craig Rowe Wilson	West Palm Beach, Fla.	Thomas E. Sholts.
Paul L. Witkin	Superior, Wis.	P. G. McGill.
Donald Frederick Wohlers	Basking Ridge, N.J.	N. Elton Dry.
Henry H. Wolslegel	Denver, Colo.	Harold L. Neufeld.
Rod Wood	Phoenix, Ariz.	Joseph Robert Stark.
John Wright	Grand Prairie, Tex.	Sam W. Pettigrew.
Floyd James Wunderlich	Houston, Tex.	William R. Archer, Jr.
James Anthony Wysocki	New Orleans, La.	Fritz H. Windhorst.
Walter W. Yeager	Portland, Oreg.	Michel Edward Clift.
Dudley Arnold Zinke	San Francisco, Calif.	Noel Dyer.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Edward Michael Vellines	New York, N.Y.	Solicitor General Erwin N. Griswold.
Cono R. Namorato	New York, N.Y.	Solicitor General Erwin N. Griswold.
David W. Delcour	Denver, Colo.	Donald G. Brotzman.
Ruth Ann Thomas Elliott	St. Louis, Mo.	Howard Elliott.
Howard Elliott, Jr.	St. Louis, Mo.	William James Crowley.
Eugenia Pintos Ohrenschall	Washington, D.C.	W. Barrett McDonnell.
David A. Drachsler	New York, N.Y.	William H. Horkan.
George E. Campbell	Towson, Md.	Norris Shealy.
Edwin A. Schroering, Jr.	Louisville, Ky.	William Bradford Reynolds.
Edward T. M. Garland	Atlanta, Ga.	Reuben A. Garland.

ORAL ARGUMENT

No. 70-5064. Ruth J. Jefferson et al., appellants, *v.* Burton G. Hackney et al. Argued by Mr. Steven J. Cole for the appellants and by Mr. Pat Bailey for the appellees.

No. 71-5078. Dean Rene Peters, petitioner, *v.* C. P. Kiff, Warden. Argued by Mr. Edward T. M. Garland for the petitioner and by Mrs. Dorothy T. Beasley for the respondent.

No. 70-295. First National City Bank, petitioner, *v.* Banco Nacional de Cuba. Argued by Mr. Henry Harfield for the petitioner and by Mr. Victor Rabinowitz for the respondent.

No. 70-57. United States, petitioner, *v.* Earl Caldwell. Argued by Mr. Solicitor General Erwin N. Griswold for the petitioner and by Mr. Anthony G. Amsterdam for the respondent.

Adjourned until tomorrow at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
W. Anthony Park	Boise, Idaho	Frank Church.
James P. Boldrick	Midland, Tex.	William Bradford Reynolds.

OPINIONS

No. **70-28**. United States, petitioner, *v.* Edna Generes, wife of, and Allen H. Generes. 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 with directions that judgment be entered for the United States. Opinion by Mr. Justice Blackmun. Separate opinion by Mr. Justice White with whom Mr. Justice Brennan joins as to Parts I, II, and III of the Court's opinion and its judgment of reversal. Concurring opinion by Mr. Justice Marshall. Dissenting opinion by Mr. Justice Douglas. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. **70-267**. National Labor Relations Board, petitioner, *v.* Robert Scrivener, dba AA Electric Company. On writ of certiorari to the United States Court of Appeals for the Eighth 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.

No. **70-5045**. Donald Lindsay et al, appellants, *v.* Dorothea M. Norman et al. Appeal from the United States District Court for the District of Oregon. Judgment affirmed in part and reversed in part and case remanded to the United States District Court for the District of Oregon for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice White. Opinion by Mr. Justice Douglas dissenting in part. Opinion by Mr. Justice Brennan dissenting in part. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-66. Richard L. Roudebush, appellant, *v.* R. Vance Hartke et al.; and

No. 70-67. 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. Judgment reversed and case remanded to the United States District Court for the Southern District of Indiana for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Stewart. Opinion by Mr. Justice Douglas with whom Mr. Justice Brennan joins dissenting in part. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of these cases.

No. 70-91. Joseph Parisi, petitioner, *v.* Philip B. Davidson, etc., 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 in conformity with the opinion of this Court. Opinion by Mr. Justice Stewart. Opinion by Mr. Justice Douglas concurring in the result. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-5122. Dennis Stephen Duncan, petitioner, *v.* Tennessee. On writ of certiorari to the Supreme Court of Tennessee, Middle Division. Writ of certiorari dismissed as improvidently granted. Opinion *per curiam* announced by Mr. Chief Justice Burger. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas and Mr. Justice Marshall join.

ORAL ARGUMENT

No. 70-85. Paul M. Branzburg, petitioner, *v.* John P. Hayes, Judge, etc., et al. One and one-half hours allowed for oral argument. Argued by Mr. Edgar A. Zingman for the petitioner, by Mr. Edwin A. Schroering, Jr., for the respondents, and by Mr. William Bradford Reynolds for the United States, as *amicus curiae*, by special leave of Court.

No. 70-94. In the Matter of Paul Pappas, petitioner. One and one-half hours allowed for oral argument. Argued by Mr. E. Barrett Prettyman, Jr., for the petitioner, by Mr. Joseph J. Hurley for the respondent, and by Mr. William Bradford Reynolds for the United States, as *amicus curiae*, by special leave of Court.

No. 70-99. Evansville-Vanderburgh Airport Authority District et al., petitioners, *v.* Delta Airlines, Inc., et al. Argument commenced by Mr. Howard P. Trockman for the petitioners.

Adjourned until tomorrow at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackman, Mr. Justice Powell, and Mr. Justice Rehnquist.

OPINIONS

No. 69-5. D. H. Overmyer Co., Inc. of Ohio, et al., petitioners, *v.* Frick Company. On writ of certiorari to the Court of Appeals of Ohio, Lucas County. Judgment affirmed. Opinion by Mr. Justice Blackmun. Concurring opinion by Mr. Justice Douglas with whom Mr. Justice Marshall joins. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-6. Nellie Swarb et al., appellants, *v.* William M. Lennox et al. Appeal from the United States District Court for the Eastern District of Pennsylvania. Judgment affirmed. Stay heretofore granted by Circuit Justice dissolved. Opinion by Mr. Justice Blackmun. Concurring opinion by Mr. Justice White. Opinion by Mr. Justice Douglas dissenting in part. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-5030. Margaret Papachristou et al., petitioners, *v.* City of Jacksonville. 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 Douglas. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-5055. Raymond Smith and Melvin McClain, petitioners, *v.* Florida. On writ of certiorari to the Supreme Court of Florida. Judgment vacated and case remanded to the Supreme Court of Florida for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Douglas. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-128. Bob Bullock et al., appellants, *v.* Van Phillip Carter et al. Appeal from the United States District Court for the Northern District of Texas. Judgment affirmed. Opinion by Mr. Chief Justice Burger. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-29. John Giglio, petitioner, *v.* United States. 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. Chief Justice Burger. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. **70-161**. Elliot L. Richardson, Secretary of Health, Education and Welfare, appellant, *v.* Radie Wright et al.; and

No. **70-5211**. Radie Wright et al., appellants, *v.* Elliott L. Richardson, etc. Appeals from the United States District Court for the District of Columbia. Judgment vacated and cases remanded to the United States District Court for the District of Columbia with directions to remand the cases to the Secretary of Health, Education and Welfare and to retain jurisdiction for such further proceedings, if any, as may be necessary upon completion of the administrative procedure. Opinion *per curiam* announced by Mr. Chief Justice Burger. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas and Mr. Justice Marshall join.

ORAL ARGUMENT

No. **70-99**. Evansville-Vanderburgh Airport Authority District et al., petitioners, *v.* Delta Airlines, Inc., et al. Argument continued by Mr. John K. Mallory, Jr., for the respondents and concluded by Mr. Howard P. Trockman for the petitioners.

No. **70-212**. Northeast Airlines, Inc., et al., appellants, *v.* New Hampshire Aeronautics Commission et al. Argued by Mr. John K. Mallory, Jr., for the appellants and by Mr. W. Michael Dunn for the appellees.

No. **70-153**. United States, petitioner, *v.* United States District Court for the Eastern District of Michigan, Southern Division, et al. Two hours allowed for oral argument. Argued by Mr. Robert C. Mardian for the petitioner, by Mr. William T. Gossett for respondents United States District Court for the Eastern District of Michigan and District Judge Damon J. Keith and by Mr. Arthur Kinoy for respondents John Sinclair, Lawrence "Pun" Plamondon and John Waterhouse Forrest.

Adjourned until Monday, February 28, 1972, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

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. 70-56. John J. Gilligan et al., appellants, *v.* Helen Marcia Sweetenham et al. Appeal from the United States District Court for the Southern District of Ohio. The appeal is dismissed as moot.

No. 71-765. Northern Natural Gas Company, appellant, *v.* Dorothy Wilson et al. Appeal from the United States District Court for the District of Kansas. Judgment affirmed.

No. 71-828. Detroit Police Officers Association et al., appellants, *v.* City of Detroit, Michigan. Appeal from the Supreme Court of Michigan. The appeal is dismissed for want of a substantial federal question.

No. 71-855. Edwin O. Willis, appellant, *v.* State Board of Control, State of California, et al. Appeal from the Court of Appeal of California Fourth Appellate District. The appeal is dismissed for want of a substantial federal question.

No. 71-880. Edwin Ray Haynes et al., appellants, *v.* Clifford Eugene Linder et al. Appeal from the Supreme Court of Missouri. 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. 71-5464. Forrest L. Kirk, appellant, *v.* Lewis C. McMeen, Iowa County Attorney, et al. Appeal from the United States District Court for the Northern District of Iowa. Judgment affirmed. Mr. Justice Douglas would note probable jurisdiction and set case for oral argument.

No. 71-5743. 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 affirmed. Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall would note probable jurisdiction and reverse. *Goldberg v. Kelly*, 397 U.S. 254 (1970).

ORDERS IN PENDING CASES

No. A-871. Fraser & Johnston Company, petitioner, *v.* Lodge 1327, International Association of Machinists and Aerospace Workers, AFL-CIO. The application for a stay presented to Mr. Justice Douglas, and by him referred to the Court, is denied.

No. 40, **Original.** Commonwealth of Pennsylvania, plaintiff *v.* State of New York et al. The motion of the American Express Company for leave to file a brief, as *amicus curiae*, is denied.

No. 70-74. Pipefitters Local Union No. 562 et al., petitioners, *v.* United States. The motion of the petitioners for leave to file a supplemental brief, after argument, is granted. Mr. Justice Blackmun took no part in the consideration or decision of this motion.

No. 70-220. Mortimer M. Caplin, etc., petitioner, *v.* The Marine Midland Grace Trust Company of New York. The motion of the Solicitor General for leave to participate in oral argument on behalf of the Securities and Exchange Commission is granted and a total of 15 minutes allotted for that purpose. Counsel for the respondent allotted 15 additional minutes for oral argument.

No. 70-250. Robert B. Carleson et al., appellants, *v.* Nancy Remillard, etc., et al. That motion of appellee Remillard for appointment of counsel is granted and it is ordered that Carmen L. Massey, ~~Esquire~~, of Richmond, California, be, and ~~he~~^{she} is hereby, appointed to serve as counsel for appellee Remillard in this case.

No. 70-5015. Jon Richard Argersinger, petitioner, *v.* Raymond Hamlin, Sheriff, Leon County, Florida. The motion for leave to cite supplemental authority is granted.

No. 70-5061. Thomas Kirby, etc., petitioner, *v.* Illinois. The motion of the Attorney General of California for leave to participate in oral argument, as *amicus curiae*, is granted and a total of 15 minutes allotted for that purpose. Counsel for the petitioner allotted 15 additional minutes for oral argument.

No. 70-5276. Albert Delanor Murel et al., petitioners, *v.* Baltimore City Criminal Court et al. The motion to dispense with printing the *amicus curiae* brief of the Prison Research Council of the University of Pennsylvania Law School is granted.

No. 71-994. Myron Epstein, petitioner, *v.* The Association of the Bar of the City of New York. The application for a stay presented to Mr. Justice Douglas, and by him referred to the Court, is denied. Mr. Justice Douglas and Mr. Justice Blackmun are of the opinion that application should be granted.

No. 71-5097. Harold Eugene Huffman, petitioner, *v.* Faye I. Boersen. The motion of the respondent for leave to proceed in *forma pauperis* is granted.

No. 71-5103. John J. Morrissey and G. Donald Booher, petitioners, *v.* Lou V. Brewer, Warden, et al. The motion to dispense with printing the *amicus curiae* brief of James H. Russell is granted.

APPEALS—JURISDICTION NOTED

No. 71-873. United States, appellant, *v.* Falstaff Brewing Corporation et al. Appeal from the United States District Court for the District of Rhode Island. In this case probable jurisdiction noted and case set for oral argument with No. 71-703.

No. 71-879. Heublein, Inc., appellant, *v.* South Carolina Tax Commission. Appeal from the Supreme Court of South Carolina. In this case probable jurisdiction noted.

CERTIORARI GRANTED

No. 71-857. EVCO, dba EVCO Instructional Designs, petitioner, *v.* Franklin Jones, Commissioner of the Bureau of Revenue of the State of New Mexico, et al. Petition for writ of certiorari to the Court of Appeals of New Mexico granted.

No. 71-858. Thomas Ricci, petitioner, *v.* Chicago Mercantile Exchange et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted.

No. 71-895. National Labor Relations Board, petitioner, *v.* International Van Lines. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 71-900. Union Oil Company of California, petitioner, *v.* The Tugboat San Jacinto et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 71-586. William S. Neil, Warden, petitioner, *v.* Archie Nathaniel Biggers. Motion to use record in No. 237, October Term, 1967 and 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 granted. Mr. Justice Marshall took no part in the consideration or decision of these motions and petition.

No. 71-732. Merle R. Schneckloth, Superintendent, California Conservation Center, petitioner, *v.* Robert Clyde Bustamonte. 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. 71-863. Columbia Broadcasting System, Inc., petitioner, *v.* Democratic National Committee;

No. 71-864. Federal Communications Commission et al., petitioners, *v.* Business Executives' Move for Vietnam Peace et al.;

No. 71-865. Post-Newsweek Stations, Capital Area, Inc., petitioner, *v.* Business Executives' Move for Vietnam Peace; and

No. 71-866. American Broadcasting Companies, Inc., petitioner, *v.* Democratic National Committee. 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 two hours allotted for oral argument. The mandate of the United States Court of Appeals for the District of Columbia Circuit issued on October 29, 1971, in these cases is hereby recalled and stayed pending the sending down of the judgment of this Court. Mr. Justice Douglas is of the opinion that the stay should be denied.

CERTIORARI DENIED

No. 70-5405. Anthony Frank Capello, petitioner, *v.* J. Bernard Gates, Chairman, Connecticut Board of Parole, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-730. James W. Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-740. John H. Allen, Trustee, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-763. Perry Bradshaw et al., petitioners, *v.* Melvin Laird, Secretary of Defense, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-769. The Morning Telegraph, a Division of Triangle Publications, Inc., petitioner, *v.* Bertram A. Powers, Individually and as President, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-777. Robert E. Cleveland et al., petitioners, *v.* Illinois Bell Telephone Company and United States; and

No. 71-807. Robert C. Agron, petitioner, *v.* Illinois Bell Telephone Company et al. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-788. Armour and Company, petitioner, *v.* Local Union No. 186, United Packinghouse, Food and Allied Workers, AFL-CIO. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-789. Norman Jacobs, petitioner, *v.* United States; and

No. 71-796. George Kastenbaum, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-800. Samuel Cohen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-810. Chicken Delight, Inc., et al., petitioners, *v.* Harvey Siegel, et ux., et al.; and

No. 71-824. Harvey Siegel et ux., et al., petitioners, *v.* Chicken Delight, Inc., et al. Petitions for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-815. Philip A. Diorio, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-859. Henry Bradford et ux., petitioners, *v.* Walton E. Thompson et al. Petition for writ of certiorari to the Supreme Court of Texas denied.

No. 71-872. Jack I. Johnson and Herbert W. Paxton, Jr., petitioners, *v.* Board of Appeals and Review. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. 71-885. County of Middlesex, petitioner, *v.* Gevyn Construction Corp. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-894. United States Steel Corporation, petitioner, *v.* Shirley Roberts Laird, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-904. Great Fidelity Investment Company et al., petitioners, *v.* M. F. Martin and Curtis H. Young. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5094. Ronald Wayne Beaty and Leonard Allen Veale, petitioners, *v.* Warden Nelson. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5418. Arnold Spiller, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 71-5448. Walter Ronald Haynes, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 71-5462. George Whitmore, Jr., petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-5490. Ivan Petway, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. 71-5511. Burton Farmer, petitioner, *v.* George A. Kropp, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit District denied.

No. 71-5513. James W. Rogers, 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. 71-5734. Jessie Hoak and James Stark, petitioners, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. 71-5736. Orlando Ray Willis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for District of Columbia Circuit denied.

No. 71-5738. Anthony Acarino, petitioner, *v.* Jacob Mishler, Chief Judge, United States District Court for the Eastern District of New York. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5739. William N. Barrow, petitioner, *v.* Lee Bounds, Director of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5741. Joseph H. Sinclair, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5746. Daniel Eugene Grindstaff, petitioner, *v.* Warden, Federal Prison, Leavenworth, Kansas. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5747. Jerome Rosenberg, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5748. Frank D. Wimberley, petitioner, *v.* Melvin Laird, Secretary of Defense, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-5749. Paul John Sasko, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5750. Joe D. Bays, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5752. Elroy X. Lewis, petitioner, *v.* U.S. Court of Appeals for the District of Columbia Circuit. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-5754. Charles D. Boyd, 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. 71-5756. Lynn Ellis Hall, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5757. Raymond Earl Ferguson, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. 71-5758. William Arnold Langley and James Kanath Holman, petitioners, *v.* John W. Turner, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5759. Rudy Hidalgo, petitioner, *v.* J. Bard Purcell, etc. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. 71-5760. George Yanich, Jr., petitioner, *v.* John G. Mumert, Sheriff. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5763. Lewis Overton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5764. Walter Lance Noel, petitioner, *v.* United States; and

No. 71-5774. Willard Thomas Jones and Edward Walter Funches, petitioners, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5765. Desi J. Chicquelo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-486. Dennis Gary Monger, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied, it appearing that the judgment of the Supreme Court of Florida rests upon an adequate state ground. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan and Mr. Justice Stewart concur.

No. 71-554. Dennis L. Liepman, 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. 71-629. Juan Isidro Valdez et al., petitioners, *v.* Joe Black, Chief of the New Mexico State Police, et al. 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. 71-772. Anthony D. Menna, 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. 71-791. Eugene H. Roman, 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. 71-870. Benjamin Feinlowitz, 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. 71-5365. Stephen P. Foster, petitioner, *v. Vincent R. Mancusi, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-5505. Webster Bivens, 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. 71-5745. Bruce Dillon MacLean, petitioner, *v. Melvin Laird 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. 71-668. Pedro Rivera, petitioner, *v. United States*; and

No. 71-832. Raymond Marquez, petitioner, *v. United States*. Petitions for writs 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 these petitions.

No. 71-672. United States, petitioner, *v. Two Hundred and One Fifty-Pound Bags of Furazolidone et al.* Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. The Chief Justice is of the opinion that certiorari should be granted.

No. 71-709. Masaru Sumida et al., petitioners, *v. Fusao Yumen et al.* Motion to dispense with printing petition and motion of respondents to dispense with printing brief in opposition granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-720. John Philip Cerone, Sr., and James Cerone, petitioners, *v. United States*;

No. 71-759. Donald J. Angelini, petitioner, *v. United States*; and

No. 71-760. Dominic Cortina, 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 for the reasons stated in his dissent in *Addonizio v. United States*, 405, U.S. — (1972).

No. 71-737. Michigan, petitioner, *v.* Edward Allen Trudeau. Motion of respondent for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 71-790. Clifton Dean Perkins, petitioner, *v.* Melvin R. Laird, Secretary of Defense. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted.

No. 71-792. Bobby Gene Grubbs and Bobby Ray Knight, 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 Fifth Circuit denied.

No. 71-799. University Hill Foundation, 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 Stewart is of the opinion that certiorari should be granted.

No. 71-814. David B. Cortright, on behalf of himself and others similarly situated, petitioner, *v.* Robert F. Froehlke, Secretary of the Army, 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. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-881. Illinois, petitioner, *v.* Howard C. Hudson. Petition for writ of certiorari to the Supreme Court of Illinois denied, it appearing that the judgment of the Supreme Court of Illinois rests upon an adequate state ground.

No. 71-884. Stephen S. Chandler, United States District Judge for the Western District of Oklahoma, petitioner, *v.* William H. Pat O'Bryan. 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. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 71-5686. 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. Dissenting opinion by Mr. Justice Douglas.

No. 71-5761. Thomas Wayne Joyce, 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 and Mr. Justice Stewart are of the opinion that certiorari should be granted.

No. **71-5762**. Victor Sharrow, petitioner, *v.* George H. Brown, etc. 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.

LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. **71-5470**. Millard Robert Beasley, petitioner, *v.* United States;

No. **71-5707**. Carl George Smith, Jr., petitioner, *v.* Anderson MacGruder;

No. **71-5710**. Margaret Ruth Horton, petitioner, *v.* North Carolina; and

No. **71-5711**. James F. Enlow, petitioner, *v.* Russell E. Lash, Warden. Motions for leave to file petitions for writs of habeas corpus denied.

LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. **71-5701**. Richard A. Lauchli, Jr., petitioner, *v.* Omer Poos, District Judge;

No. **71-5713**. James H. Moore, petitioner, *v.* Lawrence A. Whipple, Judge; and

No. **71-5751**. Edward McCray, petitioner, *v.* Alfred A. Arraj, etc., et al. Motions for leave to file petitions for writs of mandamus denied.

No. **71-798**. Beatrice Silk, petitioner, *v.* Thomas S. Kleppe, Administrator, Small Business Administration. Motion to dispense with printing petition granted. Motion for leave to file petition for writ of mandamus denied.

REHEARINGS DENIED

No. **71-499**. Angelo Mascia, petitioner, *v.* United States;

No. **71-527**. United States, appellant, *v.* Standard Oil Company of California;

No. **71-536**. Margaret Ann Wilkins, as Administratrix of the the Estate of William Lane Wilkins, petitioner, *v.* American Export Isbrandtsen Lines, Inc.;

No. **71-591**. Betty B. Rawls, petitioner, *v.* The Conde Nast Publications, Inc.; and

No. **71-5546**. Charles A. Dun Leavay, petitioner, *v.* Rockefeller Center, Inc., et al. Petitions for rehearing denied.

No. **70-79**. Reliance Electric Company, petitioner, *v.* Emerson Electric Company. Petition for rehearing denied. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this petition.

No. 70-290. Gas Light Company of Columbus, petitioner, *v.* Georgia Power Company et al.; and

No. 70-5049. Robert E. Burns, petitioner, *v.* H. R. Swenson et al. Petitions for rehearing denied. Mr. Justice Powell took no part in the consideration or decision of these petitions.

No. 71-5277. Albert H. Carter, petitioner, *v.* Court of Criminal Appeals of Texas. Motion for leave to file petition for rehearing denied.

No. 71-5444. Vivian E. Carlough, petitioner, *v.* Elliot Lee Richardson, Secretary of Health, Education and Welfare. 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 6, 1972, until Monday, March 20, 1972.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John D. Aldock	Washington, D.C.	Stephen John Pollak.
Gerald Martin Amero	Portland, Maine	Fred C. Scribner, Jr.
John Howard Andrews	Janesville, Wis.	John C. Wickhem.
Thomas Wayne Armstrong	Washington, D.C.	John A. Dudley.
Ronald G. S. Au	Honolulu, Hawaii	Hiram L. Fong.
Maruice Austin	New York, N.Y.	Leo A. Diamond.
William Denham Barfield	Jacisonville, Fla.	Harry T. Gray.
Robert P. Barnett	Miami, Fla.	George H. Salley.
John Wehrley Baty	Baraboo, Wis.	Clyde C. Cross.
Richard John Beacom	Garden Grove, Calif.	Cecil Hicks.
Jack W. Beech	Fort Worth, Tex.	Pete Perez.
Wilford A. Beesley	Salt Lake City, Utah.	Arthur H. Nielsen.
Charles Bernard Bernstein	Chicago, Ill.	Max L. Chill.
Lloyd W. Bever	Seattle, Wash.	Nelson T. Lee.
William D. Bierman	Hackensack, N.J.	John D. Methfessel.
Harry L. Bigbee	Santa, Fe, N. Mex.	Quincy D. Adams.
Harvey Nicol Black, Jr.	San Francisco, Calif.	Ronald Larson.
Donald William Boehme	Beverly Hills, Calif.	Ronald Laurence Goldman.
Walter Charles Brauer III	Denver, Colo.	Jorge E. Castillo.
Melvin Bressler	Rochester, N.Y.	Donald J. Wisner.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael B. Browde	Albuquerque, N. Mex.	John D. Robb, Jr.
Herbert A. Callihan, Jr.	Chevy Chase, Md.	Ward H. Oehmann.
Richard N. Carpenter	Santa Fe, N. Mex.	Quincy D. Adams.
John W. Caven, Jr.	Jacksonville, Fla.	Harry T. Gray.
Peter S. Chamberlain	Dallas, Tex.	Robert N. Benson.
William F. Clayton	Sioux Falls, S. Dak.	Robert R. Spencer.
George Montgomery Cleland III	Winston-Salem, N.C.	Roddey M. Ligon, Jr.
Henry H. Clock	Long Beach, Calif.	Craig Hosmer.
J. Donald Cowan, Jr.	Raleigh, N.C.	John Wall Hanft.
John R. Countiss III	Jackson, Miss.	Robert G. Nichols, Jr.
G. Stanley Crout	Santa Fe, N. Mex.	Quincy D. Adams.
Thomas Haywood Curlee, Jr.	Columbia, S.C.	Stanley Horton Kohn.
Jerome A. Dashner	Baltimore, Md.	Frank Cannizzaro, Jr.
Donald Baker Day	San Francisco, Calif.	John Carol Porter.
Michael Dearington	Danielson, Conn.	Richard Henry Speidel.
Joseph F. Dillon	Detroit, Mich.	Judge James Montante.
Michael H. Dougherty	Los Angeles, Calif.	Larry Arthur Curtis.
Alan Dranitzke	Washington, D.C.	David Rein.
Thomas James Drought	Milwaukee, Wis.	Robert E. Cook.
Daniel Stephen Dunn	Stamford, Conn.	Ronald J. St. Onge.
Richard William Eckardt	Los Angeles, Calif.	James H. Mitchell, Jr.
John Sanford Edmunds	Honolulu, Hawaii	Ronald Y. C. Yee.
Ronald J. Einboden	Los Angeles, Calif.	Milton N. Sherman.
Joseph Kirby Ellis, Jr.	Houston, Tex.	Martin N. Erck.
Paul D. Engstrand	San Diego, Calif.	Charles F. Gorder.
Vaughn E. Evans	Seattle, Wash.	Philip L. Burton.
Lynne Dratler Finney (Mrs.)	Ben Lomond, Calif.	Mrs. Mary Bir- mingham Emery.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
M. Daniel Friedland	Indianapolis, Ind.	H. Kirkwood Yockey.
Paul F. Gerson	Miami Beach, Fla.	Lawrence Sheldon Katz.
George William Greene	Milwaukee, Wis.	James W. Lane.
Arthur P. Greenfield	Phoenix, Ariz.	Mark Wilmer.
William B. Martin Gross	Chicago, Ill.	Thomas F. Pierce.
Ina Levin Gyemant (Mrs.)	San Francisco, Calif.	Miss Marjorie M. Childs.
Donald H. Hadley	Washington, D.C.	Lawrence F. Henneberger.
Phillip D. Hardberger	San Antonio, Tex.	Maury Maverick, Jr.
Kenneth L. Harrigan	Albuquerque, N. Mex.	J. R. Modrall.
Thomas F. Harrison	New York, N.Y.	Philip Weinberg.
Donald Alfred Hoffman	New Orleans, La.	Charles Kohlmeyer, Jr.
Frank Catchings Holloman, Jr.	Memphis, Tenn.	Cecil Douglas Smith.
C. Stephen Howard	Los Angeles, Calif.	William A. Norris.
Philip A. Hutchinson, Jr.	Washington, D.C.	Milton F. Lunch.
Edward Idar, Jr.	San Antonio, Tex.	Mario G. Obledo.
Wayne N. Jersin	Gaithersburg, Md.	Jeb Howard.
Jim Pearce Johnson	Austin, Tex.	Phillip W. Gilbert.
Paul D. Jones	Austin, Tex.	Robert Dale Jones.
J. Michael Katz	Gary, Ind.	Robert A. Lucas.
Herman Kaufman	New York, N.Y.	Michael Robin Juviler.
Ernest A. Kessler	Los Angeles, Calif.	Alex Samuel Chernow.
Thomas R. Kingsley	Washington, D.C.	William P. Sullivan.
Richard L. Knickerbocker	Santa Monica, Calif.	Stanley Edward Remelmeyer.
William V. Kolshorn, Jr.	Trenton, N.J.	Peter Fless, Jr.
Carleton Charles Kugel	Sioux City, Iowa	John P. Kurtock, Jr.
John Martin Langer	Baraboo, Wis.	Clyde C. Cross.
Willie L. Leftwich	Washington, D.C.	Leonard W. Burka.
Isadore Edward Lourie	Columbia, S.C.	Henry Hammer.
Robert Berger Lynch	Sacramento, Calif.	Gaylord Nelson.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Alan MacMiller	Los Angeles, Calif.	H. Walter Croskey.
Martha Pink Mandel (Mrs.).	Chicago, Ill.	Alban Weber.
Ronald Scott Mangum	Chicago, Ill.	Alban Weber.
Robert Raymond Marshall, Jr.	Washington, D.C.	David L. Rose.
Charles Davis McClure	Tallahassee, Fla.	Lawton M. Chiles, Jr.
Dewey F. Meadows	Houston, Tex.	C. Anthony Friloux, Jr.
Gary Melick	Baltimore, Md.	Edward Francis Borgerding.
Henry C. Meyer	Fort Worth, Tex.	Sproesser Wynn.
Alvin S. Michaelson	Los Angeles, Calif.	Robert Marc Tal- cott.
William Stephen Miller	Tyler, Tex.	William M. Steger.
William Lee Mills, Jr.	Concord, N.C.	Samuel J. Ervin, Jr.
Thomas Paul Moody	Los Angeles, Calif.	Roger Arnebergh.
Patrick Andrew Myers	Jacksboro, Tex.	Charles Eugene Benson.
Howard L. Nations	Houston, Tex.	Neal Powers.
Milton E. Neshek	Elkhorn, Wis.	Thos. G. Godfrey.
Edward J. Noonan	Scituate, Mass.	John F. Shea.
Richard Earl Norred	Lafayette, La.	James J. David- son, Jr.
William H. Oswald	Evanston, Ill.	Alban Weber.
Joseph James Picarelli	Valley Stream, N.Y.	William P. Mufich.
George A. Pierce, Jr.	Jacksonville, Fla.	Louis O'Melville Frost, Jr.
Henry A. Politz	Shreveport, La.	Joseph C. LeSage, Jr.
M. Laurence Popofsky	San Francisco, Calif.	Stephen V. Bomse.
Ernest N. Powell, Jr.	Chicago, Ill.	Edward Allen Williams.
J. Max Price	Salem, Mo.	Thomas W. Brooks.
Boyd H. Ratchye	St. Paul, Minn.	Frank Clay- bourne.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John J. Raymond	Detroit, Mich.	Judge James Montante.
Randall Revelle	Seattle, Wash.	David E. Wagoner.
Seymour J. Rose	San Diego, Calif.	Frederick Patterson Crowell.
Richard Howard Roth	Pompano Beach, Fla.	Henry J. Prominski.
Stanley Rothman	Beverly Hills, Calif.	Zad Leavy.
Robert H. Sachs	Louisville, Ky.	Gordon B. Davidson.
John D. St. Clair	San Francisco, Calif.	George H. Hauerken.
Ronald A. Sandler	Chicago, Ill.	Curtis F. Prangley.
Martin Aron Schwartz	Bronx, N.Y.	Norman B. Lichtenstein.
Dwight Owen Schweitzer	Hartford, Conn.	Reuben B. Robertson III.
Robert F. Scoular	St. Louis, Mo.	Robert H. McRoberts.
William Sheehy	Tyler, Tex.	William M. Steger.
Ivan Jay Shefferman	Bethesda, Md.	Edward Morris Statland.
Rodney Jack Sheppard	Austin, Tex.	Phillip W. Gilbert.
L. Orin Slagle, Jr.	Columbus, Ohio	Robert M. Draper.
Marshall Spivey	Tyler, Tex.	William M. Steger.
Richard A. Stacy	Cheyenne, Wyo.	Sterling Arthur Case.
William A. Stanmeyer	Chicago, Ill.	Peter Paul Weidenbruch, Jr.
J. Terry Stratman	Chicago, Ill.	Curtis F. Prangley.
Arthur J. Tarnow	Detroit, Mich.	Erwin B. Ellmann.
Ellsworth Van Graafeiland	Rochester, N.Y.	J. Paul Brennan.
Charles Julian Vaughan	Scotland Neck, N.C.	William T. Joyner.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James R. Warncke	San Antonio, Tex.	Forrest Nolan Welmaker.
Jerry W. Watkins	El Dorado, Ark.	J. A. O'Connor, Jr.
Manuel Weiser	Washington, D. C.	Wesley Glenn Harding.
Frank O. Wetmore II	Chicago, Ill.	Edward J. Wendrow.
Robert Cooper Whitestone	Fairfax, Va.	Barnard Fulton Jennings.
John Klein Wigginton	Tallahassee, Fla.	J. Robert Mc- Clure, Jr.
Henry Murph Wilson	Tyler, Tex.	William M. Steger.
Eugene Allen Wolf	San Jose, Calif.	Robert Liddell Webb.
Charles Hill Yarborough, Jr.	Louisburg, N. C.	Alexander Bunn Denson.
William C. Yellin	Merrill, Wis.	Jack McManus.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David D. Kinley	Oxnard, Calif.	Solicitor General Erwin N. Gris- wold.
Kurp Porter Schulke	Lyons, Kans.	Solicitor General Erwin N. Gris- wold.
Peter Dennis Trooboff	Washington, D.C.	Solicitor General Erwin N. Gris- wold.
Stewart L. Victorson	El Paso, Tex.	Solicitor General Erwin N. Gris- wold.
Arthur G. Connolly, Jr.	Wilmington, Del.	Frederick Bernays Wiener.
Josè Antonio Fustè	San Juan, P.R.	Paul Joseph Mc- Elligott.
Nicolás Jimènez	San Juan, P.R.	Paul Joseph Mc- Elligott.

ORAL ARGUMENT

No. 70-75. Moose Lodge No. 107, appellant, *v.* K. Leroy Irvis et al. Argued by Mr. Frederick Bernays Wiener for the appellant and by Mr. Harry J. Rubin for the appellees.

No. 70-5112. Willie Mae Weber, petitioner, *v.* Aetna Casualty & Surety Company et al. Argued by Mr. Vanue B. Lacour for the petitioner and by Mr. W. Henson Moore for the respondents.

No. 70-5344. Lorenzo Willis, etc., petitioner, *v.* Prudential Insurance Company of America. Argued by Mr. E. Freeman Leverett for the petitioner and by Mr. A. Felton Jenkins, Jr., for the respondent.

No. 70-5015. Jon Richard Argersinger, petitioner, *v.* Raymond Hamlin, Sheriff, Leon County, Florida. One hour and twenty minutes allowed for oral argument. Reargued by Mr. Brude S. Rogow for the petitioner, by Mr. Solicitor General Erwin N. Griswold for the United States, as *amicus curiae*, by special leave of Court, and by Mr. George R. Georgieff for the respondent.

No. 45, **Original.** State of Washington et al., plaintiffs, *v.* General Motors Corporation et al. Argument on motion for leave to file bill of complaint commenced by Mr. Fredric C. Tausend for the plaintiffs.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George A. Dalley	New York, N.Y.	Frank D. Reeves.
Walter Kitchin Joyner	Raleigh, N.C.	C. Kitchin Josey.
Henry Stancill Manning, Jr.	Raleigh, N.C.	C. Kitchin Josey.
William M. Monroe	San Francisco, Calif.	David M. Jenkins II.

OPINION

No. 70-286. Iowa Beef Packers, Inc., petitioner, *v.* Edward D. Thompson et al. On writ of certiorari to the Supreme Court of Iowa. Writ of certiorari dismissed as improvidently granted. Opinion *per curiam* announced by Mr. Chief Justice Burger. Dissenting opinion by Mr. Justice Douglas.

ORAL ARGUMENT

No. 45, Original. State of Washington et al., plaintiffs, *v.* General Motors Corporation et al. Argument on the motion for leave to file Bill of Complaint continued by Mr. Fredric C. Tausend for the plaintiffs, by Mr. Lloyd N. Cutler for the defendants and concluded by Mr. Fredric C. Tausend for the plaintiffs.

No. 49, Original. State of Illinois, plaintiff, *v.* City of Milwaukee, Wisconsin, et al. Argued on the motion for leave to file Bill of Complaint by Mr. Fred F. Herzog for the plaintiff and by Mr. Harry G. Slater for the defendants.

No. 50, Original. State of Vermont, plaintiff, *v.* State of New York et al. Argued on the motion for leave to file Bill of Complaint by Mr. Fred I. Parker for the plaintiff, by Mr. Philip Weinberg for defendant State of New York and by Mr. Taggart Whipple for defendant International Paper Company.

No. 71-247. William Rabe, petitioner, *v.* Washington. Argued by Mr. William L. Dwyer for the petitioner and by Mr. Curtis Ludwig for the respondent.

No. 70-130. United States, petitioner, *v.* Scotland Neck City Board of Education et al.; and

No. **70-187**. Pattie Black Cotton et al., petitioners, *v.* Scotland Neck City Board of Education et al. One and one half hours allowed for oral argument. Argument commenced by Mr. Lawrence G. Wallace for the petitioner in No. **70-130**.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Applicant	City and State	Movant
Harold D. Donohue	Worcester, Mass.	John S. Monagan.
C. Edward Rowe, Jr.	Weston, Mass.	John S. Monagan.
Wayne E. Legg	Mesa, Ariz.	John J. Rhodes.
R. James Unruh	Tulsa, Okla.	Page Belcher.
David H. Carmichael	Cheyenne, Wyo.	William John Thomson II.
James Poe Castberg	Powell, Wyo	William John Thomson II.
Michael Horace McCarty	Cody, Wyo.	William John Thomson II.
Frank Cassas	Reno, Nev.	Harold Irving Baynton.

OPINIONS

No. 70-49. Hawaii, petitioner, *v.* Standard Oil Company of California 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 Douglas. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas joins. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-70. Federal Trade Commission, petitioner, *v.* The Sperry and Hutchinson Company. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed and modified to the extent that the case is remanded to the Court of Appeals with instructions to return case to the Federal Trade Commission for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice White. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

ORAL ARGUMENT

No. 70-130. United States, petitioner, *v.* Scotland Neck City Board of Education et al.; and

No. 70-187. Pattie Black Cotton et al., petitioners, *v.* Scotland Neck City Board of Education et al. Argument continued by Mr. Lawrence G. Wallace for the petitioner in No. 70-130, by Mr. Adam Stein for the petitioners in No. 70-187 and concluded by Mr. William T. Joyner and Mr. C. Kitchin Josey for the respondents in both cases.

No. 70-188. Pecola Annette Wright et al., petitioners, *v.* Council of the City of Emporia et al. Argued by Mr. Samuel Tucker for the petitioners and by Mr. D. Dortch Warriner for the respondents.

No. 71-308. United States, petitioner, *v.* Marian A. Byrum, Executrix under the last will and testament of Milliken C. Byrum. Argued by Mr. Matthew J. Zinn for the petitioner and by Mr. Larry H. Snyder for the respondent.

Adjourned until Monday, March 6, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. 71-1080. United Mine Workers of America, petitioner, *v.* William B. Bryant, United States District Judge. Motion for leave to file petition for writ of mandamus denied.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

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. 70-291. Louis H. Osmond et al., appellants, *v.* Ernest S. Spence et al. Appeal from the United States District Court for the District of Delaware. Motion to dispense with printing jurisdictional statement granted. Judgment vacated and case remanded to the United States District Court for the District of Delaware for further consideration in light of *Swarb v. Lennox*, 405 U.S. — (1972) and *D. H. Overmyer Co., Inc., of Ohio v. Frick Co.*, 405 U.S. — (1972). The order of June 21, 1971, entered by Mr. Justice Brennan, as modified by his order of August 20, 1971, shall continue in effect unless and until superseded by order of the District Court.

No. 71-624. Joseph R. Thompson, appellant, *v.* Joan Thompson. Appeal from the Superior Court of Pennsylvania, Eastern District. Motion of the appellee 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.

No. 71-805. The Philada Home Fund, Inc., appellant, *v.* Board of Review, Ohio Bureau of Employment Services. 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.

No. 71-5773. Jim Fair, appellant, *v.* H. L. Wiggins. 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. 71-929. Wendy Forbush, on behalf of herself and others similarly situated, appellant, *v.* George C. Wallace, Individually and as Governor of Alabama, et al. Appeal from the United States District Court for the Middle District of Alabama. Judgment affirmed.

No. **71-932**. Minnie Ruhl Woods, et al., appellants, *v.* The Society for the Propagation of the Faith of the Archdiocese of New Orleans, Inc., et al. Appeal from the Supreme Court of Louisiana. The appeal is dismissed for want of a substantial federal question.

No. **71-5262**. Virginia M. Carpenter et al., appellants, *v.* William R. Sterrett et al. Appeal from the United States District Court for the Northern District of Indiana. Motion for leave to proceed *in forma pauperis* granted. Judgment vacated and case remanded to the United States District Court for the Northern District of Indiana for further consideration in light of *Townsend v. Swank* and *Alexander v. Swank*, 404 U.S. 282 (1972).

No. **71-5806**. Janet L. Charleston et al., appellants, *v.* Helene Wohlgenuth et al. Appeal from the United States District Court for the Eastern District of Pennsylvania. Judgment affirmed. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted and case set for oral argument.

ORDERS IN PENDING CASES

No. **71-41**. International Union of Operating Engineers, Local 150, AFL-CIO, petitioner, *v.* Flair Builders, Inc. The request for additional time for filing brief for the respondent is granted and 30 additional days are allotted for that purpose. Typewritten briefs may be filed in lieu of printed briefs. J. Robert Murphy, Esquire, of Aurora, Illinois, is invited to file a brief and argue in this case, as *amicus curiae*, in support of the judgment below.

No. **71-709**. Masaru Sumida et al., petitioners, *v.* Fusao Yumen et al. The motion to disbar is denied.

No. **71-1017**. Mike Gravel, United States Senator, petitioner, *v.* United States; and

No. **70-1026**. United States, petitioner, *v.* Mike Gravel, United States Senator. The motion to expedite is granted so that the consolidated cases may be briefed and argued during the present term of Court. The motion of The Unitarian Universalist Association for leave to participate in oral argument, as *amicus curiae*, in No. 71-1017 is denied.

CERTIORARI GRANTED

No. **71-909**. Environmental Protection Agency et al., petitioners, *v.* Patsy T. Mink et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted.

No. **71-839**. Paul P. Erlenbaugh et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted limited to Question 1, presented by the petition which reads as follows:

"1. Whether the Court of Appeals erred in not following the opinion of the Court of Appeals for the Fourth Circuit in a 1967 case entitled *U.S. v. Arnold*, 380 Federal 2nd, 366, thus creating a conflict between the circuits." Mr. Justice White took no part in the consideration or decision of this petition.

No. 71-1016. Federal Power Commission, petitioner, *v. Louisiana Power & Light Company et al.*; and

No. 71-1040. United Gas Pipe Line Company et al., petitioners, *v. Louisiana Power & Light Company et al.* Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit granted and cases consolidated and a total of one hour is allowed for oral argument to review the judgment of the Court of Appeals in *Federal Power Commissioner v. Louisiana Power & Light Co., et al.* (No. 71-2550). Petitions for writs of certiorari before judgment to review the opinion and order of the Federal Power Commission (FPC opinion 606) denied. Motion to expedite granted so that the consolidated cases may be briefed and argued during the present term of Court. Motion of the Humble Oil & Refining Company for leave to file a brief, as *amicus curiae*, granted. Motion of the State of Louisiana et al. for leave to file a brief, as *amici curiae*, is granted. Mr. Justice Powell took no part in the consideration or decision of these petitions and motions.

CERTIORARI DENIED

No. 71-702. Frank James Tocco, petitioner, *v. United States*;

No. 71-5916. Charles Richmond, Jr., petitioner, *v. United States*;

No. 71-5924. Norris Lee Smith, petitioner, *v. United States*; and

No. 71-5925. Ralph Long, Petitioner, *v. United States*. Petitions for writs of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-783. Christopher Martella, petitioner, *v. Marine Cooks & Stewards Union, etc., et al.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-787. Monsanto Company, petitioner, *v. Dawson Chemical Company et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-818. Pace Co., Division of Ambac Industries, Incorporated, petitioner, *v. Robert F. Froehle, Secretary of the Army, et al.* Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-821. Delta Development Company, Inc., et al, petitioners, *v. United States et al.* Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-826**. 967.905 Acres of Land, etc., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **71-842**. Luther Dale Baker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-846**. Anthony M. Siragusa, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-860**. Ralph Tropiano, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-875**. Katherine Ivimey, petitioner, *v.* New York. Petition for writ of certiorari to the Appellate Term of the Supreme Court of New York, Ninth and Tenth Judicial Districts, denied.

No. **71-878**. Trevia Rhadedene Thomas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-882**. Frank Hunter, Jr., petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **71-903**. Floyd Jones, petitioner, *v.* Board of Education of Daviess County, Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **71-911**. Howard S. Pressman, petitioner, *v.* Muriel Pressman Nellis. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **71-917**. Barbizon Electric Co., Inc., petitioner, *v.* City of New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. **71-922**. Herbert J. Cohn, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-927**. Ralph Tropiano, petitioner, *v.* Robert I. Moseley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5753**. Robert William Altimus, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5766**. Theodore Wendell Bettker, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5767. Mitchell Calvin McHenry, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5768. William Clayton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-5770. Albert J. Maselli, petitioner, *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5772. 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. 71-5775. John Cortez White, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5776. Donnell Holmes, petitioner, *v.* Maryland. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5777. Jerry Henry Green, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5778. Horace Laws, petitioner, *v.* Howard P. 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. 71-5779. Clarence Eisen, petitioner, *v.* Joel Silver, Deputy Commissioner, ~~et al.~~ Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5781. Kenneth Jackson, petitioner, *v.* Philip J. Picard, Superintendent, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-5782. Cleophus Young, petitioner, *v.* Alabama. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5783. Grady S. Patterson, petitioner, *v.* Tulsa Local No. 513, Motion Picture Operator of the United States and Canada. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5784. Douglas Lynn Roy, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 71-5785. Jasper Green, petitioner, *v.* A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary. Petition for writ of cer-

tiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5786. Charles Isia Cagle, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5793. James Magee, petitioner, *v.* Howard Yeager, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5796. Robert Miller, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-5797. Jack Edgar McBride, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5798. James Henry McLean, etc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5800. Rachel B. Hice Creasman, petitioner, *v.* First Federal Savings and Loan Association of Hendersonville et al. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. 71-5802. Andrew Rodman McGahey, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5804. Howard Allen Logan, petitioner, *v.* Herbert A. Lyon et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5805. David Klabin, 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. 71-5807. John Johnson, petitioner, *v.* Joseph Brierley, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-5808. Dale Ray Haley, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5809. Dale Ray Haley, petitioner, *v.* United States; and

No. 71-5851. Steven Paul Liley et al., petitioners, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5810. George Edward Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5811. James Coley Cooke, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5813. James Theodore Sullivan, petitioner, *v.* Raymond J. Buchkoe, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5814. Benjamin Seewald, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5939. Raymond Brown and Steven Paul Liley, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-246. Russell G. Oswald, Commissioner of Correction of the State of New York et al., petitioners *v.* Martin Sostre. Motion to dispense with printing the *amicus curiae* brief of the National Law Office of the National Legal Aid and Defender Association and motion of the 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. 71-548. Steven Hamilton, petitioner, *v.* California. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Alameda, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-593. Richard Henry Berg, petitioner, *v.* Calvin P. Schmidt, Judge, Municipal Court of the Orange County Harbor Judicial District, 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. 71-910. Calvin Sims et al., petitioners, *v.* Parke Davis & Co., 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. 71-930. Michael Benson et al., petitioners, *v.* Joseph Rich et al. 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. 71-5771. Charles Robert Muncaster, 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. 71-5799. Richard Robinson, petitioner, *v.* Grier Davis 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. 71-809. Morton Mayer Sobel, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied. Mr. Justice Stewart is of the opinion that certiorari should be granted.

No. 71-833. Ernest Da Costa, petitioner, *v.* Melvin R. Laird, Individually and as Secretary of Defense of the United States, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied. Dissenting opinion by Mr. Justice Douglas. Mr. Justice Brennan is of the opinion that certiorari should be granted.

No. 71-883. Cedalle H. Pearl, petitioner, *v.* Melvin R. Laird, Secretary of Defense, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that certiorari should be granted.

No. 71-920. In the Matter of Charles J. O'Connor, III, petitioner. 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. 71-953. Betty Johnson, petitioner, *v.* Belva Reed et vir. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Supreme Court of Texas denied.

No. 71-5421. Cuthbert McInnies Midgett, petitioner, *v.* A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary. The order of this Court heretofore entered on February 22, 1972, in this case is hereby revoked. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit dismissed.

LEAVE TO FILE PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. 71-665. Mary Vasquez and Lydia Borrego, petitioners, *v.* John J. Walsh, Warden. Motion for leave to file petition for writ of habeas corpus denied.

LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. 71-5791. Lawrence Cleaves, petitioner, *v.* Pennsylvania et al.;

No. 71-5792. William L. Knight, petitioner, *v.* United States Court of Appeals for the District of Columbia Circuit. Motions for leave to file petitions for writs of mandamus denied.

No. 71-812. Jerome H. Lemelson, petitioner, *v.* Raymond J. Pettine, Chief Judge of the United States District Court for the District of Rhode Island. Motion for leave to file petition for writ of mandamus and/or prohibition denied.

LEAVE TO FILE PETITION FOR WRIT OF PROHIBITION DENIED

No. 71-5812. Ruchell Magee, petitioner, *v.* Louis S. Nelson et al. Motion for leave to file petition for writ of prohibition denied.

REHEARINGS DENIED

No. 1469, **October Term, 1970.** Homart Development Co., petitioner, *v.* Roger Jon Diamond et al. Joint motion for leave to file petition for rehearing denied. The Chief Justice and Mr. Justice Blackmun are of the opinion that the motion should be granted.

No. 71-437. Myron M. Amato and Jack L. Rockey, petitioners, *v.* Wisconsin;

No. 71-5504. Edward D. Feurtado, petitioner, *v.* Florida; and

No. 71-5536. Lee Odith Wickline, petitioner, *v.* W. A. Brooks, etc., et al. Petitions for rehearing denied.

ORDER

It is ordered that Michael Rodak, Jr., be appointed Clerk of this Court to succeed E. Robert Seaver effective at the commencement of business March 4, 1972, and that he take the oath of office and give bond as required by statute and the order of this Court entered November 22, 1948.

ADMISSIONS TO THE BAR ON WRITTEN MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Don M. Arata	Bogalusa, La.	Harry Hansbrough Richardson.
LeRoy S. Axland	Salt Lake City, Utah	Gegore W. Latimer.
Stanley P. Babin	Lafayette, La.	Joseph Onebane.
Nancy Ann Baker (Mrs.)	San Leandro, Calif.	Herman W. Mintz.
Ronald J. Berg	Norfolk, Va.	Montgomery Knight, Jr.
Ronald James Beylotte	Houston, Tex.	Marion Dennis Leach.
Lawrence W. Bierlein	Washington, D.C.	Robert D. Powell.
Carl David Bird	Little Rock, Ark.	Herschel H. Friday.
Gene Brown	Meridian, Miss.	Nate S. William- son.
Thomas J. Burke, Jr.	Chicago, Ill.	W. P. Butler.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Winston Phillips Brummett, Jr.	Lubbock, Tex.	Charles Eugene Benson.
Keith Burns	Portland, Oreg.	Erskine Biddle Wood.
M. Sigbert Charig	Sherman Oaks, Calif.	Al Matthews.
Oscar G. Chase	New York, N.Y.	Marttie Louis Thompson.
Saul Z. Cohen	New York, N.Y.	Milton Handler.
William Harris Connor	Midland, Tex.	James A. Mash- burn.
William M. Dreyer	New York, N.Y.	Terence Howard Benbow.
Mack Easley	Hobbs, N. Mex.	Warren F. Rey- nolds.
Delbert James Ellis	Denver, Colo.	Maurice Reuler.
Paul E. French	Longview, Tex.	Jerry Strickland Harris.
Donald A. Friedlander	Mobile, Ala.	John Grow.
Benjamin Randolph Gardner.	Martinsville, Va.	Earle Forrest Lasseter.
K. Neil Glassford	Miami, Fla.	Delton T. Dollar.
John J. Graubard	Stamford, Conn.	Lewis Rosenberg.
Bruce B. Graves	Des Moines, Iowa	James F. Swift, Jr.
Gordon G. Greiner	Denver, Colo.	James Lawrence White.
Chester A. Groseclose, Jr.	Aberdeen, S. Dak.	Charles B. Kornmann.
Theodore Bogert Guerard	Charleston, S.C.	Huger Sinkler.
Alan Bruce Haber	Los Angeles, Calif.	Barry Bernstein.
Ridgway Macy Hall, Jr.	Stamford, Conn.	Francis J. McNamara, Jr.
Bruce Cullen Hallmark	El Paso, Tex.	Robert Edward Goodman.
Robert Anson Harris	Atlanta, Ga.	Edwin R. Johnston.
Paula M. Heim (Mrs.)	Granada Hills, Calif.	H. Walter Croskey.
Leonard T. Helfand	Miami, Fla.	Howard W. Dixon.
James Edward Hodge	Jacksonville, Fla.	William D. Jones, Jr.
James W. Hughes	Smyrna, Ga.	James L. Mayson.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David J. Humphreys	Washington, D.C.	Wilfred Byron Sorrell.
Frank S. Ioppolo	New York, N.Y.	Walter Love Stratton.
Arnold A. Jaffe	New York, N.Y.	Henry Schneider.
Eugene Roy Johnson	Peoria, Ill.	John E. Cassidy.
John B. Keefe	Hopkins, Minn.	Joseph C. Vesely.
George Joseph Korbel	Breckenridge, Minn.	Mario G. Obledo.
H. Ronald Levine	Passaic, N.J.	John Warhol, Jr.
Arthur Lewis	Los Angeles, Calif.	Russell E. Parsons.
Jack Winston Love	Oklahoma City, Okla.	Robert J. Turner.
Reed K. Mackenzie	Minneapolis, Minn.	Simon A. Weisman.
Manuel Garcia Marrero	San Juan, P.R.	George L. Weasler.
James J. McCabe, Jr.	Philadelphia, Pa.	Henry T. Reath.
John Jackson McClendon, Jr.	Lubbock, Tex.	Norman L. Nevins.
Robert J. McDonough	Boston, Mass.	Harold M. Willcox.
Gerald Joseph McGivern	Edwardsville, Ill.	William Edward Brandt.
Robert L. Melroy	Arlington Heights, Ill.	James Ramsey Hoatson, Jr.
Paul Ira Metzler	Los Angeles, Calif.	J. Varick Tunney.
Michael J. Mitzner	Berkeley Heights, N.J.	Harry W. Herzog.
Arnold Carmichael Moore	Atlanta, Ga.	James E. Thomas.
Mason D. Morisset	Seattle, Wash.	Robert L. Pirtle.
Charles Gilmore Mueller	New York, N.Y.	Alfred Loveland Haffner, Jr.
Edward A. Norstrand	Solvang, Calif.	Donald Clark Russell.
George J. Otlowski, Jr.	Perth Amboy, N.J.	Jay M. Hollander.
John Brack Patrick	Houston, Tex.	James L. Muldrow.
Richard S. Paulson	Washington, D.C.	Wilfred Byron Sorrell.
Barry Michael Price	San Mateo, Calif.	William Fitzgerald Kenney.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles Alexander Ray, Jr.	Wesson, Miss.	Harry Lanier Beach Foote.
F. Robert Reeder	Salt Lake City, Utah	George W. Latimer
Vernon Morel Rhinehart	Chicago, Ill.	Ellis E. Reid.
Lloyd Clifford Richardson, Jr.	Aberdeen, S. Dak.	Charles B. Kornmann.
Gordon L. Roberts	Salt Lake City, Utah	George W. Latimer.
Justin Michael Rowan	Tyler, Tex.	Jack W. Flock.
Stephen W. Schueler	Houston, Tex.	Richard P. Hogan.
Ronald Norville Schumeister	Minneapolis, Minn.	Edward H. Borkon.
Lee J. Sclar	Berkeley, Calif.	George Franklin Duke.
Richard Talbot Seymour	Washington, D.C.	Richard B. Sobol.
Leon E. Sheehan	La Crosse, Wis.	Quincy H. Hale.
John Raymond Shiner	Los Angeles, Calif.	Hugh W. Darling.
J. Charles Short	Philadelphia, Pa.	James M. Marsh.
Herman F. Sockrider, Jr.	Shreveport, La.	Leonard Lloyd Lockard.
James J. Stewart	Los Angeles, Calif.	Volney V. Brown, Jr.
Robert E. Stone	Vero Beach, Fla.	John R. Gould.
Herbert Jerry Strickstein	Beverly Hills, Calif.	Irving David Friedman.
William Randolph Trenor	Fairfax, Va.	George R. Jones.
Jerome Turner	Memphis, Tenn.	Cooper Turner.
Everett L. West	Fowler, Ind.	Charles L. Ruby.
David Barrett Williams	Delavan, Wis.	William Lester Seymour.
J. Thornton Wright, Jr.	Oklahoma City, Okla.	Carroll E. Gregg.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael Kimmel	Alexandria, Va.	Solicitor General Erwin N. Griswold.
John Anthony Flanagan	Sioux City, Iowa	Jack R. Miller.
Arnold W. Canfield	Newport Beach, Calif.	John Robert Halliburton.
Timothy Nielson Black	Washington, D.C.	Arthur Francis Mathews.

OPINIONS

No. 70-52. United States, petitioner, *v.* Mississippi Chemical Corporation et al. 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 with direction that the judgment be entered for the United States. Opinion by Mr. Justice Marshall. Mr. Justice Blackmun took no part in the consideration or decision of this case.

No. 70-5038. John Adams, petitioner, *v.* Illinois. On writ of certiorari to the Supreme Court of Illinois. Judgment affirmed. Mr. Justice Brennan announced the judgment of the Court and delivered an opinion in which Mr. Justice Stewart and Mr. Justice White join. Opinion by Mr. Chief Justice Burger concurring in the result. Concurring statement by Mr. Justice Blackmun. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Marshall joins. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

Adjourned until Monday, March 20, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ORDER IN PENDING CASES

No. **71-1170**. WHDH, Inc., petitioner, *v.* United States Court of Appeals for the District of Columbia Circuit; and

No. **71-1171**. WHDH, Inc., petitioner, *v.* Federal Communications Commission, et al. The application for a stay pending action on the petition for writ of certiorari and the motion for leave to file petition for writ of mandamus presented to Mr. Justice Douglas, and by him referred to the Court, is denied. The Chief Justice took no part in the consideration or decision of this application.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

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. 71-5552. Fred A. Cruz, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. 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 Southern District of Texas for a hearing and appropriate findings. Opinion *per curiam*. The Chief Justice joins in the result. Mr. Justice Blackmun concurs in the result. Dissenting opinion by Mr. Justice Rehnquist.

APPEALS—SUMMARY DISPOSITION

No. 71-675. Christopher Kappos, appellant, *v.* Iowa. 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.

No. 71-936. Barbara Manard et al., appellants, *v.* Andrew P. Miller, Attorney General, Commonwealth of Virginia, et al. Appeal from the United States District Court for the Eastern District of Virginia. Judgment affirmed. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted.

No. 71-5399. Albert Lee Perryman, appellant, *v.* Washington. Appeal from the Supreme Court of Washington. 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. 71-5590. Robert Clayton Salisbury, appellant, *v.* Oregon. Appeal from the Court of Appeals 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.

CERTIORARI—SUMMARY DISPOSITION

No. 71-431. Immigration and Naturalization Service, petitioner, *v. Jovenica Arce Vitales*. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment vacated and case remanded to the Court of Appeals with directions to dismiss the petition to review the order of deportation.

ORDERS IN PENDING CASES

No. A-880. Michael J. Shelton, petitioner, *v. Carl L. Brunson, etc., et al.* The application for a stay of deployment presented to Mr. Justice Douglas, and by him referred to the Court, is denied. Mr. Justice Douglas would continue the stay pending the timely filing and disposition of a petition for writ of certiorari in this Court.

No. A-905. Edward M. Davis, etc., et al., petitioners, *v. Cinema Classics, Ltd., Inc., et al.*; and

No. A-913. Joseph P. Busch, Jr., et al., petitioners, *v. Cinema Classics, Ltd., Inc., et al.* The applications for a stay of the preliminary injunction presented to Mr. Justice Powell, and by him referred to the Court, are denied.

No. A-926. John Doe, In the Matter of the Grand Jury testimony and Contempt of Cynthia B. Schwartz, petitioner, *v. United States*. The application for a stay of the execution of sentence for civil contempt presented to Mr. Justice Marshall, and by him referred to the Court, is granted pending further order of this Court.

No. A-962. California, petitioner, *v. Robert Page Anderson*. The application of the State of California for a stay of the judgment of the Supreme Court of California (Crim 13617) is denied.

No. 50, **Original**. State of Vermont, plaintiff, *v. State of New York et al.* The motion of the Monroe County Conservation Council for leave to intervene as a party plaintiff is denied.

No. 54, **Original**. United States, plaintiff, *v. States of Florida and Texas*. The motion for leave to file a bill of complaint is granted and the defendants are allotted sixty days to answer.

No. 70-283. Frederick E. Adams, Warden, petitioner, *v. Robert Williams*. The motion of District Attorney of New York County for leave to participate in oral argument, as *amicus curiae*, is denied.

No. 71-110. David Gelbard and Sidney Parnas, petitioners, *v. United States*. The motion of petitioner Gelbard for assignment of a separate docket number and/or additional time for oral argument is denied.

No. 71-263. United States, petitioner, *v.* Jogues Egan and Anne Elizabeth Walsh. The motion of Ramsey Clark and Leonard B. Boudin to permit Jack J. Levine to argue orally, *pro hac vice*, on behalf of respondent Egan is granted.

No. 71-288. Melvin R. Laird, Secretary of Defense, et al., petitioners, *v.* Arlo Tatum et al. The motion of Sam J. Ervin, Jr., for additional time to participate in oral argument, as *amicus curiae*, is denied. Permission for two counsel to argue on behalf of the respondents is granted.

No. 71-315. Deepsouth Packing Co., Inc., petitioner, *v.* The Laitram Corporation. The motion of Edward S. Irons et al., for leave to file a brief, as *amici curiae*, is granted.

No. 71-708. Paul J. Tafficante et al., petitioners, *v.* Metropolitan Life Insurance Company et al. The motion of petitioners to dispense with printing briefs and appendix is granted.

No. 71-858. Thomas Ricci, petitioner, *v.* Chicago Mercantile Exchange et al. The motion for reconsideration of the petition for certiorari is denied.

No. 71-1024. Sixty-Seventh Minnesota State Senate, appellant, *v.* Richard A. Beens et al.; and

No. 71-1145. Sixty-Seventh Minnesota State Senate, appellant, *v.* Richard A. Beens et al. The motion to expedite is denied. The cases are hereby consolidated.

No. 71-1128. Vladislav Kelemen et al., petitioners, *v.* Serbian Orthodox Church Congregation of St. Demetrius of Akron, Ohio. The motion for consolidation with Nos. 71-563 and 71-867 is denied.

No. 71-5255. Willie Mae Barker, petitioner, *v.* John W. Wingo, Warden. The motion of The Lawyers' Committee for Civil Rights Under Law for leave to file a brief, as *amicus curiae*, is granted. The motion of M. Curran Clem to permit Robert W. Willmott, Jr., ~~for~~ leave to argue orally, *pro hac vice*, on behalf of the respondent is granted.

APPEALS—JURISDICTION NOTED

No. 71-718. Paul D. McGinnis, Commissioner of Correction, State of New York, et al., appellants, *v.* James Royster et al. Appeal from the United States District Court for the Southern District of New York. In this case probable jurisdiction noted.

No. 71-862. United Air Lines, Inc., appellant, *v.* George E. Mahin et al. Appeal from the Supreme Court of Illinois. In this case probable jurisdiction noted.

CERTIORARI GRANTED

No. 71-366. Tidewater Oil Company, petitioner, *v.* United States and Phillips Petroleum Company. Motion for leave to file petition for rehearing granted. Order of this Court denying petition for writ of certiorari on November 9, 1971, vacated. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 71-692. Illinois, petitioner, *v.* Donald Somerville. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit granted.

No. 71-711. National Labor Relations Board, petitioner, *v.* Granite State Joint Board, Textile Workers Union of America, Local 1029, AFL-CIO. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit granted.

No. 71-829. Leila Mourning, petitioner, *v.* Family Publications Service, Inc. Motion of the National Conference of Commissioners on Uniform State Laws for leave to file a brief, as *amicus curiae*, and petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit granted.

No. 71-964. Pennsylvania, petitioner, *v.* Paul D. Ware. Motion of respondent for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, granted.

No. 71-5908. Leon Chambers, petitioner, *v.* Mississippi. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of Mississippi granted.

CERTIORARI DENIED

No. 71-641. Conchita Escobar, petitioner, *v.* California. Petition for writ of certiorari to the Superior Court of California, County of Orange, denied.

No. 71-662. Raymond Carl Rohm et al., petitioners, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-734. Julio Rivera, petitioner, *v.* United States; and

No. 71-5946. Reinaldo Caraballo, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-776. Harville Rose Service, petitioner, *v.* Kellogg Company. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-852. C. D. Construction Corporation, petitioner *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-853. Stanley M. Greenberg, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-854. The Deutsch Company, Metal Components Division, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-867. Tom Simich et al., petitioners, *v.* Dobrosav Milisavljevic et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-869. The Deutsch Company, Electronic Components Division, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-876. Joseph A. Nemetz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-886. Strachan Shipping Company et al., petitioners, *v.* City of Galveston; and

No. 71-890. C. V. Rorie, Jr., petitioner, *v.* City of Galveston. Petitions for writs of certiorari to the Supreme Court of Texas denied.

No. 71-892. Louis A. Zambrano, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-893. Arthur Ernest Lane, petitioner, *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-896. Steven A. Lozoff, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-897. New York District Council No. 9, International Brotherhood of Painters & Allied Trades, AFL-CIO, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-899. Jose Miguel Garcia-Guillern, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-902. Municipal Light Boards of Reading and Wakefield, Massachusetts, 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.

No. 71-905. Arnold A. Morse, Sr., et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 71-906. Mountain Fuel Supply Company, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-908. Robert S. Strauss, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-915. United States et al., petitioners, *v.* Robert W. Parker et al.; and

No. 71-973. Kaibab Industries and Western Wood Products Association, petitioners, *v.* Robert W. Parker et al. Petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-916. Herbert Kaufman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-926. Herman A. Stuhl, etc., petitioner, *v.* 527 Madison Avenue Company. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department denied.

No. 71-933. Thaddeus M. Ohrynowicz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-934. John Dubelko, petitioner, *v.* Jean Dubelko. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-945. Jerome H. Lemelson, petitioner, *v.* Topper Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-948. George F. Gipe, Guardian, etc., petitioner, *v.* John E. Dempsey, et ux., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-955. John C. Crim aka Bob Miller, petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. 71-958. Aktiebolaget Flymo et al., petitioners, *v.* John F. Cody et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-961. Edward Lee Roberts et al., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-967. Eugene A. Wahl and Vibra Screw Feeders, Inc., petitioners, *v.* Carrier Manufacturing Co., Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-985. Maurice A. Garbell, Inc. et al., petitioners, *v.* A. Andrew Hauk, Judge of the United States District Court for the Central District of California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-987. Austin Randall Moody, petitioner, *v.* Thelma Ruth Moody. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Thirteenth Supreme Judicial District, denied.

No. 71-989. John P. Brown, petitioner, *v.* Michigan Department of Military Affairs. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 71-1053. Charles W. Jamieson, petitioner, *v.* American National Safe Deposit Company et al. Petition for writ of certiorari to the Appellate Court of Illinois, First Judicial District, denied.

No. 71-5442. Freddie Lee Hays, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 71-5535. James P. H. Mitchell, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 71-5540. Calvin Ray Reed, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-5544. William T. Allen, petitioner, *v.* H. J. Cardwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5545. Joseph Lawrence Collins, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 71-5570. Samuel Salvatore DiMaggio, petitioner, *v.* Prudential Savings and Loan Association. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 71-5583. Jerry Smith, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 71-5605. Louis D. Cosco, petitioner, *v.* Lenard Meachan, Warden. Petition for writ of certiorari to the Supreme Court of Wyoming denied.

No. **71-5815**. Edward W. Dunnings, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5817**. Joy Milane Burns, petitioner, *v.* Columbia Pictures International Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5822**. Joseph MacBaskin, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-5823**. Jerry L. 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. **71-5824**. Carl Edward Burton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-5825**. Richard Earl Joyner, petitioner, *v.* A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-5826**. Robert E. Johnson, petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. **71-5827**. Paul Lawrence Bryant, petitioner, *v.* United States;

No. **71-5996**. Joe Willie Feggett, petitioner, *v.* United States; and

No. **71-6050**. Booker T. Burkhalter, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **71-5831**. Robert LeMon, petitioner, *v.* Vincent Mancusi, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5832**. James S. Woodford, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-5834**. John Thomas Fackelman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-5835**. John W. Freeman, petitioner, *v.* New Jersey. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-5836**. Alphonse Vincent Castaldi, petitioner, *v.* United States; and

No. **71-5988**. James Lloyd McBride and Roy Russell Cook, petitioners, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **71-5838**. James W. Hinton, petitioner, *v.* Felix Rodriguez, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **71-5839**. Alvin Freedman, petitioner, *v.* American Export Isbrandtzen Lines, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-5841**. Gary R. McDaniel, petitioner, *v.* United States. Petition for writ of certiorari to the United States court of Appeals for the Eighth Circuit denied.

No. **71-5842**. Harry Boyd, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5843**. Raymond Lockett, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **71-5844**. Samuel G. Green, petitioner, *v.* Melvin Laird, Secretary of Defense, et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. **71-5846**. Kenneth James Brunges, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5848**. Coleman Lott, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **71-5849**. Howard Gibbs, petitioner, *v.* Howard D. Yeager, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-5850**. Eugene A. Graham, Jr., petitioner, *v.* Superior Court of California, County of Los Angeles, et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **71-5853**. Raymond Samuel Timmons, petitioner, *v.* Pennsylvania et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-5856**. Peter Cacavas, petitioner, *v.* General Motors Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-5857**. Irving Christian, 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. **71-5859**. Eddie Wyatt, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **71-5862**. Carl E. Huber and Oscar M. Gore, petitioners, *v.* State Board of Bar Examiners of Georgia et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5863**. Claude Leon Goodman and Thomas J. Patterson, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5864**. Edward Russell Watson and Charles Whitney, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **71-5865**. Oran Young, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **71-5867**. Clifford D. Lewis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5868**. Stanley Halprin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5869**. Dwight Daniel, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5870**. Colin Fergus MacCollom, petitioner, *v.* P. R. Rollins et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **71-5871**. Terry Joseph Wing, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5873**. John Henry Love and Orillion D. James, petitioners, *v.* Virginia et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-5878**. Beverly R. Kent, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5879**. Donald D. Lockett, 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. **71-5880**. John M. Ferenc, petitioner, *v.* Robert L. Johnson, Superintendent. Petition for writ of certiorari to the United States States Court of Appeals for the Third Circuit denied.

No. **71-5882**. Michael Wayne Bronson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **71-5883**. Derewood Bible, petitioner, *v.* Arizona et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5884**. James Boulware, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. **71-5885**. Thomas Iannarelli, petitioner, *v.* Rogers C. B. Morton, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-5889**. Nathaniel Denman et al., petitioners, *v.* Robert Scannell et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **71-5891**. Bobby R. Lindsey, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-5892**. David Lederman, petitioner, *v.* New York City Transit Authority et al. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. **71-5894**. In re Guardianship of Marion B. Hollopeter: Kelsey D. Bartlett, petitioner, *v.* Tom Hollopeter. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **71-5895**. John Morris Kelley, petitioner, *v.* Richard P. Sprinkle. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **71-5898**. Clarence Dewane Oaks, 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. **71-5900**. Lee Allen Novick, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5901**. Stephen Nathaniel Williams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-5902**. Lonzy Oliver, petitioner, *v.* Robert W. Duggan, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-5903**. Henry Arthur Foreman, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **71-5904**. Francis Wells, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **71-5907**. Herbert Edward Hoyt, Jr., petitioner, *v.* United States; and

No. **71-5952**. James Lee Bowman, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5909**. Robert L. Swanson, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. **71-415**. Colorado River Water Conservation District, petitioner, *v.* Rocky Mountain Power Company et al. Petition for writ of certiorari to the Supreme Court of Colorado denied. Mr. Justice Douglas is of the opinion that certiorari should be granted. Mr. Justice Rehnquist took no part in the consideration or decision of this petition.

No. **71-563**. James R. Rohrbaugh et al., petitioners, *v.* The Presbytery of Seattle, Inc., et al. Motion of Mary Elizabeth Blue Hull Memorial Presbyterian Church, a Georgia Nonprofit Corporation, et al., for leave to file a brief, as *amici curiae*, granted. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. **71-609**. Terminal Freight Handling Co., et al., petitioners, *v.* Joseph H. Solien, Regional Director etc.;

No. **71-924**. Sears, Roebuck and Co., et al., petitioners, *v.* Joseph H. Solien, Regional Director etc.; and

No. **71-925**. Terminal Freight Cooperative Association et al., petitioners, *v.* Joseph H. Solien, Regional Director, etc., et al. Motions of Sears, Roebuck & Co., for leave to intervene in Nos. **71-609** and **71-925** are denied. Petitions for writs of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Powell took no part in the consideration or decision of these motions and petitions.

No. **71-868**. Cartrade, Inc., petitioner, *v.* Ford Dealers Advertising Association of Southern California 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. **71-874**. Daniel Michael Feltman, petitioner, *v.* United States. 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. **71-5519**. Charles Hinnington, petitioner, *v.* Department of Corrections 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. **71-5528**. Thomas Lewis Brown, 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. 71-5609. Paula E. Goodart, 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. 71-5624. Jess Alcala, petitioner, *v.* Wyoming. Petition for writ of certiorari to the Supreme Court of Wyoming denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-5818. Roni David Marciano, petitioner, *v.* Immigration and Naturalization Service. 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. 71-5820. Mary E. Daughdrill, etc., petitioner, *v.* Diamond M. Drilling Company. 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. 71-5821. Aldo Malatesta, 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. 71-5829. Ralph M. Howard, 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.

577 No. ~~71-5887~~. Carlos Smart, 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. 71-5905. Fred Arispe Cruz, 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. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-871. Frederick Pordum, petitioner, *v.* United States; and

No. 71-5890. Frank C. Ludera, petitioner, *v.* United States. Petitions for writs 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 these petitions.

No. 71-907. United States, petitioner, *v.* Benjamin J. Thompson. 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 District of Columbia Circuit denied.

No. 71-960. Lewis Edgar Mullins, petitioner, *v.* Ohio. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-965. Margaret Lovisi and Aldo Mario Lovisi, petitioners, *v. Virginia*. Motion of respondent for leave to dispense with printing brief granted. Petition for writ of certiorari to the Supreme Court of Virginia denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-5828. Arnold Kills Crow, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied. Mr. Justice Douglas and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

No. 71-5874. Robert Lee White, petitioner, *v. United States*. Motion for leave to file a supplemental petition granted. 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. 71-5888. Robert O. Baxter, petitioner, *v. Martin P. Davis et al.* Motion for leave to amend petition granted. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

LEAVE TO FILE PETITION FOR WRIT OF CERTIORARI DENIED

No. 71-5833. Thomas H. Alexander, petitioner, *v. Minnesota*. Motion for leave to file petition for writ of certiorari denied.

LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. 71-5819. James Adolphus Boyd, petitioner, *v. R. J. Gaffney, Warden*; and

No. 71-5847. Ben Hitchcock, petitioner, *v. Frank A. Eyman, Warden, et al.* Motions for leave to file petitions for writs of habeas corpus denied.

LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. 71-1013. Morris Teitelbaum, petitioner, *v. Richard (Dick) Stone, Secretary of State of Florida, etc.*;

No. 71-5816. Gary Julius Paige, petitioner, *v. Richard H. Chambers, Chief Judge, etc.*;

No. 71-5893. Richard A. DeBorde, petitioner, *v. Orris L. Hamilton, etc., et al.*; and

No. 71-5897. Durward Putnam, petitioner, *v. United States Court of Appeals for the Fourth Circuit*. Motions for leave to file petitions for writs of mandamus denied.

No. 71-949. Jim Garrison et al., petitioners, *v. John R. Brown, Chief Judge, et al.* Motion for leave to file petition for writ of mandamus and for other relief denied.

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No. 71-968. Melvin L. Medansky, petitioner, *v.* Hubert L. Will, United States District Judge for the Northern District of Illinois, Eastern Division. Motion for leave to file petition for writ of mandamus denied. Mr. Justice Douglas is of the opinion that the motion should be granted.

No. 71-5837. John W. Featheringham, Sr., petitioner, *v.* Ashland County Court of Common Pleas et al. Motion for leave to file petition for writ of mandamus and/or prohibition denied.

REHEARINGS DENIED

No. 1588, October Term, 1970. Sears, Roebuck and Co., et al., petitioners, *v.* Joseph H. Solien, Regional Director, etc., et al. Motion for leave to file second petition for rehearing denied. Mr. Justice Powell took no part in the consideration or decision of this motion.

No. 71-612. Kurt Von Poppenheim, petitioner, *v.* Portland Boxing & Wrestling Commission et al. Petition for rehearing denied.

No. 71-5171. Alford Cunningham, petitioner, *v.* John W. Wingo, Warden. Motion for leave to file second petition for rehearing denied.

No. 71-5534. Lonzy Oliver, petitioner, *v.* Harrison County Clerk, etc., 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 Customs and Patent Appeals during the period beginning May 1, 1972, and ending May 5, 1972, 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

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

ADMISSIONS TO THE BAR ON WRITTEN MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Herbert M. Adrian, Jr.	Charlotte, N.C.	Raymond F. Kramer.
John Notley Ake, Jr.	Arlington, Va.	Solomon Freedman.
Clifford B. Alterman	Portland, Oreg.	Wendell Wyatt.
Miles Hartman Appleberry	San Antonio, Tex.	Melvin N. Eichelbaum.
Victor J. Bacigalupi	San Francisco, Calif.	Mrs. Mildred Levin.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Roland Fitzgerald Banks, Jr.	Portland, Oreg.	Kenneth E. Roberts.
John Richard Barrett	Miami, Fla.	John Vincent Christie.
Carl Adam Barrington, Jr.	Fayetteville, N.C.	Samuel J. Ervin, Jr.
Daniel Long Bell, Jr.	Wilmington, Del.	Richard A. Rosan.
Herbert Berkowitz	Anchorage, Alaska	Robert Coleman Ely.
Steven Alan Bernholz	Chapel Hill, N.C.	Adam Stein.
Melvin H. Bernstein	Irvine, Calif.	Daniel L. Stewart.
John T. Berteau	Sarasota, Fla.	John R. Wood.
Howard Eugene Bodney	Kansas City, Mo.	Lucian Lane.
Thomas Hale Boggs, Jr.	Washington, D.C.	Charles O. Verrill, Jr.
Ralph Bolliger	Beaverton, Oreg.	Lewis B. Hamp- ton.
Thomas J. Brady	Elmhurst, Ill.	James Rhoderick Purdy.
Thomas A. Bratten	West Palm Beach, Fla.	Angus John Campbell.
Donald M. Briskman	Mobile, Ala.	Mayer W. Perloff.
Rowland David Broiles	Fort Worth, Tex.	Henry E. Kerry.
Robert L. Burnham	Seattle, Wash.	Christopher Tappan Bayley.
Robert L. Burns	Houston, Tex.	Raymond M. Hill.
Seymour I. Burton	Chicago, Ill.	Albert E. Jenner, Jr.
Lynn S. Carman	San Francisco, Calif.	Michael Lewton.
Walter James Cashwell, Jr.	Laurinburg, N.C.	J. Robert Gordon.
Eugenio Cazorla	Dallas, Tex.	Frank Patrick Hernandez.
Michael E. Chalfant	Hutchinson, Kans.	Robert J. Gilliland.
William Rufus Choate	Houston, Tex.	Tom M. Davis.
George H. Clyde, Jr.	San Francisco, Calif.	Stephen V. Bomse.
Daniel Hallahan Cochrane	Philadelphia, Pa.	Joseph H. Reiter.
Ronald Jay Cohen	Denver, Colo.	Robert R. Gehler.
Benjamin Raye Collier	Dallas, Tex.	John B. Stigall, Jr.
Jack Gore Collins	Portland, Oreg.	Tommy Hawk.
Edward G. Collister, Jr.	Lawrence, Kans.	Matthew Joseph Dowd.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert T. Connery	Denver, Colo.	James Lawrence White.
John Aloysius Connor II	Columbus, Ohio	Richard E. Guggenheim.
Robert H. Consigny	Janesville, Wis.	John C. Wickhem.
Raymond E. Cornelius	Pittsford, N.Y.	Edward J. Spires.
Jerry Louis Coslow	Fort Wayne, Ind.	Roger M. Rickert.
L. J. Cox, Jr.	Phoenix, Ariz.	Z. Simpson Cox.
Stephen Lockwood Cox	Phoenix, Ariz.	Z. Simpson Cox.
David Sarrat Cressy	New Orleans, La.	Blake G. Arata.
J. Michael Crowe	Los Angeles, Calif.	Earl C. Adams.
James Albert Crumlin	Louisville, Ky.	Frank Elia Haddad Jr.
Paul Nelson Daigle	Portland, Oreg.	James A. Larpenteur, Jr.
William A. Daniel, Jr.	Houston, Tex.	Arthur E. Moers, Jr.
Edward M. David	Philadelphia, Pa.	Joseph Neff Ewing.
Hal C. Davis	Topeka, Kans.	Robert Edward Russell.
Daniel Sears Dearing	Tallahassee, Fla.	Raymond L. Marky II.
William O. DeWitt	Cincinnati, Ohio	John R. Bullock.
Samuel Jerome Dealey	Dallas, Tex.	A. W. Walker, Jr.
William L. Dickinson	Montgomery, Ala.	William Jackson Edwards III.
Water Karstens Dods, Sr.	San Francisco, Calif.	George H. Hauerken.
William J. Doyle III	Tulsa, Okla.	Deryl Lee Gotcher.
William Howard Drew	Lake Village, Ark.	Philip Mansour.
James Douglas Druck	Fort Lauderdale, Fla.	Jule Brown Patterson.
Justin Gates Duryea	Ardmore, Pa.	William B. Koch.
Lawrence E. Elovich	Long Beach, N.Y.	John Richard MacMurray.
Jack Tillery Elrod	Atlanta, Ga.	John W. Stokes, Jr.
George E. Erickson, Jr.	Topeka, Kans.	Ralph W. Oman.
Otis W. Erisman	Philadelphia, Pa.	George D. Webster.
William B. Evans	Elkton, Md.	Melvin J. Sykes.
Edward G. Fiorito	Birmingham, Mich.	Russel C. Wells.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charles Louis Fishman	Washington, D.C.	Samuel J. Ervin, Jr.
Thomas D. Frey	Bellevue, Wash.	Robert Paul Piper.
Perry H. Friesler	Milwaukee, Wis.	Charles Chambers Mulcahy.
R. Richard Fusilier	Los Angeles, Calif.	Kim Harris Pearman.
J. Alan Galbraith	Washington, D.C.	Paul R. Connolly.
Lawrence Edwin Gale	Los Angeles, Calif.	Morris Weiss.
Augustine F. Gallagher	Cleveland, Ohio	John Mathew Haas.
Rudolf Erich Gaulke	Houston, Tex.	Miss Mabel Grey Howell.
Richard E. Gerstein	Miami, Fla.	Mrs. Ellen James Morphonios.
Robert W. Gettleman	Chicago, Ill.	Athur I. Grossman.
Lawrence B. Gilchrist	Hampton, Iowa	Jack R. Miller.
Terry C. Gillette	La Crosse, Wis.	Joseph Emmett Ludden.
Arthur A. Givens, Jr.	Little Rock, Ark.	Paul C. Rawlings.
James Marshall Goldberg	Washington, D.C.	Eugene Adams Keeney.
Michael Norman Gomes	Quogue, N.Y.	John M. Londergan.
Bruce I. Gordon	Springfield, Ill.	Michael John Costello.
Robert Edward Graham	San Francisco, Calif.	Carl W. Peterson, Jr.
A. Edward Grashof	New York, N.Y.	Terence Howard Benbow.
Arthur David Gray	New York, N.Y.	John A. Reilly.
Murray Austin Greenberg	Miami, Fla.	Stuart L. Simon.
Roy J. Grogan	Weatherford, Tex.	Gabe T. Vick.
Ronald S. Guralnick	Miami, Fla.	Ronald I. Strauss.
Frank W. Hammett	Delavan, Wis.	William Lester Seymour.
Thomas S. Haney	Akron, Ohio	James V. Barbuto.
Christopher Ker Hankinson	Vienna, Va.	Wayne Layman Morse.
Thomas Michael Harvey	Swampscott, Mass.	Mozart G. Ratner.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ronald L. Haskvitz	Minneapolis, Minn.	C. Paul Jones.
William Paul Hawley II	Lafayette, La.	James Domengeaux.
Mark M. Hennelly	St. Louis, Mo.	Robert W. Yost.
Dudley R. Herman	Gregory, S. Dak.	James G. Abourezk.
Mervin E. Holt	Salt Lake City, Utah	Ira A. Huggins.
Robert H. Hoy	El Paso, Tex.	Robert Edward Goodman.
Robert Carroll Hunt	Houston, Tex.	William E. Gray.
Charles Kilburn Hyter	Hutchinson, Kans.	William Y. Chalfant.
Martin W. Imber.	Belleville, Ill.	Ralph D. Walker.
Peter John Ippolito	Annandale, Va.	Robert Joseph Robertory.
John D. Jelkes	Alanta, Ga.	James L. Mayson.
Elmer James Justus	Chicago, Ill.	James Rhoderick Purdy.
Warren K. Kaplan	Washington, D.C.	Jerry M. Hamovit.
Micheal Marvin Katz	Houston, Tex.	Chalmers Mac Hudspeth.
Charles Craig Kays	Ontario, Calif.	Dyson William Cox.
Thomas M. Keeling	Knoxville, Tenn.	Brian K. Lands- berg.
Ruth Kern (Mrs.)	El Paso, Tex.	Karl M. Friedman.
Albert Boggess Kimball, Jr.	Houston, Tex.	Bernarr Roe Pravel.
Felshaw King	Clearfield, Utah	David S. Kunz.
Patrick Joseph Kirby	Mitchell, S. Dak.	James G. Abourezk.
Richard R. Kirsch	Fort Lauderdale, Fla.	Jule Brown Patterson.
David Jerome Krane	Oakbrook Terrace, Ill.	James Rhoderick Purdy.
John William Krueger	Rhineland, Wis.	Sverre Olav Tinglum.
Lee Ross Krueger	Rhineland, Wis.	Sverre Olav Tinglum.
Bowie K. Kuhn	New York, N.Y.	Alexander H. Hadden.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stanley D. Kupiszewski, Jr.	Tallahassee, Fla.	George R. Georgieff.
Andre Thomas Laborde	San Francisco, Calif.	Cecil F. Poole.
James Fugate Lawrence	Alexandria, Va.	Joseph Oliver Rock.
Andrew A. Leavens III	Shamokin, Pa.	Michael W. J. Shea.
George S. Livermore, Jr. Irving Lowe	Phoenix, Ariz. Milwaukee, Wis.	Z. Simpson Cox. Paul L. Mos- kowitz.
Donald A. MacCallum	River Forest, Ill.	James Rhoderick Purdy.
Charles Temple Mac- donald	Alexandria, Va.	Alfonso Everette MacIntyre.
James H. Manahan Robert Bowman Manke Joseph Manzella	Mankato, Minn. Tulsa, Okla. San Francisco, Calif.	John Gordon Bell. William S. Hall III. Robert Nicco.
Charles C. Marson	San Francisco, Calif.	Paul N. Halvonik.
Laurence Butler Martin	Los Angeles, Calif.	Albert Lee Stephens, Jr.
Alan D. Massengill	Gaithersburg, Md.	Earl Clifton Hill, Jr.
Donald E. Mayew Lloyd Daryl Mazur	Kenosha, Wis. Cleveland, Ohio	Leo E. Vaudreuil. Richard J. McMonagle.
Vernell J. McAlpin	Covina, Calif.	Robert Ernst Weiss.
Kenneth Perry McKinnon Don T. McMurray Robert F. McQuillan	Washington, D.C. Lenoir City, Tenn. Wharton, N.J.	Walter Pozen. Arthur M. Fowler. Ernest F. Wein- berger.
Sybil Meloy (Mrs.)	Park Ridge, Ill.	Helmuth A. Wegner.
David E. Mikkelson, Sr.	Minneapolis, Minn.	George M. Scott.
Ellen S. Mills (Miss)	Fort Lauderdale, Fla.	Jule Brown Pat- terson.
George R. Milman H. Lee Moffitt	Los Angeles, Calif. Tampa, Fla.	Dean V. Ambrose. James Clint Brown.
William Lee Morrow	Harlingen, Tex.	Rollins M. Koppel.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David Z. Moscovitz	New York, N.Y.	Patrick J. Foley.
Eugene Moss	Brownsville, Tex.	Thomas Gilbert Sharpe, Jr.
Patrick Murray	Sandusky, Ohio	Frank William Reinheimer.
Joseph P. Nadeau	Dover, N.H.	Stanley M. Brown.
Joe Howard Nagy	Lubbock, Tex.	A. W. Salyars.
Marvin Edward Newman	Orlando, Fla.	Johnnie Allen McLeod.
Richard L. Novotny	Milwaukee, Wis.	George A. Kapke.
Murray Ogborn	Aberdeen, S. Dak.	Stanley Eugene Siegel.
William S. Padley	Ogallala, Nebr.	Milton C. Murphy.
L. Harlen Painter	Cleveland, Tenn.	John Edgar Brown III.
John E. Parks	Honolulu, Hawaii	Robert Gray Dodge.
Ernest Pepples	Louisville, Ky.	Gordon B. Davidson.
Raymond J. Petersen	Glen Ellyn, Ill.	William Walker Winter.
Daniel Bardo Peyser	Rockville Centre, N.Y.	John A. Everhard.
David L. Phillips	Kenosha, Wis.	Leo E. Vaudreuil.
Thomas M. Phillips	Houston, Tex.	Frank McReynolds Wozencraft.
Richard Seth Plotin	Los Angeles, Calif.	Harold Jack Ackerman.
Christopher Burt Potter	Corpus Christi, Tex.	Binford Arney.
Wayne J. Prospero	Houston, Tex.	Miss Billye Norma Russell.
John Reed Prosser	Winchester, Va.	James Kucera.
DeVere Marcus Ranger	Fort Worth, Tex.	Fred James Finch, Jr.
Charles S. Rawlings	Columbus, Ohio	Donald J. Guittar.
James J. Reilly	San Francisco, Calif.	George Charles Martinez.
Charles Joseph Richards	Kenosha, Wis.	Leo E. Vaudreuil.
Morton Rosen	Beverly Hills, Calif.	Berne Rolston.
Howard C. Ross, Jr.	Jackson, Miss.	Weaver E. Gore, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Daniel Robert Schaefer	Hartford, Conn.	Raymond J. Cannon.
Stephen Schnitzer	Newark, N.J.	Allen S. Goldberger.
Ronald E. Schultz	Dayton, Ohio	Shearl J. Roberts.
Will Sears	Houston, Tex.	Raymond M. Hill.
Richard Benton Secrest	Rochester, N.Y.	Peter L. Faber.
Michael R. Shapiro	Los Angeles, Calif.	Mark Bernard Sandground.
W. Dean Short	Newport News, Va.	Harold Olai Telstad.
Thomas Joseph Shusted	Westmont, N.J.	William T. Cahill.
George J. Siegel	New York, N.Y.	Alfred Sherman Goldfield.
G. Ross Smith	Little Rock, Ark.	Herschel H. Friday, Jr.
Michael Clay Smith	Union, W. Va.	Brooks B. Callaghan.
Arthur M. Sommerfield	New York, N.Y.	Arnold Davis.
Abby Soven (Miss)	Los Angeles, Calif.	Mrs. Cecily B. Nyomarkay.
Richard Dobbs Speight	Nashville, Tenn.	Dick L. Lansden.
Lawrence William Steinberg	Beverly Hills, Calif.	Sanford I. Carter.
Charles K. Stephenson	Houston, Tex.	Walter Carl Dudensing, Jr.
Jeron Lynn Stevens	Houston, Tex.	Perry O. Barber, Jr.
Bruce Wainwright Stilson	San Rafael, Calif.	Guy Wilson Shoup.
Gordon C. Strauss	Princeton, N.J.	A. C. Reeves Hicks.
Brendan V. Sullivan, Jr.	Washington, D.C.	Edward Bennett Williams.
John Glenn Tomlinson, Jr.	Coral Gables, Fla.	Guy Allen Gladson, Jr.
John L. Traylor	Orange, Calif.	Robert R. Fitzgerald.
James Guy Tucker, Jr.	Little Rock, Ark.	A. F. House.
George C. Vogelsang	Miami, Fla.	Robert Orseck.
Forrest W. Wagner	Grand Prairie, Tex.	Sam W. Pettigrew.
Patricia McGowan Wald (Mrs.)	Washington, D.C.	Carleton Allen Harkrader.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Daryl Walker	Findlay, Ohio	Garver Oxley.
John Ray Warren	Dothan, Ala.	James B. Allen.
Neil E. Weinbrenner	Las Cruces, N. Mex.	Jess D. Weir.
Wayne Thomas Westling	Los Angeles, Calif.	Mario Louis Clinco.
Leslie G. Whitmer	Lexington, Ky.	Wm. P. Donan.
Thomas Joseph Wilkinson, Jr.	Cedar Rapids, Iowa.	Abe W. Bass.
William R. Wilson, Jr.	Little Rock, Ark.	Edward L. Wright.
Bland D. Winfrey	Lenoir City, Tenn.	Arthur M. Fowler.
Barry Thomas Winston	Chapel Hill, N.C.	Alonzo Brown Coleman, Jr.
Carl Yaeger, Jr.	Minneapolis, Minn.	Donald Hugo Lamm.
Herbert Beach Zachry	Atlanta, Ga.	J. Roger Thompson.
Gene Marvin Zafft	St. Louis, Mo.	Stanley M. Rosenblum.
Rodger M. Zimmerman	San Marcos, Tex.	C. Anthony Friloux, Jr.

ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Allan H. Zerman	Clayton, Mo.	Solicitor General Erwin N. Griswold.
Lyman Ray Patterson	Nashville, Tenn.	Solicitor General Erwin N. Griswold.
Kent Frizzell	Topeka, Kans.	Solicitor General Erwin N. Griswold.
Larry D. Morse	Lancaster, Calif.	Charles Edward Wiggins.
William R. Levasseur	Baltimore, Md.	Harley Thomas Howell.
Edward E. Murphy, Jr.	St. Louis, Mo.	James Joseph Bierbower.

OPINIONS

No. 71-247. William Rabe, petitioner, *v.* Washington. On writ of certiorari to the Supreme Court of Washington. Judgment reversed and case remanded to the Supreme Court of Washington for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam* announced by Mr. Chief Justice Burger. Concurring opinion by Mr. Chief Justice Burger with whom Mr. Justice Rehnquist joins.

No. 70-5344. Lorenzo Willis, etc., petitioner, *v.* Prudential Insurance Company of America. On writ of certiorari to the Supreme Court of Georgia. Judgment affirmed by an equally divided Court. Opinion *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Powell took no part in the consideration or decision of this case.

ORAL ARGUMENT

No. 71-32. Curtis C. Flood, petitioner, *v.* Bowie K. Kuhn et al. Argued by Mr. Arthur J. Goldberg for the petitioner, by Mr. Paul A. Porter for respondent Bowie K. Kuhn and by Mr. Louis L. Hoynes, Jr., for other respondents.

No. 70-45. United States, appellant, *v.* Daniel B. Brewster. Re-argued by Mr. Solicitor General Erwin N. Griswold for the appellant and by Mr. Norman P. Ramsey for the appellee.

No. 70-88. S&E Contractors, Inc., petitioner, *v.* United States. Re-argued by Mr. Geoffrey Creyke, Jr., for the petitioner and by Mr. Irving Jaffe for the respondent.

No. 70-5061. Thomas Kirby, etc., petitioner, *v.* Illinois. One and one-half hours allowed for reargument. Reargument commenced by Mr. Jerold S. Solovy for the petitioner.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ADMISSION TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ross W. Campbell	Ann Arbor, Mich.	Lewis George Meader.

OPINIONS

No. **68-5009**. Donald Felix Schneble, petitioner, *v.* Florida. On writ of certiorari to the Supreme Court of Florida. Judgment affirmed. Opinion by Mr. Justice Rehnquist. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Douglas and Mr. Justice Brennan join.

No. **70-305**. Commissioner of Internal Revenue, petitioner, *v.* First Security Bank of Utah, N. A., et al. On writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Judgment affirmed. Opinion by Mr. Justice Powell. Dissenting opinion by Mr. Justice Marshall. Dissenting opinion by Mr. Justice Blackmun with whom Mr. Justice White joins.

No. **70-58**. Oliver T. Fein, petitioner, *v.* Selective Service System Local Board No. 7, Yonkers, N. Y., et al. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment affirmed. Opinion by Mr. Justice Blackmun. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Stewart joins. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. **70-13**. Winfield Dunn, 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. Judgment affirmed. Opinion by Mr. Justice Marshall. Concurring opinion by Mr. Justice Blackmun. Dissenting opinion by Mr. Chief Justice Burger. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

ORAL ARGUMENT

No. **70-5061**. Thomas Kirby, etc., petitioner, *v.* Illinois. Reargument continued by Mr. James B. Zagel for the respondent and by Mr. Ronald M. George for the State of California, as *amicus curiae*, by special leave of Court, and concluded by Mr. Jerold S. Solovy for the petitioner.

No. **71-322**. M/S Bremen and Unterweser Reederei, GMBH, petitioners, *v.* Zapata Off-Shore Company. Argued by Mr. David C. G. Kerr for the petitioners and by Mr. James K. Nance for the respondent.

No. **71-5172**. Charles O. Dukes, petitioner, *v.* Warden, Connecticut State Prison. Argued by Mr. James A. Wade for the petitioner and by Mr. John D. LaBelle for the respondent.

No. **71-5313**. Donald L. Brooks, petitioner, *v.* Tennessee. Argument commenced by Mr. Jerry H. Summers for the petitioner.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Wesley P. Hackett, Jr.	Lansing, Mich.	Charles Ernest Chamberlain.
Paul Howard Schramm	St. Louis, Mo.	Robert Oberndoerfer Harris.
John Ward Dewhirst	Fairfax, Va.	Samuel William Cochran.
Edward Ernest Kubasiewicz	Alexandria, Va.	Samuel William Cochran.
Raphael V. Lupo	Springfield, Va.	Samuel William Cochran.
Frederick Earl McKelvey	Woodbridge, Va.	Samuel William Cochran.
Robert Allen Jenkins	Detroit, Mich.	John Arthur Hamilton.

OPINIONS

No. **70-5004**. Donald Gilbert Humphrey, petitioner, *v.* Elmer O. Cady, Warden. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment reversed and case remanded to the United States District Court for the Eastern District of Wisconsin for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Marshall. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. **70-5388**. Otis Loper, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections, et al. 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 judgment of this Court. Mr. Justice Stewart announced the judgment of this Court and delivered an opinion in which Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall join. Opinion by Mr. Justice White concurring in the result. Dissenting opinion by Mr. Chief Justice Burger with whom Mr.

Justice Powell joins. Dissenting opinion by Mr. Justice Blackmun. Dissenting opinion by Mr. Justice Rehnquist with whom Mr. Chief Justice Burger, Mr. Justice Blackmun and Mr. Justice Powell join.

No. 70-17. 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. Judgment affirmed. Opinion by Mr. Justice Brennan. Concurring opinion by Mr. Justice Douglas, Opinion by Mr. Justice White concurring the result with whom Mr. Justice Blackmun joins. Dissenting opinion by Mr. Chief Justice Burger. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

ORAL ARGUMENT

No. 71-5313. Donald L. Brooks, petitioner, *v.* Tennessee. Argument continued by Mr. Robert E. Kendrick for the respondent and concluded by Mr. Jerry H. Summers for the petitioner.

No. 71-300. Thomas L. Andrews, petitioner, *v.* Louisville & Nashville Railroad Company et al. Argued by Mr. Andrew W. Estes for the petitioner and by Mr. William H. Major for the respondents.

No. 71-83. John A. Strait, petitioner, *v.* Melvin R. Laird, Secretary of Defense, et al. Argued by Mr. John T. Hansen for the petitioner and by Mr. Solicitor General Erwin N. Griswold for the respondents.

No. 71-11. James R. James, Judicial Administrator, et al., appellants, *v.* David E. Strange. Argued by Mr. Edward G. Collister, Jr., for the appellants and by Mr. John E. Wilkinson for the ~~respondent~~.

No. 71-422. Lake Carriers' Association et al., appellants, *v.* Ralph A. MacMullan et al. Argument commenced by Mr. Scott H. Elder for the appellants.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present : Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Emory M. Hiers	Moultrie, Ga.	William Terry Bray.
Joseph L. Loughran	Philadelphia, Pa.	Albert M. Cole.
Anthony Harry Murray, Jr.	Philadelphia, Pa.	Albert M. Cole.
James E. Markham, Jr.	Winchester, Mass.	James E. Markham.
Paul G. Markham	Boston, Mass.	James E. Markham.

OPINIONS

No. 70-5058. Dorothy Lynch et al., appellants, *v.* Household Finance Corporation 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 Stewart. Dissenting opinion by Mr. Justice White with whom Mr. Chief Justice Burger and Mr. Justice Blackmun join. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-26. Millard Gooding, Warden, appellant, *v.* Johnny C. Wilson. Appeal from the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Mr. Justice Brennan. Dissenting opinion by Mr. Chief Justice Burger. Dissenting opinion by Mr. Justice Blackmun with whom Mr. Chief Justice Burger joins. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

ORAL ARGUMENT

No. 71-422. Lake Carriers' Association et al., appellants, *v.* Ralph A. MacMullan et al. Argument continued by Mr. Robert A. Derengoski for the appellees and concluded by Mr. Scott H. Elder for the appellants.

No. 70-314. Brunette Machine Works, Ltd., petitioner, *v.* Kockum Industries, Inc. Argued by Mr. J. Pierre Kolisch for the petitioner and by Mr. Harry M. Cross, Jr., for the respondent.

No. 70-21. Socialist Labor Party et al., appellants, *v.* John J. Gilligan, Governor of the State of Ohio, et al. Argued by Mr. Sanford Jay Rosen for the appellants and by Mr. Donald J. Guittar for the appellees.

No. 71-257. T. R. Grubbs dba T. R. Grubbs Tire & Appliance, petitioner, *v.* General Electric Corporation. Argued by Mr. Bill J. Cornelius for the petitioner and by Mr. Hubert D. Johnson for the respondent.

Adjourned until Monday, March 27, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ORDER IN PENDING CASE

No. A-980. Joseph Paul Opatz etc., appellant, *v.* City of St. Cloud, Minn., et al. The application for a temporary injunction pending appeal, presented to Mr. Justice Blackmun and by him referred to the Court, is denied.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

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. **71-600**. State Board of Election Commissioners, et al., appellants, *v.* Charles Evers et al. Appeal from the United States District Court for the Southern District of Mississippi. The appeal is dismissed for failure to docket the case within the time prescribed by Rule 13(1). Concurring opinion by Mr. Justice Blackmun with whom Mr. Justice Rehnquist joins. Dissenting opinion by Mr. Justice Douglas.

No. **71-891**. Capital Broadcasting Co., et al., appellants, *v.* Acting Attorney General of the United States et al. Appeal from the United States District Court for the District of Columbia. The motion of John F. Banzhaf III et al., for leave to file a brief, as *amici curiae*, and to dispense with printing is granted. Judgment affirmed. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that probable jurisdiction should be noted. Mr. Justice Powell took no part in the consideration or decision of this motion or appeal.

No. **71-919**. National Association of Broadcasters et al., appellants, *v.* Acting Attorney General of the United States et al. Appeal from the United States District Court for the District of Columbia. Judgment affirmed. Mr. Justice Douglas and Mr. Justice Brennan are of the opinion that probable jurisdiction should be noted.

No. **71-1003**. Horse Creek Royalty Corp. et al., appellants, *v.* Southland ~~Rock~~ ^{Royalty} Company et al. Appeal from the Supreme Court of Wyoming. The appeal is dismissed for want of a properly presented federal question.

No. **71-1030**. Edward Kiernan et al., appellants, *v.* John V. Lindsay, as Mayor of the City of New York, et al. Appeal from the United States District Court for the Southern District of New York. Judg-

ment affirmed. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted.

No. 71-5915. Charles Strickland, a minor, etc., et al., appellants, *v.* Board of Education, San Francisco Unified School District, et al. Appeal from the Court of Appeal of California, First Appellate District. The appeal is dismissed for want of a substantial federal question.

No. 71-5948. Isaac Presler, appellant, *v.* State Division of Human Rights 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.

CERTIORARI—SUMMARY DISPOSITION

No. 70-251. Lionel Adolph Joseph, petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgment vacated and case remanded to the Court of Appeals for consideration in light of the position now asserted by the Solicitor General. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Marshall concurs.

No. 70-5056. Peter St. Clair, petitioner, *v.* Selective Service Local Board No. 35 in Brooklyn, New York, et al. 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* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeals for further consideration in light of *Fein v. Selective Service System Local Board No. 7, Yonkers, N. Y. et al.*, 405 U.S. — (1972). Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 71-316. Elliot Laurence Blatt, petitioner, *v.* Local Board No. 116 Fredericksburg City Selective Service System et al. 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 *Fein v. Selective Service System Local Board No. 7, Yonkers, N. Y., et al.*, 405 U.S. — (1972). Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 71-448. Russell M. Morgan, petitioner, *v.* Bert Melchar et al. On petition for writ of certiorari to the United States Court of Appeals of the Third Circuit. Petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeals for further consideration in light of *Fein v. Selective Service System Local*

Board No. 7, Yonkers, N.Y., et al., 405 U.S. — (1972). Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 71-5840. Leslie John Lenhard, petitioner, *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 consideration in light of the position now asserted by the Solicitor General.

ORDERS IN PENDING CASES

No. A-986. Washington State Labor Council, AFL-CIO, petitioner, *v.* Gilbert H. Jertberg et al., Judges of Three Judge Court, et al. The application for a temporary stay presented to Mr. Justice Douglas, and by him referred to the Court, is denied.

No. 40, Original. Commonwealth of Pennsylvania, plaintiff, *v.* State of New York et al. The motion of the State of Pennsylvania for additional time for oral argument is granted, and a total of 45 minutes is allotted to each side for oral argument, the time to be allocated by the parties.

No. 45, Original. State of Washington et al., plaintiffs, *v.* General Motors Corporation et al. The motion of the plaintiffs for leave to file a brief, after argument, is granted.

No. 71-492. Lloyd Corporation, Ltd., petitioner, *v.* Donald M. Tanner et al. The motions of the *Homart Development Co.*; and the *American Retail Federation* for leave to file briefs, as *amicus curiae*, are granted. The motion of the *Homart Development Co.* for leave to participate in oral argument, as *amicus curiae*, is denied.

No. 71-506. United States et al., petitioners, *v.* Midwest Video Corporation. The motion of the State of Illinois for leave to participate in oral argument, as *amicus curiae*, is denied.

No. 71-1016. Federal Power Commission, petitioner, *v.* Louisiana Power & Light Company et al.; and

No. 71-1040. United Gas Pipe Line Company et al., petitioners, *v.* Louisiana Power & Light Company et al. The motions of The Brooklyn Union Gas Company; the Public Service Commission for the State of New York; The Columbia Gas Transmission Corp.; and Pipeline Intervenors for leave to file briefs, as *amicus curiae*, are granted.

CERTIORARI GRANTED

No. 71-1021. Employees of the Department of Public Health & Welfare, State of Missouri, et al., petitioners, *v.* Department of Public Health & Welfare, State of Missouri, et al. Petition for writ of certio-

Supplemental

rari to the United States Court of Appeals for the Eighth Circuit granted.

CERTIORARI DENIED

No. **71-640**. San Diego Unified School District, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. **71-803**. Robert Aloysious Mason, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. **71-901**. Philip Groob, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-912**. Ray F. Wilson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-921**. Joseph Fischetti and Donald F. Gillette, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-935**. Oscar Chason, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-937**. Wilbert Holmes, petitioner, *v.* United States; and

No. **71-5961**. Earl Matthews, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **71-952**. Lael Kovtun et al., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-990**. Sperry Rand Corporation, petitioner, *v.* A-T-O, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-1009**. Herbert Loyd Lindauer, petitioner, *v.* Oklahoma City Urban Renewal Authority et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **71-1015**. Gerald A. Schroeder et ux., petitioners, *v.* J. C. Busenhardt et al. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **71-1020**. Philadelphia Chewing Gum Corporation, petitioner, *v.* Somportex Limited et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-1061**. Arneson Products, Inc. and Howard M. Arneson, petitioners, *v.* Charles M. Blumenfeld. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **71-5906**. Ronnie Shearin Anstead, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-5911**. Lewis Overton, 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. **71-5913**. Charles Robinson, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. **71-5917**. James Thaddeus Cronan et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5919**. Carlos Mendoza, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. **71-5921**. Nancy Jane Owens Mahaffey, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. **71-5922**. Max M. Johnson, petitioner, *v.* John W. Turner, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **71-5926**. Alfred G. Jones, petitioner, *v.* Sherman H. Crouse, etc. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **71-5927**. Harry Blake Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-5928**. William Sidney Drakeford, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-5929**. Ollie Watts, petitioner, *v.* New Jersey. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-5931**. Edwin Harold Schoore, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5935**. Coley Lewis, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. **71-5940**. Raymond N. Schroeder, petitioner, *v.* Raymond J. Buchkoe, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-5942**. Guillermo Arriagada, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-5943**. Richard M. Brayton et al., petitioners, *v.* Thomas Hollopeter et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **71-5944**. Alastair Kyle, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5945**. Fred Dowell, petitioner, *v.* Perry M. Johnson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-5950**. Gordon L. Dollar, petitioner, *v.* California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-5951**. Joshua Ashley Tatro, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-5953**. John Myles Kennedy, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-5954**. Juan Morales Castro, petitioner, *v.* Howard D. Yeager, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-5955**. Denny Lee Gafford, petitioner, *v.* Warden, U.S. Penitentiary, Leavenworth, Kansas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. **71-5958**. Robert George Holmes, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-5959**. Charles Calhoun, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **71-5963**. Melvin Leroy Tyler, petitioner, *v.* Officers Parks and Plaisted of Third District, St. Louis, Missouri. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **71-6252**. Robert Allen Ray, petitioner, *v.* United States District Court for the Middle District of Pennsylvania. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-558. Louis A. Heyd, Jr., Sheriff, Parish of Orleans, Louisiana, petitioner, v. Leonard Bastida. Motion of the 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. 71-605. Aaron Henry et al., petitioners, v. Claiborne Hardware 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. Mr. Justice Marshall took no part in the consideration or decision of this petition.

No. 71-615. Paul Chapman, petitioner, v. California. It appearing the state court decision is not final, petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan and Mr. Justice Marshall concur.

No. 71-806. John W. Wehinger, 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. 71-816. Dun & Bradstreet, Inc., petitioner, v. Kansas Electric Supply Company, Inc. 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. 71-938. Winnebago Tribe of Nebraska, 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. 71-1008. James Steve Hawkins, 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. 71-5912. James Williamson and Jack Williamson, petitioners, 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. 71-5934. Burlee Carroll, 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. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-5956. Leonard J. Bogacki, petitioner, v. Board of Supervisors of Riverside County et al. Petition for writ of certiorari to the Supreme Court of California denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

MR JUSTICE BRENNAN WOULD GRANT PETITION
AND SET CASE FOR ORAL ARGUMENT.

Dissenting opinion by

No. 71-5957. Gonzalo Carrasco-Favela, 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.

No. 71-931. John A. Volpe, Secretary of Transportation, et al., petitioners, *v.* D.C. Federation of Civic Associations et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Concurring opinion by Mr. Chief Justice Burger.

No. 71-941. Fred Ferrara and Arthur Russell, petitioners, *v.* United States. Motion to defer consideration and petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-956. Billie K. Freeman, Guardian of Terry Freeman, et al., petitioners, *v.* Almon Flake et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Dissenting opinion by Mr. Justice Douglas.

No. 71-999. Alan J. Dixon, etc., et al., petitioners, *v.* Latham Castle, etc., et al. 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. 71-5567. Elmer Glenn Miller, petitioner, *v.* W. D. Salisbury, Superintendent, Chillicothe Correctional Institution. Motion to amend petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5577. Robert E. McGregor, petitioner, *v.* Wilbur J. Schmidt, Secretary, Wisconsin Department of Health and Social Services, et al. Petition for writ of certiorari to the Supreme Court of Wisconsin and for other relief denied.

No. 71-5923. Earl T. ~~Fairman~~^{FAIRMAN} and Harvey R. Hatcher, petitioners, *v.* United States. Motion for testing physical evidence and petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. 71-5933. T. Mac Tanner, petitioner, *v.* John J. Twomey, Warden, et al. Motion for leave to file petition for writ of habeas corpus denied.

No. 71-5571. Ernest R. Rodriguez, petitioner, *v.* Elmer O. Cady, Warden, et al. Motion for leave to file petition for writ of habeas corpus and for other relief denied.

LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. **71-5936**. William Noel Gaglie, petitioner, *v.* United States District Court for the Central District of California. Motion for leave to file petition for writ of mandamus denied.

REHEARINGS DENIED

No. **70-161**. Elliot L. Richardson, Secretary of Health, Education and Welfare, appellant, *v.* Radie Wright et al.; and

No. **70-5211**. Radie Wright et al., appellants, *v.* Elliott L. Richardson, etc.;

No. **71-183**. The Agua Caliente Band of Mission Indians, by and through its Tribal Council, et al., petitioners, *v.* The County of Riverside, California; and

No. **71-659**. W. Rodney DeVilliers, petitioner, *v.* Atlas Corporation. Petitions for rehearing denied.

No. **70-28**. United States, petitioner, *v.* Edna Generes, wife of, and Allen H. Generes. Petition for rehearing denied. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this petition.

No. **70-267**. National Labor Relations Board, petitioner, *v.* Robert Scrivener, dba AA Electric Company. Motion to dispense with printing granted. Motion to dispense with taxation of costs granted. 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 District Court for the Southern District of Texas during the period beginning November 1, 1972, and ending December 31, 1972, and for such additional time in advance thereof to prepare for the trial of cases, 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 3, 1972, until Monday, April 10, 1972.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert K. Aberg William C. Arrison	Madison, Wis. Lakewood, N.Y.	Steven J. Caulum. Hykel James Abdella.
Patrick Lawrence Bailey	Pompano Beach, Fla.	Robert Blaine Cochran.
David R. Baker	New York, N.Y.	Paul G. Pennoyer, Jr.
Anthony P. Bartiromo	Pittsburgh, Pa.	George Raynovich, Jr.
Ogden L. Bass, Jr.	Freeport, Tex.	Wiley B. Thomas, Jr.
Leon G. Belote	McAlester, Okla.	Frank D. McSherry.
Thomas J. Bergen	Milwaukee, Wis.	Ray T. McCann.
Joseph M. Berl	Washington, D.C.	Abe Fortas.
Alan Andrew Biegel	Dayton, Ohio	Giles Jackson Davis, Jr.
George M. Bowser	Warsaw, Ind.	William C. Wise.
Dwight William Bradley	Gadsden, Ala.	Tom Bevill.
Frank J. Breslin, Jr.	Los Angeles, Calif.	Henry Grattan Bodkin, Jr.
Robert D. Brill	Los Angeles, Calif.	Peter Burrows.
David P. Bruton	Philadelphia, Pa.	Henry W. Sawyer III.
John Maloney Cain	Orlando, Fla.	Leon Hunter Handley.
Kenneth Kay Casper	Vallejo, Calif.	Robert L. Leggett.
Paul Jordan Cherner	Milwaukee, Wis.	Seymour J. Spelman.
William Nelson Church	Vancouver, Wash.	Walter H. Sweek.
Frank Cicero, Jr.	Evanston, Ill.	A. L. Hodson.
Lawrence R. Cohen	Boston, Mass.	Edward J. McCormack, Jr.
John P. Coghlan, Jr.	Chicago, Ill.	Francis D. Morrissey.
George J. Cotsirilos	Chicago, Ill.	John Powers Crowley.
Roger Dee Cox	Idaho Falls, Idaho	Frank Church.
Selmer A. Davidson	Emmons, Minn.	Robert W. Jones.
Daniel M. Dibble	Kansas City, Mo.	Thomas J. Wheatley.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James J. Dolan	Lynbrook, N.Y.	William F. Koegel.
Hope Beth Eastman (Mrs.)	Washington, D.C.	Monroe H. Freedman.
James N. Egan	Hartford, Conn.	James A. Wade.
Jacob N. Erlich	Bedford, Mass.	William James O'Brien.
Warren Martin Faris	New Orleans, La.	David C. G. Kerr.
Stephen Feldman	New York, N.Y.	Myron M. Myers.
Joseph Gregory Finnerty, Jr.	Baltimore, Md.	William R. Consedine.
Chester Lewis Fisher, Jr.	New York, N.Y.	Rommel Hamilton Dudley.
Grace Tainsh Fisher (Mrs.)	New York, N.Y.	Rommel Hamilton Dudley.
Richard Anthony Fitzpatrick	Washington, D.C.	Samuel J. L'Hom- medieu, Jr.
Stanley Freed	Laredo, Tex.	Carlos Castillon.
Wendell G. Freeland	Pittsburgh, Pa.	George Raynovich, Jr.
David Alfred Gantz	McLean, Va.	John R. Stevenson.
James J. Gilliece	Covington, Ky.	Robert O. Lukowsky.
Paul Martin Ginsburg	Bethesda, Md.	Sol. Gen. Erwin N. Griswold
Earl Alvin Glick	Lós Angeles, Calif.	Arnold Marvin Quittner.
Thomas Andrew Gottschalk	Chicago, Ill.	A. L. Hodson.
Myra Lubitz Graubard (Mrs.)	Stamford, Conn.	Lewis Rosenberg.
Dale Louis Grimm	Los Angeles, Calif.	James Nolan Kenealy, Jr.
Michael Rusk Grove	Columbus, Ohio	Thomas V. Martin.
Albert Edward Gunn	Washington, D.C.	Robert G. Desmond.
Fred L. Hall, Jr.	Springfield, Mo.	Warren S. Stafford.
Stanley A. Halpin, Jr.	New Orleans, La.	Alvin J. Bronstein.
Albert C. Hanna	Chicago, Ill.	Harvey Joel Barnett.
Harvey L. Harmon	Oklahoma City, Okla.	William S Myers, Jr.
Jack Vernon Hoskins	St. Louis, Mo.	Frank X. Cleary.
Winston Jackson Hughes	Birmingham, Ala.	Michael F. Fasanaro, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Edward Huth	Detroit, Mich.	Philip K. Verleger.
James Ethan Jacobs	Chicago, Ill.	Lawrence Gunnels.
Howard Hahn Jacobson	Toledo, Ohio	Thomas William Ludlow Ashley.
Jonathan E. Johnson	Los Angeles, Calif.	Roger E. Johnson.
Marie C. Bellamy Johnson (Mrs.)	Chicago, Ill.	John M. Nagle.
Philip Frederick Johnson	Chicago, Ill.	Lawrence Gunnels.
J. Bennett Johnston, Jr.	Shreveport, La.	Whitfield Jack.
R. DeWitt Jones	Vancouver, Wash.	Walter H. Sweek.
Robert N. Kaplan	New York, N.Y.	Arnold B. Elkind.
George P. Kazen	Laredo, Tex.	Carlos Castillon.
Hugh Franklin King	Fort Worth, Tex.	Colonel C. Sawyer.
Janet P. Koerber (Miss)	Milwaukee, Wis.	Paul C. Konnor.
Richard F. Kronz	Pittsburgh, Pa.	George Raynovich, Jr.
John Thomas Lenga	Toledo, Ohio	William G. Eckhardt.
Newton H. Levee	Boston, Mass.	Edward J. McCormack, Jr.
David L. Lichtenstein	Pittsburgh, Pa.	George Raynovich, Jr.
James D. Little	Miami, Fla.	Robert L. Floyd.
David Alexander Lockmiller	Washington, D.C.	Judge Linton M. Collins.
Lawrence Moses Mann	Washington, D.C.	Lester P. Schoene.
Robert Claudius Markham	Chester, Va.	Milton Paul Miller.
John S. McCullough	Palm Springs, Calif.	Robert A. Schlesinger.
John J. McGrath III	Phoenix, Ariz.	John William Rood.
Miller Medearis	Los Angeles, Calif.	James Nolan Kenealy, Jr.
James Sturgis Monahan	Columbus, Ohio	J. Ralston Werum.
Howard K. Morehouse	San Rafael, Calif.	P. Roy Vallarino.
John Joseph Mullally	Washington, D.C.	Edward M. Curran.
Melville Howard Nahin	Los Angeles, Calif.	Ben H. Rudnick.
John Frederick Naughton	Coraopolis, Pa.	Francis D. O'Brien.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Frank Newton	Del Rio, Tex.	Frank Fedele.
Malcolm D. Nicholson	Chicago, Ill.	James Rhoderick Purdy.
Karl Francis Nygren	Chicago, Ill.	A. L. Hodson.
Matthew Nelson Ott, Jr.	Richmond, Va.	John S. Davenport III.
James N. Perry	Cincinnati, Ohio	C. R. Beirne.
Doris Peterson (Mrs.)	New York, N.Y.	Arthur Kinoy.
Fred W. Phifer	Wheatland, Wyo.	Glenn Parker.
Albert W. Ponath	Appleton, Wis.	Walter H. Brummund.
John Herron Pope	Pittsburgh, Pa.	George Raynovich, Jr.
Robert Henry Powell III	Norfolk, Va.	Judge Walter ⁵ E. Hoffman.
William Louis Ranaghan	Pompano Beach, Fla.	Robert Blaine Cochran.
Max Ratner	Alexandria, Va.	Leroy S. Bendheim.
Raymond Jon Rausch	Milwaukee, Wis.	John D. Morrissey.
William S. Rawls	Philadelphia, Pa.	Sherwin T. McDowell.
Dale W. Read	Vancouver, Wash.	Walter H. Sweek.
Donald I. Renau	Louisville, Ky.	Richard C. Porter, Jr.
Richard Eugene Rhoads	West Palm Beach, Fla.	Norman Joseph Kapner.
Daniel F. Rinzel	Madison, Wis.	Brian K. Landsberg.
Herbert John Rogers	Reader, W. Va.	William M. Kunstler.
Peter John Romeo	Fairfax, Va.	Thomas N. Holloway.
Hermann Rosenberger II	Philadelphia, Pa.	Steven R. Sosnov.
Alan Rugendorf	Chicago, Ill.	Nelson Lawrence Gordon.
Richard N. Salle	San Jose, Calif.	Don Edwards.
Ronald Gordon Scherega	Washington, D.C.	Sol. Gen. Erwin N. Griswold.
Steven Jay Shaw	Chadron, Nebr.	Benjamin Ran- dolph Gardner.
Paul Heermans Smith	San Antonio, Tex.	Jack Egon Guenther.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
F. Kent Stribling	Jackson, Miss.	E. Hugh Cunningham, Jr.
Matthew McClung Strickler II	Philadelphia, Pa.	Frederic L. Ballard.
Bartholomew Edward Sullivan	Pompano Beach, Fla.	Robert Blaine Cochran.
Gary L. Taylor	Santa Ana, Calif.	John Russell Schilling.
James J. Thornton, Jr.	Shreveport, La.	Leonard Lloyd Lockard.
Vincent N. Tittle	Chicago, Ill.	James Rhoderick Purdy.
Robert Harold Tourtelot	Beverly Hills, Calif.	Irving David Friedman.
Michael Gene Trainer	Silver Spring, Md.	Jeffrey R. Schmieler.
Claude E. Upchurch	Midland, Tex.	Joe R. Greenhill.
John William Via, Jr.	Alexandria, Va.	William Edward Murane.
Thomas F. Waldron	Cincinnati, Ohio	Allen Brown.
Charles L. Waters	Lubbock, Tex.	A. W. Salyars.
Edwin A. Williams	Washington, D.C.	William Benson Bryant.
Roger Witkin	Boston, Mass.	Nicholas C. Crossen, Jr.
Jos. W. Womack	Miami, Fla.	A. Lee Bradford.
William H. Woods	Nashville, Tenn.	Dick L. Lansden.
Lawrence Perry Young	Wharton, Tex.	Wilburn Wade Watkins.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Geoffrey Alex Anderson	San Francisco, Calif.	Solicitor General. Erwin N. Griswold.
Lon R. Racster	Portland, Ind.	David W. Dennis.
Robert Reese Wertz	Pittsburgh, Pa.	Max O. Truitt, Jr.
John Patrick Shook	Los Angeles, Calif.	George Miron.

ORAL ARGUMENT

No. 71-227. United States et al., appellants, *v.* Allegheny-Ludlum Steel Corporation et al. Argued by Mr. Samuel Huntington for the Appellants and by Mr. Max O. Truitt, Jr., and Mr. William M. Moloney for the appellees.

No. 71-288. Melvin R. Laird, Secretary of Defense, et al., petitioners, *v.* Arlo Tatum et al. Argued by Mr. Solicitor General Erwin N. Griswold for the petitioners, by Mr. Frank Askin for the respondents and by Mr. Sam J. Ervin, Jr., for the Unitarian Universalist Ass'n et al., as *amici curiae*.

No. 71-110. David Gelbard and Sidney Parnas, petitioners, *v.* United States. Argued by Mr. Michael E. Tigar for the petitioners and by Mr. Daniel M. Friedman for the respondent.

No. 71-263. United States, petitioner, *v.* Jogues Egan and Anne Elizabeth Walsh. Argued by Mr. Daniel M. Friedman for the petitioner and by Mr. Jack J. Levine for the respondents, *pro hac vice*, by special leave of Court.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Gerald M. Singer	Beverly Hills, Calif.	James C. Corman.
Bernard Snyder	Los Angeles, Calif.	James C. Corman.
Karl Schelly	Chicago, Ill.	Samuel H. Horne.
Claude Wilson Nicholson, Jr.	Ashtabula, Ohio	William McHenry Hoiles.
Frank W. Walden	Natchez, Miss.	Peter McKenzie Stockett, Jr.
Richard August Rohleder	St. Paul, Minn.	John J. Flynn.

ORAL ARGUMENT

No. 71-81. United States, petitioner, *v.* Loarn Anthony Biswell. Argued by Mr. R. Kent Greenawalt for the petitioner and by Mr. Warren F. Reynolds for the respondent.

No. 71-452. Catherine J. Healy et al., petitioners, *v.* F. Don James et al. Argued by Mr. Melvin L. Wulf for the petitioners and by Mr. F. Michael Ahern for the respondents.

No. 70-220. Mortimer M. Caplin, etc., petitioner, *v.* The Marine Midland Grace Trust Company of New York. One and one-half hours allowed for oral argument. Argued by Mr. Charles H. Miller for the petitioner, by Mr. David Ferber for the Securities and Exchange Commission and by Mr. John W. Dickey for the respondent.

No. 70-5276. Albert Delanor Murel et al., petitioners, *v.* Baltimore City Criminal Court et al. Argument commenced by Mr. Karl G. Feissner for the petitioners and continued by Mr. Henry R. Lord for the respondents.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Keith Allen Yelinek	Livingston, Wis.	Robert W. Kastenmeier.
Martin L. Lawrence	Rochester, N. Y.	Samuel Huntington.
Douglass Dodson Hearne	Austin, Tex.	Judge J. Fielding Jones.
Sam T. Courey, Jr.	Minneapolis, Minn.	Charles Patrick DeRoche.
Corinna Lothar Metcalf	Washington, D.C.	Vincent J. Fuller.
W. Gerald Gaudet	Lafayette, La.	H. Barton Williams.

OPINIONS

No. 70-82. United States, appellant, *v.* Topco Associates, Inc. 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 the entry of an appropriate decree. Opinion by Mr. Justice Marshall. Opinion by Mr. Justice Blackmun concurring in the result. Dissenting opinion by Mr. Chief Justice Burger. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-113. Ford Motor Company, appellant, *v.* United States et al. Appeal from the United States District Court for the Eastern District of Michigan. Judgment affirmed. Opinion by Mr. Justice Douglas. Opinion by Mr. Justice Stewart concurring in the result. Opinion by Mr. Chief Justice Burger concurring in part and dissenting in part. Opinion by Mr. Justice Blackmun concurring in part and dissenting in part. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

ORAL ARGUMENT

No. 70-5276. Albert Delanor Murel et al., petitioners, *v.* Baltimore City Criminal Court et al. Argument continued by Mr. Henry R. Lord

for the respondents and concluded by Mr. Andrew E. Grenwald for the petitioners.

No. 17, Original. State of Nebraska, plaintiff, *v.* State of Iowa. Argued on the Exceptions to the Report of the Special Master by Mr. Howard H. Moldenhauer for the plaintiff and by Mr. Michael Murray for the defendant.

No. 40, Original. Commonwealth of Pennsylvania, plaintiff, *v.* State of New York et al. One and one-half hours allowed for oral argument. Argued on the Exceptions to the Report of the Special Master by Mr. Hermann Rosenberger II, for the plaintiff, by Mr. F. Michael Ahern for intervenor plaintiff State of Connecticut, by Mrs. Winifred L. Wentworth for defendant State of Florida and by Mr. Julius Greenfield for defendant State of New York.

Adjourned until Monday, April 3, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

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. 70-16. Glenda M. Cocanower, appellant, *v.* Paul N. Marston, Individually and as Recorder for Maricopa County, et al. Appeal from the United States District Court for the District of Arizona. Judgment vacated and case remanded to the United States District Court for the District of Arizona for further consideration in light of *Dunn v. Blumstein*, 405 U.S. — (1972).

No. 70-81. Mary Fitzpatrick et al., appellants, *v.* Board of Election Commissioners of the City of Chicago et al. Appeal from the United States District Court for the Northern District of Illinois. Judgment vacated and case remanded to the United States District Court for the Northern District of Illinois for further consideration in light of *Dunn v. Blumstein*, 405 U.S. — (1972).

No. 70-5076. Robert L. Lester et al., appellants, *v.* Board of Elections for the District of Columbia et al. Appeal from the United States District Court of 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 *Dunn v. Blumstein*, 405 U.S. — (1972).

No. 71-5690. James Earl Ferguson et al., appellants, *v.* John Bell Williams, Governor, et al. Appeal from the United States District Court for the Northern District of Mississippi. Judgment vacated and case remanded to the United States District for the Northern District of Mississippi for further consideration in light of *Dunn v. Blumstein*, 405 U.S. — (1972).

No. 70-20. James E. Canniffe et al., appellants, *v.* Harvey M. Burg. Appeal from the United States District Court for the District of Massachusetts. Judgment affirmed.

No. 70-80. Deane Davis, Governor of the State of Vermont, et al., appellants, *v.* Richard S. Kohn et ux. Appeal from the United States District Court of the District of Vermont. Judgment affirmed.

No. 71-628. Caroline B. Cody, etc., et al., appellants, *v.* Thomas J. Andrews et ux. Appeal from the United States District Court for the Middle District of North Carolina. Judgment affirmed.

No. 70-76. Joseph L. Donovan, Secretary of the State of Minnesota, et al., appellants, *v.* William J. Keppel et al. Appeal from the United States District Court for the District of Minnesota. Judgment affirmed. Mr. Justice Blackmun took no part in the consideration or decision of this appeal.

No. 70-51. Edgar D. Whitcomb, Governor of Indiana, etc., et al., appellants *v.* Don Affeldt et al. Appeal from the United States District Court for the Northern District of Indiana. Motion of appellees for leave to dispense with printing granted. ^{MOTION TO AFFIRM} Judgment affirmed.

No. 70-59. Mabel S. Amos, Secretary of State of Alabama, et al. appellants, *v.* Sallie M. Hadnott et al. Appeal from the United States District Court for the Middle District of Alabama. Motion of appellees for leave to dispense with printing granted. ^{MOTION TO AFFIRM} Motion of appellants for leave to dispense with printing jurisdictional statement granted. Judgment affirmed.

No. 70-68. Virginia State Board of Elections, appellant, *v.* John Bufford et al. Appeal from the United States District Court for the Eastern District of Virginia. Motion of appellees for leave to dispense with printing granted. ^{MOTION TO AFFIRM} Judgment affirmed.

No. 71-650. Minnesota, appellant, *v.* Northern States Power Company. Appeal from the United States Court of Appeals for the Eighth Circuit. Judgment affirmed. Mr. Justice Douglas and Mr. Justice Stewart dissent from the affirmance.

No. 71-674. Lake Shore Auto Parts Co., appellant, *v.* Bernard J. Korzen, County Treasurer and Ex-Officio County Collector of Cook County, 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.

No. 71-1001. Aram K. Berberian, appellant, *v.* Rhode Island. 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.

No. 71-950. Garrett Freightlines, Inc., appellant, *v.* United States et al. Appeal from the United States District Court for the District of Colorado. The appeal is dismissed. *Shenandoah Valley Broadcasting, Inc. v. American Society of Composers, Authors and Publishers*, 375 U.S. 39 (1963). Mr. Justice Douglas dissents from the dismissal and would affirm, believing that the appeal is properly taken.

No. 71-1039. D. A. Anderson et al., appellants, *v.* Robert S. Calvert, Comptroller of Public Accounts of the State of Texas, et al. Appeal from the Court of Civil Appeals of Texas, Third Supreme Judicial District. Motion of appellants for leave to dispense with printing reply brief granted. The appeal is dismissed for want of a substantial federal question.

CERTIORARI—SUMMARY DISPOSITION

No. 70-5080. Joseph Wayne Weddle, petitioner, *v.* Director, Patuxent Institution, et al. On petition for writ of certiorari to the United States Court of Appeals for the Fourth 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 consideration in light of *Lynch v. Household Finance Corp.*, 405 U.S. — (1972).

No. 70-5395. Annie Mae Roberts et al., petitioners, *v.* John Harder, Commissioner of Welfare of the State of Connecticut. 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* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeals for further consideration in light of *Lynch v. Household Finance Corp.*, 405 U.S. — (1972).

ORDERS IN PENDING CASES

No. A-974. In Matter of Resignation of Albert B. Gerber. Albert B. Gerber, of Philadelphia, Pennsylvania, having resigned as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to practice.

No. 70-223. Central Hardware Company, petitioner, *v.* National Labor Relations Board et al. The motion of the respondent, Retail Clerks Union, for additional time for oral argument is granted and 10 minutes are allotted for that purpose. The petitioner is also allotted 10 additional minutes for oral argument.

No. 70-283. Frederick E. Adams, Warden, petitioner, *v.* Robert Williams. The motion of the American Civil Liberties Union for leave to file a brief, as *amicus curiae*, is granted.

No. 71-452. Catherine J. Healy et al., petitioners, *v.* F. Don James et al. The motion of the Associated Students of San Francisco State College et al., for leave to file a brief, as *amici curiae*, is denied.

No. 71-492. Lloyd Corporation, Ltd., petitioner, *v.* Donald M. Tanner et al. The motion of The American Retail Federation for leave to participate in oral argument, as *amicus curiae*, is denied.

No. 71-857. EVCO, dba EVCO Instructional Designs, petitioner, v. Franklin Jones, Commissioner of the Bureau of Revenue of the State of New Mexico, et al. The motion of the petitioner to dispense with printing the appendix and to proceed on the original record is granted.

No. 71-1016. Federal Power Commission, petitioner, v. Louisiana Power & Light Company et al.; and

No. 71-1040. United Gas Pipe Line Company et al., petitioners, v. Louisiana Power & Light Company et al. The motion of Mobile Gas Service Corporation et al. for leave to file a brief, as *amici curiae*, is granted. Mr. Justice Powell took no part in the consideration or decision of this motion.

No. 70-1017. Mike Gravel, United States Senator, petitioner, v. United States; and

No. 70-1026. United States, petitioner, v. Mike Gravel, United States Senator. The motion of counsel for Gravel for additional time for oral argument is denied. The motion of the United States Senate for leave to permit Sam J. Ervin, Jr. to participate in oral argument, as *amicus curiae*, is granted and a total of 30 minutes is allotted for that purpose. The Solicitor General is allotted 30 additional minutes for oral argument.

No. 71-1031. Leonard Tonasket, appellant, v. Washington et al. The Solicitor General is invited to file a brief expressing the views of the United States.

CERTIORARI GRANTED

No. 71-889. Lillian V. Couch, petitioner, v. United States and Edward F. Jennings, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted.

No. 71-1022. United States, petitioner, v. James A. Basye et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit granted.

No. 71-685. Robert J. Lehnhausen, petitioner, v. Lake Shore Auto Parts Co. et al.; and

No. 71-691. Edward J. Barrett, County Clerk of Cook County, Illinois, et al., petitioners, v. Clemens K. Shapiro et al. Petitions for writ of certiorari to the Supreme Court of Illinois granted. Cases consolidated and a total of one hour allotted for oral argument.

No. 71-651. California, petitioner, v. Judith Krivda and Roger T. Minor. Motion of respondents for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of California granted.

No. 71-951. Almota Farmers Elevator and Warehouse Company, petitioner, v. United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit and set for oral argument with No. 71-559.

GRANTED

CERTIORARI DENIED

No. 68-5028. James Leroy Tyler, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 70-5028. James Franklin Scaife, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 70-5036. James Prowse, petitioner, *v.* Illinois. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 70-5057. Ronald Anthony Billings, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 70-5059. Jasper Lee Barner, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. 70-5068. Paul Oliver Lucas, Jr., petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 70-5148. Stanley C. Olsen, petitioner, *v.* E. C. Ellsworth, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-642. Dennis William Parrott, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-813. John Allen Favro, petitioner, *v.* Washington. Petition for writ of certiorari to the Court of Appeals of Washington denied.

No. 71-817. Juan Jorge Garcia Cardenas, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-836. Randolph Douglas Wood and Arthur Romuald Deschamps, III, petitioners, *v.* Idaho. Petition for writ of certiorari to the Supreme Court of Idaho denied.

No. 71-840. Thomas C. Boring, Jr., petitioner, *v.* Mississippi. Petition for writ of certiorari to the Supreme Court of Mississippi denied.

No. 71-923. James Cecire et al., petitioners, *v.* Richard E. Stewart, etc. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-944. Morris Saletko, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-957. Richard R. Shalla, petitioner, *v.* United States District Court for the Eastern District of Michigan et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-959. Calvin Thomas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-971. Fisons Limited et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-974. Mary Daniel Conrad, etc., petitioner, *v.* Ruby Wanda Judson et al. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Fifth Supreme Judicial District, denied.

No. 71-988. Elba W. Vaughn, etc., petitioner, *v.* William John Hufnagel, etc., et al. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 71-996. John McClure Snook, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1004. General Teamsters Local Union No. 528 et al., petitioners, *v.* Allied Foods, Inc. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 71-1018. John Maloney, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1029. Joel Bernard Reisman, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-1033. Great Dane Trailers, Inc., petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-1034. Betty N. Embry, petitioner, *v.* Equitable Life Assurance Society of the United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-1037. Abraham Silvertrust and John Ervin, Executors, etc., et al., petitioners, *v.* Mitzi Lee Redke. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-1038. City of Thousand Oaks, California, petitioner, *v.* Van Nuys Publishing Company, Inc. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-1046. John Ike Griffith, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. 71-1055. John Thomas Anderson, petitioner, *v.* Colorado. Petition for writ of certiorari to the Supreme Court of Colorado denied.

No. 71-1079. Evelyn Williams Hay, petitioner, *v.* Frank F. Truscott et al. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. 71-5035. Emanuel Samperi, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-5309. Samuel Henry Jordan, petitioner, *v.* R. K. Proconier, Director of the California Department of Corrections. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-5355. Isom Moses, petitioner, *v.* Frank A. Eyman, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5465. Delbert R. Crosswhite, petitioner, *v.* Harold R. Swenson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5585. Ronald G. Martin, petitioner, *v.* Frank J. Pate, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-5587. Dwight Alexander Plair, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-5755. Robert J. Monsour, petitioner, *v.* Elmer O. Cady, Warden, et al. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 71-5964. Richard A. Lauchli, Jr., petitioner, *v.* C. E. Harris, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-5965. Charles Elston Bethea, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-5967. Donald Charles Jenson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5968. Gaylord M. Huggins, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 71-5969. Allen Bamberger, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5971. Winifred Huey Kimmons, petitioner, *v.* Louie L. Wainwright, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5973. Robert Gean Smith, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5975. Francis J. Savage, petitioner, *v. United States et al.* Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5976. Robert E. Nicholson, petitioner, *v. Charles L. Wolff, Jr., Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5977. Bernarr Zovluck, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5978. Chester Tiner, petitioner, *v. Michigan*. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 71-5979. Ramon Benavides Pacheco, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5980. James Rufus Watts, petitioner, *v. Tennessee*. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee denied.

No. 71-5981. James Pelow, 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. 71-5982. Harvey Anthony Marcelin, petitioner, *v. New York*. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-5984. James Walker, petitioner, *v. John Twomey, Warden*. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-5986. Gary Gilbert Carlson, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5987. Solomon Jones, Jr., petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5993. Paul Dadurian, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-5994. Robert W. Fentress, petitioner, *v. Illinois*. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 71-5995. Barry Godfrey Brewer, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 71-5997. Ronald Earl Archer, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-5999. Michael Allen Masters and Donna Louise Bull Edwards, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6000. Charles A. DunLeavy, petitioner, *v.* Rockefeller Center, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6002. George R. Wood. Deceased. Through his Executor, Malcolm Wood, etc., petitioner, *v.* Circuit Court of Warren County, Tennessee, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6003. John Thomas Strickland. petitioner. *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6004. Harold Raymond Hooks, petitioner. *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 71-6005. Robert Lee Evans. petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6006. David L. Maggard. petitioner. *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6007. Joseph Andrew Fentress, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6008. Richard A. Lauchli, Jr.. petitioner, *v.* Omer Poos. Judge, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6009. Leonard Alfred Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 70-22. M.F.A. Central Cooperative et al., petitioners, *v.* Edwin O. Bookwalter, District Director of Internal Revenue, 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. 71-525. David Allen Lusby, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied. Mr. Justice Douglas and Mr. Justice Stewart are of the opinion that certiorari should be granted.

No. 71-716. Jannis Ivona Smitherman, petitioner, *v.* Virginia. Motion to dispense with printing petition and motion of respondent for leave to dispense with printing brief granted. Petition for writ of certiorari to the Supreme Court of Virginia denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-766. Proctor N. Carter, Director, Missouri Division of Welfare, et al., petitioners, *v.* Harry Like and Doris Mae Armsby. Motion of respondents for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-978. James Michael McConnell, petitioner, *v.* Elmer L. Anderson 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. 71-994. Myron Epstein, petitioner, *v.* The Association of the Bar of the City of New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-995. Harvey Davis, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-1054. Florence E. Smith, Administratrix of Estate of Robert Smith, petitioner, *v.* Southern Pacific Co. 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. 71-5449. Fred William Quick, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-5450. Robert Camm, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-5550. Richard L. Manuel, petitioner, *v.* William D. Salisbury, 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. **71-5970**. Clifford Roy Nielsen, petitioner, *v.* Michigan. Petition for writ of certiorari to the Court of Appeals of Michigan denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **71-993**. Margaret Lovisi, petitioner, *v.* Virginia. Motion of respondent to dispense with printing brief granted. Petition for writ of certiorari to the Supreme Court of Virginia denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **71-5560**. William Isaac Miller, petitioner, *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas and Mr. Justice Marshall join.

No. **71-5726**. Robert L. Hunt, petitioner, *v.* Georgia 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 Marshall are of the opinion that certiorari should be granted.

No. **71-5989**. Harry William Theriault et al., petitioners, *v.* Frederick Silber 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. **71-5990**. Jean Sinclair, petitioner, *v.* John W. Turner, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice White took no part in the consideration or decision of this petition.

LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. **71-5564**. James Stewart et al., petitioners, *v.* William S. White et al. Motion for leave to file petition for writ of mandamus and/or prohibition and for other relief denied.

REHEARINGS DENIED

No. **71-554**. Dennis L. Liepman, petitioner, *v.* California;

No. **71-657**. Hawaiian Land Company, Limited, appellant, *v.* Director of Taxation, State of Hawaii;

No. **71-694**. Louisiana State Department of Highways, petitioner, *v.* Urbain Dardar et al.;

No. **71-709**. Masaru Sumida et al., petitioners, *v.* Fusao Yumen et al.;

No. **71-730**. James W. Williams, petitioner, *v.* United States;

No. 71-742. Jasper C. Gould et ux., petitioners, *v.* American Water Works Service Co., Inc., et al.;

No. 71-744. Hugh J. Addonizio, petitioner, *v.* United States;

No. 71-765. Northern Natural Gas Company, appellant *v.* Dorothy Wilson et al.;

No. 71-789. Norman Jacobs, petitioner, *v.* United States; and

No. 71-796. George Kastenbaum, petitioner, *v.* United States;

No. 71-904. Great Fidelity Investment Company et al., petitioners, *v.* M. F. Martin and Curtis H. Young;

No. 71-5470. Millard Robert Beasley, petitioner, *v.* United States;

No. 71-5547. Edward McCray, petitioner, *v.* United States;

No. 71-5582. Joseph P. Gerardi, petitioner, *v.* Superior Court of County of Los Angeles, California, et al.;

No. 71-5588. John B. Tarlton, Jr., petitioner, *v.* United States;

No. 71-5718. William James Becker, petitioner, *v.* United States; and

No. 71-5738. Anthony Acarino, petitioner, *v.* Jacob Mishler, Chief Judge, United States District Court for the Eastern District of New York. Petitions for rehearing denied.

No. 70-6. Nellie Swarb et al., appellants, *v.* William M. Lennox et al. Petition for rehearing denied. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this petition.

No. 71-884. Stephen S. Chandler, United States District Judge for the Western District of Oklahoma, petitioner, *v.* William H. Pat O'Bryan. Petition for rehearing denied. Mr. Justice Marshall took no part in the consideration or decision of this petition.

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 Seventh Circuit during the week of May 22, 1972, and for such additional time in advance thereof to prepare for the hearing of cases, 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 today until Monday, April 10, 1972.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Arnold Bruce Abrams	Beverly Hills, Calif.	Charles H. Goldstein.
Melton L. Alexander	Birmingham, Ala.	R. Macey Taylor.
David Avstreich	Mount Vernon, N. Y.	Leonard Weiss.
Ralph Russell Bailey	Portland, Oreg.	Thomas Healy Tongue.
David Bruce Baldwin	Dallas, Tex.	Philip Louis Burleson.
Joe E. Bass	Lake Charles, La.	John A. Hickman.
Warren C. Behr	Waukegan, Ill.	Robert McClory.
David Michael Blicher	Sacramento, Calif.	Robert Earl Moss.
William Tilden Boland, Jr.	New York, N. Y.	Charles B. Spencer.
Thomas J. Bourke	Southampton, N. Y.	Pat Frank Nesci.
Bruce S. Bullock	Jacksonville, Fla.	Harry T. Gray.
Peter G. Burke	New Orleans, La.	Sumter D. Marks, Jr.
Robert E. Butcher	Lincoln Park, Mich.	Patrick G. Casey.
Jerome J. Caplan	Miami, Fla.	Murray Kirschner.
Robert R. Carney	Portland, Oreg.	Thomas Healy Tongue.
Glen Edward Clover	Houston, Tex.	Walter P. Zivley.
Jon N. Coffee	Austin, Tex.	Graham B. Purcell, Jr.
Gerald Franklin Crump	Los Angeles, Calif.	John Hassel Larson.
Charles Daniel Dickerson, Jr.	Fairfax Station, Va.	Wallace Ralph Kelley.
John C. Dods III	Kansas City, Mo.	David R. Hardy.
John Dearden Donlevy	Chicago, Ill.	Erwin Carl Heininger.
Harold W. Dudley	Pontiac, Mich.	C. R. Beirne.
Richard George Dytrych	Palos Heights, Ill.	Louis G. Davidson.
Jay-Allen Eisen	San Francisco, Calif.	Peter E. Sitkin.
Eugene Roy Fidell	New York, N. Y.	George Herbert. Patrick Bursley.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Emmett Fitzgerald	Alton, Ill.	John Fred Schlaffy, Jr.
Richard K. Hadden	Boston, Mass.	John J. O'Donnell, Jr.
Edward J. Handler, III	New York, N. Y.	John A. Reilly.
Stephen Bateman Harris	Warrington, Pa.	Howard T. Gathright.
Marie C. Helm (Mrs.)	Washington, D.C.	Arthur Cohen Katims.
Thomas A. Horkan, Jr.	Tallahassee, Fla.	William H. Horkan.
Herbert David Horowitz	Silver Spring, Md.	Carl H. Imlay.
R. Val Hoyt	Englewood, Colo.	Richard Hege Simon.
Robert E. Humphreys, Jr.	Owensboro, Ky.	Robert Allen Wilson.
Michael Iovenko	New York, N. Y.	Leonard N. Bebchick.
Fred A. Jones, Jr.	Miami, Fla.	David Goldman.
Lawrence K. Karlton	Sacramento, Calif.	John Brownston.
Richard J. Kilmartin	San Francisco, Calif.	John H. Riordan.
Warren VanGilder Ludlam, Jr.	Jackson, Miss.	L. Arnold Pyle.
Homer Phillip Lynn	Saukville, Wis.	Robert J. Kauffman.
Aglaia D. Mauzy (Mrs.)	Dallas, Tex.	L. N. D. Wells, Jr.
Arthur James McArthur	Lincoln, Nebr.	Gerald S. Vitamvas.
John H. McArthur	Lincoln, Nebr.	Gerald S. Vitamvas.
Kevin John McCarthy	Bowie, Md.	Jerrold V. Powers.
Gregory Royce McClintock	Washington, D.C.	Baddia J. Rashid.
Kenneth J. McGuire	Newark, N.J.	Louis J. Pantages.
Robert Burns McLendon	Houston, Tex.	James Edwin Smith.
Carvel O. McMillan	Stephenville, Tex.	James F. Fanning.
James Tyne Moody	Hobart, Ind.	Ray J. Madden.
Aaron Phillip Moss	Van Nuys, Calif.	Ira Goldenring.
Julian Rollins Murray, Jr.	New Orleans, La.	Gerald J. Gallingshouse.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Stephan Haskel Peskin	New York, N. Y.	Henry Rothblatt.
Harvey L. Pitt	Silver Spring, Md.	David Ferber.
Dennis A. Schneider	Bismarck, N. Dak.	William R. Mills.
William Alfred Schneider	St. Louis, Mo.	Michael N. Newmark.
Otis C. Shearer	Booker, Tex.	R. D. Lemon.
Lawrence Silver	Philadelphia, Pa.	William T. Coleman, Jr.
John Harold Sinitz	Wauwatosa, Wis.	Lester J. Dencker.
Thomas A. Skornia	San Francisco, Calif.	Robert Ernest Gyemant.
Jack Smolens	Santa Monica, Calif.	Barry Levitt.
Rose Birenberg Spector (Mrs.)	San Antonio, Tex.	Carlos C. Cadena.
George H. Spencer	San Antonio, Tex.	Charles W. Trueheart.
Kenneth Sperry	Long Beach, Calif.	James Peter Zarifes.
E. Michael Stafford	Lansing, Mich.	Otis M. Smith.
Raymond M. Tierney, Jr.	Newark, N.J.	Thomas F. Campion.
Alvan F. Uhle	Coldwater, Mich.	Arthur G. Lyon, Jr.
Marcus Vanderlaan	Sacramento, Calif.	Archibald Marison Mull, Jr.
Ray Velasquez	Hillcrest Heights, Md.	Samuel C. Borzilleri.
Patricia Wendy Weinberg (Mrs.)	Arlington, Va.	Robert Lester Weinberg.
F. Lee Williams	Butte, Mont.	William P. Mufich.
Louis B. York	New York, N. Y.	John Anthony Astorina.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John J. Finnegan, III	Camden, N.J.	Solicitor General Erwin N. Griswold.
Joseph F. Audino	Pennsauken, N.J.	Solicitor General Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
D. William Subin	Margate City, N.J.	Solicitor General Erwin N. Griswold.
William A. Cruikshank, Jr.	Beverly Hills, Calif.	Judge John Gregory Bruce.
Andrew Everett Colclough	Arlington, Va.	Allan R. Plumley, Jr.
Michael Ross Lemov	Washington, D.C.	Irving Lemov.
Richard Alan Kerner	New York, N.Y.	Irwin S. Landau.
Michael Jacques von Mandel	Washington, D.C.	John Henry Brebbia.

OPINIONS

No. 70-5026. Claude Alexander, petitioner, *v.* Louisiana. On writ of certiorari to the Supreme Court of Louisiana. Judgment reversed and case remanded to the Supreme Court of Louisiana for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice White. Concurring opinion by Mr. Justice Douglas. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-5014. Peter Stanley, Sr., petitioner, *v.* Illinois. On writ of certiorari to the Supreme Court of Illinois. Judgment reversed and case remanded to the Supreme Court of Illinois for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice White. Mr. Justice Douglas joins in Parts I and II of the opinion. Dissenting opinion by Mr. Chief Justice Burger with whom Mr. Justice Blackmun joins. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-5082. Laverne Carter et al., appellants, *v.* Wayne Stanton et al. Appeal from the United States District Court for the Southern District of Indiana. Judgment vacated and case remanded to the United States District Court for the Southern District of Indiana for further proceedings in conformity with the opinion of this Court. Opinion *per curiam* announced by Mr. Chief Justice Burger. Separate opinion by Mr. Justice Douglas. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

Adjourned until Monday, April 10, 1972, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present : Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ADMISSION TO THE BAR ON ORAL MOTION

Applicant

City and State

Movant

W. Don Brittin, Jr.

Des Moines, Iowa

Charles O.
Campbell.

ORAL ARGUMENT

No. 71-41. International Union of Operating Engineers, Local 150, AFL-CIO, petitioner. *v.* Flair Builders, Inc. Argued by Mr. Bernard M. Baum for the petitioner and by Mr. J. Robert Murphy, as *amicus curiae*, in support of the judgment below.

No. 71-5445. Gerald Shadwick, appellant, *v.* City of Tampa. Argued by Mr. Daniel A. Rezneck for the appellant and by Mr. Gerald H. Bee for the appellee.

No. 70-283. Frederick E. Adams, Warden, petitioner, *v.* Robert Williams. Argued by Mr. Donald A. Browne for the petitioner and Mr. Edward F. Hennessey for the respondent.

No. 70-250. Robert B. Carleson et al., appellants, *v.* Nancy Remillard, etc., et al. Argued by Mr. Jay S. Linderman for the appellants and by Miss Carmen L. Massey for the appellees, *pro hac vice*, by special leave of Court.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Daniel A. Utter	Minneapolis, Minn.	Robert Emery Coyle.
C. Emmett Pugh	New Orleans, La.	Harold J. Birch.

The Chief Justice said:

“Today we take note with sadness of the death of former Justice James F. Byrnes in his 93rd year. Justice Byrnes served on this Court in 1941 and 1942 at which time he resigned from the Court upon being appointed by President Roosevelt as Director of the Office of Economic Stabilization. Our sadness on the death of Mr. Justice Byrnes is tempered by the knowledge of the full and rich and remarkable life he lived, serving as he did in the House of Representatives, in the United States Senate, as Governor of the State of South Carolina, as Secretary of State, and as a Justice of this Court. He therefore served with great distinction at the highest levels in all three branches of Government, as well as in the highest office of his native state. His contributions to stability and peace following World War II have made his name honored among the statesmen of his time.

“Few men have served their country so long or so well.

“The record will show that adjournment of this Court today will be in memory of Mr. Justice Byrnes.”

The Chief Justice said:

“Mr. Justice Marshall will not be present today but will participate in the cases to be argued on the basis of the entire record, briefs, and the tape recording of the oral arguments.”

ORAL ARGUMENT

No. 71-5103. John J. Morrissey and G. Donald Booher, petitioners, *v.* Lou V. Brewer, Warden, et al. Argued by Mr. W. Don Brittin, Jr., for the petitioners and by Mr. Larry S. Seufferer for the respondents.

No. 71-5255. Willie Mae Barker, petitioner, *v.* John W. Wingo, Warden. Argued by Mr. James E. Milliman for the petitioner, *pro hac vice*, by special leave of Court and by Mr. Robert W. Willmott, Jr., for the respondent, *pro hac vice*, by special leave of Court.

No. 71-315. Deepsouth Packing Co., Inc., petitioner, *v.* The Laitram Corporation. Argued by Mr. Harold J. Birch for the petitioner and by Mr. Guy W. Shoup for the respondent.

No. 71-517. Elisha Combs, petitioner, *v.* United States. Argued by Mr. James N. Perry for the petitioner and by Mr. William Bradford Reynolds for the respondent.

ORDER IN PENDING CASE

No. 71-982. James M. Hall et al., petitioners, *v.* Virginia Villa et al. The application for a stay of judgment pending action of the petition for writ of certiorari presented to Mr. Justice Blackmun, and by him referred to the Court, is granted. Mr. Justice Marshall took no part in the consideration or decision of this application.

Adjourned until Monday, April 17, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

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. 70-44. Jerry Dennis Rothstein, appellant, *v.* Lutheran Social Services of Wisconsin and Upper Michigan. Appeal from the Supreme Court of Wisconsin. Motion to strike appellant's supplemental brief denied. Judgment vacated and case remanded to Supreme Court of Wisconsin for further consideration in light of *Stanley v. Illinois*, 405 U.S. — (1972) with due consideration for the completion of the adoption proceedings and the fact that the child has apparently lived with the adoptive family for the intervening period of time.

No. 71-9. Lawrence Lung et al., appellants, *v.* Franklin Jones et al. Appeal from the United States District Court for the District of New Mexico. Judgment vacated and case remanded to the United States District Court for the District of New Mexico for further consideration in light of *Lynch v. Household Finance Corp.*, 405 U.S. — (1972).

No. 71-793. David Arthur Anderson et al., appellants, *v.* Maryland. Appeal from the Court of Special Appeals of Maryland. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted.

No. 71-940. Robert D. Brusca et al., appellants, *v.* State Board of Education et al. Appeal from the United States District Court for the Eastern District of Missouri. Judgment affirmed.

No. 71-5974. Donald Harold Morris, appellant, *v.* Georgia. 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. 71-6067. James E. Diggs, Jr., appellant, *v.* Benjamin Franklin University. Appeal from the District of Columbia Court of Appeals. 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. 71-6082. Luke Joseph Renner, appellant, *v.* George J. Beto. Appeal from the United States Court of Appeals for the Fifth Circuit. Motion of The American Civil Liberties Union for leave to file a brief, as *amicus 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.

CERTIORARI—SUMMARY DISPOSITION

No. 70-123. Roger Vanderlaan, petitioner, *v.* Antonia Vanderlaan. On petition for writ of certiorari to the Appellate Court of Illinois, First District. Petition for writ of certiorari granted, judgment vacated and case remanded to the Appellate Court of Illinois, First District, for further consideration in light of *Stanley v. Illinois*, 405 U.S. — (1972).

No. 70-142. Donald L. Garren and James A. Eddinger, petitioners, *v.* City of Winston-Salem, North Carolina. 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 *Lynch v. Household Finance Corp.*, 405 U.S. — (1972).

No. 70-249. Stanley V. Tucker, petitioner, *v.* Joseph D. Maher et al. 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 *Lynch v. Household Finance Corp.*, 405 U.S. — (1972).

No. 71-5580. Rudy Gonzales, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. 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 reversed and case remanded to the Court of Appeals. *Turner v. Louisiana*, 379 U.S. 466. Opinion by Mr. Justice Stewart concurring in the judgment with whom Mr. Justice Douglas and Mr. Justice Marshall join. Dissenting opinion by Mr. Justice Rehnquist with whom Mr. Justice White joins.

ORDERS IN PENDING CASES

No. 776, October Term, 1968. Utah Public Service Commission, appellant, *v.* El Paso Natural Gas Company et al. The motion for modification of the mandate (judgment) and for other relief is denied. Mr. Justice Brennan, Mr. Justice White and Mr. Justice Marshall took no part in the consideration or decision of this motion.

No. 70-223. Central Hardware Company, petitioner, *v.* National Labor Relations Board et al. The motion of The American Retail Federation for leave to participate in oral argument, as *amicus curiae*, is denied.

No. 70-250. Robert B. Carleson et al., appellants, *v.* Nancy Remillard, etc., et al. The motion of The National Welfare Rights Organization et al., for leave to file a brief, as *amici curiae*, is denied.

No. 71-485. Robert Gottschalk, Acting Commissioner of Patents, petitioner, *v.* Gary R. Benson and Arthur C. Tabbot. The motion of the petitioner to dispense with printing the appendix and to proceed on the original record is granted. Mr. Justice Stewart, Mr. Justice Blackmun, and Mr. Justice Powell took no part in the consideration or decision of this motion.

No. 71-506. United States et al., petitioners, *v.* Midwest Video Corporation. The motion of the American Civil Liberties Union for leave to file a brief, as *amicus curiae*, is granted.

No. 71-732. Merle R. Schneckloth, Superintendent, California Conservation Center, petitioner, *v.* Robert Clyde Bustamonte. The motion of respondent for appointment of counsel is granted, and it is ordered that Stuart P. Tobisman, Esquire, of Los Angeles, California, be, and he is hereby, appointed to serve as counsel for the respondent, *pro hac vice*, in this case.

No. 71-829. Leila Mourning, petitioner, *v.* Family Publications Service, Inc. The motion of the petitioner for leave to proceed further herein *in forma pauperis* is granted.

No. 71-1016. Federal Power Commission, petitioner, *v.* Louisiana Power & Light Company et al.; and

No. 71-1040. United Gas Pipe Line Company et al., petitioners, *v.* Louisiana Power & Light Company et al. The motions of the Atlanta Gas Light Company et al.; and the Monsanto Company et al., for leave to file briefs, as *amici curiae*, are granted. The motion of the Humble Oil & Refining Company for leave to file a brief, as *amicus curiae*, is granted. The motions of the State of Louisiana; and the Humble Oil & Refining Company for leave to participate in oral argument, as *amicus curiae*, are denied. The motion of the Mobile Gas Service Corporation et al., for leave to participate in oral argument, as *amici curiae*, is denied. Mr. Justice Powell took no part in the consideration or decision of these motions.

No. 71-1017. Mike Gravel, United States Senator, petitioner, *v.* United States; and

No. **71-1026**. United States, petitioner, *v.* Mike Gravel, United States Senator. The motion requesting permission to divide the time for oral argument on behalf of *amicus curiae*, is granted.

No. **71-1248**. California, petitioner, *v.* Robert Page Anderson. The renewed application for a stay is denied.

APPEALS—JURISDICTION NOTED OR POSTPONED

No. **71-1082**. Reubin O'D. Askew et al., appellants, *v.* The American Waterways Operators, Inc., et al. Appeal from the United States District Court for the Middle District of Florida. In this case probable jurisdiction noted.

No. **71-364**. Joan S. Mahan, Secretary, State Board of Elections, et al., appellants, *v.* Henry E. Howell, Jr., et al.;

No. **71-373**. City of Virginia Beach, appellant, *v.* Henry E. Howell, Jr.; et al.; and

No. **71-553**. William S. Thornton et al., appellants, *v.* Edgar A. Prichard et al. Appeals from the United States District Court for the Eastern District of Virginia. In these cases probable jurisdiction noted. Cases consolidated and a total of two hours allotted for oral argument. Mr. Justice Powell took no part in the consideration or decision of these cases.

No. **71-6078**. Linda R. S., et al., appellants, *v.* Richard D. and Texas, et al. Appeal from the United States District Court for the Northern District of Texas. Motion of appellants for leave to proceed *in forma pauperis* granted. Further consideration of the question of jurisdiction postponed to hearing of case on the merits.

CERTIORARI GRANTED

No. **71-1011**. Samuel Bronston, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. **71-1059**. Kern County Land Company, petitioner, *v.* Occidental Petroleum Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

CERTIORARI DENIED

No. **70-284**. Pennsylvania, petitioner, *v.* Michael Louis Silverman. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. **71-851**. John Paul Wrenn, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **71-861**. Florence Leff et al., petitioners, *v.* Housing Authority of the City of East Orange et al. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. **71-914**. Irving Braver and Morton Lehrer, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-918**. Alice Love et al., petitioners, *v.* Dade County School Board et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-947**. Frank Leo Vuci and Henry Anthony Noto, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-963**. BBF Liquidating, Inc., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-969**. Century Arms, Inc., petitioner, *v.* John B. Connally, Secretary of the Treasury. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-972**. Virgil E. Cochran, petitioner, *v.* Robert G. Costill et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. **71-998**. Guido Anthony Penosi, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-1006**. Virginia National Bank, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-1007**. Regency Realty et al., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-1025**. Henry County Beverage Company, Inc., petitioner, *v.* Secretary of the Treasury. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **71-1032**. A. W. Thompson, Inc., 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. **71-1036**. Edward Lecci, etc., petitioner, *v.* Adele Leonard, Executive Directrix of Civil Service Commission, et al. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. **71-1062**. The Procter & Gamble Company, petitioner, *v.* The Purex Corporation, Ltd. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-1067. Paul Joseph Riley and Alan Mark Silbergeld, petitioners, *v.* District of Columbia. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. 71-1071. Samuel Saiken, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 71-1073. Trap Rock Industries, Inc., petitioner, *v.* John C. Kohl, etc., et al. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 71-1074. Robert William Bixler, petitioner, *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 71-1075. Jacob Fershtman et al., petitioners, *v.* Herman J. Schectman et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1076. Emery Air Freight Corporation, petitioner, *v.* Local Union 295, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1081. Kearney & Trecker Corporation, petitioner, *v.* Giddings & Lewis, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-1089. California Shipping Co., Inc. and Fred F. Noonan Co., Inc., petitioners, *v.* Pacific Far East Line, Inc. and United States Lines Co. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-1096. Myrtle Dyson Miles, petitioner, *v.* City-Parish Government of East Baton Rouge Parish et al. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 71-1108. George Newsome and Doyal Criswell, petitioners, *v.* Mason and Hanger-Silas Mason Co., Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-1118. Ford Motor Company, petitioner, *v.* W. F. Holt & Sons, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-1203. Banco Popular de Puerto Rico, petitioner, *v.* Las Colinas, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-5364. Richard Lester Armstead and Phillip Morris Washington, petitioners, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. 71-5516. Lawrence Lee Weddel, petitioner, *v.* Walter E. Craven, Warden, et al. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-5517. Lawrence Lee Weddel, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 71-5645. Enrique Bustillo Andrade, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 71-5652. Shirley Glover, petitioner, *v.* Florida. Petition for writ of certiorari to the Court of Record of Escambia County, Florida, denied.

No. 71-5682. Carson S. O'Dell, petitioner, *v.* Ohio State Medical Board. Petition for writ of certiorari to the Court of Appeals of Ohio, Clermont County, denied.

No. 71-5693. Ronald Reid, petitioner, *v.* Virginia. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5719. Ambrus Standifer, petitioner, *v.* Charles Jarvis, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-5730. Levoy Jasper Meredith, petitioner, *v.* Frank A. Eymann, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5731. James William Stuard, petitioner, *v.* Frank A. Eymann, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5742. Thomas Sims and Leonard Perry, petitioners, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 71-5787. Donald Christopher Jackson, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 71-6010. Azell Jackson, petitioner, *v.* Robert J. Henderson, Superintendent, Auburn Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6012. Herman Jackson, Jr., petitioner, *v.* Louie L. Wainwright, Director, Division of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6013. Lindburg Evans, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 71-6015. Anthony M. Goznelli, petitioner, *v.* Elza Brantley, Warden. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 71-6016. Michael Shane Guile, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-6018. Carl Close, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6020. Marjorie G. Sundlun, petitioner, *v.* Walter I. Sundlun. Petition for writ of certiorari to the Supreme Court of Rhode Island denied.

No. 71-6021. James Bolton, petitioner, *v.* George Kropp, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6022. William Luther Jackson, III, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6024. Ronald Eugene Warner, petitioner, *v.* Nebraska. Petition for writ of certiorari to the Supreme Court of Nebraska denied.

No. 71-6025. Hazel Hood, petitioner, *v.* Emma Burnett et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6026. Milton L. Jackson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6027. Elmer Brown, petitioner, *v.* Fred R. Ross, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6028. Thomas R. Ross, petitioner, *v.* Francis Howard, Warden. Petition for writ of certiorari to the Supreme Court of Rhode Island denied.

No. 71-6031. Edward James Stratton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6032. Herbert Wayne Patton, petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. 71-6033. Walter Earl Stephenson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6036. Pernell Randolph Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6038. John Waltenberg, petitioner, *v.* The Supreme Court of Richmond County et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6039. William Pickett, petitioner, *v.* Robert J. Henderson, Superintendent, Auburn Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6041. Clarence Tate, Jr., petitioner, *v.* Robert J. Grace et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6044. Charles Edward Wilson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6045. David Robert Rodgers, Jr., petitioner, *v.* R. J. Gaffney, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6046. Alfred Dennis Lucas, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6047. Ernest Eugene Mahler, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6048. Anthony Michael Medina, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6049. Raymond J. Mattison, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District denied.

No. 71-6052. Cornelius George, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6053. Ruchell Magee, petitioner, *v.* Louis S. Nelson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6054. Roosevelt Evins, petitioner, *v.* A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary. Petition for writ of

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

No. 71-6057. Joseph William Dougherty, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6058. Anthony Augello, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6061. Burrelle Wayne Hume, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6062. Clyde Wingfield Capps, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6063. William G. Fully, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6064. Floyd Parsons, petitioner, *v.* Frederick E. Adams, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6065. Donald G. Byland, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-6066. Lily B. Sullivan, petitioner, *v.* Charles R. Sullivan. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-6069. Richard Emmett Smiley, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-6072. Alphonso X. Parker, petitioner, *v.* Oren R. Lewis, U.S. District Judge. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6073. Caswell Lathan, Jr., petitioner, *v.* John T. Deegan, Superintendent, Auburn Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6075. Henry Edward Watt, petitioner, *v.* Ray H. Page, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6076. Douglas Wayne Thompson, petitioner, *v.* Stephen Strom and Robert Ross. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6079. Robert G. Burroughs, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6080. Cornelius Lucas, petitioner, *v.* Detective Broughton, etc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6083. Clarence Everett Wilkerson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6084. Ernest L. Archie, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6086. James X. Long, petitioner, *v.* Acting Attorney General of the United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-6087. Reginald Coleman Chambers and Carlos Lamont Scruggs, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6089. Kermit Lowell White, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6090. Albert Philip Speaks, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-6091. Claudious Dion Jeffries, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6092. Grant Hagler et al., 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 Ninth Circuit denied.

No. 71-6093. Bruce Dean, petitioner, *v.* Murray Moore, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6094. Jeanne Maxine Webb, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6095. Pauline Clark White aka Pauline Littlejohn, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6099. Joseph Marnin, petitioner, *v.* Eugene T. Urbaniak et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6101. John Henry Adams, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6102. James Smothers, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6103. Clester Pleasant, 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. 71-6105. Edwin Breaux, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6107. Albert Marratto, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6108. Bobby Baca, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6111. Roy Boswell, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. 71-6113. Willie Johnson, petitioner, *v.* Department of Water and Power of the City of Los Angeles et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6114. David Dennis, petitioner, *v.* J. F. McCracken, Clerk, et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 71-6115. Jerome Blair Freeman, petitioner, *v.* First District Court of Appeals et al. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-758. John Charles Green, petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-797. Michael Puglia, petitioner, *v.* John P. Cotter, Chief Court Administrator, 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. **71-962**. William Donald Kelley, et al., petitioners, *v.* Texas State Board of Medical Examiners. Petition for writ of certiorari to the Court of Civil Appeals of Texas, Second Supreme Judicial District denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **71-1019**. Textile Workers Union of America, AFL-CIO, petitioner, *v.* Moore of Bedford, Inc., 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. **71-1035**. Edward Lecci, etc., petitioner, *v.* William Cahn, District Attorney of Nassau County, New York, et al. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **71-1041**. Emil P. Taxay, petitioner, *v.* John S. Shaffer, Administrator of the Federal Aviation Administration, et al. 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. **71-1090**. Herbert W. Cabbler, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **71-1099**. Phoenix Newspapers, Inc., et al., petitioners, *v.* Julian Peagler et al. Petition for writ of certiorari to the Superior Court of Arizona, Maricopa County, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **71-5367**. Terry Lee Amphy, petitioner, *v.* Louisiana. 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. **71-5657**. Ronnie A. Williams, petitioner, *v.* Director, Patuxent Institution. 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. **71-5714**. James Scherer, petitioner, *v.* Carl Hocker, Warden and Various Agents of Prison and State. 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. **71-6011**. Matthew James Breedlove et al., petitioners, *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. 71-6023. Steven Antone Camara, 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. 71-6029. Stanley Silverstein, 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. 71-6030. Bill Teague, petitioner, v. W. H. Wright. 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. 71-976. Norman Tyrone, 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. 71-979. City of Chicago, Illinois, et al., petitioners, v. Federal Power Commission. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied. Mr. Justice Powell took no part in the consideration or decision of this petition.

No. 71-1002. Richard D. Lamm, etc., petitioner, v. John S. Volpe, Secretary of Transportation, et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Mr. Justice Douglas took no part in the consideration or decision of this petition.

No. 71-1042. Exer-Genie, Inc., and E. E. Holkesvick, petitioners, v. Alexander G. McDonald and Buddy Systems, Inc. Motion of respondents for leave to dispense with printing brief granted. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-1052. Chester McKinney, Individually and dba Paris Bookstall, et al., petitioners, v. Alabama. Petition for writ of certiorari to the Supreme Court of Alabama denied. Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Stewart are of the opinion that certiorari should be granted and judgment reversed. *Redrup v. New York*, 386 U.S. 767 (1967).

No. 71-1072. Glenn R. Heyman, etc., petitioner, v. George E. Mahin, etc., et al. Motion of S. Bloom, Inc., for leave to file a brief, as *amicus curiae* granted. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 71-1077. William S. Ellis, Jr., etc., petitioner, v. George Augustus Powers et al. Motion to proceed on typewritten papers

granted. Petition for writ of certiorari to the Supreme Court of Hawaii denied.

No. **71-6104**. Wayman Patterson, petitioner, *v.* Russell Lash, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied. Mr. Justice Douglas and Mr. Justice White are of the opinion that certiorari should be granted.

LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. **71-6019**. Ralph Blackburn, petitioner, *v.* J. D. Henderson, Warden; and

No. **71-6077**. Charles Nidiver, petitioner, *v.* H. V. Field, Superintendent. Motions for leave to file petitions for writs of habeas corpus denied.

No. **71-5671**. David John Gidmark, petitioner, *v.* Charles Benson, Camp Administrator, Federal Prison Camp. 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. **71-983**. Lester J. Albrecht, petitioner, *v.* M. C. Matthes, Chief Judge, et al.;

No. **71-6040**. Mario Pizarro Rojas, petitioner, *v.* Richard H. Chambers, Chief Judge, United States Court of Appeals for the Ninth Circuit;

No. **71-6055**. Milton McCray, petitioner, *v.* Maryland;

No. **71-6088**. Ulysses Gibson, petitioner, *v.* U.S. District Court for the Northern District of Alabama et al.;

No. **71-6096**. John R. Gay, petitioner, *v.* William R. Downing et al.; and

No. **71-6110**. Ida M. Picking, petitioner, *v.* Frank A. Kaufman, Judge, etc. Motions for leave to file petitions for writs of mandamus denied.

LEAVE TO FILE PETITION FOR WRIT OF PROHIBITION DENIED

No. **71-6098**. Leonard M. Arnold, petitioner, *v.* United States. Motion for leave to file petition for writ of prohibition denied.

REHEARINGS DENIED

No. **71-854**. The Deutsch Company, Metal Components Division, petitioner, *v.* National Labor Relations Board;

No. **71-869**. The Deutsch Company, Electronic Components Division, petitioner, *v.* National Labor Relations Board;

No. 71-1013. Morris Teitelbaum, petitioner, v. Richard (Dick) Stone, Secretary of State of Florida, etc.;

No. 71-1030. Edward Kiernan et al., appellants, v. John V. Lindsay, as Mayor of the City of New York, et al.;

No. 71-1053. Charles W. Jamieson, petitioner, v. American National Safe Deposit Company et al.;

No. 71-5599. James W. Wheeler, petitioner, v. Warden, United States Penitentiary;

No. 71-5711. James F. Enlow, petitioner, v. Russell E. Lash, Warden;

No. 71-5750. Joe D. Bays, petitioner, v. United States; and

No. 71-5802. Andrew Rodman McGahey, petitioner, v. United States. Petitions for rehearing denied.

No. 70-5223. Robert Edward Lipscomb, petitioner, v. United States;

No. 71-5579. Nellie B. Diggs, petitioner, v. Arthur L. Dunne, Magistrate, et al.; and

No. 71-5749. Paul John Sasko, petitioner, v. United States. Motions for leave to file petitions for rehearing denied.

No. 71-654. Margaret Lovisi, petitioner, v. Virginia. Motion to dispense with printing petition for rehearing granted. Petition for rehearing denied.

No. 71-5762. Victor Sharrow, petitioner, v. George H. Brown, etc. Petition for rehearing denied. Mr. Justice Marshall took no part in the consideration of decision of this petition.

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, April 24, 1972, until Monday, May 15, 1972.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Julius Abler	Libertyville, Ill.	Jack Hoogasian.
Arthur M. Ahalt	Mt. Rainier, Md.	Charles Truman Finley.
Melvin C. Alldredge	Miami, Fla.	G. Victor Tutan.
James Morris Alsup	Midland, Tex.	William L. Kerr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Wilbur Dawkins Atkins, Jr.	Lafayette, La.	Edmund Michael Reggie.
Bruce Babcock, Jr.	Sacramento, Calif.	Soldier General Erwin N. Griswold.
Alton Sistrunk Beasley	Stuart, Fla.	Carl F. Ellwanger.
Fred Irwin Benjamin	Chicago, Ill.	Stuart Michael Shapiro.
Lawrence M. Berkowitz	Kansas City, Mo.	Dick Hoblit Woods.
Sheila L. Birnbaum (Mrs.)	New York, N.Y.	Emile Zola Berman.
Bentley Brown Bisbee	Rochester, N.Y.	James Robert Sullivan.
J. Ted Blagg	Little Rock, Ark.	Carl David Bird.
Timothy J. Bloomfield	Washington, D.C.	Peter Frese Rousselot.
Richard M. Bluestein	Boston, Mass.	Robert L. Spangeberg.
Robert Alan Wit Boraks	Washington, D.C.	Ralph Jason Temple.
John Karl Bouman	New York, N.Y.	William J. Moss.
James Warren Briggs	Los Angeles, Calif.	John Hassel Larson.
Edward L. Brown, Jr.	Wichita, Kans.	Emmet A. Blaes.
Lawrence R. Brown	Kansas City, Mo.	Reece A. Gardner.
Richard Norman Brown	Brookfield, Mo.	Paul Van Osdol, Jr.
W. Robert Brown	Houston, Tex.	Walter P. Zivley.
Donald W. Buttrey	Indianapolis, Ind.	Birch E. Bayh, Jr.
Robert Raymond Buell	San Francisco, Calif.	Donald Melvin Velasco.
Jack Edwin Carlisle, Jr.	Shreveport, La.	Richard H. Switzer.
David Bret Carlson	New York, N.Y.	Allston Fairfield Dana.
C. Patrick Carrico	Lakewood, Colo.	John P. Moore.
Joe Teague Caruso	Merritt Island, Fla.	Leonard Spielvogel.
Jeremiah Casselman	Beverly Hills, Calif.	Donald William Boehme.
Thomas Kohler Cassidy	Seattle, Wash.	John E. Reinhart, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Harry J. Cavanagh	Phoenix, Ariz.	Ralph Earl Hunsaker.
Thomas A. Christo	New York, N.Y.	Harold K. Vickery, Jr.
Robert Douglas City	Boston, Mass.	Edward M. Kennedy.
Ernest M. Clark, Jr.	Los Angeles, Calif.	Donald O. Welton.
Charles E. Clement	Boone, N.C.	Robert Burren Morgan.
Charles Riley Cloud	Norfolk, Va.	Frederick T. Stant, Jr.
Sara-Jane M. Cohen (Mrs.)	Boulder, Colo.	Lester M. Bridgeman.
Richard Benjamin Collins	Window Rock, Ariz.	Donald Juneau.
Charles Athey Crump	Memphis, Tenn.	Tom Mitchell, Jr.
Charles Edward Dameron	Greensboro, N.C.	William E. Zuckerman.
Edwin Dashevsky	Philadelphia, Pa.	Eli N. Donsky.
Nickolas John Dibiaso	Fresno, Calif.	William N. Snell.
Patrick Thomas Driscoll, Jr.	Chicago, Ill.	Philip Romiti.
Robert A. Dufty	Denver, Colo.	Kenneth N. Kripke.
Eric Eades, Jr.	Dallas, Tex.	Joseph Phillip Prescott.
Robert B. Eades	Dallas, Tex.	Joseph Phillip Prescott.
Lewis Harold Earl	Houston, Tex.	Buck W. McNeil.
Henry J. Easton	New York, N.Y.	Irwin M. Echtman.
Joseph L. Ebersole	Washington, D.C.	Miss Alice L. O'Donnell.
William Rudolf Eckhardt III	Houston, Tex.	B. Jeff Craine, Jr.
Ralph Manuel Engel	New York, N.Y.	John Trubin.
James Louis English	Lake Geneva, Wis.	Berwyn B. Braden.
Thomas W. Farquhar	Washington, D.C.	Samuel Edgar Wilhite.
Casper J. Ficarrota	Tampa, Fla.	Henry Gonzalez.
Michael D. Fitzgerald	Adams, N.Y.	Robert J. Maloney.
Robert John Flynn, Jr.	Alexandria, Va.	Albert Simon Povich.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Amiss Foster	Decatur, Ga.	Newell Edenfield.
Maurice Rudolph Franks	Washington, D.C.	Wilbur Daigh Mills.
Merrill Alan Freed	Highland Park, Ill.	Edgar Bernhard.
Edward J. Friedlander	Fairfax, Va.	Solicitor General Erwin N. Griswold.
Frederick E. Froehlich	Appleton, Wis.	Walter H. Brummund.
Braxton C. Gandy	Memphis, Tenn.	Edward W. Kuhn.
Gary L. Gardner	Louisville, Ky.	Brian D. Schaefer.
Stanley Allen Gertzman	Charlotte, N.C.	James B. Craighill.
Alvin Maynard Glazerman	Boston, Mass.	Allan A. Tepper.
Carl Goldfarb	Charlotte, N.C.	James B. Craighill.
William H. Grady	Washington, D.C.	Frederick T. M. Crowley.
Arthur W. Grafton, Jr.	Louisville, Ky.	Robert C. Ewald.
Jay L. Gueck	Denver, Colo.	Anthony F. Zarlengo.
Edwin King Hall	Providence, R.I.	John Alfred Terry.
Jonathan Ross Harkavy	New York, N.Y.	Bernard Cedarbaum.
John Trenton Harmon	North Little Rock, Ark.	Wilbur Daigh Mills.
William E. Herod	Nashville, Tenn.	J. Olin White.
Theodore Herold	Brooklyn, N.Y.	Michael Saytanides.
Donald Erwin Herrold	Oklahoma City, Okla.	Raymond C. Jopling, Jr.
Russell Lee Hillard	San Leandro, Calif.	Stanley Block.
Richard Gary Hirsch	Beverly Hills, Calif.	Burton Andrew Marks.
Caswell Owen Hobbs, III	Alexandria, Va.	Alan S. Ward.
Jay Herbert Holmes	St. Petersburg, Fla.	Thomas E. Playle.
Robert Lee Hood	East Lansing, Mich.	John L. Coté.
Harold Kam Chong Hu	Honolulu, Hawaii	Daniel K. Inouye.
Richard Paul Jeffries	Omaha, Nebr.	John E. North.
Louis M. Jepeway, Jr.	Miami, Fla.	Joseph A. Gassen.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Norman S. Johnson	Salt Lake City, Utah.	Gordon A. Madsen.
Malcolm Harold Kahl	New York, N.Y.	Jack Steinman.
Thomas Gustav Karter	Portland, Oreg.	Gerald D. Williams.
Louis S. Katz	San Diego, Calif.	J. Perry Langford.
Clark Chapman King, Jr.	Northbrook, Ill.	Charles H. Weiland.
Robert Clyde Knight	Delavan, Wis.	William Lester Seymour.
Terry J. Knoepp	San Diego, Calif.	John E. Hughes.
James Harvey Lewis	Dallas, Tex.	John Calvin Ford.
William Francis Looney, Jr.	Boston, Mass.	Edward M. Kennedy.
William C. Mach	Reston, Va.	Frank L. Cowles, Jr.
Howard Barry Mainker	Cleveland, Ohio	Alvin L. Gray.
Theodore L. Malatesta	New York, N.Y.	Arthur R. Greenberg.
Richard P. Manero	Greenwich, Conn.	Joseph D. Errico.
Stephen Earl Mansfield	Anacortes, Wash.	Eugene Carroll Anderson.
L. Dennis Marlowe	Tempe, Ariz.	Dale Rex Shumway.
Grady William Martin	Jacksonville, Fla.	Henry F. Martin, Jr.
George Taylor Masson, Jr.	Washington, D.C.	Albert Simon Povich.
Tom H. Matheny	Hammond, La.	Allen Butler Pierson, Jr.
A. David Mazzone	Boston, Mass.	Edward M. Kennedy.
Crawford McDonald	Memphis, Tenn.	Edward W. Kuhn.
Raymond Jackson McElhannon	New York, N.Y.	Alfred Loveland Haffner, Jr.
George Whitaker McHenry Jr.	Washington, D.C.	Gordon Gooch.
Graydon S. McKee III	Upper Marlboro, Md.	Edward Allen Shepherd, Jr.
A. J. McNamara	Metairie, La.	James E. Blazek.
Ariel L. Mendez	San Juan, P.R.	Jose Antonio Fuste.
Carlton F. Messinger	Buffalo, N.Y.	William H. Gage.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Andrew J. Minardi	Clayton, Mo.	George F. Gunn, Jr.
Carlos Isaac Miro	Dallas, Tex.	Lawrence L. Robertson.
Chester Garfield Moore III	San Francisco, Calif.	John D. Link.
Brewster Q. Morgan	San Francisco, Calif.	Solicitor General Erwin N. Griswold.
Peter H. Morrison	New York, N.Y.	Edward Bennett Williams.
Stuart A. Morse	Washington, D.C.	David Ferber.
Stephen Moulton	Boston, Mass.	Edward M. Kennedy.
Richard A. Mueller	Lynnwood, Wash.	Vernon Jerry Seather.
James A. Murphy	Glen Ellyn, Ill.	Anthony Marando Peccarelli.
Robert York Murray	Boston, Mass.	Edward M. Kennedy.
Alfred Leonard Nardelli	Hackensack, N.J.	Stephen Skillman.
Evans Warren North	Washington, D.C.	Donald Wilson Madole.
John Sande O'Dowd	Tucson, Ariz.	Herbert F. Krucker.
Marlin Donald Opperman	Denver, Colo.	Fred M. Winner.
Albert John Ortenzio	Youngstown, Ohio	Martin S. Gold- berg.
Joseph A. Pastore	Oak Park, Ill.	Miss Marie Teresa Conway.
Frederic Howard Peterson, Jr.	Fort Worth, Tex.	James L. Lane.
William J. Petrillo	Detroit, Mich.	Leonard A. Wilcox, Jr.
William Gottholdt Pfefferkorn.	Winston-Salem, N.C.	Clyde C. Randolph, Jr.
David Rodney Pigott	San Francisco, Calif.	Bruce M. Casey, Jr.
Charles E. Ramsbarger, Jr.	Long Beach, Calif.	Carl Thomas Zeiger.
Bond Edward Rhue	Cheverly, Md.	Edward Allen Shepherd, Jr.
John Asa Rountree III	New York, N.Y.	Samuel Eugene Gates.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joel David Rubin	Chicago, Ill.	Robert W. Gettleman.
Dudley Jay Ryan	Phoenix, Ariz.	Gary K. Nelson.
Edward F. Ryan	Chicago, Ill.	William M. Freivogel.
John Duncan Ryan	Portland, Oreg.	Wendell Wyatt.
Justin Norbert Scharf	Hagerstown, Md.	William J. Dwyer.
Stephen Schlakman	New York, N.Y.	Irwin M. Echtman.
Mary Rebecca Schowengerdt (Miss).	Topeka, Kans.	Robert R. Irwin, Jr.
Lawrence Rea Schwerin	Seattle, Wash.	John E. Rinehart, Jr.
S. Dell Scott	Hollywood, Calif.	Jack Corinblit.
Jerold Stanley Sherman	Los Angeles, Calif.	Thomas Henry Kuchel.
Jerry Shotola	La Grange Park, Ill.	Miss Marie Teresa Conway.
William B. Shubb	Sacramento, Calif.	Solicitor general Erwin N. Griswold.
Harvey B. Silber	New York, N.Y.	Constantine Regusis.
Larry Ulman Sims	Mobile, Ala.	Travis Massey Bedsole.
J. Gerard Sitter	Chicago, Ill.	Walter Francis Kerrigan.
Lloyd T. Smith, Jr.	Charlottesville, Va.	George Stephen Leonard.
Richard Hayden Stephens	Dallas, Tex.	Eldon B. Mahon.
William J. Stevens	Chicago, Ill.	George Constantine Pontikes.
Ross Charles Stiles	Houston, Tex.	Edward Arthur Kelly.
George Samuel Stupar	Milwaukee, Wis.	Frederick Hersh.
James Minor Tait, Jr.	Memphis, Tenn.	Edward W. Kuhn.
Ronald J. Taylor	St. Joseph, Mich.	Chester James Byrns.
Godfrey John Tencer	New York, N.Y.	Robert Edward Smith.
Leonard J. Theberge	New York, N.Y.	John Finley McIntyre.
Nick J. Thiros	Gary, Ind.	Max Cohen.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Shuford Archie Tucker, Jr.	Atlanta, Ga.	Henry Cooper Stockell, Jr.
Howard F. Twiggs	Raleigh, N.C.	Samuel J. Ervin, Jr.
Edward Lawrence Warren	North Olmsted, Ohio.	William Alexander Brahms.
Timothy James Waters	North Springfield, Va.	Alan S. Ward.
Bailey C. Webber	Ottumwa, Iowa	Richard C. Bauerle.
Robert Byron Webster	Birmingham, Mich.	Thomas H. Adams.
Fred Weisman	Cleveland, Ohio	C. William O'Neill.
Delvin N. J. Welter	Yankton, S. D.	Gerald L. Reade.
Douglas H. West	Detroit, Mich.	Thomas H. Adams.
Douglas Edgar Whitney	Boston, Mass.	Robert B. Russell.
Jack Walker Whitson	Cleveland, Tenn.	John Edgar Brown III.
Daniel Barnett Wilen	Beverly Hills, Calif.	Edward J. Horowitz.
John T. Willson	Evanston, Ill.	James G. Hiering.
L. Duane Woodard	Fort Collins, Colo.	Charles Roy Huddleson.
Albert James Wurbel	Orange, Calif.	Frantz B. Lilloe.

ADMISSION TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alice Thacker Merenbach	Santa Barbara, Calif.	Solicitor General Erwin N. Gris- wold.
Richard Isaac Fine	Milwaukee, Wis.	Solicitor General Erwin N. Gris- wold.
Richard Allen Peterson	Chicago, Ill.	Solicitor General Erwin N. Gris- wold.
Andrew Breese Baker, Jr.	Indianapolis, Ind.	Solicitor General Erwin N. Gris- wold.
Alan H. Mayer	Clinton, Iowa	Jack R. Miller.
David L. Mayer	Downers Grove, Ill.	Jack R. Miller.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
E. Stanley Mayer	Clinton, Iowa	Jack R. Miller.
Richard A. Mayer	Peoria, Ill.	Jack R. Miller.
Troy Edward Cleveland	Washington, D.C.	Bernard A. Gould.
Alan W. Heifetz	Washington, D.C.	Bernard A. Gould.
Frank Anthony Jelinch	San Jose, Calif.	John Frederick Naughton.
David Bonderman	Washington, D.C.	Reuben B. Robertson III.
William H. McConnell	Santa Rosa, Calif.	St. John Barrett.

ORAL ARGUMENT

No. 71-237. Vincent R. Mancusi, Warden, petitioner, *v.* William C. Stubbs. Argued by Mrs. Maria L. Marcus for the petitioner and by Mr. Bruce K. Carpenter for the respondent.

No. 71-404. Lewis Colten, appellant, *v.* Kentucky. Argued by Mr. Alvin L. Goodman for the appellant and by Mr. Robert W. Willmott, Jr., for the appellee, *pro hac vice*, by special leave of Court.

No. 71-573. Melvin Laird, Secretary of Defense, et al., petitioners, *v.* Jim Nick Nelms, et al. Argued by Mr. Richard B. Stone for the petitioners and by Mr. George E. Allen, Sr., for the respondents. Memoranda to come.

No. 71-107. Atlantic Coast Line Railroad Company, petitioner, *v.* Erie Lackawanna Railroad Company, et al. Argument commenced by Mr. Devereux Milburn for the petitioner and continued by Mr. E. Barrett Prettyman, Jr., for the respondents.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Judith A. Lonquist	Chicago, Ill.	Abner Joseph Mikva.
George Kaskel Bernstein	New York, N.Y.	Herman William Bernstein.
Robert Frank Corazzini	Washington, D.C.	E. Stratford Smith.
Neil Allan Olsen	Torrance, Calif.	Edward G. Fenwick, Jr.

OPINIONS

No. 71-257. T. R. Grubbs dba T. R. Grubbs Tire & Appliance, petitioner, *v.* General Electric Credit Corporation. 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 consideration of respondent's appeal on the merits. Opinion by Mr. Justice Rehnquist.

No. 70-14. 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. 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 by Mr. Chief Justice Burger. Concurring opinion by Mr. Justice Stewart and Mr. Justice White. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Brennan joins. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

ORAL ARGUMENT

No. 71-107. Atlantic Coast Line Railroad Company, petitioner, *v.* Erie Lackawanna Railroad Company et al. Argument continued by Mr. E. Barrett Prettyman, Jr., for the respondents and concluded by Mr. Devereux Milburn for the petitioner.

No. 70-223. Central Hardware Company, petitioner, *v.* National Labor Relations Board et al. One hour and twenty minutes allowed for oral argument. Argued by Mr. Ronald L. Aylward for the petitioner, by Mr. Norton J. Come for respondent National Labor Relations Board and by Mr. Bernard Dunau for respondent Retail Clerk's Union 725, Retail Clerks International, AFL-CIO.

No. 71-492. Lloyd Corporation, Ltd, petitioner, *v.* Donald M. Tanner et al. Argued by Mr. George Black, Jr., for the petitioner and by Mr. Carl R. Neil for the respondents.

No. 71-16. Acting Attorney General of the United States et al., appellants, *v.* Ernest Mandel et al. Argued by Mr. Daniel M. Friedman for the appellants and by Mr. Leonard H. Boudin for the appellees.

The Chief Justice said :

"The Court is in Special Session this afternoon to receive the Resolutions of the Bar in tribute to Mr. Justice Black. Before we commence the proceedings, I am requested to remind you that all present are invited by Mrs. Black and the Black family to attend the reception in the East Conference Room at the close of this proceeding.

Mr. Solicitor General Griswold addressed the Court as follows :

"Mr. Chief Justice, May it Please the Court :

"At the meeting of the members of the Bar of the Supreme Court just concluded, resolutions expressing profound sorrow at the death of Justice Hugo Lafayette Black were offered by a committee of which Mr. Louis Oberdorfer was Chairman.

"Addresses and resolutions were presented by Bernard G. Segal of the Philadelphia Bar, by Professor Paul A. Freund of Cambridge, Massachusetts, and by Mr. George Saunders of the Illinois Bar.

"The resolutions unanimously adopted are as follows :

"RESOLUTIONS

"We meet to honor the memory of Justice Hugo LaFayette Black.

"To each Member of your Committee that memory is a vivid one—for Justice Black was a vivid man. Some of us knew him in his public life before he came to the Court; some of us knew him across the Bar in our appearances before this Court; some of us knew him by virtue of our service as his law clerks; some of us knew him as the attentive, inspiring Circuit Justice for the Fifth Circuit.

"Vignettes from our memories abound.

"Senator Sparkman, Congressman Pepper and others of us first remember Justice Black as Senator Black—feared and fearless investigator, architect of New Deal legislation, Administration leader on the Senate Floor, Chairman of the Labor and Education Commit-

tee and an influential Member of the Finance, Foreign Affairs, Military Affairs and Rules Committees.

"Their recollections from the 1930's picture Senator Black's desk piled high with volumes of American, English and Ancient history and classics. He was then still heavily engaged in the compensatory liberal education which he had begun in 1926, while enjoying and making the most of the relative anonymity of a freshman Senator.

"The advocates among us will most vividly remember Justice Black, senior Justice for over 25 of his 34 years on the Court, as he appeared on the bench—"dwarfed" alongside the several relatively substantial gentlemen who were successively his Chief Justices. When he could be seen from the Bar, he usually appeared tanned from tennis (even in the winter), gently rocking, alternately thumbing through briefs, or with his head slightly cocked, alertly watching counsel—often, it seemed, awaiting an appropriate moment to pounce a question in his inimitable Alabama manner.

"One humbler counsellor recalls from an argument concerning the power of a Judicial Conference to control the work of a Federal District Judge, "the tone of disbelief" with which Justice Black put a question :

"Mr. JUSTICE BLACK. You mean that the President of the United States, in your judgment, has the power under our constitution to determine whether a judge is mentally able to try his cases? Is that what you are saying?

"Mr. WRIGHT. I am saying exactly that; yes, sir.

"Mr. JUSTICE BLACK. I think I understand you now."

"According to the counsellor, Justice Black "leaned far back in his chair, shaking his head but with a twinkle in his eye."¹

"In a last colloquy with counsel Justice Black evoked from the Solicitor General a concession which the Justice, with obvious relish, built into his last opinion :

"'You [Mr. Justice Black] say that no law means no law, and that should be obvious. I [the Solicitor General] can only say Mr. Justice that to me it is equally obvious that 'no law' does not mean 'no law', and I would seek to persuade the Court that that is true. * * *'²

"Those of us who were law clerks to Justice Black have shared a special precious privilege. We have, in our small ways, assisted and closely observed the steely-disciplined working habits of a self-taught scholar as he resurrected from his own reading and experience and propagated with his own carefully penned eloquence a fresh, authentic and now widely—though not universally—accepted appreciation of

¹ Wright, *Hugo L. Black: a Great Man and a Great American*, 50 *Tex. L. Rev.* 1, 2-3 (1971).

² *New York Times Co. v. United States*, 403 U.S. 713, 717-18, (1971).

the genius of our nation's written Constitution. In the process we have pitted, or attempted to pit, ourselves in intellectual combat against what Justice Cardozo once described as one of the most brilliant legal minds he had ever known.³

"Our privilege included a brief but intimate membership in a family presided over by a very great man, deeply in love with his wife and not ashamed to show it. We have observed first hand how even the greatest of men can be inspired to greater heights of effort and insight by the unflagging support and admiration of a loved and loving wife.

"The bonds between Justice Black and his law clerks did not end with the termination of each law clerk's service. They were renewed by frequent visits, correspondence and formal gatherings for important anniversaries and birthdays. On his 80th birthday, Justice Black spoke to his clerks and their wives about the disadvantages and advantages of growing old. The disadvantages were obvious enough and he related some. There were also surprising advantages: 'As one grows old, one needs less sleep.' That, said Justice Black, 'gives that much more time to work.'

"One of Justice Black's law clerks recently wrote an extremely popular, but controversial, book.⁴ It was Justice Black's habit to focus on his reading by heavy underscoring and frequent longhand penciled margin notes. Justice Black's copy of this law clerk's book carries in its margin some trenchant annotations.

"The author wrote of the glory of the original American dream of a free democratic society, observing sadly that:

"'Less than two hundred years later almost every aspect of the dream has been lost. In this chapter we shall be concerned with the forces that destroyed the American dream.'⁵

In the margin Justice Black wrote in heavy pencil:

"I do not agree. It is not yet destroyed."

The law clerk-author, striving to identify a new set of values for our society, bluntly disparaged the old. He wrote:

"'[Our earliest generation known as] Consciousness I believe that the American dream is still possible, and that success is determined by character, morality, hard work, and self-denial. * * *'⁶

"In the margin Justice Black's longhand note proclaimed:

"'I still do.'

"The judges of the Fifth Circuit have been favored for many years by the inspiring presence of Justice Black at their annual Judicial Conferences. The last 18 years have been trying ones for Fifth

³ Hazel Black Davis, *Uncle Hugo: An Intimate Portrait of Mr. Justice Black* 54 (1965) (privately printed).

⁴ C. Reich, *The Greening of America* (1970).

⁵ *Id.* at 20.

⁶ *Id.* at 24.

Circuit Judges. Justice Black shared those trials while he provided leadership and reassurance that "this, too, will pass." The Fifth Circuit Judges perhaps appreciate, more than others, the full implications of Justice Black's role in this Court's steadfast effort to eliminate unconstitutional discrimination in our land. He was the only Justice from the Deep South when the Court decided *Brown*. As on other occasions when he was personally attacked, he silently suffered with manly dignity the unpleasant reprisals inflicted upon him and his loved ones in the South. Nor did he flinch in his determination to see it through. As a single Circuit Justice he finalized the order for the admission of James Meredith to the University of Mississippi, the enforcement of which required a substantial military operation. As Circuit Justice, and with the full Court, he eliminated the 'all deliberate speed' concept as a brake on school desegregation.⁷

"In an informal farewell address to one of the last Judicial Conferences of his Circuit which he attended Justice Black spoke of his pride in the way the Southern federal judges had performed their difficult and often unpopular duty of applying the Constitution and enforcing the civil rights laws, particularly with respect to the *Brown* decision. He reminded them of the constancy of controversy and his belief that he and they were strengthened by it. In conclusion he told them good-by. He said:

"I have been coming to see you for thirty years, how many more I cannot know. I, too, like many of the judges I have seen here, have passed over the crest, over the brow of the hill. I hope I have learned more tolerance, more friendship, more about the love of human kindness during those thirty years.

"Now I am far beyond the crest. I look over into the glowing rays that come with sunset. The years have been happy for me; the people have been good to me. I have no complaint about my life, and as I look at those rays they do not frighten me. I know that life is change, and the greatest change of all is who is to be here at any certain period. All that I can say and hope for is that my career has been such that people of integrity of thought, when they think about me, will picture a person who tried his dead level best to serve his people and his country with every ounce of energy, love and devotion that he could muster in his life, and that, when those rays cease to be in my vision, each of you and every member of this Conference will remember me as one who did his best.'

"For most of his years on the Bench Justice Black adhered to a strictly ascetic view of a judge's role and made no serious public statements. In his later years he relented to the extent of delivering the First James Madison Lecture on the First Amendment, explaining his philosophy of the Constitution in an hour-long television special en-

⁷ *Alexander v. Holmes County Bd. of Ed.*, 396 U.S. 1218 (1969) (Black, Circuit Justice) (opinion in Chambers).

titled 'Mr. Justice Black and the Bill of Rights,' and delivering the Carpentier Lectures at Columbia University. In the latter he undertook to state 'in simple and clear language' his 'constitutional faith.' He opened the Lectures with the observation that :

“ [I]t is of paramount importance that our country has a written Constitution the purpose of which was to 'establish governments controlled by the people themselves.' Carpentier Lectures, p. 5.

“Justice Black continued with simple eloquence to express his faith in the Constitution as an ingenious instrument to be invoked by the Supreme Court to assure control of government by the people subject to restraints specifically embodied in the Constitution primarily to limit government power and to protect minorities from majorities.

“Justice Black's deep faith in the Constitution expressed near the end of his long service on this Court was built upon rich experience as an active, successful trial lawyer, a fair and efficient municipal court judge, a vigorous prosecutor, candidate for public office, and as United States Senator.⁸ His time on the Court began as the country struggled to design solutions for the social and economic problems generated and widened by the great depression. It continued through World War II, the Cold War confrontations with their corollary domestic shock waves, the conflicts which followed in the wake of the *Brown* decision and finally, in the 1960's, the violence of assassinations, street crime, increased racial tension and an unpopular war.

“In his later years, he sparred with commentators and colleagues who claimed that his fundamental views had changed with these changing times. He disagreed :

“I think that I can say categorically that I have not changed my basic constitutional philosophy—at least not in the last 40 years.’⁹

“He convinced at least one commentator who recently concluded :

“The remarkable thing about him was not his ability to change with the times but the timelessness of the values of justice, freedom and human dignity, to which he held, and for which he fought.’¹⁰

“Justice Black came to the Court committed, as a Senator, to the view that popular control of the government was frustrated by what he deemed to be excessive judicial restraints drawn from the Due Process clause and the Commerce Clause of the Constitution.¹¹ From the beginning to the end of his service he fought what he considered to be unauthorized efforts of judges to supersede the judgment of voters and

⁸ For a posthumous account of Justice Black's pre-Court years, see Hamilton, *Hugo Black, The Alabama Years* (1972).

⁹ Carpentier Lectures, p. 3 (March 20, 1968).

¹⁰ Durr, *Hugo Black, A Personal Appraisal*, Ga. L. Rev. (to be published).

¹¹ See, e.g., Cong. Rec., 72d Cong., 2d Sess., 1443-44 (1935).

their elected representatives with the judges' views of appropriate remedies for social and economic problems.¹²

"Justice Black also came to the Court convinced that it had an affirmative responsibility to make other branches of the national government as fully responsive to the will of the people as was consistent with orderly process and protection of minorities. His experience and reading reinforced his faith in the practical wisdom of the separation of powers effected by the Constitution between the Executive, Legislative and Judicial branches of government and between the national government and the states. He repeatedly urged the Court to review and strike down attempts by the Executive to legislate, adjudicate or engage in activity proscribed, or not plainly authorized;¹³ by the Legislature to adjudicate or enforce through Congressional Committees or by personal legislation resembling bills of attainder;¹⁴ and by the Judiciary to legislate or administer.¹⁵ Any significant weakening of the careful separation contemplated by the Constitution could, he believed, lead to an inordinate accretion of power in one or another of the branches which would tempt the overreaching branch to destroy or undermine the others and then turn, unfettered, upon the people, frustrating their will and tyrannically abusing their liberties.

"As Justice Black was helping to confine the power of judges to restrain the people's elected representatives from addressing themselves to solutions of pressing social and economic needs, he also sought to direct the Court's prestige and power toward what he conceived as primary roles which were fashioned for it by the plain words of the Constitution. Drawing on his experience as a prosecutor, a judge and a

¹² See, e.g., Hugo L. Black, "Reorganization of the Federal Judiciary," a radio address reported in *New York Times*, arch 30, 1937.

¹³ "In the framework of our Constitution, the President's power to see that the laws are faithfully executed refutes the idea that he is to be a lawmaker. The Constitution limits his functions in the law-making process to the recommending of laws he thinks wise and the vetoing of laws he thinks bad. And the Constitution is neither silent nor equivocal about who shall make laws which the President is to execute. The first section of the first article says that 'All legislative Powers herein granted shall be vested in a Congress of the United States. * * *'

¹⁴ "The Founders of this Nation entrusted the law-making power to the Congress alone in good and bad times. It would do no good to recall the historical events, the fears of power and the hopes of freedom that lay behind their choice. Such a review would but confirm our holding that this seizure order cannot stand." *Youngstown Sheet & Tube Co. v. Sawyer*, 343 U.S. 579, 587-89 (1952). See also, *Gregory v. Chicago*, 394 U.S. 113, 120 (1968) (Black J., concurring).

¹⁵ "Those who wrote our Constitution well knew the danger inherent in special legislative acts which take away the life, liberty, or property of particular named persons because the legislature thinks them guilty of conduct which deserves punishment. They intended to safeguard the people of this country from punishment without trial by duly constituted courts. * * * When our Constitution and Bill of Rights were written, our ancestors had ample reason to know that legislative trials and punishments were too dangerous to liberty to exist in the nation of free men they envisioned. And so they proscribed bills of attainder." *United States v. Lovett*, 328 U.S. 303, 317-18 (1946).

¹⁶ Justice Black's insistence that the judiciary stay within the province of deciding specific cases presented to it by litigants is probably best demonstrated by his repeated dissents from the Court's promulgation of rules, such as the Federal Rules of Civil Procedure. See, e.g., Statement of Mr. Justice Black and Mr. Justice Douglas, 374 U.S. 865-66 (1963):

"We believe that while some of the Rules of Civil Procedure are simply housekeeping details, many determine matters so substantially affecting the rights of litigants in lawsuits that in practical effect they are the equivalent of new legislation which, in our judgment, the Constitution requires to be initiated in and enacted by the Congress and approved by the President. The Constitution, as we read it, provides that all laws shall be enacted by the House, the Senate and the President, not by the mere failure of Congress to reject proposals of an outside agency."

Senator, he used simple but eloquent language to focus and renew the attention of his Brethren and the public upon three particular elements of orderly government by the people under our Constitution: full adherence to the procedural protections to the Bill of Rights and other provisions of the Constitution designed to protect the individual from abuse of government power; free and universal access to the political process; and absolute freedom of speech, belief and thought.

I

“In his grand jury investigation of police brutality and other first hand experience while serving as Solicitor of Jefferson County, Alabama, Hugo Black had witnessed the helplessness of the poor and the unfortunate when confronted by the power of government and the corrupting effect of official lawlessness. A 1915 Grand Jury investigating police brutality in Bessemer, Alabama, had filed a report (very likely written for it by the special prosecutor who conducted the investigation, Hugo Black) which concluded:

“A man does not forfeit his right to be treated as a human being by reason of the fact that he is charged with, or an officer suspects that he is guilty of a crime. Instead of being ready and waiting to strike a prisoner in his custody, an officer should protect him. * * * Such practices are dishonorable, tyrannical, and despotic, and such rights must not be surrendered to any officer or set of officers, so long as human life is held sacred, and human liberty and human safety of paramount importance.¹⁶

In his third term on the Supreme Court Justice Black was confronted by a case in which his Alabama experience and his Constitutional philosophy merged to produce an early, and possibly immortal, expression of the role of the courts in providing fair trials for the helpless citizen threatened by government. In *Chambers v. Florida*, 309 U.S. 227, 240-41 (1940), four young Negro tenant farmers petitioned the Court to reverse their murder convictions based on confessions obtained after seven days of uninterrupted grilling. Justice Black's majority opinion in that case struck a note which he resounded again and again over the years:

“We are not impressed by the argument that law enforcement methods such as those under review are necessary to uphold our laws. The Constitution proscribes such lawless means irrespective of the end. And this argument flouts the basic principle that all people must stand on an equality before the bar of justice in every American court. Today, as in ages past, we are not without tragic proof that the exalted power of some governments to punish manufactured crime dictatorially is the handmaid of tyranny. Under our Constitutional system, courts stand against any winds that blow as havens or refuge for those who might

¹⁶ See Birmingham, *Age-Herald*, September 18, 1915.

otherwise suffer because they are helpless, weak, outnumbered, or because they are non-conforming victims of prejudice and public excitement. Due process of law, preserved for all by our Constitution, commands that no such practice as that disclosed by this record shall send any accused to his death. No higher duty, no more solemn responsibility, rests upon this Court, than that of translating into living law and maintaining this constitutional shield deliberately planned and inscribed for the benefit of every human being subject to our Constitution—of whatever race, creed, or persuasion.’

“Justice Black also knew from his own experience as prosecutor and defense counsel that a defendant could seldom, if ever, receive a just trial without representation by an attorney. How could a defendant, even one released on bail, marshal the facts? How could he comprehend the legal questions? How could he avoid the procedural pitfalls and traps built into the criminal justice system? How could he approach the bench and address the learned judge? How could he choose the jury?

“In a 1942 case, involving a poor unemployed farm hand who was tried without the aid of counsel and convicted, Justice Black stated his strongly held view, which he believed he shared with the men who wrote the Sixth Amendment, that a lawyer is indispensable to a defendant on trial for his liberty. *Betts v. Brady*. 316 U.S. 455, 476-77 (1942). While Justice Black’s dissent argued that the Fourteenth Amendment made the Sixth Amendment applicable to the States, he also maintained that :

“A practice cannot be reconciled with “common and fundamental ideas of fairness and right,” which subjects innocent men to increased dangers of conviction merely because of their poverty. Whether a man is innocent cannot be determined from a trial in which, as here, denial of counsel has made it impossible to conclude, with any satisfactory degree of certainty, that the defendant’s case was adequately presented.* * *

‘[N]o man * * * [should] be deprived of counsel merely because of his poverty. Any other practice seems to be to defeat the promise of our democratic society to provide equal justice under the law.’

“As Justice Black wrote his *Chambers. Betts* and related opinions and studied the history of the Constitution and its Amendments, he began, in the 1940’s, to question the validity of the process by which his predecessors and colleagues selected concepts or provisions from the Bill of Rights to apply to the States while rejecting others. His study convinced him that the draftsmen of the Bill of Rights had designed a nearly perfect device for use by Courts in protecting individual liberty and the democratic process from the natural tyranny of Government by men with power, and that the genius of the Bill of Rights

had been fully appreciated by the Framers of the Fourteenth Amendment when they were selecting a mechanism to protect the citizens of the States, particularly Negro citizens, from the tyranny of state government power. The Fourteenth Amendment Framers had quite understandably and naturally turned to the honored and tested Bill of Rights as the means of extending specific Federal constitutional protections to all levels of government, instead of trying to fashion some vague new formula, such as rights "implicit in the concept of ordered liberty", as the means of carrying out their purpose. His diligent study and persistent search for basic principles bore fruit in *Adamson v. California*, 332 U.S. 46, 89 (1947), where his dissent laid the cornerstone for much of the rest of his life's work. He wrote there:

"I cannot consider the Bill of Rights to be an outworn Eighteenth Century "straitjacket" as the *Twining* opinion did. Its provisions may be thought outdated abstractions by some. And it is true that they were designed to meet ancient evils. But they are the same kind of human evils that have emerged from century to century wherever excessive power is sought by the few at the expense of the many. In my judgment the people of no nation can lose their liberty so long as a Bill of Rights like ours survives and its basic purposes are conscientiously interpreted, enforced, and respected so as to afford continuous protection against old, as well as new, devices and practices which might thwart those purposes. I fear to see the consequences of the Court's practice of substituting its own concepts of decency and fundamental justice for the language of the Bill of Rights as its point of departure in interpreting and enforcing that Bill of Rights. If the choice must be between the selective process of the *Palko* decision applying some of the Bill of Rights to the States, or the *Twining* rule applying none of them, I would choose the *Palko* selective process. But rather than accept either of these choices, I would follow what I believe was the original purpose of the Fourteenth Amendment—to extend to all the people of the Nation the complete protection of the Bill of Rights. To hold that this Court can determine what, if any, provisions of the Bill of Rights will be enforced, and if so to what degree, is to frustrate the great design of a written Constitution."

"Upon this foundation he rested his many forceful opinions insisting not only that the Bill of Rights restrained the power of state governments but also that each Amendment applied with exactly the same meaning, force and effect to the States as it applied to the Federal Government.

"Although in Justice Black's lifetime the full Court did not adopt his view that the Fourteenth Amendment had incorporated the Bill of Rights, and it has been the subject of considerable controversy,¹⁷ there is little doubt about the impact of the *Adamson* dissent. By the

¹⁷ Fairman, *Does the Fourteenth Amendment Incorporate the Bill of Rights?* 2 *Stanford L. Rev.* 5 (1949).

time Justice Black left the bench almost all the elements of the Bill of Rights had been applied to the States.

"A charming by-product of Justice Black's effort to make the Bill of Rights applicable to the States through the Fourteenth Amendment was one of the most intense intellectual contests and one of the closest friendships of Justice Black's life, both with Justice John Marshall Harlan. Justice Black often said that his fear of the power of judges, undoubtedly strengthened by the Court's substantive due process opinions in the 1920's and 1930's, would have little foundation if judges were all like Justice Harlan. It is a happy vignette of judicial history and a tribute to both men that their friendship grew and flourished in the midst of their vigorous debate. The story of that friendship had its final chapter in adjacent rooms at Bethesda Naval Hospital; the friendly struggle will probably be carried on by the disciples of each Justice.

"The 'incorporation' theory of the Fourteenth Amendment and Justice Black's fight for counsel in all criminal cases came together in the Court's 1963 decision that the Sixth Amendment, made applicable to the States by the Fourteenth, requires that every defendant charged with a crime must be offered counsel by the State if he is without means to hire his own. *Gideon v. Wainwright*, 372 U.S. 335, 344 (1963). In vindication of his dissent in *Betts v. Brady*, Justice Black recorded the Court's recognition that:

"[I]n our adversary system of criminal justice, any person haled into court, who is too poor to hire a lawyer, cannot be assured a fair trial unless counsel is provided for him. This seems to us to be an obvious truth. * * * That government hires lawyers to prosecute and defendants who have the money hire lawyers to defend are the strongest indications of the widespread belief that lawyers in criminal courts are necessities, not luxuries. The right of one charged with crime to counsel may not be deemed fundamental and essential to fair trials in some countries, but it is in ours. From the very beginning, our state and national constitutions and laws have laid great emphasis on procedural and substantive safeguards designed to assure fair trials before impartial tribunals in which every defendant stands equal before the law. This noble ideal cannot be realized if the poor man charged with crime has to face his accusers without a lawyer to assist him. * * *

"Justice Black's belief in the vital role of counsel in criminal cases was reflected in his efforts to limit the contempt power of judges, particularly as related to lawyers' vigorous in-court efforts to defend their clients. He viewed the authority vested in a single life-tenured jurist to punish a lawyer for contempt after a trial on account of the lawyer's conduct of that trial as an anathema to the very concept of the Bill of Rights. In *Sacher v. United States*, 343 U.S. 1, 19, 22 (1952), for example, Justice Black dissented from the affirmance of a summary

criminal contempt sentence imposed by a United States District Judge upon attorneys who had energetically defended their Communist clients. He wrote:

“Unless we are to depart from high traditions of the bar, evil purposes of their clients could not be imputed to these lawyers whose duty it was to represent them with fidelity and zeal. Yet from the very parts of the record which * * * [the trial judge] specified, it is difficult to escape the impression that his inferences against the lawyers were colored, however unconsciously, by his natural abhorrence for the unpatriotic and treasonable designs attributed to their Communist leader clients. It appears to me that if there have ever been, or can ever be, cases in which lawyers are entitled to a full hearing before their liberty is forfeited and their professional hopes are blighted, these are such cases.

* * * * *

“Are defendants accused by judges of being offensive to them to be conclusively presumed guilty on the theory that judges’ observations and inferences must be accepted as infallible? There is always a possibility that a judge may be honestly mistaken. Unfortunately history and the existence of our Bill of Rights indicate that judicial errors may be from worse causes.’

“The Bar’s fond memories and high admiration for Justice Black may reflect his manifest faith in adversary proceedings in court as the best means to do justice. His opinion for the Court in *Gideon v. Wainwright* displayed his commitment to the vital role of lawyers in the adversary process. In *Brotherhood of Railroad Trainmen v. Virginia ex rel. Virginia State Bar*, 377 U.S. 1, 7 (1964), Justice Black’s opinion for the Court upholding the right of unionized workers on the railroad to associate and seek legal advice in implementing their rights under federal laws enacted for their benefit said:

“A State could not, by invoking the power to regulate the professional conduct of attorneys, infringe in any way the right of individuals and the public to be fairly represented in lawsuits authorized by Congress to effectuate a basic public interest. Laymen cannot be expected to know how to protect their rights when dealing with practiced and carefully counseled adversaries. . . . and for them to associate together to help one another to preserve and enforce rights granted them under federal laws cannot be condemned as a threat to legal ethics. The State can no more keep these workers from using their cooperative plan to advise one another than it could use more direct means to bar them from resorting to the courts to vindicate their legal rights. The right to petition the courts cannot be so handicapped.’

“Securing access to counsel for the injured and the aggrieved was for Justice Black the easier part of the issue. He worked harder and longer against efforts of government officials, judges and bar association committees to stifle change and peaceful dissent from the *status quo* by disciplining and thereby intimidating or excluding lawyers who

failed to conform to current notions of 'loyalty' or who refused to submit to a searching examination of their personal beliefs and ties. His years on the Bench through World War II, the Joseph McCarthy Era and the desegregation struggle confronted Justice Black and the Court with repeated instances in which Courts and the Organized Bar sanctioned or attempted to sanction courageous lawyers who stood up for their clients' beliefs and constitutional privileges and who vigorously defended unpopular causes. Over Justice Black's classic dissents, a divided Court in 1961 affirmed decisions banning Raphael Konigsberg and George Anastaplo from the legal profession.

"In *Konigsberg v. State Bar of California*, 366 U.S. 36 (1961) and *In Re Anastaplo*, 366 U.S. 82, 114 (1961), Justice Black eloquently documented his unshakable belief in the honorable role of courageous unorthodox lawyers. In *Anastaplo* he said:

"This case illustrates to me the serious consequences to the Bar itself of not affording the full protections of the First Amendment to its applicants for admission. For this record shows that Anastaplo has many of the qualities that are needed in the American Bar. It shows, not only that Anastaplo has followed a high moral, ethical, and patriotic course in all of the activities of his life, but also that he combines these more common virtues with the uncommon virtue of courage to stand by his principles at any cost. It is such men as these who have most greatly honored the profession of the law—men like Malsherbes, who, at the cost of his own life and the lives of his family, sprang unafraid to the defense of Louis XVI against the fanatical leaders of the Revolutionary government of France—men like Charles Evans Hughes, Sr., later Mr. Chief Justice Hughes, who stood up for the constitution rights of socialists to be socialists and public officials despite the threats and clamorous protests of self-proclaimed super patriots—men like Charles Evans Hughes, Jr., and John W. Davis, who, while against everything for which the Communists stood, strongly advised the Congress in 1948 that it would be unconstitutional to pass the law then proposed to outlaw the Communist Party—men like Lord Erskine, James Otis, Clarence Darrow, and the multitudes of others who have dared to speak in defense of causes and clients without regard to personal danger to themselves. The legal profession will lose much of its nobility and its glory if it is not constantly replenished with lawyers like these. To force the Bar to become a group of thoroughly orthodox, time-serving, government-fearing individuals is to humiliate and degrade it."

His stirring dissent in *Anastaplo*, quoted above, led to a long exchange of letters with the unsuccessful petitioner and, more importantly, to an ultimate change of the Court's position. *Baird v. State Bar of Arizona*, 401 U.S. 1 (1971); *In re Stolar*, 401 U.S. 23 (1971).

For Justice Black the constitutional guarantees of a jury trial in all criminal and most civil cases embodied in the Sixth and Seventh Amendments provided essential flexibility in the administration of

justice and an ultimate restraint on possible abuse of power by judges. The jury, consisting of men drawn from the community to hear a particular dispute, was an institution with which Hugo Black had shared great experiences. Perhaps these experiences and his diligent study of English History led him to agree with Alexander Hamilton that the citizens who ratified the Constitution could be divided "between those who thought that jury trial was a 'valuable safeguard to liberty' and those who thought it was the 'very palladium of free government.'" *Galloway v. United States*, 319 U.S. 372, 397-98 (1943). His efforts to emphasize and strengthen the jury's role as a counterbalance to the power of judges are typified by his opinions that a jury trial should be afforded in contempt proceedings in which the judge might otherwise be the unrestrained accuser, prosecutor and arbitrator of the sentence. See, e.g., *United States v. United Mine Workers*, 330 U.S. 258, 328 (1947). His view was perhaps best expressed in *United States v. Barnett*, 376 U.S. 681 (1964). He wrote:

"No provisions of the Constitution and the Bill of Rights were more widely approved throughout the new nation than those guaranteeing a right to trial by jury in all criminal prosecutions. * * * They were adopted in part, I think, because many people knew about and disapproved of the type of colonial happenings * * * in which * * * people had been sentenced to be fined, thrown in jail, humiliated in stocks, whipped, and even nailed by the ear to a pillory, all punishments imposed by judges without jury trials. Unfortunately, as the Court's opinion points out, judges in the past despite these constitutional safeguards have claimed for themselves "inherent" power, acting without a jury and without other Bill of Rights safeguards, to punish for criminal contempt of court people whose conduct they find offensive. I do not agree that any such "inherent" power exists. Certainly no language in the Constitution permits it; in fact, it is expressly forbidden by the two constitutional commands for trial by jury.'

"Justice Black was not deflected from his insistence upon the strict application of the Bill of Rights to individual cases, including the right to trial by jury, by the prospect that some defendants who had, in fact, committed crimes would, on occasion, escape the consequences of these crimes. In a rare public interview on a national television special, he stated:

"Why did they write the Bill of Rights? [The first ten Amendments] practically all relate to the way cases shall be tried, and practically all of them make it more difficult to convict people of crime. What about guaranteeing a man a right to a lawyer? Of course, that makes it more difficult to convict him. What about saying that he shall not be compelled to be a witness against himself? That makes it more difficult to convict him. * * * They were every one intended to make it more difficult before the doors of a prison closed on a man. * * * CBS News Special: Mr. Justice Black

and the Bill of Rights, Library of Congress Motion Picture Collection, FBA 6334, Reel 2, 600-650 feet.

However, his concern for law enforcement never faded. In cases where he felt that a majority of the Court expanded the scope of the Fourth Amendment proscription against 'unreasonable' searches and seizures, he chided them:

"It is difficult for me to believe the Founders intended that the police be required to prove a defendant's guilt in a "little trial" before the issuance of a search warrant. * * * Eavesdroppers were deemed to be competent witnesses in both English and American courts up until this Court in its Fourth Amendment "rulemaking" capacity undertook to lay down rules for electronic surveillance. * * * The reasonableness of a search incident to an arrest, extending to areas under the control of the defendant and areas where evidence may be found, was an established tenet of English common law, and American constitutional law after adoption of the Fourth Amendment—that is, until *Chimel v. California*, 395 U.S. 752 (1969). The broad, abstract, and ambiguous concept of "privacy" is now unjustifiably urged as a comprehensive substitute for the Fourth Amendment's guarantee against "unreasonable searches and seizures." *Griswold v. Connecticut*, 381 U.S. 479 (1965).

"Our Government is founded upon a written Constitution. The draftsmen expressed themselves in careful and measured terms corresponding with the immense importance of the powers delegated to them. The Framers of the Constitution, and the people who adopted it, must be understood to have used words in their natural meaning, and to have intended what they said. The Constitution itself contains the standards by which the seizure of evidence challenged in the present case and the admissibility of that evidence at trial is to be measured in the absence of congressional legislation.' *Coolidge v. New Hampshire*, 403 U.S. 443, 499-500 (1971).

"In Justice Black's view an orderly courtroom was also a necessary ingredient for the conduct of a fair trial. This view was forcefully expressed in his opinion outlining the sanctions available to a judge faced with an obstreperous defendant in the courtroom. His opinion for the Court in *Illinois v. Allen*, 397 U.S. 337, 346-47 (1970), states:

"It is not pleasant to hold that the respondent Allen was properly banished from the court for a part of his own trial. But our courts, palladiums of liberty as they are, cannot be treated disrespectfully with impunity. Nor can the accused be permitted by his disruptive conduct indefinitely to avoid being tried on the charges brought against him. It would degrade our country and our judicial system to permit our courts to be bullied, insulted, and humiliated and their orderly progress thwarted and obstructed by defendants brought before them charged with crimes. As guardians of the public welfare, our state and federal judicial systems strive to administer equal justice to the rich and the poor, the good and the bad, the native and foreign born of every race, nationality, and religion. Being manned by humans, the courts are not perfect and are bound to make some errors.

But, if our courts are to remain what the Founders intended, the citadels of justice, their proceedings cannot and must not be infected with the sort of scurrilous, abusive language and conduct paraded before the Illinois trial judge in this case. * * *

II

"Justice Black's work reflects his concept that a second major role of the Court under the Constitution was to open the channels of the political process. During his service on the Court controversies about popular control of government appeared in several diverse forms. When Justice Black came to the bench, electoral equality generally was far from a reality. The Court regarded reapportionment as a "political thicket" to be avoided.¹⁸ Justice Black, however, saw the threat to our Constitutional form of government in self-perpetuating "rotten boroughs" as a responsibility of the Court as interpreter and enforcer of the Constitution. For him the right to an undiluted vote was "too important in our free society to be stripped of judicial protection."¹⁹ In his dissenting opinion in *Colegrove v. Green*, 328 U.S. 549 (1946), he forecast not only penetration of the reapportionment thicket but also the ultimate "one-man, one-vote" standard adopted by the Court in *Reynolds v. Sims*, 377 U.S. 533 (1964).

"In the South, the controversies about access to the political process focused on racial discrimination. At a time when the South was considered by many an eccentric pocket of racial discrimination, in contrast with the rest of the nation, Justice Black spoke of the people of the South as decent and compassionate human beings, who, he believed, could, with leadership, live down the tragedies of slavery, the Civil War, Reconstruction and segregation. His opinions stressed that equal education and equal suffrage were the principal means to total equality under law. Perhaps his Senate campaign days, stumping the State of Alabama, led him to believe that no right could create the respect for a man or recognition of his views by elected officials like his right to vote for local, county, state and federal officers.²⁰ But he dissented from the Court's decisions upholding regional sanctions against voting discrimination which he viewed as penalties against the Southern states reminiscent of Reconstruction.²¹

"By the time Justice Black died, the face of the South had changed dramatically. School desegregation spurred by *Alexander v. Holmes County Bd. of Ed.*, 396 U.S. 1218 (1969), had produced more school integration in the South than in the North. Negro officials sat in State Legislatures for the first time since Reconstruction and various cities

¹⁸ *E.g., Colegrove v. Green*, 328 U.S. 549 (1946).

¹⁹ *Wesberry v. Sanders*, 376 U.S. 1 (1964).

²⁰ Voter registration, facilitated by court decisions and new federal legislation, had established the Southern Negroes as a potential political force, particularly in local affairs.

²¹ *South Carolina v. Katzenbach*, 383 U.S. 301 (1966); *Perkins v. Matthews*, 400 U.S. 379 (1971).

and towns had black mayors or aldermen. A new spirit of warmth and moderation pervaded Southern politics replacing the bluster of massive resistance.

“When specific groups were disenfranchised or forced to forfeit full political participation, Justice Black defended them. For example, he dissented from the Court’s opinion sustaining the constitutionality of the Hatch Act, which barred public employees from engaging in political activity.

“The section of the Act here held valid reduces the constitutionally protected liberty of several million citizens to less than a shadow of its substance. It relegates millions of federal, state, and municipal employees to the role of mere spectators of events upon which hinge the safety and welfare of all the people, including public employees. It removes a sizable proportion of our electorate from full participation in affairs destined to mold the fortunes of the Nation. It makes honest participation in essential political activities an offense punishable by proscription from public employment. It endows a governmental board with the awesome power to censor the thoughts, expressions, and activities of law-abiding citizens in the field of free expression from which no person should be barred by a government which boasts that it is a government of, for, and by the people—all the people. Laudable as its purpose may be, it seems to me to *hack at the roots of a government by the people themselves*; and consequently I cannot agree to sustain its validity.’ *United Public Workers v. Mitchell*, 330 U.S. 75, 115 (1947). (Emphasis added.)

“In *Williams v. Rhodes*, 393 U.S. 23, 30–31 (1968), Justice Black led the Court to take another step toward equal access for all to the ballot box by coming to the aid of a political candidate, whose views and actions Justice Black may well have abhorred. The American Independent Party candidate for President had been denied a place on the ballot because he had failed to secure sufficient petition signatures by the appropriate date. In striking down the complex rules which infringed on George Wallace’s right to become a candidate, Justice Black wrote:

“In the present situation the state laws place burdens on two different, although overlapping, kinds of rights—the right of individuals to associate for the advancement of political beliefs, and the right of qualified voters, regardless of their political persuasion, to cast their votes effectively. Both of these rights, of course, rank among our most precious freedoms. We have repeatedly held that freedom of association is protected by the First Amendment. And of course this freedom protected against federal encroachment by the First Amendment is entitled to the same protection from infringement by the States. Similarly we have said with reference to the right to vote: ‘No right is more precious in a free country than that of having a voice in the election of

those who make the laws under which, as good citizens, we must live. Other rights, even the most basic, are illusory if the right to vote is undermined.’”

III

“The third area in which Justice Black sought to fulfill the goals of the Founding Fathers, as he perceived them, and the area in which his constitutional faith attracted the greatest public attention involved what Oliver Wendell Holmes called the “free trade of ideas.” In a real sense, Justice Black viewed the First Amendment as the foundation of the American democratic process—the foundation that permitted a man to conceive an idea, to express it, and to associate with other men of like persuasion to further their common interests. It would be difficult to find better words to express this belief in the First Amendment than those chosen by Justice Black himself early in his Court career. In February 1941, less than four years after he was appointed to the Court, he wrote :

“I view the guarantees of the First Amendment as the foundation upon which our governmental structure rests and without which it could not continue to endure as conceived and planned. *Freedom to speak and write about public questions is as important to the life of our government as is the heart to the human body.* In fact, this privilege is the heart of our government. If that heart be weakened, the result is debilitation; if it be stilled, the result is death.’ *Milk Wagon Drivers Union v. Meadowmoor Dairies*, 312 U.S. 287 (1941). (Emphasis added.)

“Like the human heart, the liberty which is the core of a democratic government requires the greatest protection in times of severe stress, such as war or social upheaval. In each such time of crisis, Justice Black stood beside the First Amendment against a tide of popular opinion so aroused in opposition to a common ‘enemy’ that it often failed to recognize the self-destructive consequences of its own actions. Justice Black saw the threat which he communicated with eloquent simplicity in his dissents :

“I do not believe that it can be too often repeated that the freedoms of speech, press, petition and assembly guaranteed by the First Amendment must be accorded to the ideas we hate or sooner or later they will be denied to the ideas we cherish. * * *’ *Communist Party v. Subversive Activities Control Board*, 367 U.S. 1, 137 (1961).

“After World War II, sentiment was strong against persons of German descent. When the Court upheld the deportation of a German alien who was alleged to be “dangerous to the public peace and safety” under the Alien Enemy Act, Justice Black dissented, drawing an analogy to the 1798 Alien and Sedition Acts. He wrote :

"But the First Amendment represents this nation's belief that the spread of political ideas must not be suppressed. And the avowed purpose of the Alien Enemy Act was not to stifle the spread of ideas after hostilities had ended. Others in the series of Alien and Sedition Acts did provide for prison punishment of people who had or at least who dared to express political ideas. I cannot now agree to an interpretation of the Alien Enemy Act which gives a new life to the long repudiated anti-free speech and anti-free press philosophy of the 1798 Alien and Sedition Acts. I would not disinter that philosophy which the people have long hoped Thomas Jefferson had permanently buried when he pardoned the last person convicted for violation of the Alien and Sedition Acts." *Ludecke v. Watkins*, 335 U.S. 160, 181-82 (1948).

"The Korean conflict brought on another cycle of public harrassment of allegedly or potentially disloyal citizens, communists and their sympathizers. Justice Black's resistance to the extraordinary measures taken by a fearful government and its frightened citizens brought him much personal abuse. The personal attacks only strengthened his faith and heightened the insight and courage that he embodied in his written memorials to free speech. His dissent on behalf of eleven American Communist Party leaders at the height of the Korean War in *Dennis v. United States*, 341 U.S. 494, 580-81 (1951), is one such memorial.

"The opinions for affirmance indicate that the chief reason for jettisoning the rule is the expressed fear that advocacy of Communist doctrine endangers the safety of the Republic. Undoubtedly, a governmental policy of unfettered communication of ideas does entail dangers. To the Founders of this Nation, however, the benefits derived from free expression were worth the risk.

"Public opinion being what is now is, few will protest the conviction of these Communist petitioners. There is hope, however, that in calmer times, when present pressures, passions and fears subside, this or some later Court will restore the First Amendment liberties to the high preferred place where they belong in a free society.'

"Even before Cold War tensions had relaxed, the Nation and the Court were confronted by the inevitable tensions generated by the American Negro's increasingly successful struggle for equality. The marches, demonstrations, sit-ins and confrontations of the 1960's presented new challenges, both to free speech and to an orderly society. In *Cox v. Louisiana*, 379 U.S. 559, 578 (1965), Justice Black emphasized the careful distinction between speech and conduct which he believed necessary simultaneously to provide protection to the rights of individuals to associate for the advancement of their beliefs and to protect the public against incipient and actual violence and intimidation of the orderly functioning of government and the courts. He wrote:

“The First and Fourteenth Amendments, I think, take away from government, state and federal, all power to restrict freedom of speech, press, and assembly *where people have a right to be for such purposes*. This does not mean, however, that these amendments also grant a constitutional right to engage in the conduct of picketing or patrolling, whether on publicly owned streets or on privately owned property. Were the law otherwise, people on the streets, in their homes and anywhere else could be compelled to listen against their will to speakers they did not want to hear. Picketing, although it may be utilized to communicate ideas, is not speech, and therefore is not of itself protected by the First Amendment.’

“As the social unrest concentrated in the South in the early 1960’s turned to urban riots elsewhere in America in the late 1960’s, many who feared anarchy were ready to weaken the rights of free speech and free assembly to re-establish more rigid order. Disorderly conduct and trespassing convictions appeared frequently on the Court’s docket. Many Supreme Court decisions were misconstrued by large segments of the public who viewed them either as too restrictive or too permissive, depending upon their individual persuasions. In *Gregory v. Chicago*, 394 U.S. 111, 120, 125–26 (1969), Justice Black again attempted to find the safe channel between speech and conduct, between rights protected by the First Amendment and actions subject to legislative regulation. Comedian Dick Gregory had conducted an orderly march through Chicago in the face of hecklers. The Illinois courts had found that he had been completely law-abiding until policemen, concerned that the hecklers would provoke a breach of the peace, had ordered Gregory and his demonstrators to disperse. When they failed to leave, they were arrested and charged with disorderly conduct. Concurring in the Court’s opinion reversing the conviction, Justice Black said:

“[U]nder our democratic system of government, lawmaking is not entrusted to the moment-to-moment judgment of the policeman on his beat. Laws, that is valid laws, are to be made by representatives chosen to make laws for the future, not by police officers whose duty is to enforce laws already enacted and to make arrests only for conduct already made criminal * * * To let a policeman’s command become equivalent to a criminal statute comes dangerously near making our government one of men rather than of laws.”

However, Justice Black offset his concurrence in the reversal of Gregory’s conviction with a clear warning that in his view conduct can be and should be regulated to protect other people, their families, their homes and their serenity. In the same opinion he wrote:

“Speech and press are, of course, to be free, so that public matters can be discussed with impunity. But picketing and demonstrating can be regulated like other conduct of men. I believe that the homes of men, sometimes the last citadel of the tired, the weary, and the sick, can be protected by government from noisy,

marching, tramping, threatening picketers and demonstrators bent on filling the minds of men, women, and children with fears of the unknown.'

"Justice Black believed that the First Amendment was designed to protect individual men. He was unwilling to 'balance' away the rights of any individual person for some higher governmental purpose. In *Barenblatt v. United States*, 360 U.S. 109, 144 (1959), Justice Black expressed his belief that the protection provided by the First Amendment enabling individual men and women to voice their beliefs and ensuring that other persons could hear the speaker was itself one of the highest purposes of the Founding Fathers of the Republic. He said:

"[E]ven assuming what I cannot assume, that some balancing is proper in this case, I feel that the Court after stating the test ignores it completely. At most it balances the right of the Government to preserve itself, against Barenblatt's right to refrain from revealing Communist affiliations. Such a balance, however, mistakes the factors to be weighed. In the first place, it completely leaves out the real interest in Barenblatt's silence, the interest of the people as a whole in being able to join organizations, advocate causes and make political "mistakes" without later being subjected to governmental penalties for having dared to think for themselves. It is this right, the right to err politically, which keeps us strong as a Nation. * * *

"Justice Black's appreciation of the value to society as a whole from enforcement of the First Amendment to protect the speech and writings of one individual is also reflected in his opinions interpreting the freedom of religion elements in the First Amendment. He gave to the free exercise and no establishment of religion clauses of the First Amendment the same sympathetic consideration that he devoted to the speech and free press guarantees. He treated these provisions as interrelated devices to protect the American heritage of freedom. In fact, the decision in *Reynolds v. United States*, 98 U.S. (8 Otto) 145 (1878), in which the Court upheld the prohibition against polygamy, even as applied to Mormons who had more than one wife as a profession of their religious beliefs, apparently led him to the speech-conduct differentiation which for him marked the limits of the First Amendment's protections.

"Justice Black sat on the bench during times when religious freedom was subjected to intense pressures from competing social forces. Parochial schools and their sponsors sought public aid to meet the ever-rising costs of education, while minority religious groups attacked flag salutes, school prayer services and Sunday closing laws. These questions were not easy for Justice Black to decide and upon reflection he was unable to reconcile his first judgment as a Justice with the First Amendment. *Minersville School District v. Gobitis*, 310 U.S. 586 (1940). In *Jones v. Opelika*, 316 U.S. 584 (1942) and *West*

Virginia State Board of Education v. Barnette, 319 U.S. 624, 643-44 (1943), he admitted his error. In his concurring opinion in *Barnette*, he expressed his profound respect for freedom of belief and thought.

“No well-ordered society can leave to the individuals an absolute right to make final decisions, unassailable by the State, as to everything they will or will not do. The First Amendment does not go so far. Religious faiths, honestly held, do no free individuals from responsibility to conduct themselves obediently to laws which are either imperatively necessary to protect society as a whole from grave and pressingly imminent dangers or which, without any general prohibition, merely regulate time, place, or manner of religious activity. Decision as to the constitutionality of particular laws which strike at the substance of religious tenets and practices must be made by this Court. The duty is a solemn one, and in meeting it we cannot say that a failure, because of religious scruples, to assume a particular physical position and to repeat the words of a patriotic formula creates a grave danger to the nation. Such a statutory exaction is a form of test oath, and the test oath has always been abhorrent in the United States.

“Words uttered under coercion are proof of loyalty to nothing but self-interest. Love of country must spring from willing hearts and free minds, inspired by a fair administration of wise laws enacted by the people's elected representatives within the bounds of express constitutional prohibitions. These laws must, to be consistent with the First Amendment, permit the widest toleration of conflicting viewpoints consistent with a society of free men.

“Neither our domestic tranquillity in peace nor our martial effort in war depend on compelling little children to participate in a ceremony which ends in nothing for them but a fear of spiritual condemnation. If, as we think, their fears are groundless, time and reason are the proper antidotes for their errors. * * *

“After his initial uncertainty over the meaning of the First Amendment prohibition on government interference in religion, Justice Black wrote three landmark decisions on the relationship between Church and State. His *Everson* opinion for the Court, holding that New Jersey could constitutionally pay a school transportation subsidy to parents of school children, including parents who used the subsidy to send their children to religious schools, is usually cited as precedent for the limited nature of governmental power in the area of religious education.

“The establishment of religion clause of the First Amendment means at least this: Neither a state nor the Federal Government can set up a church. Neither can pass laws which aid one religion, aid all religions, or prefer one religion over another. Neither can force nor influence a person to go to or to remain away from church against his will or force him to profess a belief or disbelief in any religion. No person can be punished for entertaining or professing religious beliefs or disbeliefs, for church attendance or non-attend-

ance. No tax in any amount, large or small, can be levied to support any religious activities or institutions, whatever they may be called, or whatever form they may adopt to teach or practice religion. Neither a state nor the Federal Government can, openly or secretly, participate in the affairs of any religious organizations or groups and *vice versa*. In the words of Jefferson, the clause against establishment of religion by law was intended to erect "a wall of separation between church and State." *Everson v. Board of Education*, 330 U.S. 1, 15-16 (1947).

Building upon *Everson* Justice Black wrote the Court's opinion invalidating the practice of some schools to release time in the school day so that students could participate voluntarily in religious activities within the school building. *Illinois ex rel. McCollum v. Board of Education*, 333 U.S. 203, 211, 212 (1948).

"To hold that a state cannot consistently with the First and Fourteenth Amendments utilize its public school system to aid any or all religious faiths or sects in the dissemination of their doctrines and ideals does not, as counsel urge, manifest a governmental hostility to religion or religious teachings. A manifestation of such hostility would be at war with our national tradition as embodied in the First Amendment's guaranty of the free exercise of religion. For the First Amendment rests upon the premise that both religion and government can best work to achieve their lofty aims if each is left free from the other within its respective sphere. * * *

Finally, in 1962 Justice Black wrote one of the most controversial opinions rendered by the Court during his first quarter-century as an Associate Justice. In *Engel v. Vitale*, 370 U.S. 421, 433-35 (1962), the Court held that the Constitution outlawed voluntary repetition of the New York Regents' Prayer in the public schools of that State. The opinion reflects Justice Black's deep respect for Thomas Jefferson's 'wall of separation' between church and State and the Justice's own strong religious upbringing.

"It has been argued that to apply the Constitution in such a way as to prohibit state laws respecting an establishment of religious services in public schools is to indicate a hostility toward religion or toward prayer. Nothing, of course, could be more wrong. The history of man is inseparable from the history of religion. And perhaps it is not too much to say that since the beginning of that history many people have devoutly believed that "More things are wrought by prayer than this world dreams of." It was doubtless largely due to men who believed this that there grew up a sentiment that caused men to leave the cross-currents of officially established state religions and religious persecution in Europe and come to this country filled with the hope that they could find a place in which they could pray when they pleased to the God of their faith in the language they chose. And there were men of this same faith in the power of prayer who led the fight for adoption of our Constitution and also for our Bill

of Rights with the very guarantees of religious freedom that forbid the sort of government activity which New York has attempted here. These men knew that the First Amendment, which tried to put an end to governmental control of religion and of prayer, was not written to destroy either. They knew rather that it was written to quiet well-justified fears which nearly all of them felt arising out of an awareness that governments of the past had shackled men's tongues to make them speak only the religious thoughts that government wanted them to speak and to pray only to the God that government wanted them to pray to. It is neither sacrilegious nor anti-religious to say that each separate government in this country should stay out of the business of writing or sanctioning official prayers and leave that purely religious function to the people themselves and to those the people choose to look to for religious guidance."

"We believe that it would be fitting to end this remembrance of Justice Black as he ended thirty-four terms in pursuit of his constitutional faith—with attention to his deep concern for freedom of the press. His opinion supporting the right to several newspapers to publish the *Pentagon Papers* critical of the Viet Nam War was the culmination of his effort over his entire long tenure to keep the press free from government interference.

"In *Bridges v. California*, 314 U.S. 252, 269 (1941), Justice Black's opinion for the Court upheld the right of an individual citizen vigorously to speak his mind to government officials and the right of a newspaper to editorialize about pending lawsuits. He wrote :

"'No suggestion can be found in the Constitution that the freedom there guaranteed for speech and the press bears an inverse ratio to the timeliness and importance of the ideas seeking expression. Yet, it would follow as a practical result of the decisions below that anyone who might wish to give public expression to his views on a pending case involving no matter what problem of public interest, just at the time his audience would be most receptive, would be as effectively discouraged as if a deliberate statutory scheme of censorship had been adopted. Indeed, perhaps more so, because under a legislative specification of the particular kinds of expressions prohibited and the circumstances under which the prohibitions are to operate, the speaker or publisher might at least have an authoritative guide to the permissible scope of comment, instead of being compelled to act at the peril that judges might find in the utterance a "reasonable tendency" to obstruct justice in a pending case.'

And in *New York Times Co. v. Sullivan*, 376 U.S. 254 (1964), his concurring opinion expressed his opposition to onerous libel judgments that might curb the unfettered flow of news to the great detriment of our free society. His dramatic grand finale, in *New York Times Co. v. United States*, 403 U.S. 713, 716-17 (1971), re-expressed much of the faith he always had in that well worn, dog-eared little paperback book-

let entitled 'The Constitution of the United States of America' which was seldom out of his reach :

"The Bill of Rights changed the original Constitution into a new charter under which no branch of government could abridge the people's freedoms of press, speech, religion, and assembly. Yet the Solicitor General argues and some members of the Court appear to agree that the general powers of the Government adopted in the original Constitution should be interpreted to limit and restrict the specific and emphatic guarantees of the Bill of Rights adopted later. I can imagine no greater perversion of history. Madison and the other Framers of the First Amendment, able men that they were, wrote in a language they earnestly believed could never be misunderstood: "Congress shall make no law * * * abridging the freedom of the press. * * *"²² Both the history and the language of the First Amendment support the view that the press must be left free to publish news, whatever the source, without censorship, injunctions, or prior restraints.

"In the First Amendment the Founding Fathers gave the free press the protection it must have to fulfill its essential role in our democracy. The press was to serve the governed, not the governors. The Government's power to censor the press was abolished so that the press would remain forever free to censure the Government. The press was protected so that it could bare the secrets of government and inform the people. Only a free and unrestrained press can effectively expose deception in government. And paramount among the responsibilities of a free press is the duty to prevent any part of the government from deceiving the people and sending them off to distant lands to die of foreign fevers and foreign shot and shell. * * *"²²

"Now the work of Justice Black is done. His constitutional faith is recorded in over 100 volumes of the Supreme Court Reports, the 3,000 Court decisions on which he voted and the nearly 1,000 opinions which he wrote, 53 of them in his last term.

"We must, of course, await the judgment of history for a valid appraisal of his work. We need not wait to acknowledge with gratitude that he was, indeed, one "who tried his dead level best to serve." And there are many already prepared to join in an admiring judgment rendered over ten years ago that :

"This man is meant for the ages. No future Supreme Court Justice, a hundred years hence or a thousand, will ignore with inner impunity the myriad brilliant insights, learned analyses, yes, and fervent faiths that mark, in majority or dissent, his judicial record. The pity is only that Hugo LaFayette Black in person—he of the warm wisdom and the quiet courage and gentle strength—cannot, as will his opinions, live forever."²³

Wherefore, it is Resolved that we, the Bar of the Supreme Court of the United States, express our sorrow and deep sense of loss that Justice

²² Those who would doubt that Hugo Black remained a Southerner throughout his life should compare the last sentence quoted above with the ballad, "I Am a Dirty Rebel."

²³ Professor Fred Rodell, quoted in Dillard, *One Man's Stand for Freedom* 26 (1963).

Black is no longer with us; we are comforted by the knowledge that he lived (and knew that he had lived) a full and useful life in which he served his people and his country with every ounce of the considerable energy, love and devotion which he could muster; we are strengthened by his example of courage, discipline, steadfastness and wisdom; and we are inspired by his enduring faith that our written Constitution, our Bill of Rights and the rule of law are the best instruments yet designed for the preservation and peaceful development of the Nation he knew and loved.

And it is further Resolved that the Chairman of our Committee on Resolutions be directed to present these resolutions to the Court with the prayer that they be embodied in its permanent records.

The Chief Justice said:

"Thank you, Mr. Solicitor General, your motion will be granted. We will now hear from the Attorney General of the United States."

Mr. Attorney General addressed the Court as follows:

Mr. Chief Justice, May It Please the Court:

"The Bar of this Court met today to honor the memory of Hugo L. Black, Associate Justice of the Supreme Court for 34 years, from 1937 to 1971. Without doubt, he was and will remain one of the most revered Justices this country has ever known and we can say with assurance that when the history of the Twentieth Century is written three decades hence, Hugo Black will take his place among the towering judicial figures of these eventful times. In recalling Justice Black we are reminded of the words of Judge Learned Hand in his tribute to Cardozo: 'He is gone, and while the west is still lighted with his radiance, it is well for us to pause and take count of our own coarser selves.'

"The hills of Alabama caught the first gleam of the morning in 1886 and even three quarters of a century later Justice Black would still describe himself, with characteristic modesty, as a 'rather backward country fellow.' The story of his journey from Clay County to the Supreme Court of the United States has been often told; it is a journey that cannot be measured in time or distance but in accumulated wisdom and experience. On this occasion we can do no more than note some of the markers along the way: his modest formal education and the start of his legal career at the age of 18 when he entered the University of Alabama Law School; his brief tenure as a judge of a Birmingham criminal court with petty jurisdiction and his later term spent as a prosecuting attorney—experience that provided lasting lessons in the operation of criminal procedures and vivid memories of the plight of the poor and disadvantaged; his general practice of law after service in the Army during World War II and his effectiveness in pleading his clients' cases before the jury; his ten-year career in

the Senate, where he played an important role in the passage of such New Deal measures as the TVA, the Public Utility Holding Company Act of 1935 and the Fair Labor Standards Act of 1938; and his diligent self-education resulting in a knowledge both wide and deep.

"All this and much more would have to be taken into account before any portrayal of the background of the man would even approach completeness. This we must leave to those who can speak more intimately. But no matter how brief and inadequate our mention of his early years, we cannot leave out one essential ingredient that is infused in everything he did. For in William James' phrase, Hugo Black "energized at his maximum"—constantly. Once set in motion, he would not rest until he finished the job at hand. And whatever the task, whether clearing the docket of the Birmingham criminal court, or playing tennis on a Sunday afternoon, or struggling with an important and difficult case before the Supreme Court, he devoted all the strength and zeal he could summon—and that was considerable.

"Add to this his great courage—the most important of all virtues because, as Dr. Johnson reminded, without it a man "has no security for preserving any other"—add to this his great courage to hold true to his beliefs and it is not at all unusual to find Mr. Justice Black reversing, in his first opinion for the Court, no less an eminence than Judge Learned Hand and, what is more, doing so less than three weeks after oral argument in a case that can hardly be described as simple. *Federal Trade Commission v. Standard Education Society*, 302 U.S. 112.

"During his first Term, in his opinion for the Court in *Johnson v. Zerbst*, 304 U.S. 458, we can also see the beginning of his relentless effort to secure the right to counsel for all defendants in criminal cases, which successfully culminated 25 years later in his famous opinion in *Gideon v. Wainwright*, 372 U.S. 335. *Johnson v. Zerbst* is noteworthy too for his exhaustive, but succinct definition of waiver as an "intentional relinquishment or abandonment of a known right or privilege," 304 U.S. 464,—a pronouncement that to this day has exerted substantial influence.

"There are many themes that recur in Justice Black's opinions. His insistence on focusing on what the decision would mean to the individuals affected by it is well-known. See, e.g., *Flemming v. Nestor*, 363 U.S. 603, 621, 624 (dissenting opinion). He was concerned with setting down firm and concise rules so that people could govern their actions accordingly and, just as important, so that judges would not be set adrift in a sea of uncertainty where, in his words, the 'fundamental rights of the people [would] be dependent upon the different emphasis different judges put upon different values at different times.' *Konigsberg v. State Bar*, 366 U.S. 56, 75 (dissenting opinion). To Justice

Black, flexibility was not a desirable attribute but a positive evil to be avoided in dealing with people's constitutional rights. He wrote, for example, in his dissenting opinion in *Braden v. United States*, 365 U.S. 438, 445, that "The majority's approach makes the first Amendment, not the rigid protection of liberty its language imports, but a poor flexible imitation."

"All who knew him or who have read his opinions are aware of his penetrating intelligence and of his ability to reason logically and with force. But Justice Black believed, as he stated only a few years after he began his career on the bench, that 'Constitutional interpretation should involve more than dialectics. The great principles of liberty written in the Bill of Rights cannot safely be treated as imprisoned in the walls of formal logic * * *.' *Feldman v. United States*, 322 U.S. 487, 499 (dissenting opinion). He knew well Dean Pound's admonition that "logic does not give starting points" and, whether the Bill of Rights or federal legislation was involved, Justice Black adhered to the view that starting points were not to be devised by judges. Instead they were to be gleaned from the Founders or the legislature, in light of the language used and its historical background. As he wrote in describing his constitutional faith, 'it is language and history that are the crucial factors which influence me in interpreting the Constitution—not reasonableness or desirability as determined by justices of the Supreme Court.'

"When he had decided what the Framers meant he maintained that position with consistency and integrity. Throughout his succeeding years on the Court, for example, he never departed from the view, first expounded in *Adamson v. California*, 332 U.S. 46, 68 (dissenting opinion), that the Fourteenth Amendment made the Bill of Rights fully applicable to the states—a view he arrived at through the study of history and one buttressed by the fact that other theories such as "selective incorporation" left judges free to determine what rights were 'fundamental.'

"This is not to say, however, that for him the great constitutional guarantees were confined within static bounds. Repeatedly, his opinions marked a path for applying the substance of those guarantees to new factual circumstances that could not have been known to their Framers. An example is his opinion for the Court in *United States v. Lovett*, 328 U.S. 303, which breathed new vitality into the prohibition of bills of attainder.

"Perhaps he is best known for his position that the First Amendment is an "absolute"—that when the Framers said 'Congress shall make no law * * * abridging the freedom of speech' they meant 'no law.' It was in cases involving freedom of speech that he made his most impassioned arguments, for he was unashamed of human emotions

and unhesitant about revealing his own in defense of liberty. Often in dissent he would chide the majority for employing what he described as the 'so-called balancing test.' To Justice Black, the Framers had done all the balancing when they wrote the First Amendment. And even when his pleas failed to persuade, particularly during the turbulent period of the early fifties, one can still feel in his dissents the breezes of humanity blowing in to purify the atmosphere and set the tone for decision in calmer times. Compare *Dennis v. United States*, 341 U.S. 579, 581 (dissenting opinion), with *Yates v. United States*, 354 U.S. 298.

"There were qualities about Justice Black that invited further inquiry by those who did not know him but knew only of him, apparent paradoxes that vanished as the image of the man sharpened. He had great warmth and kindness, but his opinions and his memorable oral announcements of them in the courtroom resounded with eloquent indignation whenever a wrong needed righting. He would rigorously attack the ideas of those with whom he disagreed, but he bore no personal malice and never spoke ill of anyone. The structure of his writings is studied simplicity, but for those astute enough to delve beyond, the vast foundation of the views he expressed is revealed. To him the law was serious business, yet his sparkle and mirth often defused the charged atmosphere of oral argument. While he strove for firm and fixed legal rules, he would overrule precedent and uproot established practice without hesitation in order to fulfill his primary duty to the Constitution. He was both talkative and a good listener; intense, but relaxed; and, most of all, gentle in manner but firm in holding to his beliefs during the ebbs and flows of public opinion that marked his 34 years on the bench.

"It is perhaps inevitable that the future will see comparisons made and similarities noted between Justice Black and John Marshall or Holmes or Brandeis or Cardozo. The attempt is worthy and intellectually fascinating, but in the end it must fail. For Hugo Black was, above all else, his own man. There have been few judges whose writings had so many ideas brooding in the background. He has left his legacy in more than one hundred volumes of United States Reports and so long as men seek to be true to themselves his light will remain to guide the way.

"May it please this Honorable Court: In the name of the lawyers of this Nation, and particularly of the Bar of this Court, I respectfully request that the resolution presented to you in memory of the late Justice Hugo L. Black be accepted by you, and that it, together with the chronicle of these proceedings, be ordered kept for all time in the records of this Court."

The Chief Justice said:

"Thank you, Mr. Attorney General, for the tribute of the Bar of the Supreme Court to our late brother, Hugo Black. Your motion will be granted.

"If it is possible to add anything to the splendid tributes to Hugo Black, in making the traditional response to your presentation, it seems to me I can do this best by some observations, not primarily on his stature as a judge, but rather to touch briefly on dimensions of the man as seen by us and in terms of his personal qualities as a human being.

"We, who knew Hugo Black well, even though in varying degrees as to the length of our association, can and do agree heartily with all that you and the others have said. The intimacy of the daily association of Justices of the Court is such that, within the Court, each of us acquires an insight and appreciation concerning a colleague that may not be paralleled in any other kind of association.

"Even in the intimacy of a law firm each partner does much of his work alone. In this Court we can only act together, even when we do not agree. To do our task, we must consult on each step and stage, and almost daily, as the decisions evolve.

"You gentlemen of the Bar have depicted Hugo Black as he appeared to you, chiefly as advocates see a Justice on the bench, through his opinions and perhaps through an occasional speech. A law clerk has perhaps a more intimate view but, at best, that is only a glimpse.

"The tributes you have presented, along with countless other tributes to Hugo Black over the past 20 years—and with more to come—will become part of the fabric of the large record of this uncommon man and part of the literature of the law to which his life was devoted as an advocate, as a legislator and as a judge.

"There is always a risk of having our admiration for uncommon men and women create an image that becomes, in time, more legend than flesh and blood. Hugo Black would not like that. He was surely an unusual man, but he was very human. He valued respect, he cherished friendship, but he would not care for sentimental adulation.

"He would not mind a dash of legend but he was so vital in his humanity, so firm in his basic views, that he would also want to be seen and remembered as his intimates saw him; what we saw was a warm, responsive, responsible person and a passionate advocate of his own deepfelt convictions.

"He made no apologies for having been a politician, which he had been in the high sense of that word. Nor did he make apologies for being an advocate and he surely was that. Indeed we who shared the intimacy of the Conference with him well know his powers of advocacy, for even when they did not persuade, they shook the positions of others.

"But even at his most ardent and passionate, he was always ready to listen and on occasion to change his mind. His was a reasoning mind.

Perhaps one of his favorite words was 'unreasonable.' I believe he ranked 'reasonable' with 'fair' and 'just.' The combination of those concepts—reasonable, fair, just—made him a tolerant man who would always listen to others. I can see him now when someone sought to make a point with him: leaning back in his chair at the bench or in Conference, or in his chambers—head cocked, fingertips touching, his attention focused. Even with his passionate belief in the First Amendment that earned him, with some, the term 'absolutist,' he was careful to distinguish conduct from speech, occasionally to the dismay of the true absolutists.

"Justice Douglas served with Hugo Black for more than 30 years and he recalls the toughness and vigor and alertness of Hugo Black's mind that was matched by his physical alertness. This made him love the game of tennis that he played until very recent times. Justice Douglas describes Hugo Black as a fierce competitor, whether in his days in the courtrooms in Alabama, or on the Senate floor, or in the Conferences of the Court; he saw no diminution of the depth of his convictions and the skill and vigor of his advocacy over the years they sat on the Court together. He describes Hugo Black as 'a tartar' and a man whose fervor led him to contend for supporters of his point of view. This fierceness and fervor as an advocate who could declaim, and even thunder, for his position had another side that could be seen by his colleagues almost as well in one year as in many years of association.

"This was the man of the warm smile, the soft southern voice, the gentle manner. Over their long years together, Justice Douglas saw him as a man whose friends could do almost no wrong, or if they did, he would defend them or explain them in an effort of mitigation. In short, he describes Hugo Black as a man who was no 'fair weather friend' but a friend for all seasons. This quality made him a friend to cherish, to consult, to spend happy hours of comradeship with talk of campaigns fought long ago, cases tried a half century past in Alabama, anecdotes of the great figures of the stirring years he spent in the Senate and of his early years on the Court.

"Whatever the battles of the past, or struggles over issues within the Court, Hugo Black carried no bitterness or scars. If any tension arose, as it could in the heat of debate with a passionate advocate, it washed away quickly. As with all of us, he preferred to have others agree with him, but he did more than tolerate disagreement, he welcomed and respected it and listened to it.

"On one occasion, Hugo Black and I talked for several hours on a point that could move him to great eloquence. He could see that I was not fully persuaded, and as we separated, that wonderful, warm smile

flooded his countenance, his eyes sparkled and he said something like this:

“‘Do you know something? You might be right about that, so stick to your guns. I don’t think you are right, but it might turn out that you are.’”

“This was not a pose, or a gesture. It came directly from the well-springs of his nature. It was an Alabama populist’s 20th century version of Voltaire’s famous dictum. He was a confident man, sure of his own powers and convictions, but there was a quality of humility that could be seen in a very short time after coming under his spell. He would listen as attentively to the newest Justice as to the most senior.

“I found it interesting that Justice Brennan in 16 years independently identified the same qualities that Justice Douglas observed in Hugo Black in his association of more than three decades, and they were the same qualities that others of us could observe in the short span of a few years.

“Justice Brennan recalls one occasion when Hugo Black was quietly but firmly insistent on having certain changes made in one of Justice Brennan’s opinions, during the difficult May and June period when tension and pressure are great and patience is in short supply. Justice Brennan recalled that finally he spoke rather sharply and pointedly over the phone to Justice Black generally about the matter of finality at some point in the process of writing an opinion. Soon after what Justice Brennan described to me as his vigorous outburst, Justice Black walked into his office and told him to leave the building—to stay away, saying—‘This place can become like a pressure cooker and it can beat the strongest of men. You should get out of here and forget it for a few days.’ Justice Brennan said he accepted the advice.

“On another occasion, Hugo Black and Justice Brennan were in disagreement in a First Amendment case and a vigorous exchange occurred over many weeks. When it was over, Justice Black wrote, saying:

“‘Much as I disagree with you, I admire the way you fought for your position.’”

“Of the present court, Justice Blackmun is the most recent member to serve with Hugo Black, serving one year with him. He recalls Justice Black coming to his chambers one day to discuss a dissent in which he was joining Justice Blackmun. His comment was:

“‘That’s the way to do it, Harry—strike for the jugular, strike for the jugular.’”

“Striking the jugular, as we know, does not necessarily cause much pain, but it can be fatal. This was Hugo Black, the advocate speaking, for a dissenter is, by definition, an advocate. His dissents were always

powerful, they always struck the jugular, and they were often prophetic.

"I hope I can be indulged some observations on the intimate relationship I had with Hugo Black from the time I came here three years ago.

"I had known him slightly after I came to Washington in 1953 and from arguing cases before the Court. When I went on the Court of Appeals in 1956, one of his former law clerks with whom I had worked in the Department of Justice arranged for the three of us to have lunch together. After that I saw him intermittently and a cordial but not close relationship developed.

"Sometimes when I would see him at Washington parties, he would say, naming a particular case,

"'I read your dissent. You may be right about that, but even if you're not, stand by it. Dissents keep the boys on their toes.'

"But when I came to this Court 3 years ago, he was at once both warmly cordial and helpful in his welcome. I remained in Washington, as he did, and saw him almost daily. As the senior Justice, he was the logical member of the Court for me to consult as I tried to adapt my experience on the Court of Appeals to the work of this Court. We lunched together often and I found myself not only consulting him on the steady stream of chambers motions, but on a wide range of internal matters of the Court's work.

"As time went on during the 1969 Term, he occasionally dropped in to see me, sometimes as he was leaving for the day. He would vary between cautioning and scolding me about taking on too much of the administrative burdens of the Federal judiciary while carrying on a full load of Court work. Once he said:

"'Chief, you've got to let up. Make them get someone else to do that. Congress has no right to give non-judicial duties to a Justice of this Court.'

Yet on many sensitive and difficult problems of the Federal system, his counsel was most valuable to me. He would remind me that Chief Justice Hughes had said: 'This job can kill a man if he is not careful.'

"As a Senator when Hughes was named to be Chief Justice, Hugo Black opposed the nomination, spoke against him, and voted against him in a bitter and long-drawn out confirmation battle. A few years later, he was himself named to the Court in an atmosphere that engendered controversy at the time. When he came to the Court, Chief Justice Hughes greeted Black cordially and was helpful in every way and never alluded to Black's opposition and vote against him.

"It was characteristic of Hugo Black to say, as he did on several occasions:

"When Hughes was nominated I thought of him as a big business Wall Street lawyer, not much interested in the people. I was a Senator from a rural state and it was the poor people and small farmers who sent me here and he didn't seem like our kind of man.

"But I was wrong. Hughes was a fine human being and a fine Justice, and a great Chief Justice, and we became warm friends.'

"We know how Hugo Black loved good stories, a happy evening with lawyers and judges. His table, which he and Elizabeth presided over in my time, was a gourmet's delight. I often teased him about his lack of interest in wine, since the only wine he cared for was made from scuppernong grapes that abound in the south. When I discovered this I kept a supply of it on hand for him. He, in turn, would both tease and caution some of the rest of us, quoting Chief Justice Hughes' dictum that judicial work on the Supreme Court never killed any Justice, but overeating did. When we changed the lunch hour from 30 to 60 minutes, he said he would 'go along' but he feared we would all eat too much.

"One fairly recent incident discloses a side of Hugo Black that the public could not see.

"When we contemplated changing the shape of this bench to make it easier for lawyers to hear the Justices, and especially for Justices on the two end seats to hear each other, we arranged to have a full-scale model of the proposed bench made up in plywood on the same elevation as we now sit. This model was placed in the East Conference Room with a lectern in front and our chairs in place. Then one day we all gathered to make the final decision. As we sat at our places and discussed the change, Justice Harlan, with the professional advocate's point of view, said he wanted to see how the bench would look to the lawyer. He went to the lectern and engaged in a colloquy with those of us on the bench. Finally, he said he believed it would be an improvement, but then he added:

"There is just one thing I don't like about this.'

We all waited, but we could begin to see a twinkle in the Harlan eyes. Someone said, 'What is it, John?' 'The trouble I see,' said Justice Harlan, 'is that the change in shape gives an inordinate prominence and position to the three Justices in the center section.'

"Hugo Black responded immediately, and the smile on his face carried out the by-play:

"John, you're wrong—very wrong—it just *seems* that way to *you* because of the *distinction* and quality of the three men who sit here.'

"One of the most pleasant memories I have of our informal hours were those last spring when, on occasion, the Justices had lunch beside

the fountain in one of the courtyards. Since he loved his garden at home, he seemed to respond to the courtyard setting, and more than the usual number of stories came forth.

"I never heard him speak ill of any man in any mean-spirited sense. Occasionally, when the news media would have stories about Justices or the opinions of the Court that would bring annoyed comments from Justice, he would say :

" 'Don't let it bother you. This has been going on a long time. Those fellows must have something to write about and when there isn't anything, they have to think something up. Just forget about it.' "

"At the risk of repetition, I would like to close by drawing on what I started on the opening day of the 1971 Term when we had the sad duty of announcing that the Court opened without Hugo Black for the first time in 34 years—a tenure that spanned that of one-third of all the Chief Justices who presided here since the first session on February 1, 1790.

"In time, I believe, one thing will stand out above all else in Hugo Black's work and his thinking. Throughout his entire career, he never wavered in his unbounded faith in the people and in the democratic political processes of a free people under the American Constitution.

He loved this Court as an institution, he revered the Constitution, he had enormous respect for the Presidency and high regard for the Congress, but above all else, he believed in the people. He had no doubt whatever as to the ability of an informed and free people to determine in their own destinies.

"We will miss his wisdom, his comradeship, and the radiant warmth of his rare spirit, but to use his own words, 'the Court will go on.'

"Mr. Attorney General, Mr. Solicitor General, on behalf of the Court, I thank you for your presentations in memory of our late Brother Hugo L. Black. We accept the resolutions of the Bar and we ask that you convey to Mr. Louis Oberdorfer, chairman of the Bar Committee, and all its members, our appreciation for their statements which will be made part of the records of this Court in perpetuity."

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ADMISSION TO THE BAR ON ORAL MOTION

Applicant	City and State	Movant
Calvin Moorad	Modesto, Calif.	John J. McFall.

OPINIONS

No. **70-34**. Sierra Club, petitioner, *v.* Rogers C. B. Morton, Individually and as Secretary of the Interior of the United States, et al. 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. Dissenting opinion by Mr. Justice Blackmun. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. **70-99**, Evansville-Vanderburgh Airport Authority District et al., petitioners, *v.* Delta Airlines, Inc., et al. On writ or certiorari to the Supreme Court of Indiana; and

No. **70-212**. Northeast Airlines, Inc., et al.; appellants, *v.* New Hampshire Aeronautics Commission et al. Appeal from the Supreme Court of New Hampshire. Judgment in No. 70-99 reversed and case remanded to the Supreme Court of Indiana for further proceedings not inconsistent with the opinion of this Court. Judgment in No. 70-212 affirmed. Opinion by Mr. Justice Brennan. Dissenting opinion by Mr. Justice Douglas. Mr. Justice Powell took no part in the consideration or decision of these cases.

ORAL ARGUMENT

No. **71-5097**. Harold Eugene Huffman, petitioner, *v.* Faye I. Boersen. Argued by Mr. Leo Eisenstatt for the petitioner and by Mr. Vincent L. Dowding for the respondent.

No. **71-506**. United States et al., petitioners, *v.* Midwest Video Corporation. Argued by Mr. Lawrence G. Wallace for the petitioners and by Mr. Harry M. Plotkin for the respondent.

No. **71-1016**. Federal Power Commission, petitioner, *v.* Louisiana Power & Light Company et al.; and

No. 71-1040. United Gas Pipe Line Company et al., petitioners, *v.* Louisiana Power & Light Company et al. Argued by Mr. Gordon Gooch for the Federal Power Commission, by Mr. William C. Harvin for United Gas Pipe Line Company and Pennzoil United, Inc., and by Mr. Andrew P. Carter for Louisiana Power and Light Company.

No. 71-1017. Mike Gravel, United States Senator, petitioner, *v.* United States; and

No. 71-1026. United States, petitioner, *v.* Mike Gravel, United States Senator. Two hours allowed for oral argument. Argument commenced by Mr. Sam J. Ervin, Jr., for the United States Senate, as *amicus curiae*, by special leave of Court, and continued by Mr. William B. Saxbe for the United States Senate, as *amicus curiae*, by special leave of Court and by Mr. Robert J. Reinstein for the petitioner in No. 71-1017 and the respondent in No. 71-1026.

Adjourned until tomorrow at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ADMISSIONS TO THE BAR ON ORAL MOTION

Applicant	City and State	Movant
Ann Scharnikow DuRoss	Washington, D.C.	Henry Putzel, Jr.
William Henry DuRoss III	Washington, D.C.	Henry Putzel, Jr.

ORAL ARGUMENT

No. **71-1017**. Mike Gravel, United States Senator, petitioner, *v.* United States; and

No. **71-1026**. United States, petitioner, *v.* Mike Gravel, United States Senator. Argument continued by Mr. Robert J. Reinstein for the petitioner in No. 71-1017 and the respondent in No. 71-1026, by Mr. Solicitor General Erwin N. Griswold for the respondent in No. 71-1017 and the petitioner in No. 71-1026 and concluded by Mr. Charles Louis Fishman for the petitioner in No. 71-1017 and the respondent in No. 71-1026.

No. **71-5144**. Edward Lee McNeil, petitioner, *v.* Director, Patuxent Institution. Argued by Mr. E. Barrett Prettyman, Jr., for the petitioner and by Mr. Henry R. Lord for the respondent.

Adjourned until Monday, April 24, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ORDERS IN PENDING CASES

No. A-1096. Terry Brown et al., petitioners, *v.* A. L. Happy Apodaca et al.; and

No. A-1097. David L. Norvell, Attorney General of New Mexico, petitioner, *v.* A. L. Happy Apodaca. The applications for stay having been filed on April 19, 1972, and responses thereto filed later yesterday afternoon, presented to Mr. Justice White, and by him referred to the Court, the judgment of the Supreme Court of New Mexico entered on April 17, 1972, which among other things ordered exclusion from the ballot of candidates who have not paid the statutory filing fees, is hereby stayed until Tuesday, April 25, 1972, or further order of the Court.

No. A-1105. Ben W. Fortson, Jr., Secretary of State of Georgia, etc., petitioner, *v.* G. Everett Millican. The application for stay presented to Mr. Justice Powell, and by him referred to the Court, is granted, and it is ordered that the order of the United States District Court for the Northern District of Georgia of April 19, 1972, in Civil Action File No. 16401, be, and the same is hereby, stayed pending the further order of this Court.

No. A-1106. Georgia et al., petitioners, *v.* United States. The application for stay presented to Mr. Justice Powell, and by him referred to the Court, is granted, and it is ordered that the order of the United States District Court for the Northern District of Georgia of April 19, 1972, in Civil Action File No. 16373, be, and the same is hereby, stayed pending the further order of this Court. Mr. Justice Marshall is of the opinion that the application should be denied.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

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. **70-5093**. Jesse Daniels, appellant, *v.* Milton J. Hirshberg, Superintendent, Florida State Hospital. Appeal from the Supreme Court of Florida. The appeal is dismissed as moot.

No. **71-975**. The Atchison, Topeka and Santa Fe Railway Company et al., appellants, *v.* Chicago & North Western Railway Company et al. Appeal from the United States District Court for the Central District of California. Judgment affirmed. Mr. Justice Marshall took no part in the consideration or decision of this appeal.

No. **71-1101**. Harold Reitz et ux., appellants, *v.* Town of Vanden Broek. Appeal from the Supreme Court of Wisconsin. The appeal is dismissed for want of a substantial federal question. Mr. Justice Stewart would dismiss the appeal as moot.

No. **71-1135**. James L. Ridgill, Jr., appellant, *v.* Gulf Reston, Inc., et al. Appeal from the Supreme Court of Virginia. Motion to consider late-docketed appeal 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.

ORDERS IN PENDING CASES

No. **A-1053**. Thomas F. McKenna, petitioner, *v.* United States. The application for bail presented to Mr. Justice Douglas, and by him referred to the Court, is denied.

No. **A-1070**. Aero Mayflower Transit Company, Inc., et al., appellants, *v.* United States et al. The application for an extension of time in which to docket an appeal presented to Mr. Justice Marshall, and by him referred to the Court, is denied.

No. A-1085. J. Samuel Garrison, petitioner, *v.* United States. The application for stay presented to Mr. Justice Douglas, and by him referred to the Court, is denied.

No. A-1090. Curtis Holt, Sr., appellant, *v.* City of Richmond et al. The application to enjoin the elections for City Council of the City of Richmond, Virginia, scheduled for May 2, 1972, presented to the Chief Justice, and by him referred to the Court, is granted.

Mr. Chief Justice Burger, with whom Mr. Justice Blackmun and Mr. Justice Rehnquist join, concurring:

"In joining in Mr. Justice Blackmun's concurring opinion in *Perkins v. Matthews*, 400 U.S. 379, 397 (1971), I indicated that 'given the decision in *Allen v. State Board of Elections*, 393 U.S. 544 (1969),' the result reached by the Court in *Perkins* followed. The instant motion for a stay is not an appropriate occasion to reconsider the holdings in *Allen* and *Perkins*. Hence, I see no alternative but to grant the requested stay of the May 2, 1972, election. *Perkins* squarely held that an annexation enlarging a city's number of eligible voters constitutes a change of a 'standard, practice, or procedure with respect to voting' within the meaning of section 5 of the Voting Rights Act of 1965. 42 USC § 1973c. That being the case, as stated in the Amicus Memorandum of the United States in the District Court, 'the legal effect of the . . . objection by the Attorney General, when coupled with the absence of a declaratory judgment from the United States District Court, District of Columbia, is to preclude the city from holding an election on an at-large basis'."

Mr. Justice White and Mr. Justice Powell took no part in the consideration or decision of this application.

No. A-1096. Terry Brown et al., petitioners, *v.* A. L. Happy Apodaca et al.; and

No. A-1097. David L. Norvell, Attorney General of New Mexico, petitioner, *v.* A. L. Happy Apodaca. The applications for stay are denied. Mr. Justice Brennan, Mr. Justice White and Mr. Justice Blackmun are of the opinion the applications should be granted.

No. 71-110. David Gelbard and Sidney Parnas, petitioner, *v.* United States. The motion of petitioners for leave to file a supplemental brief, after argument, is granted.

No. 71-651. California, petitioner, *v.* Judith Krivda and Roger T. Minor. The motion of the respondents for appointment of counsel is granted, and it is ordered that Roger S. Hanson, Esquire, of Woodland Hills, California, 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. 71-685. Robert J. Lehnhausen, petitioner, *v.* Lake Shore Auto Parts Co. et al.; and

No. 71-691. Edward J. Barrett, County Clerk of Cook County, Illinois, et al., petitioner, *v.* Clemens K. Shapiro et al. The motion of the petitioners to advance oral argument is denied.

No. 71-1024. Sixty-Seventh Minnesota State Senate, appellant, *v.* Richard A. Beens et al.; and

No. 71-1145. Sixty-Seventh Minnesota State Senate, appellant, *v.* Richard A. Beens, et al. The application for a temporary stay presented to Mr. Justice Blackmun, and by him referred to the Court, is granted pending further order of the Court.

No. 71-1190. H. Dean Summers et al., appellants, *v.* Pete T. Cenarusa, etc., et al. The motions to accelerate filing of briefs and to advance oral argument are denied.

No. 71-1317. School Board of the City of Norfolk, Virginia, et al., petitioners, *v.* Carlotta Mozelle Brewer et al. The motion to advance is denied. Mr. Justice Powell took no part in the consideration or decision of this motion.

CERTIORARI GRANTED

No. 71-738. The Mescalero Apache Tribe, petitioner, *v.* Franklin Jones, Commissioner of the Bureau of Revenue of the State of New Mexico, et al. Motion of Agua Caliente Band of Mission Indians for leave to file a brief, as *amicus curiae*, granted. Motion of the Association on American Indian Affairs, Inc., et al., for leave to file a brief, as *amici curiae*, granted. Petition for writ of certiorari to the Court of Appeals of New Mexico granted.

No. 71-1134. Harry Roaden, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky granted limited to Question 1 presented by the petition which reads as follows:

"1. In the absence of a prior adversary hearing, is the seizure incident to arrest of allegedly obscene material, a violation of due process of law?"

CERTIORARI DENIED

No. 71-997. Paul D. McGinnis, Commissioner of Correction, et al., petitioners, *v.* Milton Pollack. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1000. Brotherhood of Locomotive Engineers, petitioner, *v.* United States;

No. 71-1010. Jacksonville Terminal Company, petitioner, *v.* United States; and

No. 71-1014. Brotherhood of Railroad Trainmen et al., petitioners, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1047. Silas Waller, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-1084. Charles F. Anderson et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1102. Reno Antonioli et al., petitioners, *v.* Lehigh Coal and Navigation Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-1106. United Mine Workers of America, petitioner, *v.* Joseph A. Yablonski et al. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-1126. Societe Anonyme de Gerance et D'Armement, petitioner *v.* Joseph Muller Corporation, Zurich. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1123. Vladislav Kelemen et al., petitioners, *v.* Serbian Orthodox Church Congregation of St. Demetrius of Akron, Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-1133. Cross Contracting Company, petitioner, *v.* Joseph Law, Jr., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1164. Earl L. Watts, petitioner, *v.* Ethel Grady Mylius. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. 71-1181. Elise H. Flanagan and Ninna Murray, petitioners, *v.* Ewald B. Nyquist, etc., et al. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Third Judicial Department, denied.

No. 71-1197. O'Neill Ryan et al., petitioners, *v.* J. Walter Thompson Company. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1208. Jack Rose, petitioner, *v.* Doris Rose et al. Petition for writ of certiorari to the Circuit Court for the County of Oakland, Michigan, denied.

No. 71-5740. Ronald G. Worley, petitioner, *v.* Budget Credit, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5788. Daniel Paulino, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-5794. Clifton Wells, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 71-5801. Douglas Ferguson Winward, petitioner, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied.

No. 71-5852. William F. Coopersmith, petitioner, *v.* Town of Grand Lake et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6118. Joseph Williams, petitioner, *v.* Milton Stire et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6121. George K. Timmons, petitioner, *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. 71-6123. Garnet Stinson, petitioner, *v.* Frank A. Eyman, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6124. Kelly D. Chapman, petitioner, *v.* Harold J. Cardwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6126. Donald Lee Schreiner, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6128. Elias Vanderhorst, petitioner, *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied.

No. 71-6131. Andre Van Lear Foster, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 71-6132. Billie Austin X. Bryant, petitioner, *v.* G. W. Pickett, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6133. Ronald Jordan, petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 71-6134. David Roberto Alvarez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6135. James D. King, petitioner, *v.* Iowa. Petition for writ of certiorari to the Supreme Court of Iowa denied.

No. 71-6136. Roy Weast, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6140. Joe B. Roberts, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee denied.

No. 71-6142. Edward Allen Mead, petitioner, *v.* Raymond W. Meier. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6143. James Branch and Lionel DeLagarde, petitioners, *v.* Ralph Oriscello, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6144. Michael Lee Fay, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of the State of California, Second Appellate District, denied.

No. 71-6145. James Frank Holmes, petitioner, *v.* United States and

No. 71-6157. Felix Matthews, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6147. Eugene F. Earin, 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. 71-6148. Robert Kujaca, petitioner, *v.* James E. Daly. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6149. James Dale Edwards, petitioner, *v.* Harold R. Swenson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6150. Thomas Picken McGarrity, 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. 71-6151. John Moore, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6159. Milton Wilson, petitioner, *v.* Charles Rowe, Superintendent, Illinois Industrial School for Boys. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6160. Arthur Reed, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6162. Harrison L. Redden, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Supreme Court of Tennessee denied.

No. 70-5417. Freddie Holmes, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied. Mr. Justice Stewart and Mr. Justice Powell are of the opinion that certiorari should be granted.

No. 71-964. Pennsylvania, petitioner, *v.* Paul D. Ware. The order of this Court dated March 20, 1972, insofar as it granted the petition for writ of certiorari is vacated. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied, it appearing that the judgment below rests upon an adequate state ground.

No. 71-977. John Hutson Shepherd, petitioner, *v.* Oklahoma. Motion to dispense with printing petition and motion to dispense with printing respondent's brief granted. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied. Mr. Justice Douglas and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 71-1023. Albion Cranson and Joseph J. Klosterman, 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. 71-5845. Kathleen Coleman, a minor, petitioner, *v.* Charles Russell Cramer, a minor. 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. 71-6120. Susan Jayne Shields, 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. 71-6152. Lloyd F. Underwood, petitioner, *v.* Frank Rouse, etc., 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. 71-1144. Paul Milstein et al., petitioners, *v.* GAF Corporation; and

No. 71-1161. GAF Corporation, petitioner, *v.* Paul Milstein et al. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Stewart is of the opinion that certiorari should be granted in No. 71-1144.

No. 71-5423. Robert Moses et al., petitioners, *v.* Washington. Petition for writ of certiorari to the Supreme Court of Washington denied. Mr. Justice Stewart and Mr. Justice White are of the opinion that certiorari should be granted.

No. 71-6141. John Mack Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Powell took no part in the consideration or decision of this petition.

LEAVE TO FILE PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. 71-6130. John Moore, petitioner, *v.* P. G. Smith, Warden. Motion for leave to file petition for writ of habeas corpus denied.

REHEARINGS DENIED

No. 70-5058. Dorothy Lynch et al., appellants, *v.* Household Finance Corporation et al.;

No. 71-247. William Rabe, petitioner, *v.* Washington;

No. 71-600. State Board of Election Commissioners et al., appellants, *v.* Charles Evers et al.;

No. 71-852. C. D. Construction Corporation, petitioner, *v.* Commissioner of Internal Revenue;

No. 71-853. Stanley M. Greenberg, petitioner, *v.* United States;

No. 71-948. George F. Gipe, Guardian, etc., petitioner, *v.* John E. Dempsey et ux., et al.;

No. 71-987. Austin Randall Moody, petitioner, *v.* Thelma Ruth Moody;

No. 71-1009. Herbert Loyd Lindauer, petitioner, *v.* Oklahoma City Urban Renewal Authority et al.;

No. 71-1061. Arneson Products, Inc. and Howard M. Arneson, petitioners, *v.* Charles M. Blumenfeld;

No. 71-5127. James Earl Hardee, petitioner, *v.* Louis S. Nelson, Warden;

No. 71-5428. Robert Edward Lipscomb, petitioner, *v.* United States;

No. 71-5545. Joseph Lawrence Collins, petitioner, *v.* Michigan;

No. 71-5624. Jess Alcala, petitioner, *v.* Wyoming;

No. 71-5817. Joy Milane Burns, petitioner, *v.* Columbia Pictures International Corporation et al.; and

No. 71-5883. Derewood Bible, petitioner, *v.* Arizona et al. Petitions for rehearing denied.

No. 71-5375. Owsley Stanley, petitioner, *v.* United States; and

No. 71-5771. Charles Robert Muncaster, 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>
Larry Charles Amos	Louisville, Ky.	Ernest Pepples.
Charles Carter Baker, Jr.	Nashville, Tenn.	James Clarence Evans.
Richard D. Baron	St. Louis, Mo.	Samuel H. Liberman.
J. Richard Baumgartner	Albuquerque, N. Mex.	J. R. Modrall.
Marc Eugene Bettius	Fairfax, Va.	Stanford E. Parris.
Richard Stephen Blankfein	Glen Head, N.Y.	John R. Lewis.
Henry Bledsoe, Jr.	Chicago, Ill.	Gerald Bertram Wesley.
Charles Malcolm Bradford	Beaumont, Tex.	Robert Quentin Keith.
Michael David Brayton	Coldwater, Mich.	Harry E. Wood.
Milton E. Brener	New Orleans, La.	Herbert J. Garon.
Peter W. Bunde	Milwaukee, Wis.	Bernard V. Brady.
George Ralph Burger	Atlanta, Ga.	James Lamar Flemister.
Amy Burkett (Miss)	Biloxi, Miss.	Carl A. Megehee.
Worth Camp, Jr.	El Dorado, Ark.	Denver Lee Thornton.
Anthony Goodwin Chase	Washington, D.C.	John N. Mitchell.
Burnis T. Coleman	Tallahassee, Fla.	Wilfred C. Varn.
Kenneth H. Conway	Baraboo, Wis.	Harry S. Wender.
Kenneth H. Conway, Jr.	Baraboo, Wis.	Harry S. Wender.
Cecil B. F. Cope	Bloomington, Ill.	Gordon C. Adler.
David P. Corsi	San Francisco, Calif.	William M. North, Jr.
Richard W. Cutler	Milwaukee, Wis.	Thomas Lawrence Tolan, Jr.
Eva Reifenberg Datz (Mrs.)	Washington, D.C.	Raymond Neal Zagone.
John G. de Roos	New York, N.Y.	Miss Helen R. Cassidy.
Murray Drabkin	Washington, D.C.	Emanuel Celler.
Lawrence M. Engelhard	La Crosse, Wis.	John K. Flanagan.
David E. Evans	St. Louis, Mo.	Peter J. Manis- calco.
William Franklin Everill	Jacksonville, Fla.	James E. Cobb.
John B. Faulkner	Waco, Tex.	William Lance Corsbie.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Saul E. Feder	Briarwood, N. Y.	Herman Jackson Wollitzer.
James Austin Fitzgerald	West Springfield, Mass.	James Joseph McGillan.
Thomas E. Frank	Denver, Colo.	Howard Irving Rosenberg.
Edward Ray Gaines	Gulfport, Miss.	Owen T. Palmer, Jr.
Floyd A. Gibson	Charlotte, N.C.	Warley L. Parrott.
Lloyd B. Gottlieb	New York, N. Y.	Richard Leslie Barnes.
Luther A. Granquist	Minneapolis, Minn.	Bernard P. Becker.
Laurence Greenwald	New York, N. Y.	James H. Heller.
Kirk Y. Griffin	Boston, Mass.	Daniel Klubock.
John Edward Gunter	Midland, Tex.	James P. Boldrick.
Van A. Hagenbaugh	Los Angeles, Calif.	Richard W. Galiher.
Adelbert Clifford Haws	Encino, Calif.	Ivan Eugene Lawrence.
Richard Francis Hennessey	Denver, Colo.	Howard Irving Rosenberg.
Richard A. Hesse	Brockton, Mass.	Edward Donald Foster.
Bobby L. Hill	Savannah, Ga.	Bobby Clarence Mayfield.
David Lamar Hill	Washington, D.C.	Robert Reitano Tiernan.
John Nelson Hogenmuller	Tallahassee, Fla.	Winifred Lane Wentworth.
Joy M. Holz (Miss)	New York, N. Y.	Wilfred L. Davis.
William Bond Ingram, Jr.	Memphis, Tenn.	Leo E. Bearman.
Max K. Jamison	Los Angeles, Calif.	G. William Shea.
Russell C. Jones	Owensboro, Ky.	Robert Allen Wilson.
James I. Kaut	Kansas City, Mo.	Donald George Stubbs.
Edwin G. F. Kelly	Staten Island, N. Y.	James P. McMahon.
Robert Phineas Knapp, Jr.	New York, N. Y.	Paul Windels, Jr.
Walter J. Law	New York, N. Y.	Jerome S. Rubenstein.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joseph B. Lederleitner	Chicago, Ill.	Robert Owen Rooney.
Bernard L. Levine	Liberty, N.Y.	Stuart Saul Berman.
Lazarus L. Levine	Liberty, N.Y.	Stuart Saul Berman.
John William Lichty	Denver, Colo.	Karl Mattlage.
Joseph George Lanaux Marston III	Mobile, Ala.	David Whetstone Clark.
John David McCarthy	Rockport, Tex.	David B. Connery, Jr.
Harold Y. MacCartney, Jr.	Nyack, N.Y.	Theodore A. Kelly.
Herbert Jay Messite	New York, N.Y.	Herbert Stanford Podell.
Joseph P. Miele	Newark, N.J.	David S. Baime.
Lee Mark Mitchell	Washington, D.C.	John E. Robson.
Andrew Lee Monson	Dallas, Tex.	Jerry L. Buchmeyer.
Joseph M. Montano	Denver, Colo.	Fred M. Winner.
John Ahearn Murray	New York, N.Y.	Miss Helen R. Cassidy.
Harry L. Nehls, Jr.	Richfield, Minn.	Harold J. Ander- son.
Stephen Howes Oleskey	Boston, Mass.	Harold Hestnes.
William Bernard O'Neal	Covington, Ky.	Don Burkholder.
Trudy H. Oppenheim (Mrs.)	New Orleans, La.	Herbert J. Garon.
Jose R. Lazaro Paoli	San Juan, P.R.	Ismael H. Her- rero Jr.
Emory Alvin Plitt, Jr.	Baltimore, Md.	Edward Francis Borgerding.
Michael I. Rackman	New York, N.Y.	Leonard N. Shapiro.
Allen W. Ralston	Los Angeles, Calif.	Barry Philip Goldstock.
Robert McTyiere Robin- son	Scottsdale, Ariz.	Charles M. Duecy.
Raymond Jerome Sanford	Miami, Fla.	Denis Dean.
Robert Powell Sangster	Washington, D.C.	William R. Granik.
Carl Burckly Schellenberg	Alexandria, Va.	Patrick Gerald Geraghty.
Milton J. Schubin	New York, N.Y.	Milton R. Wessel.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jeffrey A. Schulman	Chicago, Ill.	Francis S. Clamitz.
Steven Aaron Schwaber	Los Angeles, Calif.	Michael Thomas Sauer.
James H. Seckinger	Denver, Colo.	Howard Irving Rosenberg.
E. Clay Shaw, Jr.	Fort Lauderdale, Fla.	John W. Fleming.
Bernard Silverman	Liberty, N.Y.	Stuart Saul Berman.
Austin Taggart Smith	Los Angeles, Calif.	Barry Philip Goldstock.
Herbert Edgar Smith	San Jose, Calif.	Wilbur Russell Johnson.
Clark Bertrand Snure	Seattle, Wash.	James Beale Gorham.
Robert Francis Steeves	Alexandria, Va.	Francis Xavier McLaughlin.
Michael C. Stewart	Oklahoma City, Okla.	B. J. Cooper.
Peter Joseph Sullivan	Los Angeles, Calif.	Barry Philip Goldstock.
Edward W. Summers	Malverne, N.Y.	Miss Helen R. Cassidy.
John B. Talierco	Downingtown, Pa.	A. Alfred Delduco.
John Axel Taylor	Las Vegas, Nev.	Edwin J. Dotson.
Domenic D. Toto	Maplewood, N.J.	Leonard H. Goldberg.
Stephen McKenzie Truitt	Washington, D.C.	Donald Hugh Green.
Richard A. Victor	Milwaukee, Wis.	Robert A. Teper.
Gordon Thomas Walker	Boston, Mass.	Harold Hestnes.
Alex W. Wall	Baton Rouge, La.	Sam J. D'Amico.
Lawrence Wasserman	San Diego, Calif.	Peter C. Lehman.
Michael H. Weiss	San Francisco, Calif.	John T. Hansen.
Idus Q. Wicker	Miami, Fla.	G. Victor Tutan.
Wm. F. Wright	Lincoln, Nebr.	Laurens Williams.
Elwin J. Zarwell	Fox Point, Wis.	Bernard V. Brady.
Donald D. Zeglis	Momence, Ill.	Sheldon W. Rea- gan.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James L. Mork	Blooming Prairie, Minn.	Solicitor General Erwin N. Gris- wold.
Elmo Avery Rollins, Jr.	McComb, Miss.	Solicitor General Erwin N. Gris- wold.
M. James Sorte	Wolf Point, Mont.	Solicitor General Erwin N. Gris- wold.
John Steiner Roby	Mansfield, Ohio	Solicitor General Erwin N. Gris- wold.
William Lawrence Jaeger	Falls Church, Va.	Solicitor General Erwin N. Gris- wold.
Lyndon Arnold Smith Wilson, Jr.	Portland, Oreg.	Robert W. Packwood.
Paul G. Levy	Trenton, N.J.	Frank Thompson, Jr.
H. Lee Sarokin	Newark, N.J.	Leonard S. Melrod.
Richard Northmore Little, Jr.	San Francisco, Calif.	Richard N. Little.
Paul M. Brown	Omaha, Nebr.	Paul F. Peters.
Joseph Kenneth Meusey	Omaha, Nebr.	Paul F. Peters.
Gregory B. Monter	Omaha, Nebr.	Paul F. Peters.

Amendments to the Federal Rules for Criminal Procedure and Federal Rules of Appellate Procedure, adopted pursuant to Title 18, United States Code, Sections 3771 and 3772. Mr. Justice Douglas dissents to adoption of proposed Rule 50 (b) of the Federal Rules of Criminal Procedure.

OPINIONS

No. 70-5112. Willie Mae Weber, petitioner, *v.* Aetna Casualty & Surety Company et al. On writ of certiorari to the Supreme Court of Louisiana. Judgment reversed and case remanded to the Supreme Court of Louisiana for further proceedings not inconsistent with the

opinion of this Court. Opinion by Mr. Justice Powell. Concurring opinion by Mr. Justice Blackmun. Dissenting opinion by Mr. Justice Rehnquist.

No. 70-78. Affiliated Ute Citizens of the State of Utah et al., petitioners, *v.* United States et al. On writ of certiorari to the United States Court of Appeals for the Tenth Circuit. Judgment in AUC case affirmed. Judgment in the Reyos case affirmed in part and reversed in part. Case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Blackmun. Opinion by Mr. Justice Douglas concurring in part and dissenting in part. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 17, Original. State of Nebraska, plaintiff, *v.* State of Iowa. On exceptions to the Report of the Special Master. Exceptions to the Report of the Special Master overruled. Opinion by Mr. Justice Brennan.

No. 70-88. S&E Contractors, Inc., petitioner, *v.* United States. 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 Douglas. Concurring opinion by Mr. Justice Blackmun with whom Mr. Chief Justice Burger, Mr. Justice Stewart and Mr. Justice Powell join. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice White and Mr. Justice Marshall join. Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 49, Original. State of Illinois, Plaintiff, *v.* City of Milwaukee, Wisconsin, et al. On motion for leave to file bill of complaint. Motion denied without prejudice. Opinion by Mr. Justice Douglas.

No. 45, Original. State of Washington et al., plaintiffs, *v.* General Motors Corporation et al. On motion for leave to file bill of complaint. The motions of the States of North Dakota and West Virginia to be joined as parties plaintiff are granted. Motion for leave to file bill of complaint denied without prejudice. Opinion by Mr. Justice Douglas. Mr. Justice Powell took no part in the consideration or decision of these motions.

No. 50. Original. State of Vermont, plaintiff, *v.* State of New York et al. On motion for leave to file bill of complaint. Motion granted. Opinion *per curiam* announced by Mr. Chief Justice Burger

Adjourned until Monday, May 15, 1972, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

PER CURIAM OPINION

No. 71-1024. Sixty-Seventh Minnesota State Senate, appellant, *v.* Richard A. Bcens et al.; and

No. 71-1145. Sixty-Seventh Minnesota State Senate, appellant, *v.* Richard A. Beens et al. Appeals 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 further proceedings consistent with the opinion of this Court. The judgement shall issue forthwith. Opinion *per curiam*. Dissenting opinion by Mr. Justice Stewart.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ORDERS IN PENDING CASES

No. **A-1106**. Georgia et al., applicants, *v.* United States. The application of the United States to vacate the stay order of this Court heretofore granted on April 21, 1972, is denied. Mr. Chief Justice Burger, Mr. Justice Douglas and Mr. Justice Stewart are of the opinion that the application should be granted.

No. **A-1116**. Martin W. Essex, Superintendent of Public Schools of the State of Ohio, et al., applicants, *v.* Benson A. Wolman et al. The application for a stay of the order of the United States District Court for the Southern District of Ohio, Civ No. 71-396, presented to Mr. Justice Stewart and by him referred to the Court, is denied. Mr. Chief Justice Burger, Mr. Justice White and Mr. Justice Rehnquist are of the opinion that the application should be granted.

No. **A-1121**. Milton Luros et al., applicants, *v.* United States District Court for the Southern District of California 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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SUPREME COURT OF THE UNITED STATES

Present : Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

ORDER IN PENDING CASE

No. A-1179. Richard G. Kleindienst, Acting Attorney General, et al., applicant, *v.* The Washington Post Co., et al. The application of the Solicitor General for a stay of the judgment of the United States District Court for the District of Columbia (Civil Action No. 467-72), presented to the Chief Justice and by him referred to the Court, is granted pending appeal to the United States Court of Appeals for the District of Columbia Circuit. Mr. Justice Douglas would deny the stay and leave Judge Gesell's order in effect pending appeal. See Heuvel, *The Press and the Prisons*, *Columbia Journalism Rev.* p. 35 (May/June 1972). Mr. Justice Brennan and Mr. Justice Marshall are of the opinion that the application should be denied.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

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. 71-801. County of Alameda et al., appellants, *v.* California Welfare Rights Organization et al. Appeal from the Supreme Court of California. The appeal is dismissed for want of a substantial federal question.

No. 71-6256. Francisco Cepero Alers, appellant, *v.* Superior Court of Puerto Rico, etc. Appeal from the Supreme Court of Puerto Rico. The appeal is dismissed for want of a substantial federal question.

No. 71-6360. Tibor Ivan Toczauer, appellant, *v.* State Board of Registration for Professional Engineers of the State of California. Appeal from the Court of Appeal of California, Second Appellate District. The appeal is dismissed for want of a substantial federal question.

No. 71-1094. Stephen Charles Crowder, bnf Charles Edward Crowder, appellant, *v.* 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. 71-1156. John A. Grivetti, Jr., et al., appellants, *v.* Illinois State Electoral Board et al.; and

No. 71-1246. Independent Voters of Illinois et al., appellants, *v.* John W. Lewis et al. Appeals from the United States District Court for the Northern District of Illinois. Judgment affirmed.

No. 71-1176. Russell G. Oswald, Commissioner of Correctional Services of the State of New York, et al., appellants, *v.* Esther Frances Gesicki et al. Appeal from the United States District Court for the Southern District of New York. Judgment affirmed.

No. 71-5872. Phillip Van Eeghen, appellant, *v.* Florida et al. Appeal from the United States District Court for the Middle District of Florida. Judgment affirmed.

No. 71-6372. Kevin D. Cleary, appellant, *v.* District of Columbia. Appeal from the District of Columbia Court of Appeals. 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 would postpone consideration of the question of jurisdiction to the hearing of the case on the merits.

CERTIORARI—SUMMARY DISPOSITION

No. 71-5515. Ella Metcalf et al., petitioners, *v.* Harold O. Swank et al. 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 further consideration in light of *Carter v. Stanton*, — U.S. — (1972). Mr. Justice Rehnquist took no part in the consideration or decision of this case.

ORDERS IN PENDING CASES

No. A-1105. Ben W. Fortson, Jr., appellant, *v.* G. Everett Millican. The motion of the appellee to vacate the stay order of this Court dated April 21, 1972, is denied.

No. A-1165. In matter of the disbarment of William M. Morton, Jr. It is ordered that William M. Morton, Jr., of St. Joseph, Missouri, be suspended from the practice of law in this Court and that a rule to show cause 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. 27, Original. State of Ohio, plaintiff, *v.* State of Kentucky. The Report of the Special Master upon the motion of the State of Ohio is received and ordered filed. Exceptions, if any, with supporting briefs may be filed within sixty days. Reply briefs, if any, may be filed within thirty days of the receipt of the exceptions.

No. 71-718. Paul D. McGinnis, Commissioner of Correction, State of New York, et al., appellants, *v.* James Royster et al. The motion of the appellees for leave to proceed *in forma pauperis* is granted.

No. 71-1016. Federal Power Commission, petitioner, *v.* Louisiana Power & Light Company, et al.; and

No. 71-1040. United Gas Pipe Line Company et al., petitioners, *v.* Louisiana Power & Light Company et al. The motion of the Mobile Gas Corporation et al., for leave to file a supplemental *amici curiae* brief, after argument, is granted. Mr. Justice Stewart and Mr. Justice Powell took no part in the consideration or decision of this motion.

No. 71-5908. Leon Chambers, petitioner, *v.* Mississippi. The motion of Ramsey Clark to permit Peter Westen to argue orally, *pro hac vice*, on behalf of the petitioner, is granted.

APPEALS—JURISDICTION NOTED

No. 71-1193. United States, appellant, *v.* Travis Paul Enmons et al. Appeal from the United States District Court for the Eastern District of Louisiana. In this case probable jurisdiction noted.

No. 71-834. Rosalind McClanahan etc., appellant, *v.* State Tax Commission of Arizona. Appeal from the Court of Appeals of Arizona, Division One. In this case probable jurisdiction noted and case set for oral argument with No. 71-738.

CERTIORARI GRANTED

No. 71-1043. Saul Heller, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York granted and case set for oral argument with No. 71-1134.

No. 71-1136. Murray Tillman et al., petitioners, *v.* Wheaton-Haven Recreation Association, Inc., et al. Motion to strike respondents' brief except McIntyre denied. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit granted.

No. 71-5656. Doris Philpott and William Wilkes, petitioners, *v.* Essex County Welfare Board. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of New Jersey granted.

No. 71-6272. Samuel Ed Robinson, petitioner, *v.* William S. Neil, Warden. 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.

CERTIORARI DENIED

No. 71-849. Edward Grimes, petitioner, *v.* The Department of Alcoholic Beverage Control of the State of California et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-980. M. M. Powell, petitioner, *v.* Arkansas. Petition for writ of certiorari to the Supreme Court of Arkansas denied.

No. 71-986. Robert Bryan Crestfield, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 71-1049. Merkle E. Altom, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-1064. Albert Grunberger, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-1066**. Lewis L. Colasurdo et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-1083**. Bernard W. Coblentz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-1086**. John A. Masiello, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-1087**. Frank J. Ream, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Hancock County, denied.

No. **71-1088**. Guadalupe M. Morado et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-1091**. Albert Robert Castell, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-1092**. Star Office Supply Company et al., petitioners, *v.* Federal Trade Commission. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-1095**. The Continental Insurance Company, petitioner, *v.* George A. Byrne, Deputy Commissioner, etc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **71-1100**. Illinois, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **71-1112**. Bernard Grizaffi et al., petitioners, *v.* Federal Savings and Loan Insurance Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **71-1113**. Union Carbide Corporation, petitioner, *v.* Marina Voutsis et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-1114**. Anthony Fiotto et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-1116**. Jose Torres Cruz and Ruben Alberto Vega y Merced, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-1117**. Richard J. Widelski et ux., petitioners, *v.* United States et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-1120. Richard Schulman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1124. J. F. Liddon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1129. Daisy Miller Boyd Bel et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1131. Bernard Hamlet, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-1137. Don Rothman, etc., petitioner, *v.* The Pacific Telephone & Telegraph Company. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-1140. Sisalcords Do Brazil, Ltd., petitioner, *v.* Fiacao Brasileira De Sisal, S.A. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1143. Concacis Yohanes, petitioner, *v.* Ayers Steamship Co., Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1153. August Robert Meyer, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 71-1154. Otis Engineering Corporation, petitioner, *v.* James C. Guimbellot. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1155. Phyllis N. Fields, Individually and as Guardian of Janet Marie Fields, et al., petitioners, *v.* The Travelers Insurance Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-1163. Herman Eugene Wing, petitioner, *v.* Oklahoma. Petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma denied.

No. 71-1166. John Ormento, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1172. United States Steel Corporation et al., petitioners, *v.* Fortner Enterprises, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-1183. L. G. Guthrie, petitioner, *v.* H. Pat Taylor et al. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. 71-1185. O. H. Deshotels, Jr., et ux., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1189. Mildred Frances Andrew, Administratrix of the Estate of Edwin Franklin Jackson, petitioner, *v.* The Bendix Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-1196. Ralph E. Corey and Robert M. Kimbrough, petitioners, *v.* State Savings & Loan Association et al. Petition for writ of certiorari to the Supreme Court of Hawaii denied.

No. 71-1204. Fraser & Johnston Company, petitioner, *v.* Lodge 1327, International Association of Machinists and Aerospace Workers, AFL-CIO. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-1211. Carlisle Sapenter et ux., petitioners, *v.* Dreyco, Incorporated. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1234. Robert E. Kennedy, petitioner, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-1233. Alan Klaes, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1239. Norma M. Barden, petitioner, *v.* Junior College District No. 520 of the State of Illinois et al. Petition for writ of certiorari to the Appellate Court of Illinois, Third District, denied.

No. 71-1243. New York, Susquehanna and Western Railroad Company *v.* Leon Leighton. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1256. Jesse Pugh, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-1273. Chevron Oil Company, The California Company Division, petitioner, *v.* Royal Insurance Company et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1283. Metropolitan Sewerage Commission of the County of Milwaukee, petitioner, *v.* Fattore Company, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-1320. Edward V. Hanrahan et al., petitioners, *v.* Barnabas F. Sears, Special State's Attorney of Cook County, Illinois, et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 71-5572. William Ronald Conner, petitioner, *v.* John W. Wingo, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5830. James William 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. 71-5858. Daniel Eugene Grindstaff, petitioner, *v.* Missouri et al. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. 71-5886. William Gilreath, petitioner, *v.* Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied.

No. 71-5899. Howard Lee White, petitioner, *v.* Tennessee. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-5914. James Edward Sykes, petitioner, *v.* Elmer O Cady. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-5920. Monroe Durley, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 71-5937. Larry Grant Bowring, petitioner, *v.* A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-5938. Henry Barone, petitioner, *v.* Vincent R. Mancusi, Superintendent. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-6146. Johnnie Tasby, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6163. Anthony Augello, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6165. William Otha Higgins, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6166. Alex Junior Peterkin and Lester L. Perkins, petitioners *v.* United States. Petition for writ of certiorari to the Court of Appeals District of Columbia denied. COURT OF APPEALS

No. 71-6168. David Paul Castanon, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6170. Endel E. Soots et ux., petitioners *v.* Daniel J. Panaro. Petition for writ of certiorari to the Supreme Court of Delaware denied.

No. 71-6171. Michael Anthony Pizzo, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6172. Samuel J. Malone, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6173. Earl Thomas Cole, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6174. James Kress, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6175. Joan Beyer, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6177. Leslie Eugene Allen and Vernon H. Crelia, petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6178. Ronald Lee Miller, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6179. Andy K. McClellan, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6180. Darris White, Jr., petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6181. Hiristo Elias Naci, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6184. James William Atkinson, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6187. Thomas Charles Baughman, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6188. Elroy Lewis, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-6191. Robert Allen Ray, petitioner *v.* Joseph R. Brierley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6192. Michael D. Redding, petitioner *v.* Board of County Commissioners for Prince George's County, Maryland. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 71-6194. Paul Baten, petitioner *v.* District Unemployment Compensation Board. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. 71-6195. Thomas O'Dell Hayes, petitioner *v.* Elmer O. Cady, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6198. David Olbrot, petitioner *v.* Illinois. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 71-6199. Billie Joe McDaniel, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6200. Angel Noel-Avila Diaz, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6201. Nathan Wolfson and William F. Emmons, petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6202. Charles R. Armstrong, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 71-6203. Jack Braton Tomlin, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6205. Wilbur Pokras, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6206. Robert Eugene Kennedy, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6207. Chester E. Baran, petitioner *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6208. Fred McWilliams, petitioner *v.* United States; and

No. 71-6217. Milford Berkley, Jr., petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6211. Eddie Cook, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6212. Ronald I. Strauss, Specially Appointed Public Defender for Charles Celona, and Charles Celona, petitioners *v.* Dade County, Florida. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 71-6213. Ottis Mayo Jones, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6214. Eugene M. Garner, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-6215. Steven Kenneth Howells, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6216. James Henry Moore, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6218. Robert A. Frame, Jr., petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6220. William J. Burke, petitioner *v.* Vincent R. Mancusi, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6221. Cleophus Ethridge, petitioner *v.* C. Murray Henderson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6222. Donald Adams and Sherylon Adams, petitioners *v.* Akron Metropolitan Housing Authority. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-6228. Lloyd Theodore Hamilton and Tommie Dunmore, petitioners *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6229. Charles Henry Stewart, 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. 71-6230. Melvin Lindsey, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6231. Alan Lee Heigl, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6233. Peter L. Allers, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6234. Joseph W. Ryles, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6240. Robert Lee Thacker, petitioner, *v.* E. Maurice Braswell, Judge, et al. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. 71-6244. Charles F. Rice *v.* North Carolina. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6245. Kenneth Dewayne Sanders, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6246. Albert Johnson, petitioner *v.* Wayne K. Patterson, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6248. Christopher S. Buckley, petitioner *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6249. Georgs Krikmanis, petitioner, *v.* Vincent A. Mannering, Clerk, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-6250. 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. 71-6253. Alfred Hill Lisk, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6254. William Edward Sweeney, petitioner, *v.* Harold Fritz, Superintendent, Auburn Correctional Facility. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Fourth Judicial Department denied.

No. 71-6257. Robert M. Owings, petitioner, *v.* Secretary of the United States Air Force. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-6266. Joseph Taylor, petitioner, *v.* Preston Smith, Governor of the State of Texas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6267. George Dowdle, 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. 71-6268. William Robert Leach, petitioner, *v.* United States; and

No. 71-6275. Edward Thomas Leach, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6276. Joseph Cummings, petitioner, *v.* John L. Zelker, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6277. Leonard Raskin, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6283. Alonzo Hall, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6290. David Williams, petitioner, *v.* John T. Deegan, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6293. Jonas Floyd Reaves, petitioner, *v.* Stanley Blackledge, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6294. Harold Count Johnson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6300. 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. 71-6306. Robert Chester Weathers, petitioner, *v.* Kansas. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. 71-6310. Stephen Luther Evans, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6312. Junior Glaten Thacker, petitioner, *v.* A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6317. Margaret B. Fine, petitioner, *v.* A. Lewis Kolodny et al. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 71-6318. Willie Sumpter, petitioner, *v.* White Plains Housing Authority et al. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-6322. Lawrence Pat Schmeideberg, 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. 71-6323. Edward Sheris, petitioner, *v.* Archie Thompson, et al. Petition for writ of certiorari to the Supreme Court of New Hampshire denied.

No. 71-6324. Joseph L. DeLevay, petitioner, *v.* The Greyhound Corporation. Petition for writ of certiorari to the Court of Appeals District of Columbia denied.

No. 71-6331. Alvin R. White, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-6333. John M. Ferenc, petitioner, *v.* Robert L. Johnson, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6335. Jim Fair, petitioner, *v.* Tampa Electric Company, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6338. Kenneth Shutt, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. 71-6343. Clifton Louis Cash, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 71-6348. Curtis Brown, petitioner, *v.* J. E. LaVallee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6351. Robert Blanco, petitioner, *v.* RKO Theatres, Inc., etc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6352. Larry L. Greene, petitioner, *v.* South Dakota. Petition for writ of certiorari to the Supreme Court of South Dakota denied.

No. 71-6357. John Oden, Jr., petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. 71-6358. Oliver James Sapp, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 71-942. Anthony Ozzanto and Bernard Pozner, petitioners, *v.* Superior Court of California for the County of Los Angeles. 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. 71-1048. Isaac London, petitioner, *v.* Florida Department of Health and Rehabilitative Services, Division of Family Services. 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. 71-1056. Howard Mechanic and Lawrence Kogan, 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. 71-1060. George A. Tsakalotos, 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. 71-1103. G. Peter Honchok et al., petitioners, *v.* Earl L. Butz, Secretary of Agriculture, 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. 71-1149. The Creek Nation, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-1160. Transport of New Jersey, petitioner, *v.* Delaware River Port Authority. 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. 71-1165. Robert Harper, 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. 71-1207. David Bayless et al., petitioners, *v.* Floyd Martine, 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. 71-1223. Calderone Enterprises Corporation, petitioner, *v.* United Artists Theatre Circuit, Inc., 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. 71-5099. Robert L. Norwood, petitioner, *v.* C. Murray Henderson, 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. 71-5789. Henry R. Anderson, petitioner, *v.* Kentucky. Petition for writ of certiorari of the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-5854. William Stanley, Jr., et al., petitioners, *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. 71-5855. Russell Davis Mealey, Jr., petitioner, *v.* Delaware. Petition for writ of certiorari to the Supreme Court of Delaware denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-5860. Pedro Pino and Jose de la Hoz, petitioners, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-5896. Melvin E. Tennant, petitioner, *v.* Ohio. 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. 71-5947. Paul Erenyi, petitioner, *v.* C. J. Fitzharris 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. 71-5960. George Brown, Jr., petitioner, *v.* Superintendent, Virginia State Penitentiary. 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. 71-6225. Theodore Dostal et al., petitioners, *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. 71-6227. Jack Mayfield, petitioner, *v.* United States; and

No. 71-6236. 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. 71-6239. Peter H. Joe, petitioner, *v.* United States. 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. 71-6280. Charles Rosenthal, 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. 71-6288. Willie Ray Ingram, petitioner, *v.* E. B. Haskins, Superintendent, London 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. 71-6289. Arvel Leslie et al., petitioners, *v.* Yale Matzkin, Judge of Connecticut Circuit Court, 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. 71-6363. Dawn Caroline etc., petitioner, *v.* Edward Reicher et al. 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. 71-6365. Patricia Catherine Grumbles et al., petitioners, *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. 71-6366. Robert Duff, petitioner, *v.* John Zelker, Superintendent, etc. 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. 71-943. Glenn Whitaker, petitioner, *v.* New York et al. Motion to dispense with printing petition granted. 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. 71-966. James A. Doherty, petitioner, *v.* District of Columbia Unemployment Compensation Board. Motion to dispense with printing petition granted. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. 71-1125. Frank DeLaughter, Lee Drane, and Ed Fuller, 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 Fifth Circuit denied.

No. 71-1110. Don Vestal et al., petitioners, *v.* James R. Hoffa et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Mr. Justice White took no part in the consideration or decision of this petition.

No. 71-1213. 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 White took no part in the consideration or decision of this petition.

No. 71-1130. Cargill, Incorporated, et al., petitioners, *v.* Earl L. Butz, Secretary of Agriculture, 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. 71-1174. United Transportation Union, etc., petitioner, *v.* Georgia Railroad. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied. Mr. Justice Powell took no part in the consideration or decision of this petition.

No. 71-6235. Telephone Users Association, Inc., petitioner, *v.* Public Service Commission of the District of Columbia et al. Petition for writ of certiorari to the District of Columbia Court of Appeals denied. Mr. Justice Powell took no part in the consideration or decision of this petition.

No. 71-6271. Telephone Users Association, Inc., petitioner, *v.* Public Service Commission of 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 Powell took no part in the consideration or decision of this petition.

No. 71-1198. Texas Highway Department et al., petitioners, *v.* Named Individuals. Motion of the Citizens Committee for Completion of the North Expressway et al., for leave to file a brief, as *amici curiae*, granted. Motion of the Greater San Antonio Chamber of Commerce 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. 71-1317. School Board of the City of Norfolk, Virginia, et al., petitioners, *v.* Carlotta Mozelle Brewer et al. Motion of the respondents to vacate stay of mandate of the United States Court of Appeals for the Fourth Circuit granted. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Powell took no part in the consideration or decision of this motion and petition.

No. 71-5910. Eddie David Cox, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied. Dissenting opinion by Mr. Justice Douglas. Mr. Justice Brennan and Mr. Justice Marshall are of the opinion that certiorari should be granted.

No. 71-6125. Jonathan Howell Husband Roach, 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. **71-6176**. Edward Phillip Maffei, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied. Dissenting opinion by Mr. Justice Douglas.

LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. **71-6242**. Donald Barnes Bradley, petitioner, *v.* John W. Wingo, Warden;

No. **71-6255**. Henry Brisbon, petitioner, *v.* Richard Elrod, Sheriff of Cook County, et al.; and

No. **71-6315**. Wilson Wooten, petitioner, *v.* John W. Wingo, Warden. Motions for leave to file petitions for writs of habeas corpus denied.

No. **71-6219**. Henry Reese and Roy Cohn, petitioners, *v.* Raymond Meier, etc., et al. 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. **71-6164**. Ethel Levy, petitioner, *v.* United States District Court for the Southern District of Florida, et al.;

No. **71-6261**. Fred E. Anderson, petitioner, *v.* Howard B. Turrentine, District Judge, etc.; and

No. **71-6270**. David W. Wion, petitioner, *v.* Alfred A. Arraj, Judge, et al. Motions for leave to file petitions for writs of mandamus denied.

No. **71-6186**. Students Opposing Unfair Practices, Inc., petitioner, *v.* David Bazelon, Chief Judge, et al. Motion for leave to file petition for writ of mandamus, and/or certiorari denied. Mr. Justice Douglas is of the opinion that the motion should be granted.

REHEARING\$DENIED

No. **71-5773**. Jim Fair, appellant, *v.* H. L. Wiggins;

No. **71-5850**. Eugene A. Graham, Jr., petitioner, *v.* Superior Court of California, County of Los Angeles, et al.;

No. **71-5853**. Raymond Samuel Timmons, petitioner, *v.* Pennsylvania et al.;

No. **71-5877**. Carlos Smart, petitioner, *v.* United States;

No. **71-5888**. Robert O. Baxter, petitioner, *v.* Martin P. Davis et al.;

No. **71-5889**. Nathaniel Denman et al., petitioners, *v.* Robert Scannell et al.;

No. **71-5902**. Lonzy Oliver, petitioner, *v.* Robert W. Duggan, etc., et al.;

No. 71-5905. Fred Arispe Cruz, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections;

No. 71-5912. James Williamson and Jack Williamson, petitioners, *v.* United States;

No. 71-5944. Alastair Kyle, petitioner, *v.* United States;

No. 71-6000. Charles A. Dun Leavay, petitioner, *v.* Rockefeller Center, Inc., et al., and

No. 71-6005. Robert Lee Evans, petitioner, *v.* United States. Petitions for rehearing denied.

No. 71-563. James R. Rohrbaugh et al., petitioners, *v.* The Presbytery of Seattle, Inc., et al. Petition for rehearing denied. Mr. Justice Powell is of the opinion that the rehearing should be granted.

RECESS ORDER

The Court will take a recess from today until Monday, May 22, 1972.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Harold Raymond Ainsworth	New Orleans, La.	Felicien Y. Lozes.
Lawrence Alioto	San Francisco, Calif.	Matthew P. Mitchell.
Amos Alter	New York, N.Y.	Alvin M. Stein.
Stanley E. Antrim	Liberal, Kans.	James B. Pearson.
Robert Archie	Carson City, Nev.	Howard W. Cannon.
Dan Rossman Aul	Sabetha, Kans.	James B. Pearson.
George Ben Bancroft	Big Spring, Tex.	John Earl Crandell.
Richard B. Barrett	San Mateo, Calif.	Sheldon Rosenthal.
Richard Otto Bartz	Minneapolis, Minn.	Leo Paul Burd.
Sturgis Goodwin Bates III	Atlanta, Ga.	David Henry Gambrell.
Robert J. Beal	Phillips, Maine	Edmund Charles Darey.
Charles E. Bemben	Detroit, Mich.	Clarence Thomas Wilson.
David H. Ben-Asher	Newark, N.J.	Sidney Reitman.
Louis H. Bernstein	Beverly Hills, Calif.	Maurice Jacob Hindin.
Alfred D. Bieley	Miami, Fla.	Frank M. Marks.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bryce Black	Everett, Wash.	Robert Erdall Schillberg.
James William Blaine	Boise, Idaho	Allen R. Derr.
Coleman Arthur Blease	Sacramento, Calif.	Marcus Vanderlaanae.
David Howard Blutworth	West Palm Beach, Fla.	Craig Rowe Wilson.
Boyd Ray Branch	Dallas, Tex.	William Burrow.
Joel R. Brandes	Brooklyn, N. Y.	Irwin Klein.
Anne Wells Branscomb (Mrs.).	Boulder, Colo.	William E. Doyle.
Allen F. Brauninger	Raytown, Mo.	G. Joseph Weller.
Roy Broudný	New York, N. Y.	Saverio A. Muschio.
Robert Pegram Buford	Richmond, Va.	Eppa Hunton IV.
Woodrow Burchett	Prestonsburg, Ky.	Henry D. Stratton.
Martin B. Burke	Rockville, Conn.	Leo B. Flaherty, Jr.
Rodney Hubert Busey	Wichita, Kans.	Lester Cave Arvin.
Alfred Joseph Toulon Byrne.	Richmond, Va	Eppa Hunton IV.
James Raymond Carskadon, Jr.	Milwaukie, Oreg.	Phillip Joseph Roth.
Richard Leo Caslin	Louisville, Ky.	Frank L. Neuhauser.
Charles S. Cassis	Louisville, Ky.	Philip P. Ardery.
Charles Edwards Channing, Jr.	Annapolis, Md.	Jerrold V. Powers.
Charles S. Chapel	Tulsa, Okla.	Dwayne C. Pollard.
James Howe Cheek, III	Nashville, Tenn.	John Bradbury Reed.
Austin Bruce Childress	Spencer, Ind.	K. Edwin Applegate.
Peter J. Chronus	Milwaukee, Wis.	Jerome D. Grant.
J. Granville Clark	Russellville, Ky.	G. Samuel Milam.
Donald Gene Cline	San Diego, Calif.	Jerry J. Williams.
Charles F. Clippert	Birmingham, Mich.	William B. Cudlip.
Kenneth Cobb	Lincoln, Nebr.	Richard P. Nelson.
Jay Martin Cohen	Orlando, Fla.	Michael Sigman.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
George B. Collins	Chicago, Ill.	James G. Demopoulos.
James William Collins	Chicago, Ill.	Barnabas F. Sears.
Hugh Hayden Connelly	Fairbanks, Alaska	Richard Dryden Burke.
Ernest A. Conner, Jr.	Dallas, Tex.	Fred S. Abney.
Charles Howard Cook	Columbia, S.C.	George Thaddeus Williams.
Oliver Transue Cook	Beverly Farms, Mass.	John A. McNiff.
Duncan B. Cooper III	Peoria, Ill.	Lyle W. Allen.
Charles J. Crozier	Los Angeles, Calif.	Charles M. Johnston.
Stanton G. Darling II	San Francisco, Calif.	Marion T. Bennett.
Montague E. Davis	Tucson, Ariz.	Steven Tredennick.
Kenneth Daly DeHart	Houston, Tex.	Glenn Vickery.
George S. Delafield	San Diego, Calif.	James O. Sullivan.
John P. Di Falco	Denver, Colo.	Norman P. Glass.
Daniell Leonard Dintzer	Los Angeles, Calif.	Michael G. Dave.
John C. Donnelly	Detroit, Mich.	H. William Butler.
Darrell Dean Dover	Little Rock; Ark.	W. Horace Jewell.
James Daniel Dreyer	Gaylord, Mich.	Richard A. Campbell.
David E. Eason	Detroit, Mich.	Frederick B. Gold.
John Eaton	San Angelo, Tex.	Curt F. Steib.
D. Richard Eckman	Lancaster, Pa.	Henry J. Rutherford.
Ronald L. Endeman	San Diego, Calif.	Dale Peterson.
Elizabeth Davis Eshelman (Mrs.).	Birmingham, Ala.	Reid Boylston Barnes.
Lathan Monroe Ewers, Jr.	Richmond, Va.	Eppa Hunton IV.
David Bruce Fagg	Dallas, Tex.	William Burrow.
James T. Farha	Oklahoma City, Okla.	Harold J. Sullivan.
Allan S. Feingold	Chicago, Ill.	Morris S. Tele- chansky.
Stephen B. Fenster	Hackensack, N.J.	Herbert Fenster.
Robert S. Fink	New York, N.Y.	Boris Kostelanetz.
Paul Fitting	San Francisco, Calif.	William F. Mc- Kenna.
Robert B. Fizzell	Kansas City, Mo.	Dick Hoblit Woods.
James G. Fleisch	Cincinnati, Ohio	Douglas G. Cole.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Theodore David Frank	Washington, D.C.	Harry M. Plotkin.
Carl Paul Fredericks	Marietta, Ga.	William Oscar Green, Jr.
Earle W. Fricker	Milwaukee, Wis.	Patrick T. Sheedy.
Shirley C. Friend, Jr.	New Orleans, La.	Robert B. Acomb, Jr.
George A. Frilot III	New Orleans, La.	George B. Matthews.
Bruce E. Gagnon	Anchorage, Alaska	Kenneth Russell Atkinson.
Francis E. Gallagher	Glasgow, Mont.	Charles C. Lovell.
Dwight Luther Geiger	Stuart, Fla.	Carl F. Ellwanger.
Curtis Deane Genders	Tampa, Fla.	Cody Fowler.
Ludwig H. Gerber	Los Angeles, Calif.	Geo. W. Rochester.
H. Martin Gibson	Dallas, Tex.	Vester T. Hughes, Jr.
Matthew Alan Gissen	Miami, Fla.	Marshall Harold Ader.
Roger Allan Glasgow	Little Rock, Ark.	William Dixon Haught.
Alan Elliott Glasser	Silver Spring, Md.	Calvin Kolle Ashland.
James Randall Goff	Newport Beach, Calif.	Richard T. Hanna.
Alan Goldhammer	Los Angeles, Calif.	Edward J. Horowitz.
Mark S. Goldstein	Silver Spring, Md.	Andrew Eric Greenwald.
Robert Gottschalk	McLean, Va.	Frederick Earl McKelvey.
A. Seth Greenwald	Brooklyn, N.Y.	Samuel A. Hirshowitz.
Meyer Stewart Grinberg	Pittsburgh, Pa.	Henry A. Cretella.
John Richard Guildin	Akron, Ohio	Gustav Goldberger.
Frank N. Gundlach	St. Louis, Mo.	Wm. H. Armstrong.
Ronald Louis Haddad	Chicago, Ill.	Patrick J. Hughes, Jr.
William Andrew Haggard	Miami, Fla.	Wm. Snow Frates.
Gilbert W. Haith	Richmond, Va.	Andrew Pickens Miller.
James Clifford Haight	Gaithersburg, Md.	John Lislie White.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Victor M. Halbach, Jr. J. Fontaine Hall	Jacksonville, Fla. Rockville, Md.	Harry T. Gray. Charles Sylvanus Rhyne.
Walter B. Hall	Tulsa, Okla.	Tilford Hillis Eskridge, Jr.
Errol Ronald Halperin William Lawrence Hatch	Washington, D.C. Champaign, Ill.	Harold E. Hirsch. Alfred H. Reich- man.
David M. Hayes Don F. Hazlett Michael Stanton Hegner	Detroit, Mich. Topeka, Kans. San Diego, Calif.	H. William Butler. James B. Pearson. Richard Stanley Henderson.
Thomas Walters Henson	Rocky Mount; N.C.	James W. Keel, Jr.
Wilson Warren Herndon Felix Rodriguez Higgins James Joseph Hill	Dallas, Tex. San Juan, P.R. Chicago, Ill.	Mark Martin. Santos P. Amadeo. Jerome Francis Fallon.
Ray W. Hill, Jr. Gary Warren Hoch	Dallas, Tex. Minneapolis, Minn.	John B. Stigall, Jr. William D. Flaskamp.
Kenneth C. Hogge Lewis Berkley Hollabaugh John Howard Holloway Frederick Kurre Hoops Richard J. Hopkins	Hampton, Va. Nashville, Tenn. Houston, Tex. Detroit, Mich. Washington, D.C.	Percy Carmel. J. Olin White. Karl A. Maley. Carl T. Bodulus. Henry Halvor Jones, Sr.
Ellsworth William Hoppe; Jr.	Miami, Fla.	Aaron Samuel Podhurst.
Mark F. Howell Eugene Maynard Hoyt, Jr. Stewart Skinner Hudnut	El Paso, Tex. Stillwater, Okla. New York, N.Y.	Wayne E. Windle. Perry H. Burnham. Lawrence E. Walsh.
Daniel Patrick Hurley	New Orleans, La.	Robert B. Acomb, Jr.
Allen Malcolm Hutter Frank Bernard Iacovangelo Roger Shelley Jackson	New York, N.Y. Rochester, N.Y. Washington, D.C.	Lawrence Speiser. Louis J. Gallo. Robert T. Reynolds.
Robert F. Jacobs David William Johnson Albert S. Johnston III	New York, N.Y. Arlington, Va. Pascagoula, Miss.	Earl Barrison. John J. Phelan, Jr. Raymond L. Brown.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard G. Joynt	Richmond, Va.	Eppa Hunton IV.
William Gordon Kanter	Washington, D.C.	Morton Hollander.
David Howard Katz	Staten Island, N. Y.	Theodore Herold.
Jay W. Kaufmann	New York, N.Y.	Stanley Kligfeld.
Edward Mark Kay	Hollywood, Fla.	Lawton M. Chiles, Jr.
Donald Gene Kelly	Natchitoches, La.	Arthur C. Watson.
Kenneth Timothy Kemper	Miami, Fla.	William Heflin Pierce.
Ronald F. Kidd	Philadelphia, Pa.	James J. McCabe, Jr.
Ignatz G. Kiefer	New Orleans, La.	John Villars Baus.
Frederick Orin Kiel	Cincinnati, Ohio	Frank H. Shaffer, Jr.
Edmond L. Kinch	Wichita, Kans.	James B. Pearson.
Paul Roger Koehler	Atlanta, Ga.	Herbert Beach Zachry.
Sam P. Kohen	Dallas, Tex.	Ralph W. Currie.
Richard James Kohlman	San Jose, Calif.	Salvador A. Liccardo.
James L. Krambeck	Des Moines, Iowa	Paul Fred Ahlers.
Edward W. Kriss	Kansas City, Mo.	John G. Miller.
James Ernest LaFollette	Fresno, Calif.	Charles E. Small.
Walter I. Lanier, Jr.	Thibodaux, La.	Remy Chiasson.
Aleron H. Larson	Englewood, Colo.	Ira C. Rothgerber, Jr.
David Richard Lass	Denver, Colo.	Howard Irving Rosenberg.
Robert W. Laster	Little Rock, Ark.	Thorp Thomas.
John Joseph Lazzara	Tampa, Fla.	Guy W. Spicola.
Jimmie F. Y. Lee	Houston, Tex.	J. W. Johnson.
Charles Gary Leidner	Denver, Colo.	Rollie R. Rogers.
Carl Milton Levin	Detroit, Mich.	John Sklar.
Marvin L. Levin	Dallas, Tex.	Judge Sarah T. Hughes.
Shirley R. Levin (Mrs.)	Dallas, Tex.	Judge Sarah T. Hughes.
Raymond D. Levith	New Orleans, La.	Judge Henry J. Roberts, Jr.
Irving Phillip Lindner	Denver, Colo.	Francis S. Mancini.
Edward M. Lindsey	Gulfport, Miss.	John Cornelius Stennis.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Orlin Lester Livdahl, Jr.	Washington, D.C.	Julian Howard Singman.
James R. Loftis III	Washington, D.C.	Herbert A. Bergson.
Albert Lyman	Washington, D.C.	Joseph J. Lyman.
R. D. Mahan	Pawhuska, Okla.	Charles Allen Hobbs.
Robert Eden Martin	Chicago, Ill.	Howard J. Trienens.
Thomas M. McBride III	Chalmette, La.	Richard H. Gauthier.
L. Edward McClellan, Jr.	Miami, Fla.	Wm. Snow Frates
John Land McDavid	Jackson, Miss.	William Sanders Henley
John Early McDonald, Jr.	Richmond, Va.	Eppa Hunton IV
Richard P. McElroy	Philadelphia, Pa.	Edwin P. Rome.
Robert E. McMillen	Washington, D.C.	John D. Dingell.
Charles O. McPherson	Memphis, Tenn.	Lucius E. Burch, Jr.
William Alfred Melby	Rhineland, Wis.	Donald C. O'Melia.
Marion C. Miller	Kansas City, Kans.	James B. Pearson.
R. E. Miller	Emporia, Kans.	James B. Pearson.
Theodore Norman Miller	Chicago, Ill.	George Lawton Saunders, Jr.
Jerome Mirza	Bloomington, Ill.	Leon J. Zanoni.
Edwin B. Mishkin	New York, N.Y.	William L. Lynch.
Malcolm Anthony Misuraca	Santa Rosa, Calif.	Robert L. Leggett.
Hugh Dane Mottlau	Miami, Fla.	Gerard E. Pyszka.
Michael Mulroney	Washington, D.C.	Philip J. Rosenblum.
Michael J. Mulroney	Winston-Salem, N.C.	James K. Dorsett, Jr.
Robert B. Murray	Potomac, Md.	David E. Varner.
John C. Nabors	Houston, Tex.	Walter P. Zivley.
Leslie I. Nathan	Hartford, Conn.	Arnold E. Buchman.
Clara Lopez-Baralt Negrón (Mrs.)	San Juan, P.R.	Lino J. Saldana.
James Gilmore Nichols	Batavia, Ohio	Richard Gibson McCue.
Shelton C. Noyes	Rangeley, Maine	Edmund Charles Darey.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Samuel J. Ochipinti	Washington, D.C.	Melvin Hirshman.
Martin J. O'Donnell, Jr.	Kansas City, Mo.	Jerre Franklin Hersh, Jr.
Gilbert L. Offenhartz	New York, N.Y.	Louis J. Lefkowitz.
Frank C. O'Halloian, Jr.	New Orleans, La.	Robert S. Link, Jr.
James E. O'Meara III	Cleveland, Ohio.	John T. Corrigan.
Curtis L. Owen	Tyler, Tex.	Richard J. Sullivan.
George A. Pappy	Los Angeles, Calif.	Lionel Richman.
Marjory Winston Parker (Mrs.)	Sacramento, Calif.	Edward A. Hinz, Jr.
Richard H. Paul	New York, N.Y.	James B. Lewis.
Harry F. Peck	Milwaukee, Wis.	Richard Perry.
Beauford Herbert Phelps, Jr.	Los Angeles, Calif.	Roy M. Carstairs.
Stephen H. Philbin II	Dallas, Tex.	Stanley E. Neely.
Franklin Ace Pickens	Odessa, Tex.	W. O. Shafer.
Richard Morton Pickler	Ulysses, Kans.	James B. Pearson.
Stephen Walter Pogson	Phoenix, Ariz.	Newman Rush Porter.
Jay Warren Powell	Visalia, Calif.	Robert B. Robbins.
William Anderson Pusey	Richmond, Va.	Eppa Hunton IV.
Joseph D. Quinlivan, Jr.	Mobile, Ala.	J. Terry Reynolds, Jr.
Cyrus Rachie	Appleton, Wis.	Kirby Hendee.
James Edward Redman	Milwaukie, Oreg.	J. Raymond Carskadon.
Louis F. Reed	New York, N.Y.	Donald E. Degling.
Arthur Reich	New York, N.Y.	Philip Esterman.
Lawrence Walter Reich	Albany, N.Y.	John P. Jehu.
James E. Risch	Boise, Idaho	Theron E. Roberts.
Daniel Barry Rosenbaum	Potomac, Md.	Sol. Gen. Erwin N. Griswold.
Richard Irwin Rosenkranz	New York, N.Y.	Mark A. Landsman.
Albert Clay Ross	Arlington, Tex.	Wm. L. Bagby, Jr.
William J. Rubin	Baltimore, Md.	Francis B. Burch.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Frederic Lee Ruck	Washington, D.C.	Cornelius Francis Murphy.
Stephen David Rudman	Philadelphia, Pa.	Harry R. Kozart.
Michael Lucio Russo	Atlanta, Ga.	Stephen A. Land.
Walter P. Rynkiewicz	Milwaukee, Wis.	Robert H. Gorske
Dolph David Sand	Alexandria, Va.	Raymond J. Malloy.
Stuart T. Saunders, Jr.	Washington, D.C.	Theodore Voorhees.
Tom Michael Schaumberg	Washington, D.C.	James S. Hostetler.
David Alan Schechter	Louisville, Ky.	Ernest Pepples.
Kenneth Philip Scholtz	Gardena, Calif.	McPherson Berrien E. Moore.
Leonard J. Schwartz	Columbus, Ohio	Maury Maverick, Jr.
C. David Serena	Inglewood, Calif.	William Patrick McGinn.
Salman T. Sesi	Detroit, Mich.	Robert H. Golden.
Thomas Howard Seymour	Miami, Fla.	Hugo L. Black, Jr.
Harriet Sturtevant Shapiro (Mrs.).	Chevy Chase, Md.	Howard Eliot Shapiro.
John Hale Shenefield	Richmond, Va.	Eppa Hunton IV.
Nicholas Sherwood	Bloomington, Minn.	Walter E. Riordan.
Francis Eppes Shine III	Los Angeles, Calif.	Edward P. Callahan.
Philip Shuchman	Philadelphia, Pa.	Frank Robert Kennedy.
Alan Michael Simon	Brooklyn, N.Y.	Theodore Herold.
Thomas Richard Simpson	Los Angeles, Calif.	Fidel Schmitz.
Joseph P. Sitek	Detroit, Mich.	Ralph Headen Brown.
Francis Edmund Smith; Jr.	Anchorage, Alaska	Herbert Berkowitz.
Richard B. Smith	New York, N.Y.	Lawrence E. Walsh.
James N. Snyder	Leavenworth, Kans.	Thomas Homer Davis.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James N. Snyder, Jr.	Leavenworth, Kans.	Thomas Homer Davis.
James O. Spencer, Jr.	Birmingham, Ala.	James Hughes Hancock.
Franklin H. Spitzer	Philadelphia, Pa.	Louis J. Goffman.
Joseph M. Spivey III	Richmond, Va.	Eppa Hunton IV.
John Philip Stafford, Jr.	Catonsville, Md.	Clarence W. Sharp.
Thomas Burrowes Stoel, Jr.	Washington, D.C.	Thomas B. Stoel.
Clarence D. Suiter	Boise, Idaho	W. Anthony Park.
Roger Sunleaf	Montezuma, Iowa	Edgar W. McNeil.
Nadine Hope Taub (Miss)	Newark, N.J.	Morton Stavis.
Mark Townsend	Los Angeles, Calif.	Thomas J. Sulli- van.
Barry Alan Trattner	Cleveland, Ohio	Stephen J. Werber.
John O'Connor Tuohy	Chicago, Ill.	John P. Coghlan, Jr.
Bobby Shannon Tyler	Fort Worth, Tex.	Kenneth L. Travis.
John Vincent Virgilio	Chicago, Ill.	Martin Potter.
Camillo F. Volini	Chicago, Ill.	John P. Coghlan, Jr.
Mary McGuire Voog (Mrs.).	Wilton, Conn.	Donald Charles Simmons.
David B. Ward	Washington, D.C.	Justin R. Wolf.
Russell Earl Warren, Jr.	Englewood, Fla.	John R. Wood.
Stanley I. Weinberg	Dallas, Tex.	Emmett Colvin, Jr.
Nelson Stuart Weine	Washington, D.C.	Wm. Saxbe.
Laurence Jeffrey Weingard	New York, N.Y.	Saverio A. Muschio.
Howard Lee Weinshenker	Lyndhurst, Ohio	Hal Dean Cooper.
Hugh V. White, Jr.	Richmond, Va.	Eppa Hunton IV.
Richard Elliott Whitmer	East Lansing, Mich.	Robert P. Griffin.
Roland Percival Wilder, Jr.	Washington, D.C.	Peter G. Nash.
Charles Edward Williams	Alexandria, Va.	Dikran V. Kaval- jian, Jr.
Richard H. Williams	Lincoln, Nebr.	Richard P. Nelson.
Robert L. Williams	Washington, D.C.	Thomas J. White- head.
Charles Connell Wilson	Baton Rouge, La.	Gilbert Howard Carter.
John Lloyd Wilson	Williamsburg, Ky.	J. David Francis.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
W. Robert Wilson	Pawhuska, Okla.	Charles Allen Hobbs.
Wesley Thomas Wilson	Indianapolis, Ind.	Robert F. Colker.
Lyle C. Winkle	Columbus, Nebr.	Robert V. Denney.
Walter Francis Witt, Jr.	Richmond, Va.	Eppa Hunton IV.
Charles Burnett Wood	Austin, Tex.	Gaynor Kendall.
Olen Duane Woods	San Diego, Calif.	John Patrick Kelly.
Harvey Yormark	Northfield, Ill.	Manuel J. Robbins.
William G. Young	Boston, Mass.	Sumner Hovey Babcock.
Frank B. Zinn	Gallup, N. Mex.	Albert O. Lebeck, Jr.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

Sara DeLorme Hamilton	Birmingham, Ala.	Solicitor General Erwin N. Griswold.
LeRoy Clark Fergus	Washington, D.C.	Solicitor General Erwin N. Griswold.
Marshall K. Gordon	Woodland Hills, Calif.	Solicitor General Erwin N. Griswold.
Robert L. Serra	Kansas City, Kans.	Solicitor General Erwin N. Griswold.
Leo D. Bryant, Jr.	Groves, Tex.	Jack B. Brooks.
J. Eugene Richardson	Port Arthur, Tex.	Jack B. Brooks.
Paul Charles Pickert	Palo Alto, Calif.	Barber B. Conable, Jr.
Kenneth Norman Beth	Dundee, Ill.	Raymond Oral Kellam.
Thomas M. Geisler, Jr.	East Orange, N.J.	Raymond Oral Kellam.
Guy William Mitchell, III	Tupelo, Miss.	Raymond Oral Kellam.
Arthur H. Rainey	Philadelphia, Pa.	Raymond Oral Kellam.
David Clark Sellergren	Red Oak, Iowa	Raymond Oral Kellam.
Peter Van Norden Lock- wood	Washington, D.C.	Arthur J. Goldberg.
Gary W. Dugger	McAlester, Okla.	Jerry D. Williams.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Mary Lusby Spates	Washington, D.C.	James Francis Reilly.
Alfred S. Joseph III	Washington, D.C.	George A. Dalley.
Stephen Douglas Helm	Woodridge, Va.	Norman A. Wulf.
Hugh Tuck Schulhof	Washington, D.C.	Douglas Bruce McFadden.
Marvin H. Margolies	Boston, Mass.	George Kaufmann.
Vincent W. Cleary	Arlington, Va.	Solicitor General Erwin N. Griswold.
Herbert Berl	Washington, D.C.	Solicitor General Erwin N. Griswold.
Ernest Samuel Cohen	Silver Spring, Md.	Solicitor General Erwin N. Griswold.
Louis J. Dembo	Washington, D.C.	Solicitor General Erwin N. Griswold.
Harry Anthony Herbert, Jr.	McLean, Va.	Solicitor General Erwin N. Griswold.
Quinton Edward Hodges	Silver Spring, Md.	Solicitor General Erwin N. Griswold.
Rubin Hoffman	Silver Spring, Md.	Solicitor General Erwin N. Griswold.
Kenneth E. Jacobs	Washington, D.C.	Solicitor General Erwin N. Griswold.
Edward Joseph Kelly	Fairfax, Va.	Solicitor General Erwin N. Griswold.
Leonard Levy Lourie	Bethesda, Md.	Solicitor General Erwin N. Griswold.
Marvin Reich	Washington, D.C.	Solicitor General Erwin N. Griswold.
David Robbins	Chevy Chase, Md.	Solicitor General Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joseph Edward Rusz	McLean, Va.	Solicitor General Erwin N. Griswold.
Donald James Singer	Linden, Mich.	Solicitor General Erwin N. Griswold.
Henry Page Wilder	Falls Church, Va.	Solicitor General Erwin N. Griswold.
George Joseph Budock	Silver Spring, Md.	Solicitor General Erwin N. Griswold.
Robert Michael Wohlfarth	Crofton, Md.	Solicitor General Erwin N. Griswold.
Nelson Joseph Edge	Washington, D.C.	Solicitor General Erwin N. Griswold.
James J. Sheehan, Jr.	Fairfax, Va.	Solicitor General Erwin N. Griswold.
Charles L. Albright, Jr.	Pittsburgh, Pa.	Hugh N. Scott.
Joseph J. Bonistalli	Pittsburgh, Pa.	Hugh N. Scott.
Jon Charles Botula	Pittsburgh, Pa.	Hugh N. Scott.
T. Robert Brennan	Pittsburgh, Pa.	Hugh N. Scott.
James G. Callas	Kittanning, Pa.	Hugh N. Scott.
Kim Darragh	Pittsburgh, Pa.	Hugh N. Scott.
Raymond J. Eifler	Whitesboro, N.Y.	Hugh N. Scott.
Edna L. Fischer	Pittsburgh, Pa.	Hugh N. Scott.
Michael R. Ford	Pittsburgh, Pa.	Hugh N. Scott.
Charles J. Goldberg	Pittsburgh, Pa.	Hugh N. Scott.
Mark Joel Goldberg	Pittsburgh, Pa.	Hugh N. Scott.
Paul Christian Hague	Pittsburgh, Pa.	Hugh N. Scott.
Harold E. Harper	Pittsburgh, Pa.	Hugh N. Scott.
Jack H. Harper	Pittsburgh, Pa.	Hugh N. Scott.
Thaddeus Kniecik Jacob	Pittsburgh, Pa.	Hugh N. Scott.
John A. Kocur	Minneapolis, Minn.	Hugh N. Scott.
William G. Kratz, Jr.	Pittsburgh, Pa.	Hugh N. Scott.
John W. Latella	Pittsburgh, Pa.	Hugh N. Scott.
Herman Lipsitz	Pittsburgh, Pa.	Hugh N. Scott.
Francis Stanley McMichael.	Pittsburgh, Pa.	Hugh N. Scott.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jerome Manual Meyers	Pittsburgh, Pa.	Hugh N. Scott.
William James Murray	Pittsburgh, Pa.	Hugh N. Scott.
John L. Mussman	Pittsburgh, Pa.	Hugh N. Scott.
Richard Francis Pohl	Pittsburgh, Pa.	Hugh N. Scott.
Zoran Popovich	McKeesport, Pa.	Hugh N. Scott.
Stanley J. Reisman	Pittsburgh, Pa.	Hugh N. Scott.
Thomas P. Ruane	Washington, D.C.	Hugh N. Scott.
Leonard L. Scheinholtz	Pittsburgh, Pa.	Hugh N. Scott.
William C. Schwartz	Pittsburgh, Pa.	Hugh N. Scott.
Paul Julian Shapiro	Pittsburgh, Pa.	Hugh N. Scott.
William Schaffer Smith	Pittsburgh, Pa.	Hugh N. Scott.
William Wiggins Spencer	Washington, Pa.	Hugh N. Scott.
Stanley Valadez	Pittsburgh, Pa.	Hugh N. Scott.
Henry M. Wick, Jr.	Pittsburgh, Pa.	Hugh N. Scott.
James Anthony Wymard	Pittsburgh, Pa.	Hugh N. Scott.
Gordon A. Christenson	Washington, D.C.	Arthur J. Goldberg.
Ralph N. Albright, Jr.	Washington, D.C.	Arthur J. Goldberg.
Earl Jennings Brown	Silver Spring, Md.	Arthur J. Goldberg.
John Edgar Chadwick	Washington, D.C.	Arthur J. Goldberg.
Mary L. Chadwick	Washington, D.C.	Arthur J. Goldberg.
Winston Childs	Washington, D.C.	Arthur J. Goldberg.
Edward Walter Cockrell	Silver Spring, Md.	Arthur J. Goldberg.
Jacob Frank	Montville, N.J.	Arthur J. Goldberg.
Robert Eric Furst	Hartsdale, N.Y.	Arthur J. Goldberg.
Irvin N. Hackerman	Philadelphia, Pa.	Arthur J. Goldberg.
John Clarke Holman	Washington, D.C.	Arthur J. Goldberg.
John Vincent Kavanagh	Washington, D.C.	Arthur J. Goldberg.
John Albert Knebel	McLean, Va.	Arthur J. Goldberg.
Anthony Joseph LaSpada	Washington, D.C.	Arthur J. Goldberg.
Helen Estelle Marmoll	Arlington, Va.	Arthur J. Goldberg.
William Orrice Murdock	Windham, N.H.	Arthur J. Goldberg.
Ruth P. Roland	Arlington, Va.	Arthur J. Goldberg.
Richard R. Seideman	Washington, D.C.	Arthur J. Goldberg.
Daniel Joseph Sullivan	Washington, D.C.	Arthur J. Goldberg.
John F. Weaver	McLean, Va.	Arthur J. Goldberg.
John William Will	Fairfax, Va.	Arthur J. Goldberg.
Laurence Arthur Wright	Washington, D.C.	Arthur J. Goldberg.
Berryman Davis	Sioux City, Iowa	Arthur J. Goldberg.
Ronald J. James	Centerville, Iowa	Arthur J. Goldberg.
Michael Edgar Bray	Washington, D.C.	Arthur J. Goldberg.
William Erwin	Washington, D.C.	Arthur J. Goldberg.
Fredenberg, Jr.		

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bruce Edward Kipnis	Washington, D.C.	Arthur J. Goldberg .
William Cressler Staley	Kensington, Md.	Arthur J. Goldberg.
Harry K. Tebbutt	Silver Spring, Md.	Arthur J. Goldberg.
Ralph M. Mellom	Midland, Mich.	Arthur J. Goldberg.
Marc J. Bressler	Eidson, N.J.	Arthur J. Goldberg.
Arthur T. Ford, III	Ocean City, N.J.	Arthur J. Goldberg.
Jerrold D. Goldstein	Maplewood, N.J.	Arthur J. Goldberg.
Robert S. Moraff	Clifton, N.J.	Arthur J. Goldberg.
Michael Neal Klar	Baldwin, N.Y.	Arthur J. Goldberg.
James J. Ralabate	Fairfield, Conn.	Arthur J. Goldberg.
Thomas R. Zaso	Mount Morris, N.Y.	Arthur J. Goldberg.
Joseph Jack Ingram	Port Arthur, Tex.	Arthur J. Goldberg.
William J. Knight	Burlington, Vt.	Arthur J. Goldberg.
William Edgar Astle	Fairfax, Va.	Arthur J. Goldberg.
Jack Charles Berenzweig	Chicago, Ill.	Arthur J. Goldberg.
Stephen Julien Emery	Arlington, Va.	Arthur J. Goldberg.
Harold Jack Gattsek	Alexandria, Va.	Arthur J. Goldberg.
Frederick D. Greco	McLean, Va.	Arthur J. Goldberg.
Mary Cook Hackman	Arlington, Va.	Arthur J. Goldberg.
Caspa Leonidas Harris, Jr.	Reston, Va.	Arthur J. Goldberg.
Harold Borland Jordan	Pleasantville, N.Y.	Arthur J. Goldberg.
Robert Wells Lewis	Arlington, Va.	Arthur J. Goldberg.
Sidney Zolin Lieberman	Springfield, Va.	Arthur J. Goldberg.
John Joseph Moorcones	Purcellville, Va.	Arthur J. Goldberg.
James M. Morris	Arlington, Va.	Arthur J. Goldberg.
Charles Lester Shumate	Fairfax, Va.	Arthur J. Goldberg.
William Tucker Winder	Christiansburg, Va.	Arthur J. Goldberg.
John Wesley Wine	Marshall, Va.	Arthur J. Goldberg.
Keith R. Baldwin	Seattle, Wash.	Arthur J. Goldberg.

OPINIONS

No. 71-300. Thomas L. Andrews, petitioner, *v.* Louisville & Nashville Railroad Company et al. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Mr. Justice Rehnquist. Dissenting opinion by Mr. Justice Douglas. Mr. Justice Powell took no part in the consideration or decision of this case.

No. 71-123. National Labor Relations Board, petitioner, *v.* Burns International Security Services, Inc., et al.; and

No. 71-198. Burns International Security Services, Inc., petitioner, *v.* National Labor Relations Board et al. On writs of certiorari to the

United States Court of Appeals for the Second Circuit. Judgment affirmed. Opinion by Mr. Justice White. Opinion by Mr. Justice Rehnquist concurring in No. 71-123 and dissenting in No. 71-198 with whom Mr. Chief Justice Burger, Mr. Justice Brennan and Mr. Justice Powell join.

No. 71-81. United States, petitioner, *v.* Loarn Anthony Biswell. 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 for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice White. Concurring opinion by Mr. Justice Blackmun. Dissenting opinion by Mr. Justice Douglas.

No. 71-5172. Charles O. Dukes, petitioner, *v.* Warden, Connecticut State Prison. On writ of certiorari to the Supreme Court of Connecticut. Judgment affirmed. Opinion by Mr. Justice Brennan. Concurring opinion by Mr. Justice Stewart. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Douglas joins.

No. 70-110. Wisconsin, petitioner, *v.* Jonas Yoder et al. On writ of certiorari to the Supreme Court of Wisconsin. Judgment affirmed. Opinion by Mr. Chief Justice Burger. Concurring opinion by Mr. Justice Stewart with whom Mr. Justice Brennan joins. Concurring opinion by Mr. Justice White with whom Mr. Justice Brennan and Mr. Justice Stewart join. Opinion by Mr. Justice Douglas dissenting in part. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 71-107. Atlantic Coast Line Railroad Company, petitioner, *v.* Erie Lackawanna Railroad Company et al. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment affirmed. Opinion *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Powell took no part in the consideration or decision of this case.

No. 71-5097. Harold Eugene Huffman, petitioner, *v.* Faye I. Boersen. On writ of certiorari to the Supreme Court of Nebraska. Judgment vacated and case remanded to the Supreme Court of Nebraska for further consideration not inconsistent with the opinion of this Court. Opinion *per curiam* announced by Mr. Chief Justice Burger. Concurring opinion by Mr. Justice Douglas.

Adjourned until Monday, May 22, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

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. 71-1068. Midwest Freight Forwarding Company, Inc., et al., appellants *v.* John W. Lewis, Secretary of State of Illinois, et al. Appeal from the Supreme Court of Illinois. The appeal is dismissed for want of a substantial federal question.

No. 71-1142. United States, appellant, *v.* John M. Harper. The motion to dispense with printing the motion to affirm is granted. Appeal from the United States District Court for the District of Massachusetts. Judgment vacated and the case remanded to the United States District Court for the District of Massachusetts with directions to dismiss the proceedings as moot.

No. 71-1264. Donald Ferrell et al., appellants, *v.* David Hall, Governor of Oklahoma, et al. Appeal from the United States District Court for the Western District of Oklahoma. Judgment affirmed. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted.

No. 71-5998. Frank R. Hayes, appellant, *v.* California. 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.

CERTIORARI—SUMMARY DISPOSITION

No. 71-589. Ranch-Way, Inc., petitioner, *v.* National Labor Relations Board. 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 for further consideration in light of *NLRB v. Burns International Security Services, Inc., et al.*, 406 U.S.—(1972).

ORDERS IN PENDING CASES

No. 31, Original. State of Utah, plaintiff, *v.* United States. Decree entered.

It is ordered that Honorable Charles Fahy, Senior Judge of the United States Court of Appeals for the District of Columbia Circuit be, and he is hereby, appointed Special Master in this case in the place of Honorable J. Cullen Ganey, deceased. The Special Master shall have 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 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 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 authority to make new designation which shall have the same effect as if originally made by the Court herein.

No. 36, Original. State of Texas, plaintiff, *v.* State of Louisiana. The Report of the Special Master is received and ordered filed. Exceptions, if any, may be filed by the parties within 45 days. Reply briefs, if any, may be filed within 30 days.

No. 55, Original. Richard Eugene Webb, a Citizen of Ohio, plaintiff, *v.* William J. Porter, as Ambassador and Chief of the United States Delegation to the Paris Peace Talks. The motion for leave to file a bill of complaint is denied.

No. 71-237. Vincent R. Mancusi, Warden, petitioner, *v.* William C. Stubbs. The motions of the respondent for the appointment of counsel and for leave to proceed *in forma pauperis* are granted.

No. 71-257. T. R. Grubbs dba T. R. Grubbs Tire & Appliance, petitioner, *v.* General Electric Credit Corporation. The motion of the petitioner for a determination of the cause on the merits is denied.

No. 71-507. Wilfred Keyes et al., petitioners, *v.* School District No. 1, Denver, Colorado, et al. The motion of the Anti-Defamation League of B'nai B'rith et al. for leave to file a brief, as *amici curiae*, is granted. The motion of the National Education Association et al., for leave to file a brief, as ~~amic~~ *amici curiae*, is granted. The motion of the Mexican American Legal Defense and Educational Fund for leave

to file a brief, as *amicus curiae*, is granted. Mr. Justice White took no part in the consideration or decision of these motions.

No. 71-685. Robert J. Lehmausen, petitioner, *v.* Lake Shore Auto Parts Co. et al.; and

No. 71-691. Edward J. Barrett, County Clerk of Cook County, Illinois, et al., petitioners, *v.* Clemens K. Shapiro et al. The motion of Lake Shore Auto Parts Co. for leave to withdraw as a party respondent in No. 71-685 is denied. The motion for an order requiring petitioners to recognize "Maynard Respondents" as parties to the litigation is denied without prejudice to seeking leave to appear as *amicus curiae*.

No. 71-703. United States, appellant, *v.* First National Bancorporation, Inc., et al. The motion of the New York State Banking Department for leave to file a brief as *amicus curiae*, is granted. Mr. Justice Powell took no part in the consideration or decision of this motion.

No. 71-732. Merle R. Schneckloth, Superintendent, California Conservation Center, petitioner, *v.* Robert Clyde Bustamonte. The motion of the respondent for additional time for oral argument is denied. However, permission is granted for two counsel to argue on behalf of the respondent.

No. 71-900. Union Oil Company of California, petitioner, *v.* The Tugboat San Jacinto et al. The motion to dispense with printing the appendix and to proceed on the original record is denied.

No. 71-1263. Edmund D. Kahn et ux., appellants, *v.* Arizona State Tax Commission. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 71-1443. California Department of Human Resources Development et al., petitioners, *v.* Ellenmae Crow, etc. The motion of the petitioners to expedite consideration and for consolidation with No. 71-1119 is denied.

No. 71-1476. J. Brian Gaffney, appellant, *v.* Theodore R. Cummings et al. The motion of the appellant to expedite consideration is denied. The Chief Justice, Mr. Justice White and Mr. Justice Rehnquist join in denying the expedited consideration on the merits but would invite the appellant to file an appropriate motion for a stay.

APPEALS—JURISDICTION NOTED

No. 71-991. Otter Tail Power Company, appellant. *v.* United States. Appeal from the United States District Court for the District of Minnesota. In this case probable jurisdiction noted. Mr. Justice Blackmun and Mr. Justice Powell took no part in the consideration or decision of this matter.

No. 71-1470. Alton J. Lemon et al., appellants, *v.* David H. Kurtzman, etc., et al. Appeal from the United States District Court for the Eastern District of Pennsylvania. Application for an extension of the injunction, presented to Mr. Justice Brennan and by him referred to the Court, granted. In this case probable jurisdiction noted. Motion to expedite denied.

CERTIORARI GRANTED

PETER J. PETERSON

No. 71-1133. Upper Pecos Association, petitioner, *v.* ██████████ et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit granted. Mr. Justice Brennan took no part in the consideration or decision of this petition.

No. 71-6278. Condrado Almeida-Sanchez, 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 Ninth Circuit granted.

CERTIORARI DENIED

No. 71-928. Edward Eugene Baskett, petitioner, *v.* California, Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Los Angeles, denied.

No. 71-1141. New York, petitioner, *v.* Penn Central Transportation Company; and

No. 71-1229. New Jersey, petitioner, *v.* Penn Central Transportation Company. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-1150. Patents Management Corporation et al., petitioners, *v.* Trustees of the Penn Central Transportation Company. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-1151. Alois Peter Warren, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1157. Leonard R. Shewfelt and Imperial County Land Company, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-1158. Thomas S. Crow and Saul Brouman, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-1159. Andrew J. Lococo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-1177. Alton J. Bailey et al., petitioners, *v.* George Dixon et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1184. Leonard Wisniewski, petitioner, *v.* United States; and

No. 71-6485. Joseph A. Travisano, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1187. Michele Marchese, petitioner, *v.* Angus D. McEachen et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-1216. Big "D" Development 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. 71-1237. Robert L. Gallinaro and Robert Bohigian, petitioners, *v.* Massachusetts. Petition for writ of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. 71-1242. Raymond Nakai, etc., petitioner, *v.* Clarence Hamilton, etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-1244. Robert A. King, as Trustee under Trust No. 1, petitioner, *v.* City of Chicago et al. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 71-1247. Franklin Nix, petitioner, *v.* The Grand Lodge of the International Association of Machinists and Aerospace Workers. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1249. Board of Commissioners of the City of Jackson (School Board) etc., et al. petitioners *v.* Brenda K. Monroe et al. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-1250. Dermott Noonan, petitioner, *v.* Midland Capital Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1269. Sidney J. Ungar et al., petitioners, *v.* James J. Leff, Justice of the Supreme Court, New County, et al. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. 71-1282. Angelo Gianone, petitioner, *v.* California. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Los Angeles, denied.

No. 71-1328. James Aubrey Langhorne, petitioner, *v.* May Langhorne et al. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. 71-5966. Estee Mitchell, petitioner, *v.* Bessie Allen, Sheriff, etc. Petition for writ of certiorari to the Supreme Court of Appeals of West Virginia denied.

No. 71-5985. Harold Marvin Kanter, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. 71-5992. John Crawford Pickett, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 71-6034. Ronald Sinibaldi, 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. 71-6056. Rudolph Gibson, petitioner, *v.* Louie L. Wainright, Director, Florida Division of Corrections. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6119. Howard Davis Reagan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6182. Denver Lane Moore, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6197. Elmer Jackson Tramel, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6279. William Vega Mungia, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6292. Artis Jackson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6296. Cecil Kenton Epperson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6297. William Junior Rhoden et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6303. Jerome Alvin Zemke and Charles Joseph Canesi, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6304. Rudolph Vilhotti, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-6308**. Servando Fernandez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-6327**. Craig Phillip Coleman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-6332**. James Hamilton, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-6339**. William Patrick Moran, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-6375**. Peter Lalwani, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, First Appellate District, denied.

No. **71-6376**. James E. Bush, petitioner, *v.* Morris Foster and William B. Robinson. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-6378**. Calvin Charles Robinson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-6379**. Leonard H. Lundberg, petitioner, *v.* Raymond J. Buchkoe, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-6381**. Calvin C. Campbell, petitioner, *v.* Georgia. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-6386**. Nicola Melillo, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-6388**. Jimmie Curtis Roper, petitioner, *v.* George J. Beto, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-6389**. Carl E. Shindler, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Superior Court of Pennsylvania, Eastern District, denied.

No. **71-6395**. Fred Delany, petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. **71-6397**. Anthony Martin Rivera, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 71-6400. Ruby D. Nash, petitioner, *v.* Amerada Hess Corporation et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6405. Arthur Lawrence Broz, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee denied.

No. 71-6409. Walton Dacus Haining, petitioner, *v.* M. M. Roberts et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-913. Seaboard Shipping Corporation, petitioner, *v.* Moran Inland Waterways Corporation et al.; and

No. 71-981. Moran Inland Waterways Corporation et al., petitioners, *v.* Seaboard Shipping Corporation. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied. Mr. Justice Brennan, Mr. Justice Stewart and Mr. Justice White are of the opinion that certiorari should be granted.

No. 71-1146. Edurado Poeta, 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. 71-1147. Ford Motor Company, petitioner, *v.* Ellipse Corporation. 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. 71-1267. Dale S. Coenen, petitioner, *v.* R. W. Pressprich & Co., Inc. and Stirling Homex Corporation. 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. 71-5930. Robert E. Ross, 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. 71-5962. Don Gellers, petitioner, *v.* Maine. Petition for writ of certiorari to the Supreme Judicial Court of Maine denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-6070. William A. E. Lofton, petitioner, *v.* Wyoming. Petition for writ of certiorari to the Supreme Court of Wyoming denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-6398. James Ernest Lucas, petitioner, *v.* Texas. 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. 71-6399. Frank E. Cota, petitioner, *v.* Frank A. Eyman, Warden. 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. 71-1167. Philip J. Picard, petitioner, *v.* Karl G. Eisen. 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 denied.

No. 71-1173. Harold W. Follette, Warden, petitioner, *v.* Jose Burgos. 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. 71-1171. WHDH, Inc., 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 took no part in the consideration or decision of this petition.

No. 71-1265. Hugh Gallagher et al., petitioners, *v.* Gerald Carter et al. Motion of The International Association of Fire Fighters for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

HABEAS CORPUS

LEAVE TO FILE PETITIONS FOR WRITS OF [REDACTED] DENIED

No. 71-5861. Herman Ray Moore, petitioner. *v.* Louie L. Wainwright, Director, Florida Division of Corrections:

No. 71-5876. Henry Lee Parker, petitioner, *v.* Louis S. Nelson; and

No. 71-6374. Charles Ray Smith, petitioner, *v.* Louis S. Nelson, Warden. Motions for leave to file petitions for writs of habeas corpus denied.

MANDAMUS

LEAVE TO FILE PETITIONS FOR WRITS OF [REDACTED] DENIED

No. 71-6384. Webster Bivens, petitioner. *v.* United States Court of Appeals for the Second Circuit. Motion for leave to file petition for writ of mandamus denied.

No. 71-1170. WHDH, Inc., petitioner, *v.* United States Court of Appeals for the District of Columbia Circuit. Motion for leave to file petition for writ of mandamus denied. The Chief Justice took no part in the consideration or decision of this motion.

REHEARINGS DENIED

No. 70-5197. Frank Sweeney, petitioner, *v.* Michael H. Sheridan, Judge, et al.; and

No. 71-5817. Joy Milane Burns, petitioner, *v.* Columbia Pictures International Corporation et al. Motions for leave to file second petitions for rehearing denied.

No. 71-1007. Regency Realty et al., petitioners, *v.* Commissioner of Internal Revenue;

No. 71-1077. William S. Ellis, Jr., etc., petitioner, *v.* George Augustus Powers et al.; and

No. 71-6065. Donald G. Byland, petitioner, *v.* Walter E. Craven, Warden. Petitions for rehearing denied.

No. 71-5783. Grady S. Patterson, petitioner, *v.* Tulsa Local No. 513, Motion Picture Operat^{ors} of the United States and Canada; and

No. 71-5975. Francis J. Savage, petitioner, *v.* United States et al. Motions for leave to file 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 District of Columbia Circuit during the period beginning June 5, 1972, and ending June 9, 1972, 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 today until Tuesday, May 30, 1972.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Howard R. Albertson	Stillwater, Minn.	Lloyd L. Duxbury, Jr.
Charles Phillip Aldrich	Garfield, Kans.	James B. Pearson
John D. Alexander, Jr.	Baltimore, Md.	Carl Anderson Durkee
Donald C. Allen	Baltimore, Md.	Carl Anderson Durkee

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
R. Clark Arnold	Salt Lake City, Utah	Alexander J. Palenscar, Jr.
James M. Bablitch	Janesville, Wis.	Solicitor General Erwin N. Griswold
Richard F. Banbury	Hartford, Conn.	John D. LaBelle
Hubert Ohman Bower	Yuba City, Calif.	Fred B. Ithurburn
Charles Christopher Brown	Baltimore, Md.	Joseph A. Matera
Manny S. Brown	Racine, Wis.	Gerald E. Clickner
Marion B. Burton	Little Rock, Ark.	Charles Robert Sarver.
Ronald A. Burton	Sausalito, Calif.	R. Edward Burton
James Edward Caldwell	Chicago, Ill.	Billy Blen Wiley
Robert Louis Carosella	Corona, Calif.	Lewis R. Walton.
Clifford P. Clark, Jr.	Miami, Fla.	C. Benedict Mauro
Charles J. Coleman	Rockville Centre, N.Y.	Nathan Edelstein
Stephen E. Connor	Denver, Colo.	William K. Ris
James A. Costello	Wilmington, Del.	James T. Corle
Robin S. Courtney	Columbia, Tenn.	Charles A. Trost
Clarence B. Creech	Ashland, Ky.	Astor Hogg
Phillip LaSalle Cyphers	Pasadena, Tex.	Earl R. Stanley
John D. Daly	Wilmington, Del.	Daniel Long Bell, Jr.
Alexander William Dann, Jr.	Memphis, Tenn.	Jack Petree
William Duane Darling	Baytown, Tex.	Daniel Paul Ryan, Jr.
William J. DeBiasi	Taylor, Mich.	Patrick G. Casey
B. Alan Dickson	Los Angeles, Calif.	Anthony P. Ingrao
William George Earle	Miami, Fla.	Sam Daneils
David B. Eizenman	New York, N.Y.	Alfred W. Bressler
Roger Alan Ferree	Los Angeles, Calif.	Philip K. Verleger
Barry A. Fisher	San Francisco, Calif.	James Watt Moorman
Giulio J. A. Fornary	Racine, Wis.	Gerald E. Clickner
Richard T. Foster	Wichita, Kans.	Arthur W. Skaer
William J. Fredel	Buffalo, N.Y.	Carman F. Ball
Thomas N. Frohock	Washington, D.C.	James A. McKenna, Jr.
Joseph P. Gastel	Buffalo, N.Y.	Miss Irma R. Thorn

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James Kelly Giffen	Knoxville, Tenn.	John A. Rowntree
Harvey Arden Glaser	Los Angeles, Calif.	Harry A. Pines
Richard M. Goldman	Newark, N.J.	Nathan Ravin
Alexander Googooian	Bellflower, Calif.	George G. Grover
R. R. Greive	Seattle, Wash.	Myron L. Borawick
Neal L. Grossman	Bloomfield Town- ship, Mich.	Altero Josaph Alteri
Thomas Herbert Harkness	Ness City, Kans.	James B. Pearson
Eugene W. Harper, Jr.	Hartwell, Ga.	William Forrest Grant.
Hollis G. Hartley	San Bernardino, Calif.	Allen B. Gresham
Thomas Patrick Haugh	Chicago, Ill.	John P. Coghlan, Jr.
Foster L. Haunz	Louisville, Ky.	Joseph E. Stopher
Mandel E. Himelstein	Phoenix, Ariz.	Jay Dushoff
Kenneth Frank Hoffman	Tallahassee, Fla.	Daniel Sears Dearing
Morris V. Hoobler	Salina, Kans.	James B. Pearson
Robert Earl Horowitz	Columbus, Ohio	Robert M. Draper
Steven Hedges Hough	Los Angeles, Calif.	Joseph William Blocker
John Peter Heinz	Carlinville, Ill.	Victor G. Rosen- blum
Wayne S. Hyatt	Atlanta, Ga.	Mrs. Margie Pitts Hames
Frank D. Ivey	Dallas, Tex.	Ralph W. Currie
William S. James	Havre de Grace, Md.	H. Vernon Eney
Harold Seymour Jaquet	Austin, Tex.	Herman Cates Gotcher, Jr.
Douglas D. Johnson	Wichita, Kans.	James B. Pearson
John Paul Kennedy	Salt Lake City, Utah	John S. Boyden
Clarence L. King, Jr.	Salina, Kans.	James B. Pearson
John Roger Lemen	Los Angeles, Calif.	Paul M. Dellamano
William Leibovitz	New York, N.Y.	William Scott Ellis
Allen J. Levin	Port Charlotte, Fla.	Leo Wotitzky

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Don R. Livingstone	Miami, Fla.	C. Benedict Mauro
James R. Mack	Madison, Wis.	Sol. Gen. Erwin N. Griswold
Norman Magee	Ferriday, La.	Camille F. Gravel, Jr.
Mike Magro, Jr.	Morgantown, W. Va.	Kermit Raymond Mason
Murry A. Marks	St. Louis, Mo.	David C. Godfrey
Joe Alvin Matthews	Dallas, Tex.	David Oscar Wente
David O. Maxwell	Washington, D.C.	Leslie J. Carson, Jr.
William E. McDaniels	Washington, D.C.	Edward Bennett Williams
Billy Jack McPherson	Oneonta, Ala.	John Sparkman
Tommy Clark Meers	Jacksonville, Fla.	Robert B. Horner
Angelo J. Mele	Arlington, Va.	Ellsworth H. Mosher
Robert H. Meyer	Mankato, Kans.	James B. Pearson
Eric Barton Meyers	Miami, Fla.	Ernest S. Meyers
Arthur Martin Millard	Wichita, Kans.	James B. Pearson
I. William Millen	Arlington, Va.	John Leslie White
John Edward Mohoroski	Corona, Calif.	Lewis R. Walton
Donald L. Moore	Dallas, Tex.	Anthony P. Ingrao
Alan B. Morrison	Washington, D.C.	William A. Dobrovir
Daniel T. Moyle, Jr.	Denver, Colo.	Peter H. Dominick
Matthew J. Mullaney, Jr.	Washington, D.C.	Charles Francis Murphy
William Munves	Bethesda, Md.	Leonard Niederlehner
James R. Murrell III	New Orleans, La.	John Villars Baus
Rolf Timothy Nelson	Minneapolis, Minn.	Clark MacGregor
Orville W. Nichols, Jr.	Knox, Ind.	Merle H. Miller
J. Jerome Olitt	New York, N.Y.	Harry J. Friedberg
John O. Olson	Madison, Wis.	Solicitor General Erwin N. Griswold
Roger Kevin O'Reilly	Wheaton, Ill.	John N. Erlenborn
Alfred R. Palmer	Miami, Fla.	C. Benedict Mauro

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ronald L. Palmer	Jacksonville, Fla.	James E. Cobb
I. J. Parkerson	Atlanta, Ga.	Baxter H. Finch
Sherman Albert Parks	Topeka, Kans.	James B. Pearson
Harold I. Popp	Derby, N.Y.	Miss Irma R. Thorn
Noyes Thompson Powers	Chevy Chase, Md.	John E. Nolan, Jr.
Maude Rollins Pryse (Mrs.)	Washington, D.C.	George Richard Houston
Joseph Gustave Rende	New Rochelle, N.Y.	Orazio R. Bellantoni
W. Joseph Reynolds	St. Petersburg, Fla.	James P. Bennett
James David Robinson	Chattanooga, Tenn.	Gerald Howard Summers
Marvin S. Robinson	New York, N.Y.	Abraham Tannen- baum
Lawrence Herbert Rohleder	Great Bend, Kans.	James B. Pearson
Joseph O. Rubinelli	Chicago, Ill.	Lawrence Edward Glick
Mary Jane Rubinelli (Mrs.)	Chicago, Ill.	Lawrence Edward Glick
J. Daniel Sagarin	Bridgeport, Conn.	Jacob D. Zeldes
James Patrick Salmon	Upper Marlboro, Md.	Kevin John McCarthy
Charles B. Salyer	Anderson, Ind.	Craig B. Campbell
William Emmett Scarborough, Jr.	Portland, Oreg.	David S. Pattullo
Eric Schnapper	New York, N.Y.	Jack Greenberg
Richard Gerald Schultz	Chicago, Ill.	Thomas Aquinas Foran
Karl Jay Seif	Culver City, Calif.	Patrick G. Bowen
David Simon	New York, N.Y.	David I. Ashe
Frank D. Springer, Jr.	Mocksville, N.C.	Norman B. Smith
Myron S. Steere	Ottawa, Kans.	James B. Pearson
Richard O. Stevens	San Francisco, Calif.	Gerald J. O'Gara
William Brice Stokes	Salina, Kans.	James B. Pearson
John Jerome Swenson	Los Angeles, Calif.	Julian O. von Kalinowski
Rene Desloge Tegtmeier	Arlington, Va.	Samuel William Cochran
John Hart Terry	Syracuse, N.Y.	Stephen Allen Hopkins

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jon Warren Tryon	Lancaster, Pa.	Robert Stark Trigg
Franklin Stuart Van Antwerpen	Easton Pa.	Darold L. Hemphill
Larry Carnell Wallace	Little Rock, Ark.	John Trenton Harmon.
James Conner Whelchel	Moultrie, Ga.	David Henry Gambrell
William Dalton Whitnall	Racine, Wis.	Gerald E. Clickner
Banks Edward Wilson, Jr.	Los Angeles, Calif.	Robert S. Harrington

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Wendell Schooling	Whittier, Calif.	Solicitor General Erwin N. Gris- wold
Clark Darnell Anderson	McGregor, Tex.	Solicitor General Erwin N. Gris- wold
Rogert Lee Sherman	Overland Park, Kans.	Solicitor General Erwin N. Gris- wold
David Bruce Selig	Chicago, Ill.	Solicitor General Erwin N. Gris- wold
Steven Charles Cross	Waterloo, Iowa	Neal E. Smith
Marion Eugene James	Des Moines, Iowa	Neal E. Smith
Thomas Eliot Korson	Amherst, Mass.	Paul Anthony Tenney
Mary J. Mullarkey	New London, Wis.	A. Bruce Wright
Barbara B. MacKenzie	Petoskey, Mich.	Philip A. Hart
Gary Eisenberg	Southfield, Mich.	Robert P. Griffin
Ronald J. Aiello	New York, N.Y.	Eugene Gold
Vincent DePaul Fay, Jr.	New York, N.Y.	Eugene Gold
Peter J. Fabricant	Brooklyn, N.Y.	Eugene Gold
Barry Murray Friedman	New York, N.Y.	Eugene Gold
Martin H. Hershey	New York, N.Y.	Eugene Gold
Charles Joseph Hynes	New York, N.Y.	Eugene Gold
Robert G. M. Keating	Brooklyn, N.Y.	Eugene Gold
Ronald Murray Kleinberg	New York, N.Y.	Eugene Gold
Barry E. Krischer	Brooklyn, N.Y.	Eugene Gold

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Philip E. Lagana	Brooklyn, N.Y.	Eugene Gold
William Miller	New York, N.Y.	Eugene Gold
Steven S. Orlow	New York, N.Y.	Eugene Gold
Edward M. Rappaport	Brooklyn, N.Y.	Eugene Gold
Benjamin Schmier	New York, N.Y.	Eugene Gold
Nelson William Schmukler	New York, N.Y.	Eugene Gold
Alex Shulman	Brooklyn, N.Y.	Eugene Gold
Raymond Steven Sussman	New York, N.Y.	Eugene Gold
Stephen Richard Taub	New York, N.Y.	Eugene Gold
Angelo F. Tona	New York, N.Y.	Eugene Gold
Robert Stanley Zeif	New York, N.Y.	Eugene Gold
Peter Abbo	Harsen's Island, Mich.	Philip A. Hart
Wendall Raymond Adkins	Detroit, Mich.	Philip A. Hart
Gerald Benjamin	Detroit, Mich.	Philip A. Hart
Newton Benjamin Bernstein	Detroit, Mich.	Philip A. Hart
Benjamin Franklin Blake	Detroit, Mich.	Philip A. Hart
Richard A. Bockhoff	Detroit, Mich.	Philip A. Hart
Carl Burton Bolden, Jr.	Detroit, Mich.	Philip A. Hart
Arthur W. Buckzkowski	Lathrup Village, Mich.	Philip A. Hart
Elizabeth Ann Campbell	Detroit, Mich.	Philip A. Hart
Reynolds H. Campbell	Detroit, Mich.	Philip A. Hart
Clarence G. Carlson	Pontiac, Mich.	Philip A. Hart
Douglas A. Chartrand	Pontiac, Mich.	Philip A. Hart
Ronald DeLamielleure	Romulus, Mich.	Philip A. Hart
Michael Leo Donahue	Detroit, Mich.	Philip A. Hart
Robert S. Ernstein	Detroit, Mich.	Philip A. Hart
Charles H. Gabe	Birmingham, Mich.	Philip A. Hart
David G. Gee	Livonia, Mich.	Philip A. Hart
Raymond Horenstein	Detroit, Mich.	Philip A. Hart
Gary Wayne Humble	Kalamazoo, Mich.	Philip A. Hart
Royden E. Jones, Jr.	Garden City, Mich.	Philip A. Hart
Robert Jacob Keivit	Elk Rapids, Mich.	Philip A. Hart
William Robert Kendall	St. Clair Shores, Mich.	Philip A. Hart
Michael Kramer	Detroit, Mich.	Philip A. Hart
Timothy W. Lake	Dearborn, Mich.	Philip A. Hart
John Louis Lengemann	Imlay City, Mich.	Philip A. Hart
James H. Loree	Southfield, Mich.	Philip A. Hart

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ralph E. Lowe	Southfield, Mich.	Philip A. Hart
Harry Z. Marx	Detroit, Mich.	Robert P. Griffin
Dennis H. Mongoven	Detroit, Mich.	Robert P. Griffin
Philip R. Penberghy, Jr.	Detroit, Mich.	Robert P. Griffin
William M. Petersmark	Detroit, Mich.	Robert P. Griffin
Robert M. Platt	Williamston, Mich.	Robert P. Griffin
Lorne R. Randall	Grosse Ile, Mich.	Robert P. Griffin
Michael D. Scallen	Detroit, Mich.	Robert P. Griffin
Karl Harold Seesser	Pigeon, Mich.	Robert P. Griffin
Abdul S. Sheikh	Detroit, Mich.	Robert P. Griffin
Irving H. Small	Detroit, Mich.	Robert P. Griffin
Michael Bruce Small	Palm Beach, Fla.	Robert P. Griffin
Stuart E. Small	Detroit, Mich.	Robert P. Griffin
John G. Spencer	South Field, Mich.	Robert P. Griffin
Michael B. Stebbins	Livonia, Mich.	Robert P. Griffin
Robert James Stephan	Elk Rapids, Mich.	Robert P. Griffin
Charles G. Tangora	Farmington, Mich.	Robert P. Griffin
Robert H. Thomas	Detroit, Mich.	Robert P. Griffin
Clifford Lawrence Weisberg	Detroit, Mich.	Robert P. Griffin
Richard D. Wells	St. Johns, Mich.	Robert P. Griffin
Norton N. Wisok	Detroit, Mich.	Robert P. Griffin
Robert S. Wisok	Detroit, Mich.	Robert P. Griffin
Thomas Emmett Woods, III	Ann Arbor, Mich.	Robert P. Griffin
Robert Stanley Zack	Detroit, Mich.	Robert P. Griffin

No. 70-117. Charles Joseph Kastigar and Michael Gorean Stewart, petitioners, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed. Opinion by Mr. Justice Powell. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Marshall. Mr. Justice Brennan and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 69-4. Joseph Arthur Zicarelli, appellant, *v.* The New Jersey State Commission of Investigation. Appeal from the Supreme Court of New Jersey. Judgment affirmed. Opinion by Mr. Justice Powell. Mr. Justice Douglas dissents for the reasons stated in his dissenting opinion in No. 70-117, *ante*. Mr. Justice Marshall dissents for the reasons stated in his dissenting opinion in No. 70-117, *ante*. Mr. Justice Bren-

nan and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 70-220. Mortimer M. Caplin, etc., petitioner, *v.* The Marine Midland Grace Trust Company of New York. 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 with whom Mr. Justice Brennan, Mr. Justice White and Mr. Justice Blackmun join.

No. 69-5035. Frank Johnson, appellant, *v.* Louisiana. Appeal from the Supreme Court of Louisiana. Judgment affirmed. Opinion by Mr. Justice White. Concurring opinion by Mr. Justice Blackmun in this case and in No. 69-5046, *post*. Opinion by Mr. Justice Powell concurring in this case and concurring in the judgment in No. 69-5046 *post*. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan and Mr. Justice Marshall join in this case and in No. 69-5064 *post*. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Marshall joins in this case and in No. 69-5046 *post*. Dissenting opinion by Mr. Justice Stewart with whom Mr. Justice Brennan and Mr. Justice Marshall join. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Brennan joins in this case and in No. 69-5046 *post*.

No. 69-5046. Robert Apodaca, Henry Morgan Cooper, Jr., and James Arnold Madden, petitioners, *v.* Oregon. On writ of certiorari to the Court of Appeals of Oregon. Judgments affirmed. Mr. Justice White announced the judgment of the Court and delivered an opinion in which Mr. Chief Justice Burger, Mr. Justice Blackmun and Mr. Justice Rehnquist join. Concurring opinion by Mr. Justice Blackmun in this case and in No. 69-5035, *ante*. Opinion by Mr. Justice Powell concurring in No. 69-5035, *ante*, and concurring in the judgment in this case. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan and Mr. Justice Marshall join in this case and in No. 69-5035, *ante*. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Marshall joins in this case and in No. 69-5035, *ante*. Dissenting opinion by Mr. Justice Stewart with whom Mr. Justice Brennan and Mr. Justice Marshall join. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Brennan joins in this case and in No. 69-5345, *ante*.

No. 71-83. John A. Strait, petitioner, *v.* Melvin R. Laird, Secretary of Defense, 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 in conformity with the opinion of this Court. Opinion by Mr. Justice

Douglas. Dissenting opinion by Mr. Justice Rehnquist. Mr. Chief Justice Burger, Mr. Justice Brennan, and Mr. Justice Powell join Part 1 of this dissent and on that ground would affirm the judgment of the Court of Appeals.

No. 70-7. Albert Sarno and Chris Cardi, petitioners, *v.* Illinois Crime Investigating Commission. On writ of certiorari to the Supreme Court of Illinois. Writ of certiorari dismissed as improvidently granted. Opinion *per curiam* announced by Mr. Chief Justice Burger. Mr. Justice Douglas dissents for the reasons stated in his dissenting opinion in No. 70-117, *ante*. Mr. Justice Marshall dissents for the reasons stated in his dissenting opinion in No. 70-117, *ante*. Mr. Justice Brennan and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

Adjourned until Tuesday, May 30, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

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. 70-84. Gerardo Catena, appellant, *v.* New Jersey State Commission of Investigation. Appeal from the Superior Court of New Jersey, Appellate Division. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas would note jurisdiction and reverse.

No. 71-318. Angelo Bruno Annaloro, appellant, *v.* New Jersey State Commission of Investigation. Appeal from the Supreme Court of New Jersey. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas would note jurisdiction and reverse.

No. 71-1107. Thomas D. Gee, 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.

71-1276. Sari Knopp Biklen, appellant, *v.* Board of Education, City School District, Syracuse, New York, et al. Appeal from the United States District Court for the Northern District of New York. Judgment affirmed. Mr. Justice Douglas would note jurisdiction and reverse. *Board of Education v. Barnette*, 319 U.S. 624.

No. 71-1289. Non-Resident Taxpayers Association et al, appellants, *v.* Philadelphia et al. Appeal from the United States District Court for the District of New Jersey. Judgment affirmed.

No. 71-6341. James E. Diggs, Jr., appellant, *v.* United States. Appeal from the District of Columbia Court of Appeals. 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. 70-303. United States, petitioner, *v.* Jack Korman and Robert W. Likas. 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 further consideration in light of *Kastigar v. United States*, 407 U.S. — (1972).

No. 71-377. Albert Elias, Superintendent, Yardville Youth Reception and Correction Center, petitioner, *v.* Gerardo Catena. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit. Petition for writ of certiorari granted, judgment vacated, and case remanded to the Court of Appeals for further consideration in light of *Zicarelli v. New Jersey State Commission of Investigation*, 406 U.S. — (1972). Mr. Justice Douglas dissents.

No. 71-775. United States, petitioner, *v.* Lee Cropper. 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 further consideration in light of *Kastigar v. United States*, 406 U.S.— (1972).

No. 71-6274. Donald Bruce McGarva, 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 the position presently asserted by the government. The Chief Justice, Mr. Justice Powell and Mr. Justice Rehnquist would deny. Separate statement by Mr. Justice Douglas with whom Mr. Justice Brennan joins.

ORDERS IN PENDING CASES

No. A-926. (71-6522—Schwartz *v.* U.S.) John Doe etc., applicant, *v.* United States. The application for stay of execution of sentence for civil contempt presented to Mr. Justice Marshall, and by him referred to the Court, is granted.

No. 71-718. Paul D. McGinnis, Commissioner of Correction, State of New York, et al., appellants, *v.* James Royster et al. The motion for appointment of counsel is granted, and it is ordered that James J. McDonough, Esquire, and Matthew Muraskin, Esquire, of Mineola, New York, be, and they are hereby, appointed to serve as counsel for the appellees in this case.

No. 71-1511. David L. Norvell, Attorney General of the State of New Mexico, appellant, *v.* A. L. Happy Apodaca; and

No. 71-1512. Terry Brown et al., petitioners, *v.* A. L. Happy Apodaca et al. The motions to expedite consideration are denied.

No. 71-1531. Joseph M. Nolan, petitioner, *v.* The Judicial Council of the Third Circuit of the United States, et al. The application for a stay presented to Mr. Justice White, and by him referred to the Court, is denied. Mr. Justice Brennan took no part in the consideration or decision of this application.

APPEAL—JURISDICTION NOTED

No. 71-1119. Indiana Employment Security Division et al., appellants, *v.* Essie D. Burney. Appeal from the United States District Court for the Northern District of Indiana. In this case probable jurisdiction noted.

CERTIORARI GRANTED

No. 71-1178. Gulf States Utilities 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 granted.

No. 71-1192. Donald Goldstein, Ruth Koven and Donald Koven, petitioners, *v.* California. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Los Angeles, granted.

No. 71-229. United States, petitioner, *v.* Antonio Dionisio; and

No. 71-850. United States, petitioner, *v.* In re September 1971 Grand Jury, Richard J. Mara aka Richard J. Marasovich. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit granted and cases to be argued *in tandem*.

No. 71-1371. Pedro J. Rosario et al., petitioners, *v.* Nelson Rockefeller, Governor of the State of New York, et al. Motion of Lawyers for McGovern for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted. Motion for summary reversal or, in the alternative, for expedited consideration on the merits denied. Mr. Justice Stewart would expedite consideration on the merits. Application for stay, presented to Mr. Justice Marshall and by him referred to the Court, denied. Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart and Mr. Justice Marshall would grant the stay.

No. 71-6042. Ronald Dale Wardius, petitioner, *v.* Oregon. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of Oregon granted.

CERTIORARI DENIED

No. 71-954. Louis Epeldi et al., petitioners, *v.* D. F. Engelking et al. Petition for writ of certiorari to the Supreme Court of Idaho denied.

No. 71-1162. N. Jay Rogers et al., petitioners, *v.* Equal Employment Opportunity Commission. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1194. Quinn and Company, Inc., et al., petitioners, *v.* Securities and Exchange Commission. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-1195. John Ike Griffith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1202. Brotherhood of Painters, Decorators and Paperhangers of America, AFL-CIO, Local No. 130, petitioner, *v.* National Labor Relations Board. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1226. Strachan Shipping Company et al., petitioners, *v.* Robert D. Wedemeyer et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1248. California, petitioner, *v.* Robert Page Anderson. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-1294. Josephine Wimber Alphonse et al., petitioners, *v.* W. M. Kinner Transport Co. et al.; and

No. 71-1303. Mary Trich Zweifel et al., petitioners, *v.* David Charlie Pharris et al. Petition for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1297. Louis T. Spears et ux., petitioners, *v.* Thomas J. Ashe. Petition for writ of certiorari to the Court of Appeals of Maryland denied.

No. 71-1310. Sta-Rite Industries, Inc., petitioner, *v.* Homer Johnson. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-1311. Dorothy Schwartz, petitioner, *v.* The Jewish Hospital Association of Cincinnati. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-1312. Jake Layne et al., petitioners, *v.* Floyd County Board of Education et al. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 71-1314. Jean Vivaudou, petitioner, *v.* Royal National Bank of New York. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department, denied.

No. 71-5735. Andrew Vaughn aka Doughnut, petitioner, *v.* J. Edwin LaVallee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5887. Juan Cruz, petitioner, *v.* J. Edwin LaVallee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5932. Robert Martinez, petitioner, *v.* John Misterly et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5972. Earle Ray Esgate, petitioner, *v.* James L. English, Sheriff. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6017. Joseph Giordano, 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. 71-6037. Wallace Roberts, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. 71-6043. John Mascia, petitioner, *v.* John Zelker, Superintendent, Green Haven Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6116. Larry Morris, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 71-6153. Theaster Beverly, petitioner, *v.* Donald F. Quatsoe. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6209. Dennis H. Brown, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6237. Allan Marston Thomason, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6265. Arthur von Hessen Barchfeld, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-6269**. John J. Hardin and Donald R. Wilmoth, petitioners, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-6273**. Donald DeSimone, petitioner, *v. United States*; and

No. **71-6307**. Philip Caruso, petitioner, *v. United States*. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-6286**. Cumire Anthony, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-6319**. Jerry Thompson Payne et al., petitioners, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-6328**. Earl William Mills and Wiley Johnson, petitioners, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-6330**. Joseph Cognato, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-6334**. Albutus Powell, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. **71-6344**. Guy Michael Quattrucci, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **71-6354**. John Stevens Lawton, petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-6359**. Joseph Marnin, petitioner, *v. Edward F. Zampella et al.* Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-6361**. Floyd Edward Jones et al., petitioners, *v. Sheriffs Deputy Bird et al.* Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-6369**. Hollis Barnes, 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. **71-6371**. Allen O. DeWindt, Jr., petitioner, *v. United States*. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **71-6373**. John Thomas Maybury, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-6382**. Donald Gene Boag, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. **71-6383**. Gordon Levon Dollar, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-6385**. Sterling Lyle Wallace, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. **71-6402**. Mort Christopher Goodman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-6404**. Warren Waters, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. **71-6406**. David Jones, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-6418**. Georgs Krikmanis, petitioner, *v.* Kevin H. White, Mayor, et al. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. **71-6419**. Webster Bivens, petitioner, *v.* William C. Chance, Jr. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **71-6421**. Norman E. Edwards, petitioner, *v.* D. J. McCarthy, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-6424**. Charlotte Applegate, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. **71-6429**. Margaret Magrod, etc., petitioner, *v.* Lentine Brothers Moving and Storage Co., Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. **69-6**. Uniformed Sanitation Men Association, Inc., et al., petitioners, *v.* Commissioner of Sanitation 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. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **71-114**. Charles E. Bowden, 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. 71-473. Martin S. Weg, 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. 71-1298. Samuel Cavalieri, 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. 71-5327. John M. Keilly, 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. 71-5795. Jack Lee Park, petitioner, *v.* California 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. 71-5918. Ronald Cherry, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, Fifth District, denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-5941. James Carter, 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. 71-6320. James A. White, 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. 71-6353. Michael F. Kelly, petitioner, *v.* United States; and

No. 71-6411. Paul MacDonald, petitioner, *v.* United States. Petitions for writs 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. 71-1199. Wesley W. Kirk et al., 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 Tenth Circuit denied.

No. 71-1288. Clyde E. Whittington, Jr., petitioner, *v.* Gulf Oil Corporation et al. 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. 71-1322. Frank L. Rizzo, Mayor, et al., petitioners, *v.* North City Area-Wide Council, Inc., et al. Motion of respondent North City Area-Wide Council, Inc., for leave to dispense with printing brief granted. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6106. Robert Valentine, petitioner, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied, it appearing that the judgment rests upon an adequate state ground. Mr. Justice Douglas is of the opinion that certiorari should be granted.

LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. 71-1291. Stephen S. Chandler, petitioner, *v.* Frank J. Battisti, Chief Judge, United States District Court for the Northern District of Ohio. Motion for leave to file petition for writ of mandamus and/or prohibition denied. Mr. Justice Marshall took no part in the consideration or decision of this motion.

REHEARINGS DENIED

No. 71-1208. Jack Rose, petitioner, *v.* Doris Rose et al.;

No. 71-5852. William F. Coopersmith, petitioner, *v.* Town of Grand Lake et al.; and

No. 71-6123. Garnet Stinson, petitioner, *v.* Frank A. Eyman, Warden. Petitions for rehearing denied.

No. 71-605. Aaron Henry et al., petitioners, *v.* Claiborne Hardware Company et al. Motion to dispense with printing petition granted. Petition for rehearing denied. Mr. Justice Douglas and Mr. Justice Marshall took no part in the consideration or decision of this motion and petition.

No. 71-5164. F. Thomas Freeman, petitioner, *v.* Ray H. Page, Warden. Motion for leave to file petition for rehearing denied.

RECESS ORDER

The Court will take a recess from today until Wednesday, June 7, 1972.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
William Kent Anderson	Corpus Christi, Tex.	Bradford Ross.
Wm. H. Armbrrecht III	Mobile, Ala.	W. Boyd Reeves.
Troy Evans Bain	Shreveport, La.	Henry A. Politz.
Edgar Niles Baker	Manchester, N.H.	Kimion S. Zachos.
James Isaac Bearinger	Adrian, Mich.	Robert Jameson Baker.
Mark Lyle Bennett, Jr.	Olathe, Kans.	James B. Pearson.
Jeff Bingaman	Santa Fe, N. Mex.	Saul Cohen.
Leon David Black, Jr.	Miami, Fla.	Sam Daniels.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Bernard M. Borish	Philadelphia, Pa.	Louis J. Goffman.
James Overton Brooks	Chicago, Ill.	Joseph W. Grady.
Robert Holmes Brown	St. Albans, Vt.	John Mulvey.
Charles William Burke	St. Petersburg, Fla.	Edgar H. Dunn, Jr.
Paul Lawrence Butt	Indianapolis, Ind.	William P. Diener.
Jack C. Cavness	Phoenix, Ariz.	Michael W. McCarthy.
Robert W. Cinque	New York, N.Y.	James A. Cuddihy.
Charles Bernard Chernofsky	Halesite, N.Y.	John E. Noakes.
Richard Lee Cline	Indianapolis, Ind.	Robert McKenzie Gibson.
Daniel P. Closser, Jr.	Dallas, Tex.	Fred C. Canant, Jr.
Robert R. Coffman	Sacramento, Calif.	Raymond M. Momboisse.
Joseph E. Cohen	Newark, N.J.	George W. Nicastro.
Eugene F. Corrigan	Boulder, Colo.	Frank Joseph McLorraine.
Edmonson Shorter Couric, Jr.	Miami, Fla.	Morris Engelberg.
Martin H. Cowen	Newark, N.J.	A. Nathan Cowen.
Benjamin B. Crane	Chicago, Ill.	Edward Arthur Berman.
John A. Criswell	Englewood, Colo.	Joseph John Branney.
Rae M. Crowe	Mobile, Ala.	William H. Armbrecht.
Richard P. Dambold	Amarillo, Tex.	Larry Ray Brandon.
Andrew F. Dempsey, Jr.	Washington, D.C.	Geoffrey Creyke, Jr.
Richard E. Dixon	Fairfax, Va.	Thomas Omar Lawson.
Joe M. Duncan	Memphis, Tenn.	Lucius E. Burch, Jr.
C. Houston Ebert	Newport, Ky.	Carl H. Ebert.
James H. Ellis	Scarsdale, N.Y.	Joseph Auerbach.
George F. Flewelling	Los Angeles, Calif.	John Meredith Davenport.
Wesley E. Forte	Columbus, Ohio	William Emmet Zeiter.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Roger A. Franklin	Los Angeles, Calif.	Robert David Mayer.
Irving E. Gennet	Newark, N.J.	Martin D. Moroney.
Allan Van Gestel	Boston, Mass	Roger P. Stokey.
Clement H. Hall	Coffeyville, Kans.	Douglas Hudson.
John Peyton Hampton.	Chicago, Ill.	Louis Linton Dent.
Daniel J. Harrigan	Kokomo, Ind.	Edgar W. Bayliff.
G. E. Hartwig	Fort Lauderdale, Fla.	Arthur Roth.
Elliott Eliahu Haymovitz	New York, N.Y.	Joseph Heller.
James Z. Hernandez	Wichita, Kans.	Norman Keith Sanborn.
Carl J. W. Hessinger	Allentown, Pa.	George J. Joseph.
Broox Garrett Holmes	Mobile, Ala.	William H. Armbrecht.
O. Torbitt Ivey, Jr.	Augusta, Ga.	Roy V. Harris.
David Carroll Johnson	Cleveland, Ohio	Warren W. Gibson.
Keith Alden Jones	Washington, D.C.	Sol. Gen. Erwin N. Griswold.
Matthew M. Kearney	San Bernardino, Calif.	D. Elliott Whitlock.
Jack E. Keyes	Milwaukee, Wis.	Charles L. Goldberg.
Kermit S. King	Columbia, S.C.	Henry Hammer.
Albert Koretzky	Chicago, Ill.	Herbert Lee Caplan.
William Allen Ernest Landsberg	Ithaca, N.Y.	Clifton D. Blanks.
Gary Bennett Landsman	Alexandria, Va.	Dolph David Sand.
George Eugene Lewis	Columbia, S.C.	Edward W. Laney III.
David J. Linden	Washington, D.C.	August B. Rothschild.
Gary G. McClothlen	Yakima, Wash.	Dean Suter Clatterbuck.
George Alexander McKray	San Francisco, Calif.	Frederick Earl Watson.
Frank McRight	Mobile, Ala.	William H. Armbrecht.
Lewis C. Merryman	Towson, Md.	Wendell D. Allen.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jeffry Alan Mintz	New York, N. Y.	Anthony G. Amsterdam.
Jean Oliver Moore	Wichita, Kans.	James B. Pearson.
Michael Nachwalter	Miami, Fla.	Samuel J. Nachwalter.
William L. Neary	Dallas, Tex.	Harold Hoffman.
Verne W. Newcomb	Portland, Oreg.	Robert L. Sabin, Jr.
Herbert Palkovitz	Cleveland, Ohio	John P. Butler.
Robert Tug Pfeuffer	New Braunfels, Tex.	Raymond S. E. Pushkar.
Anthony J. Polito	Pittsburgh, Pa.	Harold R. Schmidt.
Robert Price	New York, N. Y.	Theodore R. Kupferman.
Robert McGehee Randolph	Fort Worth, Tex.	Thomas Hart Law.
Payne H. Ratner, Jr.	Wichita, Kans.	James B. Pearson.
Emanuel P. Razeto	Oakland, Calif.	Don Edwards.
T. Garrett Rassing	Mount Vernon, Ohio	John Milan Ashbrook.
Walter T. Rose, Jr.	Cocoa Beach, Fla.	Clarence Traylor Johnson, Jr.
Henry C. Rosenthal, Jr.	Omaha, Nebr.	F. Vinson Roach.
Philip F. Schneider, Jr.	Phoenix, Ariz.	Calvin H. Udall.
Richard A. Schussler	Los Angeles, Calif.	Eugene Brian McCarthy.
Michael Louis Simonetti	Birmingham, Ala.	James W. May.
Lawrence Gordon Soicher	New York, N. Y.	Arthur H. Schwartz.
F. Ward Steinbach	Dallas, Tex.	Henry Wade.
Conrad Dale Stout	New Orleans, La.	Samuel Lang.
Raymond H. Strople	Portsmouth, Va.	Willard James Moody.
Norman Hitoshi Suzuki	Honolulu, Hawaii	Eugene Wing Iu Lau.
Charles Eugene Thompson	Las Vegas, Nev.	Roy A. Woofter.
Robert A. Tingler	Chicago, Ill.	William John Scott.
Daniel Weaver Toohey	Washington, D.C.	Earl R. Stanley.
Allan Harold Tushman	Detroit, Mich.	Sherwin Tukel.
Ben F. Vaughan III	Austin, Tex.	Thomas Gibbs Gee.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Anthony Louis Vetrano, Jr.	Houston, Tex.	Edward George Murr.
Leonard P. Vyhnalek	North Platte, Nebr.	Milton C. Murphy.
James Alfred Waits	Bruce, Miss.	Gilbert Howard Carter.
Henry Heiser Wallace IV	Pittsburgh, Pa.	Stephen Neil Lipton.
Robert Eugene Wehmeyer	Bandera, Tex.	Sam L. Darden.
Daniel John Weston	Sacramento, Calif.	John Fourt.
James A. Wheeler, Jr.	Olathe, Kans.	James B. Pearson.
Barry Russell Whitman	Rochester, N. Y.	Ellsworth VanGraafeiland.
James Edward Woodson	Topeka, Kans.	James B. Pearson.
Marvin Barry Zimmerman	San Antonio, Tex.	James Reese Gillespie.

ADMISSIONS TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Byron Carroll Loudon	Prairie Village, Kans.	Solicitor General Erwin N. Griswold.
Wesley A. Anderson	St. Paul, Minn.	Solicitor General Erwin N. Griswold.
Mitchell Mahoney	Minot, N. Dak.	Solicitor General Erwin N. Griswold.
Dwight E. McFaddin	Portland, Oreg.	Solicitor General Erwin N. Griswold.
Stephan Ewbank Lawton	Norman, Okla.	Paul V. Rogers.
David B. Lamb	Washington, D.C.	George P. Lamb.
John A. Keats	Washington, D.C.	George P. Lamb.
Harlean Marie Carroll	Los Angeles, Calif.	Keith G. O'Brien.
James C. Eastman	Washington, D.C.	John L. Barr, Jr.
Milton M. Moore, Jr.	Atlanta, Ga.	John I. Rogers III.
Toy Fisher Doolan	San Francisco, Calif.	Samuel A. Cohen.
Warren M. Horner, Jr.	Minneapolis, Minn.	Herbert G. Homme, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Harold J. Swailes	Belle Plaine, Iowa	Peter McKenzie Stockett, Jr.
Jerry C. Trippe	Washington, D.C.	Solicitor General Erwin N. Griswold.
Milton E. Abramson	Washington, D.C.	Solicitor General Erwin N. Griswold.
Louis Edwin Bartoo	Washington, D.C.	Solicitor General Erwin N. Griswold.
Jack Victor Cohen	Arlington, Va.	Solicitor General Erwin N. Griswold.
Berchmans Paul Cotter, Jr.	Falls Church, Va.	Solicitor General Erwin N. Griswold.
Alfred T. Ghiorzi	Washington, D.C.	Solicitor General Erwin N. Griswold.
Willard Goheen	Washington, D.C.	Solicitor General Erwin N. Griswold.
Neal Andrews Jackson	Washington, D.C.	Solicitor General Erwin N. Griswold.
Walter J. Malyszek	Binghampton, N.Y.	Solicitor General Erwin N. Griswold.
Paul William Winkler	Washington, D.C.	Solicitor General Erwin N. Griswold.
Marie Frances Giannone Bedinghaus	Atlanta, Ga.	Solicitor General Erwin N. Griswold.
Richard H. Still	Marietta, Ga.	Solicitor General Erwin N. Griswold.
Kenneth E. Kurtz	Baltimore, Md.	Solicitor General Erwin N. Griswold.
Roger K. Bauer	Washington, D.C.	Solicitor General Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Richard S. Ries	McLean, Va.	Solicitor General Erwin N. Griswold.
Robert N. Ford	Silver Spring, Md.	Solicitor General Erwin N. Griswold.
William Norman Hedeman, Jr.	Baltimore, Md.	Solicitor General Erwin N. Griswold.
Bernard Potts	Baltimore, Md.	Solicitor General Erwin N. Griswold.
James D. Keast	St. Louis, Mo.	Solicitor General Erwin N. Griswold.
Stuart A. Mopsick	Silver Spring, Md.	Solicitor General Erwin N. Griswold.
David E. Blum	Alexandria, Va.	Solicitor General Erwin N. Griswold.
Beatrice G. Chester	Rockville, Md.	Solicitor General Erwin N. Griswold.
Milton Mansfield Crook	Towson, Md.	Solicitor General Erwin N. Griswold.
William Arthur Schmidt, Jr.	Alexandria, Va.	Solicitor General Erwin N. Griswold.
Edward Anthony Zak	Cleveland, Ohio	Solicitor General Erwin N. Griswold.
Warren Caldwell White	New Castle, Pa.	Solicitor General Erwin N. Griswold.
Alfred William Schumann	Fairfax, Va.	Solicitor General Erwin N. Griswold.
Irvin Hugh Kilcrease, Jr.	Nashville, Tenn.	Solicitor General Erwin N. Griswold.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James O. Boyd	Houston, Tex.	Solicitor General Erwin N. Griswold.
Anthony Byrd Cavender	Houston, Tex.	Solicitor General Erwin N. Griswold.
Frank Samuel Johnson	Dallas, Tex.	Solicitor General Erwin N. Griswold.
Edward Perry Johnson	Fairmont, W. Va.	Solicitor General Erwin N. Griswold.

OPINIONS

No. **70-5064**. Ruth J. Jefferson et al., appellants, *v.* Burton G. Hackney et al. Appeal from the United States District Court for the Northern District of Texas. Judgment affirmed. Opinion by Mr. Justice Rehnquist. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan concurs. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Brennan joins and Mr. Justice Stewart joins as to Part I only.

No. **70-21**. Socialist Labor Party et al., appellants, *v.* John J. Gilligan, Governor of the State of Ohio, et al. Appeal from the United States District Court for the Southern District of Ohio. Appeal dismissed. Opinion by Mr. Justice Rehnquist. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan and Mr. Justice Marshall join.

No. **71-315**. Deepsouth Packing Co., Inc., petitioner, *v.* The Laitram Corporation. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment reversed and case remanded to Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice White. Dissenting opinion by Mr. Justice Blackmun with whom Mr. Chief Justice Burger, Mr. Justice Powell and Mr. Justice Rehnquist join.

No. **71-41**. International Union of Operating Engineers, Local 150, AFL-CIO, petitioner, *v.* Flair Builders, 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 Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Brennan. Dissenting opinion by Mr. Justice Powell with whom Mr. Chief Justice Burger joins.

No. 71-422. Lake Carriers' Association et al., appellants, *v.* Ralph A. MacMullan et al. Appeal from the United States District Court for the Eastern District of Michigan. Judgment vacated and case remanded to the United States District Court for the Eastern District of Michigan with directions to retain jurisdiction pending institution by appellants of appropriate proceedings in Michigan courts. Opinion by Mr. Justice Brennan. Statement by Mr. Justice Blackmun concurring in the result, with whom Mr. Justice Rehnquist joins. Dissenting opinion by Mr. Justice Powell with whom Mr. Chief Justice Burger joins.

ORDER

The orders heretofore entered today summarily disposing of the cases below listed are revoked and the following substituted therefor:

No. 70-303. United States, petitioner, *v.* Jack Korman and Robert W. Likas. On petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit; and

No. 71-775. United States, petitioner, *v.* Lee Cropper. On petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Petitions for writs of certiorari granted. Judgments reversed. *Kastigar v. United States*, 406 U. S. _____ (1972).

No. 71-377. Albert Elias, Superintendent, Yardville Youth Reception and Correction Center, petitioner, *v.* Gerardo Catena. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit. Petition for writ of certiorari granted. Judgment reversed. *Zicarelli v. New Jersey State Commission of Investigation*, 406 U. S. _____ (1972). Mr. Justice Douglas Dissents.

Adjourned until Wednesday, June 7, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell and Mr. Justice Rehnquist.

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. 69-5041. Theodore E. Boutte, appellant, *v.* Louisiana. 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. Mr. Justice Douglas dissents.

No. 71-1070. Jack Keegan, 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.

No. 71-1104. Northern Natural Gas Company, appellant, *v.* Jean Williams 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. 71-1301. Robert L. Brewster, appellant, *v.* Lewis J. Charles et al. 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.

No. 71-1209. United Transportation Union et al., appellants, *v.* United States et al. Appeal from the United States District Court for the District of Columbia. Judgment affirmed. Mr. Justice Douglas dissents from the affirmance. Mr. Justice Powell took no part in the consideration or decision of this case.

No. 71-1321. Edward V. Hanrahan, appellant, *v.* Emil Caliendo et al. Appeal from the Supreme Court of Illinois. The appeal is dismissed for want of a substantial federal question.

No. 71-1339. Republic National Bank of Dallas et al., appellants, *v.* Demetrio P. Rodriguez et al. Appeal from the United States District Court for the Western District of Texas. The appeal is dismissed. Treating the jurisdictional statement in this case as a motion for leave to file a brief, as *amici curiae* on behalf of the appellants in No. 71-1332, the motion for leave to file brief is granted.

No. 71-5647. Daisy Goodwin et al., appellants, *v.* George K. Wyman et al. Appeal from the United States District for the Southern District of New York. Judgment affirmed. *Jefferson v. Hackney*, 406 U.S. — (1972). Mr. Justice Douglas dissents from the affirmance.

CERTIORARI—SUMMARY DISPOSITION

No. 71-982. James M. Hall et al., petitioners, *v.* Virginia Villa et al. On petition for writ of certiorari to the Supreme Court of California Motion of the respondents for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgement vacated and case remanded to the Supreme Court of California for further consideration in light of *Jefferson v. Hackney*, 406 U.S. — (1972).

ORDERS IN PENDING CASES

No. A-1151. Joel Donald Dreer, applicant, *v.* United States. The application for recall of the mandate and for reinstatement of bail, presented to Mr. Justice Douglas and by him referred to the Court, is denied.

No. 71-507. Wilfred Keyes et al., petitioners, *v.* School District No. 1, Denver, Colorado, et al. The motion of the American Civil Liberties Union et al., for leave to file a brief, as *amici curiae*, is granted. Mr. Justice White took no part in the consideration or decision of this motion.

No. 71-1193. United States, appellant, *v.* Travis Paul Enmons et al. The motion to dispense with printing the appendix and to hear the case on the original record is granted.

No. 71-1510. David Ross, Administrative Judge of the Criminal Court of the City of New York, et al., petitioners, *v.* Stephen Radich. The motion to expedite consideration of the petition is denied. Mr. Justice Douglas took no part in the consideration or decision of this motion.

No. 71-1513. Anthony Joseph Russo, Jr., petitioner, *v.* Wm. Matthew Byrne, Jr., United States District Judge for the Central District of California. The motion to expedite consideration of the petition is denied.

No. 71-6278. Condrado Almeida-Sanchez, petitioner, *v.* United States. The motion for the appointment of counsel is granted, and it is ordered that James A. Chanoux, Esquire, of San Diego, California, a member of the Bar of this Court be, and he is hereby, appointed to serve as counsel for the petitioner in this case.

APPEALS—JURISDICTION NOTED

No. 71-1336. In re application of Fre Le Poole Griffiths for Admission to the Bar Appellant. Appeal from the Supreme Court of Connecticut. In this case probable jurisdiction noted.

No. 71-1332. San Antonio Independent School District et al., appellants, *v.* Demetrio P. Rodriguez et al. Appeal from the United States District Court for the Western District of Texas. Motion of Wendell Anderson et al., for leave to file a brief, as *amici curiae*, granted. In this case probable jurisdiction noted.

CERTIORARI DENIED

No. 71-1105. Northern Natural Gas Company, petitioner, *v.* Jean Williams et al. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. 71-1152. Panhandle Eastern Pipe Line Company, petitioner, *v.* Ronald F. Dwyer, Director of Property Valuation of Kansas, et al. Petition for writ of certiorari to the Supreme Court of Kansas denied.

No. 71-1205. Nicholas Ricucci petitioner, *v.* United States, Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1217. Solomon Goldberg, aka Saul Gould, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-1227. Carlo Mastrotataro, petitioner, *v.* United States. Petition for writ of certiorari to the United States for the Fourth Circuit denied.

No. 71-1232. Herman Landerman et al., petitioners, *v.* Commission of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-1286. Tyler Independent School District et al., petitioners, *v.* William Wayne Justice, United States Judge for the Eastern District of Texas, Tyler Division. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1287. Moses Mills, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 71-1305. Dorothy L. Carson, petitioner, *v.* American Savings Life Insurance Company. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-1319. In Re Peter S. Sarelas, petitioner. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 71-1323. Edward Grimes, petitioner *v.* The Department of Alcoholic Beverage Control of the State of California et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-1325. Harold D. Stivers, petitioner, *v.* Kentucky State Bar Association. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 71-1338. Charles E. Compton and Polan Industries, Inc., petitioners, *v.* Metal Products, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-1342. Frederick P. Adams, petitioner, *v.* Harris County, Texas. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1355. Max W. Hessman and William A. Crocket, dba Sandy Crocket Dodge, petitioner, *v.* National Labor Relations Board; and

No. 71-1356. Valley Ford Sales, Inc., dba Friendly Ford, petitioner, *v.* National Labor Relations Board. Petitions for writs of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5949. Odis Grimes, petitioner, *v.* Municipal Court for the Central District of Orange County, California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-5983. Gilbert L. Shelton, petitioner, *v.* William F. Jones. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6097. Johnny Moore, petitioner, *v.* J. Edwin LaVallee, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6109. Valentine A. Negrón, petitioner, *v.* Paul C. Agnew, Director of Dannemora State Hospital. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6117. Roy C. Parker, petitioner, *v.* LaVaughn A. Sessions, etc., et al. Petition for writ of certiorari to the Supreme Court of Florida denied.

No. 71-6139. Fred B. Allen, petitioner, *v.* Robert Moore, Superintendent, etc. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-6238. Leo Jackson, petitioner, *v.* Illinois. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 71-6311. Jesse J. Spencer, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6313. Gene Earl Evans and Carl David Evans, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6346. Anthony Garcia, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6347. Roger Elam, petitioner, *v.* United States; and

No. 71-6364. Donald Eric Crapps, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6377. Jo Ann Chiles et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6403. Patrick Carl Gast, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6408. Hugh Gene Jackson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6410. Carl Katsumi Yeto, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6432. Charlotte Applegate, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Law Division, denied.

No. 71-6434. George Kenneth Smith, petitioner, *v.* Warden, Maryland Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6435. Theodore M. Ware, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-6439. Heriberto Frago-Gastellum, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6440. James Henry Meador, Jr., petitioner, *v.* United States. Petition for a writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6444. Richard A. DeBorde, petitioner, *v.* Thomas G. Pinnock, etc. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 71-6447. Dennis Mark Foote, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Fourth Appellate District, denied.

No. 71-6452. Charles F. Eckert, petitioner, *v.* City of Philadelphia, Pennsylvania, et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6453. Kenneth L. Gordon, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6456. Ezoral Williams, Jr., petitioner, *v.* Florida. Petition for writ certiorari to the District Court of Appeal of Florida, Third District, denied.

No. 71-6463. Armand F. Roy, petitioner, *v.* Manchester Gas Company, Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-6469. Glenn R. Bryant, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-6470. James Johnson, petitioner, *v.* Robert J. Henderson, Superintendent, Auburn Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6471. Edward Curtis, petitioner, *v.* John J. Twomey, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6472. Eldridge Allen, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6473. William Forest Zilko, petitioner, *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied.

No. 68-5007. Robert Page Anderson et al., petitioners, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. 68-5020. Leaman Russell Smith, petitioner, *v.* Louis S. Nelson, Warden. Petition for writ of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. **68-5021** Edmund Earl Reeves, petitioner, *v. California*. Petition for writ of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. **68-5025** Robert Lee Massie, petitioner, *v. California*. Petition for writ of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. **68-5026** Thomas Lamas Varnum, petitioner, *v. California*. Petition for writ of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. **68-5029** Edgar Leonard Robinson, petitioner, *v. California*. Petition for writ of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. **69-5002** Gus Tolbert, petitioner, *v. California*. Petition for writ of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. **69-5009** Robert Douglas Hill, petitioner, *v. California*. Petition for writ of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. **69-5012** Charley Luther Pike, petitioner, *v. California*. Petition for writ of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. **69-5019** Willie Curtis Miller, petitioner, *v. California*. Petition for writ of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. **69-5020** Charles Robert Coogler, petitioner, *v. California*. Petition for writ of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. **69-5021** Liskie T. Mabry, petitioner, *v. California*. Petition for writ of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. **69-5022** Robert Lee Nye, petitioner, *v. California*. Petition for writ of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. **69-5026** Anthony Jose Robles, petitioner, *v. California*. Petition for writ of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. **69-5037** Ronald W. King, petitioner, *v. California*. Petition for writ of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. **69-5040** Johnny Milton, petitioner, *v. California*; and

No. **69-5042** Barry Floyd, petitioner, *v. California*. Petitions for writs of certiorari to the Supreme Court of California denied. *Aikens v. California*, — U.S. — (1972).

No. 70-5007. Ray D. Wade et al., petitioners, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied. Mr. Justice Douglas dissents.

No. 70-5029. Alphonse D. Martinka et al., petitioners, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied. Mr. Justice Douglas dissents.

No. 70-5042. Marvin Glen Andrews et al., petitioners, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied. Mr. Justice Douglas dissents.

No. 70-5063. Vernon Leroy Planck, petitioner, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied. Mr. Justice Douglas dissents.

No. 70-5202. William Fred Blevins et al., petitioners, *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied. Mr. Justice Douglas dissents.

No. 70-5203. Michael Robert Riddell, petitioner, *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied. Mr. Justice Douglas dissents.

No. 71-5002. Gary Lee Mitchell et al., petitioners, *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon denied. Mr. Justice Douglas dissents.

No. 71-5407. Michael Melvin Davis et al., petitioners, *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied. Mr. Justice Douglas dissents.

No. 71-5581. David Ralph Atkison et al., petitioners, *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied. Mr. Justice Douglas dissents.

No. 71-5875. Donald Herbert O'Dell et al., petitioners *v.* Oregon. Petition for writ of certiorari to the Court of Appeals of Oregon and to the Supreme Court of Oregon denied. Mr. Justice Douglas dissents.

No. 71-6325. Charles L. Temple et al., petitioners, *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied. Mr. Justice Douglas dissents.

No. 70-5010. Harley William Miller, petitioner, *v.* Oregon. Motion of George Wellington Glover to be named a party petitioner denied. Petition for writ of certiorari to the Court of Appeals of Oregon denied. Mr. Justice Douglas dissents.

No. 71-1045. Franz J. Tomasino, petitioner, *v.* 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. 71-1111. Robert Muse, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-1434. Harvest Brand, Inc., etc., petitioner, *v.* A. E. Staley Manufacturing Company. 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. 71-6051. Robert L. Bell, petitioner, *v.* Kansas. 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. 71-6059. Thomas Woodrow Dixon, petitioner, *v.* Stanley Blackledge, Warden. 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. 71-6345. Arthur L. Gatling, 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. 71-6367. Thomas Incerto, 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 is of the opinion that certiorari should be granted.

No. 71-6387. Nathaniel Vincent, petitioner, *v.* R. I. Moseley, Warden, 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. 71-6391. Harlan E. Freeman, 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. 71-6392. Mordaqueo Moises Korenfeld, 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. 71-6401. Larry Theodore Minor 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. 71-6436. William A. Hines, 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. **71-6438**. Larry Joe Bobbs, 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. **71-6442**. Rebecca M. Chesebrough, petitioner, *v.* Florida. Petition for writ of certiorari to the Supreme Court of Florida denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. **71-6459**. Michael Williams, petitioner, *v.* Daniel McMann, 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. **71-1127**. Willie Harrison Bailey, petitioner, *v.* North Carolina. Motion to dispense with printing petition granted. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. **71-1169**. Mobil Oil Corporation, petitioner, *v.* Carl F. Matzen et al.;

No. **71-1179**. Amoco Production Company, petitioner, *v.* Leland C. Waechter et al.;

No. **71-1188**. Cities Service Oil Company, petitioner, *v.* Carl F. Matzen et al.;

No. **71-1191**. Shell Oil Company, petitioner, *v.* Carl F. Matzen et al.; and

No. **71-1326**. Federal Power Commission, petitioner, *v.* Mobil Oil Corporation et al. Petitions for writs 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 Stewart and Mr. Justice Powell took no part in the consideration or decision of these petitions.

No. **71-1285**. Pfizer Inc., et al., petitioners, *v.* Miles W. Lord, United States District Judge, District of Minnesota, 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. **71-1377**. The Ohio Annual Conference of the Methodist Church et al., petitioners, *v.* Bethany Chapel, Inc., et al. Petition for writ of certiorari to the Supreme Court of Ohio denied. Mr. Justice Blackmun took no part in the consideration or decision of this petition.

No. **71-6161**. Jerome Erving, Jr., 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. 71-1331. Ernest Montanye, Superintendent of Attica Correction Facility, petitioner, *v.* Robert Clayton. 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. 71-6393. David Greene, 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. 71-6450. Jack Kenneth Taylor, petitioner, *v.* Montana. Petition for writ of certiorari to the Supreme Court of Montana denied. Mr. Justice Brennan, Mr. Justice White and Mr. Justice Blackmun are of the opinion that certiorari should be granted.

REHEARINGS DENIED

No. 203, October term, 1970. Dennis Councle McGautha, petitioner, *v.* California. Motion for leave to file supplement to petition for rehearing granted. Petition for rehearing denied. *Aikens v. California*, — U.S. — (1972).

No. 71-6020. Marjorie G. Sundlun, petitioner, *v.* Walter I. Sundlun;

No. 71-6066. Lilly B. Sullivan, petitioner, *v.* Charles R. Sullivan; and

No. 71-6104. Wayman Patterson, petitioner, *v.* Russell Lash, Warden. Petitions for rehearing denied.

No. 71-5984. James Walker, petitioner, *v.* John Twomey, Warden. Motion for leave to file petition for rehearing denied.

RECESS ORDER

The Court will take a recess from today until Monday, June 12, 1972.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Ralph Santiago Abascal	San Francisco, Calif.	Peter E. Sitkin.
Byron A. Adams	Roanoke, Va.	James Nelms Kincanon.
Walter Robert Allan	San Francisco, Calif.	Noel Dyer.
Robert J. Arakelian	Worcester, Mass.	Richard J. Sarapas.
Daniel W. Baker	San Francisco, Calif.	Marvin Handler.
Richard Sanford Becker	Washington, D.C.	Robert D. Powell.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
James M. Bell	Fresno, Calif.	William Maupin Miles.
Donald I. Bierman	Miami, Fla.	Miss Beatrice Rosenberg.
Roland E. Brandel	San Francisco, Calif.	Robert D. Raven.
Garrett Edward Brown, Jr.	Newark, N.J.	Thomas F. Champion.
Donald C. Buseck	Erie, Pa	John G. Gent.
Nicholas George Byron	Edwardsville, Ill.	George John Gitchoff.
Karl Joseph Canavesi	Rockford, Ill.	A. Curtis Washburn.
Stuard V. Carter	Norfolk, Va.	Calvin W. Breit.
John W. Chapman	Seattle, Wash.	Thomas Francis Brosnan.
Melvin A. Chernick	Providence, R.I.	Aram A. Arabian.
Henry Thomas Coghill, Jr.	Denver, Colo.	Richard Harding Shaw.
Joseph T. Connolly	Bloomfield, N.J.	Harold J. Brown.
John C. Cook	Santa Fe, N. Mex.	David L. Norvell.
Donald M. Coon	Miami, Fla.	H. Jack. Klingensmith.
Robert E. Cooper	Los Angeles, Calif.	Julian O. von Kalinowski.
Alfred W. Cortese, Jr.	Philadelphia, Pa.	Frederick M. Rowe.
Robert N. Dineen	Youngstown, Ohio	Wm. Saxbe.
James Frederick Doak	Norwalk, Calif.	Warren Wesley Shafer.
Raymond M. Faby	Baltimore, Md.	Edward Chester Mackie.
Elliot Michael Feit	New York, N.Y.	Eli S. Tannen.
Clark Milton Fleming	Erie, Kans.	James B. Pearson.
Bruce S. Flushman	Berkeley, Calif.	Bruce C. Babbitt.
Larry A. Ford	Columbus, Ohio	Erick Randolph Alden.
David Samuel Friedberg	New York, N.Y.	Leonard Milford Mandel.
Dennis Michael Gallagher	Los Angeles, Calif.	Vince Monroe Townsend, Jr.
Elsa Dik Glass (Mrs.)	Washington, D.C.	Allie B. Latimer.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David Alan Goldberger	Chicago, Ill.	William W. Brackett.
Thomas F. Golden	Tulsa, Okla.	Walter B. Hall.
Donald Edward Graham	Washington, D.C.	L. James Harman- son, Jr.
Noble K. Gregory	San Francisco, Calif.	Noel Dyer.
Brook Hart	Honolulu, Hawaii	Michael Ramsey Sherwood.
Carl William Hinton	Findlay, Ohio	John C. Firmin.
Stanley R. Hogg	Ashland, Ky.	John S. Palmore, Jr.
James Redwood Hubbard	Olathe, Kans.	Howard E. Payne.
Maurice Redwood Hub- bard.	Olathe, Kans.	Howard E. Payne.
Theodore Branine Ice	Newton, Kans.	James B. Pearson.
Rudolph Janata	Columbus, Ohio	Earl F. Morris.
Frank Hesketh Jaques	Ada, Okla.	Denver W. Meacham.
Alfred Sidney Julien	New York, N.Y.	David Stein.
John Ward Kerr, Jr.	Richmond, Va.	Hullihen Williams Moore.
Lynn Anderson Koller	Lafayette, Calif.	Milton Maxwell Newmark.
James S. Krzyminski	Washington, D.C.	L. James Harman- son, Jr.
Frederick A. Kullman	New Orleans, La.	Samuel Lang.
Sam A. LeBlanc, III	New Orleans, La.	James E. Blazek.
Howard C. Lee, Jr.	Houston, Tex.	Robert Hall Fisher.
Emmelyn S. Logan- Baldwin (Mrs.)	Rochester, N.Y.	Mrs. Ruth Borsuk Rosenberg.
Gerald F. Madaus	Worcester, Mass.	Richard J. Sarapas.
John Burke McCarthy, Jr.	Madison, Wis.	Truman Q. McNulty.
Thomas D. McMillen, Jr.	Des Moines, Iowa	Henry Lester Holst.
Clifford K. Meldman	Milwaukee, Wis.	Joseph P. Balistrieri.
Mark A. Michelson	Boston, Mass.	Richard Wait.
John P. Moran	Phoenix, Ariz.	Philip M. Haggerty.
Edward R. Moses	Great Bend, Kans.	James B. Pearson.
Michael Joseph Naughton	Tustin, Calif.	Richard Gritmon Moore.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
W. R. Neil	Dallas, Tex.	Ed Gossett.
Albin Walter Norblad	Salem, Oreg.	Ira S. Feitelson.
Philip Stuart Nyman	Lowell, Mass.	Paul Francis Callery.
Andrew Joseph O'Keefe	Hartford, Conn.	William Patrick Murray, Jr.
James P. O'Neill	New York, N.Y.	James J. Dolan.
Charles Quaintance, Jr.	Minneapolis, Minn.	Irving Rubin Brand.
Douglas W. Richardson	Santa Ana, Calif.	Richard Bernard Goethals.
John Dee Roper	Wichita, Kans.	James B. Pearson.
Ronald Raymond Rossi	San Jose, Calif.	Salvador A. Liccardo.
Howard A. Rubenstein	Albany, N.Y.	Jerome Thier.
Wilbur Chris Ruleman, Jr.	Memphis, Tenn.	Edward W. Kuhn.
William I. Rutherford	St. Louis, Mo.	John H. Lashly.
Wilbur Bourne Ruthrauff	Philadelphia, Pa.	Spencer Ervin, Jr.
Jan Jeffrey Sagett	Washington, D.C.	Malcom S. Mason.
Stuart I. Saltman	Philadelphia, Pa.	Kenneth L. Stein.
Harry M. Saragovitz	Washington, D.C.	Robert Paul Gibson.
George John Schaffer	Elmhurst, Ill.	Charles Byron Wolfe, Jr.
Harold C. Schmittinger	Dover, Del.	George R. Wright.
Herbert Schrank	New York, N.Y.	Paul Whitcomb Williams.
Edward E. Schwab	Washington, D.C.	Eugene A. Chase.
Herman Schwartz	Buffalo, N.Y.	Philip J. Hirschkop.
Edwin Calhoun Shiver	San Francisco, Calif.	Matthew P. Mitchell.
Peter Garthwaite Smith	Mountain Brook, Ala.	Lucian D. Gardner, Jr.
Olney Robert Thorn	San Diego, Calif.	Duane J. Carnes.
Dean Michael Trafelet	Chicago, Ill.	James P. Reedy.
Mary Johnston Turner (Mrs.)	Washington, D.C.	Oscar H. Davis.
George Washington, Jr.	Tulsa, Okla.	William H. Henderson.
George L. Westlund	Dearborn, Mich.	David Oscar Wente.
Hoyt H. Whelchel, Jr.	Moultrie, Ga.	David Henry Gambrell.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Donald D. Wike	Washington, D.C.	George D. Horning.
Howard Eugene Willner	Denver, Colo.	Max P. Zall.
Jack R. Winkler	Placerville, Calif.	Mrs. Doris Hoffman Maier.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Louis Andrew Colussi	Erie, Pa.	Solicitor General Erwin N. Griswold.
William Boome Vastine, II	Houston, Tex.	Solicitor General Erwin N. Griswold.
Stephen A. Wakefield	Houston, Tex.	Solicitor General Erwin N. Griswold.
Claud Lee McIver III	Madisonville, Tex.	Donald G. Brotzman.
Craig Penfold	Dallas, Tex.	Donald G. Brotzman.
James Luther Hearn	Atlanta, Ga.	Leslie J. Carson, Jr.
Walter R. Rodgers, III	Seattle, Wash.	Leslie J. Carson, Jr.
Prentice Aaron Townsend	Topeka, Kans.	Leslie J. Carson, Jr.
William R. Warnock	Chicago, Ill.	Leslie J. Carson, Jr.
Stanley A. Issinghoff	Spearville, Kans.	Edward Patrick Barrett.
Stephen Charles Hirsch	Chicago, Ill.	Eleftherios P. Baker.
George F. McLaughlin	Boston, Mass.	James Carleton McGohan.
Stuart A. Hammer	Washington, D.C.	David H. Hammer.

OPINIONS

No. **71-227**. United States et al, appellants, *v.* Allegheny-Ludlum Steel Corporation et al. Appeal from the United States District Court for the Western District of Pennsylvania. Judgment reversed and case remanded to the United States District Court for the Western District of Pennsylvania for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Rehnquist.

No. **70-295**. First National City Bank, petitioner, *v.* Banco Nacional de Cuba. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment reversed and case re-

manded to the Court of Appeals for further proceedings in conformity with the judgment of this Court. Mr. Justice Rehnquist announced the judgment of the Court and delivered an opinion in which Mr. Chief Justice Burger and Mr. Justice White join. Mr. Justice Douglas reverses judgment below solely on *National City Bank of New York v. Republic of China*, 348 U.S. 356. Opinion by Mr. Justice Douglas concurring in the result. Opinion by Mr. Justice Powell concurring in the judgment. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Stewart, Mr. Justice Marshall and Mr. Justice Blackmun join.

No. **71-573**. Melvin Laird, Secretary of Defense, et al., petitioners, *v.* Jim Nick Nelms, et al. 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. Justice Rehnquist. Dissenting opinion by Mr. Justice Stewart with whom Mr. Justice Brennan joins. Mr. Justice Douglas took no part in the consideration or decision of this case.

No. **70-5009**. Theon Jackson, petitioner, *v.* Indiana. On writ of certiorari to the Supreme Court of Indiana. Judgment reversed and case remanded to the Supreme Court of Indiana for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Blackmun. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. **70-314**. Brunette Machine Works, Ltd., petitioner, *v.* Kockum Industries, Inc. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgment affirmed. Opinion by Mr. Justice Marshall.

No. **70-5061**. Thomas Kirby, etc., petitioner, *v.* Illinois. On writ of certiorari to the Appellate Court of Illinois, First District. Judgment affirmed. Mr. Justice Stewart announced the judgment of the Court and delivered an opinion in which Mr. Chief Justice Burger, Mr. Justice Blackmun and Mr. Justice Rehnquist join. Concurring statement by Mr. Chief Justice Burger, Mr. Justice Powell concurs in the result. Dissenting opinion by Mr. Justice Brennan in which Mr. Justice Douglas and Mr. Justice Marshall join. Dissenting statement by Mr. Justice White.

No. **71-5313**. Donald L. Brooks, petitioner, *v.* Tennessee. On writ of certiorari to the Court of Criminal Appeals of Tennessee. Judgment reversed and case remanded to the Court of Criminal Appeals of Tennessee for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Brennan. Mr. Justice Stewart joins part II of the opinion and in the judgment of this Court. Dissenting opinion by Mr. Chief Justice Burger in which Mr. Justice

EASTERN DIVISION

Blackmun and Mr. Justice Rehnquist join. Dissenting opinion by Mr. Justice Rehnquist in which Mr. Chief Justice Burger and Mr. Justice Blackmun join.

No. 71-1016. Federal Power Commission, petitioner, *v.* Louisiana Power & Light Company et al. : and

No. 71-1040. United Gas Pipe Line Company et al., petitioners, *v.* Louisiana Power & Light Company et al. On writs 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. Mr. Justice Stewart and Mr. Justice Powell took no part in the consideration or decision of these cases.

No. 71-506. United States et al., petitioners, *v.* Midwest Video Corporation. On writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the judgment of this Court. Mr. Justice Brennan announced the judgment of this Court and delivered an opinion in which Mr. Justice White, Mr. Justice Marshall and Mr. Justice Blackmun join. Opinion by Mr. Chief Justice Burger concurring in the result. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Stewart, Mr. Justice Powell and Mr. Justice Rehnquist join.

No. 70-250. Robert B. Carleson et al., appellants, *v.* Nancy Remillard, etc., et al. Appeal from the United States District Court for the Northern District of California. Judgment affirmed. Opinion by Mr. Justice Douglas. Concurring opinion by Mr. Chief Justice Burger.

No. 68-5027. Earnest James Aikens, Jr., petitioner, *v.* California. On writ of certiorari to the Supreme Court of California. Writ of certiorari dismissed as moot. Opinion *per curiam* announced by Mr. Chief Justice Burger.

Adjourned until Monday, June 12, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Douglas, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell and Mr. Justice Rehnquist.

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. 71-784. Dorothy Taylor et al., petitioners, *v.* John J. McKeithen, Governor of Louisiana, 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 further proceedings in conformity with the opinion of this Court. Opinion *per curiam*. Mr. Justice Blackmun concurs in the judgment. Dissenting opinion by Mr. Justice Rehnquist with whom Mr. Chief Justice Burger and Mr. Justice Powell join.

No. 71-1180. John Thomas Flower, 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 reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion *per curiam*. Mr. Justice Blackmun dissents. Dissenting opinion by Mr. Justice Rehnquist with whom Mr. Chief Justice Burger joins.

No. 71-6425. Ivan V., petitioner, *v.* City of New York. On petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, First Judicial Department. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment reversed and case remanded to the Appellate Division of the Supreme Court of New York, First Judicial Department, for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam*. Mr. Chief Justice Burger took no part in the consideration or decision of this case.

APPEALS—SUMMARY DISPOSITION

No. 71-1396. John C. Danforth, Attorney General of Missouri, et al., appellants, *v.* Del C. Preisler et al. Appeal from the United States District Court for the Western District of Missouri. Judgment affirmed.

No. 71-5443. Larry E. Harvey, appellant, *v.* Tennessee. Appeal from the Supreme Court of Tennessee, Eastern Division. Motion for leave to proceed *in forma paperis* granted. Judgment reversed. *Brooks v. Tennessee*, 406 U.S. — (1972).

CERTIORARI—SUMMARY DISPOSITION

No. 70-5024. David J. Farrell, petitioner, *v.* William J. Stovall et al. One petition for writ of certiorari to the Supreme Court of Wisconsin. 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 Wisconsin for further consideration in light of *Humphrey v. Cady*, 405 U.S. 504 (1972) and *Jackson v. Indiana*, 406 U.S. — (1972).

ORDERS IN PENDING CASES

No. 70-105. Edward V. Hanrahan, State's Attorney of Cook County, Illinois, appellant, *v.* Jane Doe and Sally Roe, etc., et al.; and

No. 70-106. Bart Heffernan, Guardian ad litem, appellant, *v.* Jane Doe and Sally Roe et al. The application of appellees for vacation of stay, presented to Mr. Justice Marshall and by him referred to the Court, is denied. Mr. Justice Douglas would vacate the stay.

No. 71-703. United States, appellant, *v.* First National Bancorporation, Inc., et al. The motion of the Solicitor General for additional time for oral argument is granted and 15 additional minutes allotted for that purpose. Counsel for the appellees also allotted 15 additional minutes for oral argument. Mr. Justice Powell took no part in the consideration or decision of this motion.

No. 71-1345. James B. Crismon, petitioner, *v.* United States. The petitioner's second application for bail pending decision on his petition for certiorari, presented to Mr. Justice Blackmun and by him referred to the Court, is denied.

No. 71-1476. J. Brian Gaffney, appellant, *v.* Theodore R. Cummings et al. The application for stay of judgment of the United States District Court for the District of Connecticut, presented to Mr. Justice Marshall and by him referred to the Court, is granted. Dissenting opinion by Mr. Justice Douglas. Mr. Justice Stewart would deny the application.

APPEALS—JURISDICTION NOTED

No. 71-1031. Leonard Tonasket, appellant, *v.* Washington et al. Appeal from the Supreme Court of Washington. In this case probable jurisdiction noted.

No. 71-1069. Associated Enterprises, Inc. and Johnston Fuel Liners, appellants, *v.* Toltec Watershed Improvement District. Appeal from the Supreme Court of Wyoming. In this case probable jurisdiction noted.

No. 70-279. United States et al., appellants, *v.* Florida East Coast Railway Company et al. Appeal from the United States District Court for the Middle District of Florida. In this case probable jurisdiction noted. Mr. Justice Powell took no part in the consideration or decision of this matter.

No. 71-1222. Jule M. Sugarman, etc., et al., appellants, *v.* Patrick McL. Dougall et al. Appeal from the United States District Court for the Southern District of New York. Motion of appellees for leave to proceed *in forma pauperis* granted. In this case probable jurisdiction noted.

CERTIORARI GRANTED

CHARLES
No. 71-1304. [REDACTED] B. Bradley, Jr., et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit granted.

No. 71-1255. United States, petitioner, *v.* Charles J. Ash, Jr. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit granted. Application of respondent for release on bail, presented to the Chief Justice and by him referred to the Court, is denied without prejudice to a renewed application to the District Court. See 18 U.S.C. 3148.

No. 71-6060. Anthony Louis Tacon, petitioner, *v.* Arizona. Motion of petitioner for leave to proceed *in forma pauperis* and petition for writ of certiorari to the Supreme Court of Arizona granted.

No. 71-6516. Charles D. Braden, petitioner, *v.* 30th Judicial Circuit Court of Kentucky. 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.

CERTIORARI DENIED

No. 70-352. Michael Lawrence, petitioner, *v.* California. Petition for writ of certiorari to the Supreme Court of California denied.

No. 70-5101. John Patler, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. 70-5109. Sonny Townes, petitioner, *v.* Missouri. Petition for writ of certiorari to the Supreme Court of Missouri denied.

No. 71-970. Attilio ~~Henkel~~^{Henkel}, petitioner, *v.* New Jersey. Petition for writ of certiorari to the Superior Court of New Jersey, Appellate Division, denied.

No. 71-1115. John M. Farrell and Francis T. Glynn, petitioners, *v.* Massachusetts;

No. 71-1251. Local Finance Corporation, petitioner, *v.* Massachusetts;

No. 71-1253. Lyle S. Woodcock, petitioner, *v.* Massachusetts;

No. 71-1254. Liberty Loan Corporation, petitioner, *v.* Massachusetts; and

No. 71-6428. Martin J. Hanley, petitioner, *v.* Massachusetts. Petitions for writs of certiorari to the Supreme Judicial Court of Massachusetts denied.

No. 71-1212. Dick Andrew Gee, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1218. Auckland Holmes and James Oliver, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-1228. Spencer O. Walker and Ruben Ivery, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1230. Pepsi-Cola Bottling Company of Miami, 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. 71-1252. Victor Samuel Kamber, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-1257. Clarke Raymond Moore and John Bernard Spelz, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-1259. 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. 71-1268. Paul Brown and United States Telephone Company, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1270. Mary McKee, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-1272. Aida Guzman DeFont 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. 71-1273. Irving Fried, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1274. Archie L. Wainwright, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-1275. Major Walter Cobb, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1277. Billy Ray Grimes et al., petitioners, *v.* United States; and

No. 71-1296. Lawrence Lee Guinn, Jr., petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1292. Robert L. Alexander, 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 Tenth Circuit denied.

No. 71-1308. Walter Pritchard, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-1335. Philip J. Anselmo, Jr. and Terrance C. Lee, petitioners, *v.* Louisiana. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 71-1348. Jerome Sobel, dba Script Shop East, petitioner, *v.* The City of Lacy-Lakeview, Texas, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1350. Randolph C. Chambers et al., petitioners, *v.* Nationwide Mutual Insurance Company. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. 71-1354. Westinghouse Electric Corporation, petitioner *v.* Titanium Metals. Corp. of America. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-1374. Maurice A. Gellis, petitioner, *v.* City of Savannah, Chatham County, Georgia, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1395. Grayce E. Carollo, petitioner, *v.* S. S. Kresge Company, dba K-Mart. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-1414. Robert J. Beaudry, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 71-1448. Enso-Gutzeit, O/Y Finn Lines, Ltd. O/Y and Connecticut Terminal Co., Inc., petitioners, *v.* Robert Siderwicz. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-5370. Herman L. Hall, petitioner, *v.* Florida. Petition for writ of certiorari to the District Court of Appeal of Florida, First District, denied.

No. 71-6035. Robert Fusaro, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Third Appellate District, denied.

No. 71-6071. Sid Payne, petitioner, *v.* Walter E. Craven, Warden. Petition for writ of certiorari to the Supreme Court of California denied.

No. 71-6251. Joseph B. Cannito and Edward J. Konder, petitioners, *v.* Charles Wolff, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6258. 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. 71-6285. Ralph Joseph Avendano, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6291. Joe Willie Childs, petitioner, *v.* Harold J. Cardwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6336. Charles Robinson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6426. Paul S. DeBruhl, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6427. Harry Augustus Young, petitioner, *v.* George V. Reed, Chairman of Board of Parole, et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6443. William E. Clark, petitioner, *v.* Lyndon B. Johnson et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6446. John Timothy Reed, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6458. Robert Grene, petitioner, *v.* Emmett C. Choate, Judge, U.S. District Court. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6462. Carl George Smith, Jr., petitioner, *v.* Charles M. Rodgers. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-6475. Fredrick Ray Williams, petitioner, *v.* J. J. Clark, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6477. Danny N. Masheioff, petitioner, *v.* American Export Lines, Inc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6478. Thadeaus Roy Culberson, 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. 71-6482. James Theodore Harris, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-6483. Onis Grover Logan, petitioner, *v.* A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6484. William A. Ganci, petitioner, *v.* Robert Henderson, Superintendent, Auburn State Prison. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6488. Austin Verdon Johnson, petitioner, *v.* Colorado. Petition for writ of certiorari to the Court of Appeals of Colorado denied.

No. 71-6493. William Joseph McGurrin, petitioner, *v.* John P. Shovlin, etc. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6498. James E. Diggs, Jr., petitioner, *v.* M. C. Early. Petition for writ of certiorari to the Superior Court of the District of Columbia, Civil Division, denied.

No. 71-6499. David Ruiz-Juarez, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6515. Robert V. Pace, petitioner, *v.* Priscilla P. Welsh. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 70-5013. Rudolph Johnson, 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. 71-1122. Beneficial Finance Co. and Edward R. Newhall, petitioners, *v.* Massachusetts; and

No. 71-1241. Household Finance Corporation et al., petitioners, *v.* Massachusetts. Petitions for writs of certiorari to the Supreme Judicial Court of Massachusetts denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-1215. Gary Richard Tigerman, 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. 71-1224. Alfred Edward McGee, 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. 71-1258. Lawrence Demangone, 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. 71-1271. Don Schneider, etc., petitioner, *v.* Melvin R. Laird, Secretary of Defense, et al. 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. 71-1334. Twentieth Century-Fox Film Corporation, petitioner, *v.* Victor Desny. 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. 71-1341. Michael Louis Behr 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. 71-1346. United Mine Workers of America, petitioner, *v.* Riverton Coal Company and Davison Fuel and Dock 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. 71-1362. William Jacob Johnson, petitioner, *v.* Committee on Examinations and Admissions of the Supreme Court of Arizona. Petition for writ of certiorari to the Supreme Court of Arizona denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-1384. The New York, New Haven & Hartford Railroad Company First Mortgage 4% Bondholders Committee, petitioner, *v.* George P. Baker 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. 71-6158. Henry Foggy, petitioner, *v.* Arizona et al. Petition for writ of certiorari to the Supreme Court of Arizona denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-6502. George Terry Young, petitioner, *v.* 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. 71-6514. Cecil Raysor et al., petitioners, *v.* South Carolina. Petition for writ of certiorari to the Supreme Court of South Carolina denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-1078. Warren J. Moity, 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.

No. 71-1266. Sydney Gettelman, petitioner, *v.* Commissioner of Internal Revenue. Motion to dispense with printing petition granted. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-1365. Ranger Insurance Company, petitioner, *v.* Miriam G. Culberson Executrix, et al. 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. 71-1412. Frank Eyman, Warden, petitioner, *v.* Charles E. Hart. 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. 71-1462. Solo Cup Company, petitioner, *v.* Illinois Tool Works, Inc. Motion of Sweetheart Plastics, Inc., 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 denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. 71-6129. Robert McDonnell, petitioner, *v.* Charles L. Wolff, Jr., Warden, et al.; and

No. 71-6479. Theophilus C. Williams, 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. 71-6362. Lynward James Daye, Jr., et al., petitioners, *v.* John D. Larkins, Judge, et al.; and

No. 71-6480. Daniel Tilli, petitioner, *v.* John M. Davis et al. Motions for leave to file petitions for writs of mandamus denied.

REHEARINGS DENIED

No. 70-78. Affiliated Ute Citizens of the State of Utah et al., petitioners, *v.* United States et al.; and

No. 71-962. William Donald Kelley et al., petitioners, *v.* Texas State Board of Medical Examiners. Petitions for rehearing denied.

RECESS ORDER

The Court will take a recess from today until Monday, June 19, 1972.

Mr. Justice Powell and Mr. Justice Rehnquist 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>
Ralph M. Allen	Louisville, Ky.	L. Stanley Chauvin, Jr.
Larry Denis Austin	Memphis, Tenn.	Mrs. Martha Florence Day Burks.
Thomas Kennedy Bamford	Dallas, Tex.	Ralph W. Currie.
David S. Batcheller	Miami, Fla.	Hervey H. Yancey, Jr.
Robert Julian Beale	Louisville, Ky.	L. Stanley Chauvin, Jr.
Donald U. Beimbiek	St. Louis, Mo.	Wm. H. Armstrong.
Elliot William Bergfeld, Jr.	St. Louis, Mo.	Robert Owen Hetlage.
H. Rodger Betts	Honolulu, Hawaii	Hiram Leong Fong.
Kenneth R. Boiarsky	Alexandria, Va.	Sol. Gen. Erwin N. Griswold.
Charles E. Breitbeil	Louisville, Ky.	L. Stanley Chauvin, Jr.
Stephen Stoddard Buckley	Peoria, Ill.	Lyle W. Allen.
Thomas A. Burford	West Palm Beach, Fla.	Hal H. McCaghren.
Alvin B. Calof	Torrance, Calif	Houston Hunter Slate.
Rosalyn M. Chapman (Miss)	Los Angeles, Calif.	Miss Valerie Vanaman.
Garner James Cline	McLean, Va.	Donald G. Benn.
Arthur Cobb	Baton Rouge, La.	Ralph Brewer.
Joseph Robert Cortese	Cleveland, Ohio	John J. Adams.
Frederick W. Daily, III	West Palm Beach, Fla.	Hal H. McCaghren.
Robert L. De Costa	Bristol, R.I.	Richard J. Israel.
St. Julian Zorro De Costa, Jr.	Chicago, Ill.	Henry Bledsoe, Jr.
William F. Denman, Jr.	Prescott, Ark.	Damon Michael Young.
Frederick C. Dolt	Louisville, Ky.	L. Stanley Chauvin, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Robert Eugene Floyd	Boonville, Ind.	Ernest F. Henry.
James Herbert Foley, Sr.	Santa Monica, Calif.	Joseph Choate.
Elmer W. Galbi	Endwell, N. Y.	Miss Deanne C. Siemer.
Ralph N. George	Torrance, Calif.	Houston Hunter Slate.
Robert Jerome Grenier	Seattle, Wash.	Kenneth A. Mac- Donald.
Malcolm Jackson Hall	Atlanta, Ga.	Robert Howell Hall.
Charles H. Hardeman	Dallas, Tex.	Ralph W. Currie.
Benjamin W. Hilley	Great Falls, Mont.	Lee Metcalf.
Jack Lorsch Hirschfield	Louisville, Ky.	Ralph H. Logan.
Joel Hirschhorn	Miami, Fla.	H. Sol Clark.
Arthur W. Howard	Louisville, Ky.	L. Stanley Chauvin, Jr.
James Daniel Hutchinson	Washington, D.C.	John E. Nolan, Jr.
Willard Frederick Jones	Pleasant Hill, Calif.	George J. Roth.
Dennis Pearce Kelly	Big Rapids, Mich.	Fred C. Canant, Jr.
Frank J. Kenner	New Orleans, La.	Pascal F. Calo- gero, Jr.
Gene Walpole Lafitte	New Orleans, La.	Austin W. Lewis.
Joe F. Lassiter, Jr.	Montgomery, Ala.	Charles P. Miller.
Ray W. LeMaster, Jr.	Louisville, Ky.	L. Stanley Chauvin, Jr.
Donald Robert Lembo	North Providence, R.I.	Richard J. Israel.
John Charles Lobert	Charleston, W. Va.	Robert H. C Kay.
Michael T. Mallon	West Palm Beach, Fla.	Hal H. McCagh- ren.
Calvin R. Mapp	Miami, Fla.	Thomas Eugene Lee, Jr.
Nicholas Joseph Masing- ton, Jr.	Wilmington, Del.	Francis J. Crowley.
Gerald Shigemi Ma- tsunaga.	Lihue, Kauai, Hawaii	Daniel K. Inouye.
Philip C. McGahey	Arlington, Tex.	Stewart W. DeVore.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
D. Patrick McKittrick	Great Falls, Mont.	Lee Metcalf.
James M. Menger, Jr	Falls Church, Va.	Robert F. Guthrie.
William Luce Millard	Columbus, Ohio	Collis Gundy Lane.
Cecil J. Mills	Torrance, Calif.	Houston Hunter Slate.
George Hall Mitchell	Phoenix, Ariz.	Harry J. Cava- nagh.
Jeffrey N. Monsky	Louisville, Ky.	Louis Cohen.
Peter W. Nauert	Rockford, Ill.	Alan Robert Malasky.
Louis M. Nicoulin	Louisville, Ky.	L. Stanley Chauvin, Jr.
Francis Xavier Nolan	Philadelphia, Pa.	Leo Weinrott.
John Vincent O'Donnell	Ellsworth, Kans.	James B. Pearson.
Robert Edmond Parker	Nashville, Tenn.	William H. Woods.
Charles L. Parks	Anniston, Ala.	John W. Vardaman.
Edward Michael Pearl	Chicago, Ill.	Robert A. Kroll.
Donald Ernest Phillipson	Denver, Colo.	Richard M. Davis.
Ira Postel	New York, N.Y.	Jesse Climenko.
Ralph H. Ruch, Jr.	Louisville, Ky.	Richard C. Porter, Jr.
Samuel Lewis Schlocker	Chicago, Ill.	Larry S. Mayster.
Theodore Calvin Taub	Tampa, Fla.	Wm. Reece Smith, Jr.
David Renwick Thompson	San Diego, Calif.	John Michael Bollman.
Harry Treinin	Corning, N.Y.	Pierre W. Evans.
Gerald M. Walsh	Fort Lauderdale, Fla.	James V. Dolan.
Richard F. Walters	Junction City, Ks.	James B. Pearson.
Arthur H. Wilding	Louisville, Ky.	L. Stanley Chauvin, Jr.
Vernon Lowell Williams	Wichita, Ks.	James B. Pearson.
Stuart Yussman	Louisville, Ky.	L. Stanley Chauvin, Jr.
Chester F. Zoeller, Jr.	Louisville, Ky.	L. Stanley Chauvin, Jr.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Alan Melvyn Shotkin	Beverly Hills, Calif.	Solicitor General, Erwin N. Griswold.
Seymour Arthus Gordon	St. Petersburg, Fla.	Solicitor General, Erwin N. Griswold.
Andrew J. Ruzicho	Washington, D.C.	Solicitor General, Erwin N. Griswold.
Frederick John Lewis	Chattanooga, Tenn.	Solicitor General, Erwin N. Griswold.
Lyndon Gamelson	Wichita, Kans.	Keith G. Sebelius.
Donald E. Martin	Kansas City, Kans.	Keith G. Sebelius.
Wayne M. Stallard	Onaga, Kans.	Keith G. Sebelius.
Fred T. Thompson	Williamstown, Mass.	Keith G. Sebelius.
James Alfred Williams	Dodge City, Kans.	Keith G. Sebelius.
William R. Mapother	Louisville, Ky.	Thos. C. Mapother, Jr.
Elmer E. Morgan	Louisville, Ky.	Thos. C. Mapother, Jr.
J. Michael Kemp	Reston, Va.	Robert Miller Thorniley.
Dan R. Kiely	Alexandria, Va.	Robert Miller Thorniley.
William B. Dickinson	Bridgefield, Conn.	James Joseph McHugh.
Arthur W. Dulemba, Jr.	Stamford, Conn.	James Joseph McHugh.
Eiley Sloan Rainwater, Jr.	Walnut Ridge, Ark.	John Patrick Baker.
William C. Jackson	Rockford, Ill.	Carl J. Lorentz, Jr.
George Louis Christopher	Washington, D.C.	Dumond Peck Hill.
Crandal Wilson Solbach	McLean, Va.	Kirby M. Gillette.
Timothy O. Kristl	Warsaw, Ind.	Edgar C. Platt.
John Richard Parker	Villa Park, Calif.	Robert L. Leggett.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Joseph William Eshelman III	Birmingham, Ala.	Justice Tom C. Clark.
John Mauzy Pittman	West Helena, Ark.	Justice Tom C. Clark.
Sheldon Leroy Foreman	Pasadena, Calif.	Justice Tom C. Clark.
Eric Lauterer	Los Angeles, Calif.	Justice Tom C. Clark.
James J. Williams	Los Angeles, Calif.	Justice Tom C. Clark.
W. Louis Dorsey	Washington, D.C.	Justice Tom C. Clark.
Ronald Steven Frankel	Miami, Fla.	Justice Tom C. Clark.
Benjamin A. Galer	Mount Pleasant, Iowa	Justice Tom C. Clark.
Charles Edward Rollo	Shawnee Mission, Kans.	Justice Tom C. Clark.
Neil Raymond McDonald	Monroe, La.	Justice Tom C. Clark.
Paul Stephen Beatty	Baltimore, Md.	Justice Tom C. Clark.
Donald B. W. Messenger	Upper Marlborough, Md.	Justice Tom C. Clark.
Sheldon A. Fine	Medford, Mass.	Justice Tom C. Clark.
Alan Howard Harrigill	Jackson, Miss.	Justice Tom C. Clark.
Edward Richard Weber	Kingsport, Tenn.	Justice Tom C. Clark.
Dennis K. Kuroishi	Omaha, Nebr.	Justice Tom C. Clark.
John Joseph Hill, Jr.	Colonia, N.J.	Justice Tom C. Clark.
John H. McNeill	Jersey City, N.J.	Justice Tom C. Clark.
John Petronko, Jr.	Kingwood Town- ship, N.J.	Justice Tom C. Clark.
Andrew John Rodnite	Willingboro, N.J.	Justice Tom C. Clark.
John Joseph Rush	South Orange, N.J.	Justice Tom C. Clark.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John M. Strickek	Jersey City, N.J.	Justice Tom C. Clark.
Ihor O. E. Kotlarchuk	Forest Hills, N.Y.	Justice Tom C. Clark.
Richard Lane Brown III	Albemarle, N.C.	Justice Tom C. Clark.
Theodore Christ Gregory	Wilmington, Del.	Justice Tom C. Clark.
William Evan Huber II	St. Marys, Ohio	Justice Tom C. Clark.
Robert Perry Kelly	Pawhuska, Okla.	Justice Tom C. Clark.
Graham Clayton Showalter	Lewisburg, Pa.	Justice Tom C. Clark.
Mark E. Weand, Jr.	Norristown, Pa.	Justice Tom C. Clark.
Barry Robert Dean	Dover, N.J.	Justice Tom C. Clark.
John Collier Martin	Houston, Tex.	Justice Tom C. Clark.
Daniel Sterling Parks	Houston, Tex.	Justice Tom C. Clark.
George W. R. Glass	Richmond, Va.	Justice Tom C. Clark.
Douglas Lorenzo Hatch	Arlington, Va.	Justice Tom C. Clark.
William N. Humphries, Jr.	Colonial Heights, Va.	Justice Tom C. Clark.
Stanley J. Bordorf	Louisville, Ky.	L. Stanley Chauvin, Jr.
Buel L. Cox	Louisville, Ky.	L. Stanley Chauvin, Jr.
Robert K. Cullen	Frankfort, Ky.	L. Stanley Chauvin, Jr.
Charles William Ferguson	Louisville, Ky.	L. Stanley Chauvin, Jr.
Stephen W. Fleck	Louisville, Ky.	L. Stanley Chauvin, Jr.
John Joseph Ford	Louisville, Ky.	L. Stanley Chauvin, Jr.
John George	Louisville, Ky.	L. Stanley Chauvin, Jr.
Edward Gibson Gilder-sleeve, Jr.	Louisville, Ky.	L. Stanley Chauvin, Jr.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Isaac R. Gumer	Louisville, Ky.	L. Stanley Chauvin, Jr.
John Barry Hagan	Louisville, Ky.	L. Stanley Chauvin, Jr.
Charles W. Hebel, Jr.	Louisville, Ky.	L. Stanley Chauvin, Jr.
James W. Hendricks	Louisville, Ky.	L. Stanley Chauvin, Jr.
Richard L. Hitchcock	Louisville, Ky.	L. Stanley Chauvin, Jr.
Paul L. Humphrey	Louisville, Ky.	L. Stanley Chauvin, Jr.
Howard Browning Hunt, Sr.	Louisville, Ky.	L. Stanley Chauvin, Jr.
Orrin Wakefield Jenkins	Louisville, Ky.	L. Stanley Chauvin, Jr.
August Alfred Klapheke	Louisville, Ky.	L. Stanley Chauvin, Jr.
George Coleman Long	Louisville, Ky.	L. Stanley Chauvin, Jr.
Richard H. Nash, Sr.	Louisville, Ky.	L. Stanley Chauvin, Jr.
Adrian F. O'Bryan	Louisville, Ky.	L. Stanley Chauvin, Jr.
Olga Sapp Peers	Louisville, Ky.	L. Stanley Chauvin, Jr.
Claude W. Reed	Louisville, Ky.	L. Stanley Chauvin, Jr.
E. Michael Runner	Louisville, Ky.	L. Stanley Chauvin, Jr.
Donald L. Smalley	Louisville, Ky.	L. Stanley Chauvin, Jr.
John Frith Stewart	Louisville, Ky.	L. Stanley Chauvin, Jr.
Maurice L. Sullivan	Louisville, Ky.	L. Stanley Chauvin, Jr.
James R. Voyles	Louisville, Ky.	L. Stanley Chauvin, Jr.
William H. Walden	Louisville, Ky.	L. Stanley Chauvin, Jr.
Rodney Williams, Jr.	Louisville, Ky.	L. Stanley Chauvin, Jr.

OPINIONS

No. 70-283. Frederick E. Adams, Warden, petitioner, *v.* Robert Williams. 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 Rehnquist. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Marshall joins. Dissenting opinion by Mr. Justice Brennan. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Douglas joins.

No. 70-75. Moose Lodge No. 107, appellant, *v.* K. Leroy Irvis et al. Appeal from the United States District Court for the Middle District of Pennsylvania. Judgment reversed and case remanded to the United States District Court for the Middle District of Pennsylvania with instructions to enter a decree in conformity with the opinion of this Court. Opinion by Mr. Justice Rehnquist. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Marshall joins. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Marshall joins.

No. 71-11. James R. James, Judicial Administrator, et al., appellants, *v.* David E. Strange. Appeal from the United States District Court for the District of Kansas. Judgment affirmed. Opinion by Mr. Justice Powell.

No. 71-404. Lewis Colten, appellant, *v.* Kentucky. Appeal from the Court of Appeals of Kentucky. Judgment affirmed. Opinion by Mr. Justice White. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Marshall.

No. 70-5039. Margarita Fuentes et al., appellants, *v.* Robert L. Shevin, Attorney General of Florida, et al. Appeal from the United States District Court for the Southern District of Florida; and

No. 70-5138. Paul Parham et al., appellants, *v.* Americo V. Cortese et al. Appeal from the United States District Court for the Eastern District of Pennsylvania. Judgments vacated and cases remanded to the respective United States District Courts for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Stewart. Dissenting opinion by Mr. Justice White with whom Mr. Chief Justice Burger and Mr. Justice Blackmun join. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of these cases.

No. 70-5015. Jon Richard Argersinger, petitioner, *v.* Raymond Hamlin, Sheriff, Leon County, Florida. On writ of certiorari to the Supreme Court of Florida. Judgment reversed and case remanded to the Supreme Court of Florida for further consideration not incon-

sistent with the opinion of this Court. Opinion by Mr. Justice Douglas. Opinion by Mr. Chief Justice Burger concurring in the result. Concurring opinion by Mr. Justice Brennan with whom Mr. Justice Douglas and Mr. Justice Stewart join. Opinion by Mr. Justice Powell with whom Mr. Justice Rehnquist joins concurring in the result.

No. 71-322. M/S Bremen and Unterweser Reederei, GMBH, petitioners, *v.* Zapata Off-Shore Company. 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 by Mr. Chief Justice Burger.

Adjourned until Monday, June 19, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

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. 71-1309. Dennis Turner, petitioner, *v.* Arkansas. On petition for writ of certiorari to the Supreme Court of Arkansas. Petition for writ of certiorari granted, judgment reversed, and case remanded for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam*. Concurring statement by Mr. Justice Blackmun with whom Mr. Justice Rehnquist joints. The Chief Justice, rather than taking summary action would hear oral argument and give the matter plenary consideration.

APPEALS—SUMMARY DISPOSITION

No. 71-1085. California, appellant, *v.* Clifford Ellis Kaplan. Appeal from the Supreme Court of California. Motion of appellee for leave to proceed *in forma pauperis* granted. The appeal is dismissed, it appearing that the judgment below rests upon an adequate state ground.

No. 71-1400. United Air Lines, Inc., appellant, *v.* G. W. Porterfield, Tax Commissioner of Ohio. Appeal from the Supreme Court of Ohio. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted. Mr. Justice Powell took no part in the consideration or decision of this appeal.

No. 71-1435. The State Department of Health and Rehabilitative Services, et al., appellants, *v.* Antonio Zarate, etc., et al. Appeal from the United States District Court for the Southern District of Florida. Motion of appellees Herman and Pola Sheydwasser for leave to proceed *in forma pauperis* granted. Judgment affirmed. Mr. Justice White is of the opinion that probable jurisdiction should be noted.

No. 71-1477. Robert S. Dickens et ux., appellants, *v.* Penelope Ernesto et al. Appeal from the Court of Appeals of New York. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas is of the opinion that probable jurisdiction should be noted.

No. 71-5400. Paul Ronnie Hickman, appellant, *v.* Virginia. Appeal from the Supreme Court of 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.

No. 71-5723. William K. McAllister, appellant, *v.* Virginia. Appeal from the Supreme Court of Virginia. Motion of appellant for leave to proceed *in forma pauperis* granted. Judgment vacated and case remanded to the Supreme Court of Virginia for further consideration in light of *Argersinger v. Hamlin, Sheriff*, 407 U.S. — (1972). Mr. Justice Douglas would reverse judgment of lower court.

CERTIORARI—SUMMARY DISPOSITION

No. 70-5052. Donald Kammerer, petitioner, *v.* Washington et al. On petition for writ of certiorari to the Supreme Court of Washington. 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 Washington for further consideration in light of *Argersinger v. Hamlin, Sheriff*, 407 U.S. — (1972).

No. 70-5053. Danny Eugene Fox, petitioner, *v.* City of Bellevue et al. On petition for writ of certiorari to the Supreme Court of Washington. 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 Washington for further consideration in light of *Argersinger v. Hamlin, Sheriff*, 407 U.S. — (1972).

No. 71-5722. William Wright, petitioner, *v.* Town of Wood. On petition for writ of certiorari to the Supreme Court of South Dakota. 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 South Dakota for further consideration in light of *Argersinger v. Hamlin, Sheriff*, 407 U.S. — (1972). Mr. Justice Douglas would grant certiorari and reverse judgment of lower court.

No. 71-6445. George Llewellyn Jones, III, petitioner, *v.* United States. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. On the representation of the Solicitor General set forth in his memorandum for the

United States filed May 25, 1972, judgment vacated and case remanded to Court of Appeals for reconsideration in light of the position presently asserted by the Government.

ORDER IN PENDING CASE

No. 71-1592. Robert Shipley Auerbach et al., appellants, *v.* Marvin Mandel, Governor of the State of Maryland, et al. The motion to expedite is denied.

CERTIORARI GRANTED

No. 71-1369. Russell G. Oswald, Commissioner of Correctional Services, et al., petitioners, *v.* Eugene Rodriguez et al. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit granted.

No. 71-1398. John W. Warner, Secretary of the Navy, petitioner, *v.* John W. Flemings. 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 granted and set for oral argument with No. 71-6314.

No. 71-6314. James Roy Gosa, petitioner, *v.* J. A. Mayden, 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 Fifth Circuit granted and set for oral argument with No. 71-1398.

CERTIORARI DENIED

No. 71-1206. Robert Bolivar DePugh, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-1260. The School Town of Speedway, Indiana, et al., petitioners, *v.* S. Hugh Dillin, United States District Judge, Southern District of Indiana, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-1290. William Binder, petitioner, *v.* United States;

No. 71-1307. Edward Samuels, petitioner, *v.* United States; and

No. 71-6519. Max Blauner, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1295. David H. Wenger, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1299. Nick Karneges et al., petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-1366. Angelo Marino 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. 71-1367. Rockwell-Standard Corporation, petitioner, *v.* Scaife Company. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Western District, denied.

No. 71-1375. City of Hickory Hills, Illinois, petitioner, *v.* Village of Bridgeview, Illinois, et al. Petition for writ of certiorari to the Appellate Court of Illinois, First District, denied.

No. 71-1379. Earl L. Watts, petitioner, *v.* Winton Teagle et al. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. 71-1385. Martin Spagat and Polk Bros., Inc., petitioners, *v.* George Mahin, as Director of Revenue, et al. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 71-1388. John A. Grivetti et al., petitioners, *v.* William J. Scott, Attorney General; and

No. 71-1389. Cecil A. Partee, etc., et al., petitioners, *v.* William J. Scott, Attorney General. Petitions for writs of certiorari to the Supreme Court of Illinois denied.

No. 71-1415. Herman Ross, petitioner, *v.* William R. Tait. Petition for writ of certiorari to the Supreme Court of Michigan denied.

No. 71-1420. Vera Teperich, petitioner, *v.* North Judson-San Pierre High School Building Corporation et al. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. 71-1466. Richard William Gorsalitz, petitioner, *v.* Olin Mathieson Chemical Corporation. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5611. James M. Walsh et al., petitioners, *v.* Philip J. Picard, Superintendent, Massachusetts Correctional Institute. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-6074. Robert Allen Ray, petitioner, *v.* Joseph R. Brierley, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6167. Frank Hatton, petitioner, *v.* S. Lamont Smith, Warden. Petition for writ of certiorari to the Supreme Court of Georgia denied.

No. 71-6169. Don C. Hawkins, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. 71-6190. James Troxell, petitioner, *v.* Harold J. Cardwell, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6281. Donald Beishir et al., petitioners, *v.* Harold R. Swenson et al. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6284. Merrill Lane Andrews, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Court of Appeals of North Carolina denied.

No. 71-6394. Arthur Bell Talbott, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6454. Clarence O. Revel and Charles Raymond Whitehead, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6465. Donald Anthony DeLuzio, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6474. Haywood Erwing, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6494. John Philipp Alkes, petitioner, *v.* U.S. Board of Parole et al. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6526. Paul James Upsher, petitioner, *v.* Ohio. Petition for writ of certiorari to the Supreme Court of Ohio denied.

No. 71-6530. Aldo Mario Lovisi, petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. 71-6531. Richard Eugene Sires, petitioner, *v.* Thomas G. Pinnock, etc. Petition for writ of certiorari to the Supreme Court of Washington denied.

No. 71-6533. Roy D. Plott, petitioner, *v.* Tennessee. Petition for writ of certiorari to the Court of Criminal Appeals of Tennessee denied.

No. 71-6542. Johnny Lee Lemon, petitioner, *v.* Howard D. Yeager, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6545. William Edward Sweeney, 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. 71-6548. Frank Spinelli, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6559 Cloyd I. McReynolds, Sr., petitioner, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied.

No. 71-6560. Bobby L. Mayberry, petitioner, *v.* Howard D. 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. 71-6561. Gerald Laietta, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-6562. Fred LaFay, petitioner, *v.* Harry Fritz, Superintendent, Auburn Correctional Facility. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-6563. 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. 71-6577. D. C. Dockery, petitioner, *v.* California. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6578. Mary Elizabeth Pillis, a minor, and Edward J. Pillis, petitioners, *v.* Governor of Virginia et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6581. Jose E. Lopez, petitioner, *v.* Wisconsin. Petition for writ of certiorari to the Supreme Court of Wisconsin denied.

No. 71-6590. John Moore, petitioner, *v.* Eugene A. Powell, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6591. Thomas Caruso, petitioner, *v.* New York et al. Petition for writ of certiorari to the Appellate Division of the Supreme Court of New York, Second Judicial Department, denied.

No. 71-6593. Claude Edward Butler, petitioner, *v.* California. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. 71-6595. Robert Lee Stokes, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Court of Appeals of Kentucky denied.

No. 71-6597. Jerry Lee Junior, petitioner, *v.* Alabama. Petition for writ of certiorari to the Court of Criminal Appeals of Alabama denied.

No. 71-6599. Julian T. Spillers, petitioner, *v.* Northern Assurance Company of America et al. Petition for writ of certiorari to the Supreme Court of Louisiana denied.

No. 71-6600. In re Petition of Russell Wayland, petitioner. Petition for writ of certiorari to the Supreme Court of Oklahoma denied.

No. 71-6602. Karl Henry Stell, petitioner, *v.* Stanley Gregory Benjamin. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-6605. Alexander B. Livingston, petitioner, *v.* Mobil Oil Corporation. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-6608. Herbert Abraham, petitioner, *v.* Ohio. Petition for writ of certiorari to the Court of Appeals of Ohio, Cuyahoga County, denied.

No. 70-50. Consolidated City of Jacksonville and Duval County, State of Florida, petitioner, *v.* Jewel Bertram Wooley, Jr. 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. 71-898. Northern California Collection Service Inc. of Sacramento, petitioner, *v.* Joseph A. Randone et al. Motion of respondents for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to Supreme Court of California denied.

No. 70-5304. James Thomas Bell, petitioner, *v.* Kentucky. Petition for writ of certiorari to the Circuit Court of Fayette County of Kentucky denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-143. Bryan W. Stevens et al., petitioners, *v.* Philip E. Watson. 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. 71-1262. Sam A. Herscovitz, petitioner, *v.* Board of Commissioners of the Utah State Bar. Petition for writ of certiorari to the Supreme Court of Utah denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-1337. Edward Devine Johnson et al., petitioners, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-1352. Robert B. J. Mulvaney and Milton Yormark, petitioners, *v.* New Jersey. 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. 71-1370. Kathleen Hackett, etc., petitioner, *v.* General Host Corporation 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. 71-1406. Leon Howard and Barney Schoby, etc., petitioners, *v.* Adams County Board of Supervisors et al., etc. 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. 71-1424. James W. Fitzgerald, petitioner, *v.* Superior Court of the State of California in and for the City and County of San Francisco. 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. 71-1460. Janet T. Hamilton, etc., petitioner, *v.* The Chesapeake and Ohio Railway Company. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-6100. Harold Bridges, 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. 71-6112. Larry Gene Miller, petitioner *v.* United States. 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. 71-6455. Jemmott Randolph Harris, 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. 71-6538. Rodney Huckabay, petitioner, *v.* Charles Woodmansee, Judge, 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. 71-6553. Charles Spain, petitioner, *v.* Ernest Montanye, Superintendent, Attica Correctional Facility. 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. 71-6616. Alvin J. Dixon, petitioner, *v.* United States. Petition for writ of certiorari to the District of Columbia Court of Appeals denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-1219. Scenic Hudson Preservation Conference et al., petitioners, *v.* Federal Power Commission et al.;

No. 71-1220. City of New York, petitioner, *v.* Federal Power Commission et al.; and

No. 71-1221. The Sierra Club and its Atlantic Chapter, petitioners, *v.* Federal Power Commission et al. Motion to dispense with printing the FPC opinion in No. 71-1219 to conform with Rule 39 granted. Petitions for writs of certiorari to the United States Court of Appeals for the Second Circuit denied. Dissenting opinion by Mr. Justice Douglas.

No. 71-1280. B. Forman Company, Inc., 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. Mr. Justice Marshall and Mr. Justice Powell are of the opinion that certiorari should be granted.

No. 71-1392. County Board of Education of Fayette County, Tennessee, petitioner, *v.* Mable C. Walker et al. 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. 71-1457. Monsanto Company, petitioner, *v.* Rohm & Haas Company. Motion of the American Patent Law 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 Third Circuit denied.

LEAVE TO FILE PETITIONS FOR WRITS OF HABEAS CORPUS DENIED

No. 71-6534. Leland Ferre, petitioner, *v.* Elza Brantley, Warden.; and

No. 71-6541. Milton McCray, petitioner, *v.* Maryland. Motions for leave to file petitions for writs of habeas corpus denied.

LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS DENIED

No. 71-6573. Joseph P. Gerardi, petitioner, *v.* United States District Court for the Central District of California et al. Motion for leave to file petition for writ of mandamus denied.

PETITIONS FOR REHEARING

No. 71-1196. Ralph E. Corey and Robert M. Kimbrough, petitioners, *v.* State Savings & Loan Association et al.; and

No. 71-5172. Charles O. Dukes, petitioner, *v.* Warden, Connecticut State Prison. Petitions for rehearing denied.

No. 71-5845. Kathleen Coleman, a minor, petitioner, *v.* Charles Russell Cramer, a minor. Motion for leave to file petition for rehearing denied.

RECESS ORDER

The Court will take a recess from today until Thursday, June 22, 1972.

ADMISSIONS TO THE BAR ON WRITTEN MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David D. Abbatangelo	Las Vegas, Nev.	Herbert M. Jones.
James B. Alley, Jr.	Santa Fe, N. Mex.	John A. Mitchell.
George Allen Anderson	Aiken, S.C.	Matthew J. Perry.
Milton Samuel Applebaum	Chicago, Ill.	Maurice Washer.
Richard R. Barnes	Wichita, Kans.	James B. Pearson.
Lawrence P. Benjamin	Lexington, Mass.	Martin P. Hoffman.
Richard. H. Borow	Los Angeles, Calif.	Charles H. Phillips.
Bernard H. Breymann	Inverness, Ill.	Justin A. Stanley.
William J. Brown	Columbus, Ohio	George L. Jenkins.
Cornelius Joseph Calnan	San Antonio, Tex.	Sol. Gen. Erwin N. Griswold.
Robert Chira	New York, N.Y.	John Joseph McCann.
William Randolph D'Armond.	Baton Rouge, La.	John Dale Powers.
Allen Clement Dewey, Jr.	Albuquerque, N. Mex.	J. R. Modrall.
Stewart Howard Diamond	Chicago, Ill.	Ronald S. Cope.
James Edward Dombeck	Rochester, N.Y.	James D. Andrews.
Renn Drumm, Jr.	Winston-Salem, N.C.	Robert V. Brawley.
Wm. Arthur Dupee	Beverly, Mass.	James Garfield.
Michael Cavalier Durney	Washington, D.C.	John MacGregor Kirk.
F. Ronald Ealy	Effingham, Ill.	William Kenneth Kidwell.
George Edelstein	Chevy Chase, Md.	Sol. Gen. Erwin N. Griswold.
Woodrow W. Erwin	Franklinton, La.	Richard F. Knight.
Robert Farkas	Las Vegas, Nev.	Herbert M. Jones.
Ward P. Ferguson	McPherson, Kans.	James B. Pearson.
Frances M. Foltz (Miss)	Washington, D.C.	Sol. Gen. Erwin N. Griswold.
Michael R. Gardner	Philadelphia, Pa.	Bernard G. Segal.
Nathan H. Gates	New York, N.Y.	George J. Siegel.
Ronald Bart Gilbert	Miami, Fla.	Ronald I. Strauss.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
John Warren Giles	Washington, D.C.	Elijah Brocken- borough White.
Paul Alan Gold	Chicago, Ill.	Arthur T. Susman.
Harold Goldman	Passaic, N.J.	George L. Garrison.
James Osby Goodwin	Tulsa, Okla.	G. Ellis Gable.
Gordon Hackman	New Orleans, La.	Adolph J. Levy.
Ronald J. Herisko	Cambridge, Mass.	Leonard M. Mendelson.
Kei Hirano	Lihue, Hawaii.	Daniel K. Inouye.
Frank Thomas Holt	Thomasville, Ga.	Thomas Heyward Vann.
Kenneth A. Howe, Jr.	Lexington, Ky.	Ed W. Hancock.
Monroe L. Inker	Boston, Mass.	Joseph S. Oteri.
Joseph Pickett Johnson, Jr.	Abingdon, Va.	Wm. A. Stuart.
Kevin M. Keating	Boston, Mass.	Joseph S. Oteri.
Paul Edward Klein	Albany, N.Y.	Martin L. Barr.
Arthur Anthony Kola	Cleveland, Ohio	John J. Adams.
Charles Alan Laff	Chicago, Ill.	Sidney Neuman.
Michael Joseph Leatherman	Findlay, Ohio	William J. Lowry.
Roy Miller Lilly	Thomasville, Ga.	Thomas Heyward Vann.
Edward Allen Lipton	New York, N.Y.	Samuel Harris Dawson.
Walter Ernest Mackoul	Miami, Fla.	Charles A. Carroll.
John Samuel Mahle Jr.	Baltimore, Md.	Edward Chester Mackie.
Martin Frank Majestic	San Francisco, Calif.	Leonard Phillips.
Mark L. McConaghy	Washington, D.C.	Wilbur Daigh Mills.
Alva Donald Messenheimer	Washington, D.C.	James P. Burns.
Clinton R. Moritz	Richfield, Minn.	E. Edward Orwoll.
Herbert Lowe Myers	Philadelphia, Pa.	Ralph J. Savarese.
Lawrence Richard Opert	Cambridge, Mass.	Judge Haskell C. Freedman.
Crawford Parker, Jr.	Carthage, Tex.	Joseph Earl Jackson.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Charlotte Anne Perretta (Miss)	Boston, Mass.	Joseph S. Oteri.
William Benedict Pike	Cuyahoga Falls, Ohio	Warren W. Gibson.
Daniel Reiss, Jr.	Washington, D.C.	Stephen Deaderick Potts.
Bernard Thomas Renzy III	Washington, D.C.	Lee I. Park.
Brian Willis Riemer	Delavan, Wis.	William Lester Seymour.
Lester Vern Robinson III	Iowa City, Iowa	Robert C. Oberbillig.
Aaron Roemer	New York, N.Y.	Milton E. Canter.
Robert Arthur Romanoff	Chicago, Ill.	Arthur M. Mintz.
Jack Isom Scheiman	Denver, Colo.	Henry H. Wolslegel.
Dennis Ralph Schmitz	Torrance, Calif.	Einar C. Petersen.
Arthur H. Seidel	Milwaukee, Wis.	Maxwell H. Herriott.
Richard L. Sieg, Jr.	Burbank, Calif.	Samuel Gorlick.
Milton Haight Sitton	Nashville, Tenn.	Seymour Samuels, Jr.
Robert G. Smith	Brookfield, Mo.	Richard Norman Brown.
Walter Joseph Smith	Fort Walton Beach, Fla.	Erwin Fleet.
Marvin David Snodgrass	Fort Worth, Tex.	Leon Douglas.
Frank G. Spurney, Jr.	Belleville, Kans.	James B. Pearson.
Wynne Allan Stevens, Jr.	Alexandria, Va.	William J. Keating.
Errol Martin Stone	Rockville, Md.	Robert E. Kushner.
Wilfred C. Stump	Ketchikan, Alaska	Theodore Fulton Stevens.
Charles Michael Tobin	Rockville, Md.	Theodore A. Miller.
Robert Charles Weber	Buffalo, N.Y.	Kenneth Richard Sommer.
David M. Wortman	Washington, D.C.	Saul Marvin Schwartzbach.
Richard M. Wyszynski	Buffalo, N.Y.	Michael J. McMorrow.
Judith Bader York (Mrs.)	New York, N.Y.	John Anthony Astorina.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Jess J. Yado III	Tampa, Fla	Solicitor General Erwin N. Griswold.
Robert Lee Rowe, Jr.	Jacksonville, Fla.	Solicitor General Erwin N. Griswold.
William Ronald Schroeder	New York, N.Y.	Solicitor General Erwin N. Griswold.
Laurence E. Kinsolving	Washington, D.C.	Solicitor General Erwin N. Griswold.
Dennis Franklin Houfek	New York, N.Y.	Solicitor General Erwin N. Griswold.
James West Murdoch	Burlington, Vt.	Solicitor General Erwin N. Griswold.
Daniel H. Skerritt	Portland, Oreg.	Robert W. Packwood.
Philip J. Levine	New York, N.Y.	Thomas Henry Kuchel.
Ezra C. Levine	New York, N.Y.	Thomas Henry Kuchel.
Harold G. Myhre	Warren, Minn.	Quentin N. Burdick.
John J. Patridge	Stockton, Calif.	John J. McFall.
Robert C. Robertson	Medford, Oreg.	John Dellenback.
Stanley Joseph Collesano	Buffalo, N.Y.	Michael J. Mc- Morrow.
Salvatore Richard Martoché.	Buffalo, N.Y.	Michael J. Mc- Morrow.
David Winston Houston III	Aberdeen, Miss.	Peter M. Stockett, Jr.
Lucille C. Lane	Chicago, Ill.	Maurice Washer.
John Wesley Roten	Huntington, W. Va.	Earl W. Kintner.

Mr. Solicitor General Griswold presented the Honorable Richard G. Kleindienst, Attorney General of the United States.

The Chief Justice said:

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

OPINIONS

No. 70-153. United States, petitioner, *v.* United States District Court for the Eastern District of Michigan, Southern Division, et al. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment affirmed. Opinion by Mr. Justice Powell. Mr. Chief Justice Burger concurs in the result. Concurring opinion by Mr. Justice Douglas. Opinion by Mr. Justice White concurring in judgment. Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 71-5445. Gerald Shadwick, appellant, *v.* City of Tampa. Appeal from the Supreme Court of Florida. Judgment affirmed. Opinion by Mr. Justice Powell.

No. 71-32. Curtis C. Flood, petitioner, *v.* Bowie K. Kuhn et al. On writ of certiorari to the United States Court of Appeals for the Second Circuit. Judgment affirmed. Opinion by Mr. Justice Blackmun. Mr. Chief Justice Burger and Mr. Justice White join in parts II, III and IV of the opinion and in the judgment. Concurring statement by Mr. Chief Justice Burger. Dissenting opinion by Mr. Justice Douglas with whom Mr. Justice Brennan joins. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Brennan joins. Mr. Justice Powell took no part in the consideration or decision of this case.

No. 71-5144. Edward Lee McNeil, petitioner, *v.* Director, Patuxent Institution. On writ of certiorari to the Court of Special Appeals of Maryland. Judgment reversed and case remanded to the Court of Special Appeals of Maryland for further proceedings not inconsistent with the opinion of this Court. The mandate shall issue forthwith. Opinion by Mr. Justice Marshall. Concurring opinion by Mr. Justice Douglas.

No. 70-27. 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. Judgment reversed and case remanded to the United States District Court for the Northern District of Florida for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Stewart. Concurring opinion by Mr. Chief Justice Burger with whom Mr. Justice White and Mr. Justice Blackmun join. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 40, Original. Commonwealth of Pennsylvania, plaintiff, *v.* State of New York et al. On bill of complaint. Decree recommended by the Special Master adopted and entered, and the cause is referred to the Special Master for further proceedings and the filing of a proposed supplemental decree with respect to the distribution of costs of the inquiry as to available addresses. Opinion by Mr. Justice Brennan. Dissenting opinion by Mr. Justice Powell with whom ~~Mr. Justice~~
~~Burger~~ Mr. Justice Blackmun and Mr. Justice Rehnquist join.

No. 70-5276. Albert Delanor Murel et al., petitioners, *v.* Baltimore City Criminal Court et al. On writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Writ dismissed as improvidently granted. Opinion *per curiam* announced by Mr. Chief Justice Burger. Dissenting opinion by Mr. Justice Douglas.

Adjourned until Thursday, June 22, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES



Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

OPINIONS

No. 71-5255. Willie Mae Barker, petitioner, *v.* John W. Wingo, Warden. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment affirmed. Opinion by Mr. Justice Powell. Concurring opinion by Mr. Justice White with whom Mr. Justice Brennan joins.

No. 70-223. Central Hardware Company, petitioner, *v.* National Labor Relations Board et al. On writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Judgment vacated and case remanded to the Court of Appeals for further consideration in light of the principles of *NLRB v. Babcock & Wilcox*, 351 U.S. 105 (1956). Opinion by Mr. Justice Powell. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Douglas and Mr. Justice Brennan join.

No. 71-492. Lloyd Corporation, Ltd, petitioner, *v.* Donald M. Tanner 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 with directions to vacate the injunction. Opinion by Mr. Justice Powell. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Stewart join.

No. 71-5078. Dean Rene Peters, petitioner, *v.* C. P. Kiff, Warden. 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 judgment of this Court. Mr. Justice Marshall announced the judgment and delivered an opinion in which Mr. Justice Douglas and Mr. Justice Stewart join. Opinion by Mr. Justice White concurring in the judgment in which Mr. Justice Brennan and Mr. Justice Powell join. Dissenting opinion by Mr. Chief Justice Burger with whom Mr. Justice Blackmun and Mr. Justice Rehnquist join.

No. 70-188. Pecola Annette Wright et al., petitioners, *v.* Council of the City of Emporia et al. 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. Justice Stewart. Dissenting opinion by Mr. Chief Justice Burger with whom Mr. Justice Blackmun, Mr. Justice Powell and Mr. Justice Rehnquist join.

No. 70-130. United States, petitioner, *v.* Scotland Neck City Board of Education et al.; and

No. 70-187. Pattie Black Cotton et al., petitioners, *v.* Scotland Neck City Board of Education et al. On writs of certiorari to the United States Court of Appeals for the Fourth Circuit. Judgments reversed and cases remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Stewart. Opinion by Mr. Chief Justice Burger concurring in the result, with whom Mr. Justice Blackmun, Mr. Justice Powell and Mr. Justice Rehnquist join.

No. 70-74. Pipefitters Local Union No. 562 et al., petitioners, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Eighth Circuit. Judgment vacated as to petitioners Callanan and Lawler and case remanded to the United States District Court for the Eastern District of Missouri with directions to dismiss the indictment against them. Judgment reversed as to petitions Local 562 and Seaton and case remanded to the United States District Court for the Eastern District of Missouri for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Brennan. Dissenting opinion by Mr. Justice Powell with whom Mr. Chief Justice Burger joins. Mr. Justice Blackmun took no part in the consideration or decision of this case.

No. 70-5012. George William Milton, petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Corrections. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Mr. Chief Justice Burger. Dissenting opinion by Mr. Justice Stewart with whom Mr. Justice Douglas, Mr. Justice Brennan and Mr. Justice Marshall join.

Adjourned until Monday, June 26, 1972, at 10 o'clock.

SUPREME COURT OF THE UNITED STATES

Present: Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice White, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell, and Mr. Justice Rehnquist.

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. 71-5625. John R. Kois, petitioner, *v.* Wisconsin. On petition for writ of certiorari to the Supreme Court of Wisconsin. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment reversed and case remanded to the Supreme Court of Wisconsin for further consideration not inconsistent with the opinion of this Court. Opinion *per curiam*. Mr. Justice Stewart concurs in the judgment. Concurring opinion by Mr. Justice Douglas.

No. 71-6497. Johnny Daniel Beecher, petitioner, *v.* Alabama. On petition for writ of certiorari to the Supreme Court of Alabama. Motion for leave to proceed *in form pauperis* and petition for writ of certiorari granted. Judgment reversed and case remanded to the Supreme Court of Alabama for further consideration not inconsistent with the opinion of this Court. Opinion *per curiam*.

APPEALS—SUMMARY DISPOSITION

No. 70-143. Ali Shames et al., appellants, *v.* Nebraska et al. Appeal from the United States District Court for the District of Nebraska. Judgment affirmed. Mr. Justice Douglas would note probable jurisdiction.

No. 70-5323. Mallie Lewis, appellant, *v.* City of New Orleans. Appeal from the Supreme Court of Louisiana. Motion for leave to proceed *in forma pauperis* granted. Judgment vacated and case remanded to the Supreme Court of Louisiana for reconsideration in light of *Gooding v. Wilson*, 405 U.S. 518 (1972). Opinion by Mr. Justice Powell concurring in the result. Dissenting opinion by Mr. Chief Justice Burger with whom Mr. Justice Blackmun and Mr. Justice Rehnquist join, in this case and in Nos. 71-1044 and 71-6535 *post*. Dissenting opinion by Mr. Justice Rehnquist with whom Mr. Chief Justice Burger and Mr. Justice Blackmun join in this case and in Nos. 71-1044 and 71-6535 *post*.

No. **71-1044**. David A. Rosenfeld, appellant, *v.* New Jersey. Appeal from the Superior Court of New Jersey, Appellate Division. Judgment vacated and case remanded to the Superior Court of New Jersey, Appellate Division, for reconsideration in light of *Cohen v. California*, 403 U.S. 15 (1971) and *Goodling v. Wilson*, 405 U.S. 518 (1972). Dissenting opinion by Mr. Justice Powell with whom Mr. Chief Justice Burger and Mr. Justice Blackmun join. Dissenting opinion by Mr. Chief Justice Burger with whom Mr. Justice Blackmun and Mr. Justice Rehnquist join in this case and in Nos. 70-5323 *ante* and 71-6535 *post*. Dissenting opinion by Mr. Justice Rehnquist with whom Mr. Chief Justice Burger and Mr. Justice Blackmun join in this case and in Nos. 70-5323 *ante* and 71-6535 *post*.

No. **71-6535**. Wilbert Montell Brown, appellant, *v.* Oklahoma. Appeal from the Court of Criminal Appeals of Oklahoma. Motion for leave to proceed *in forma pauperis* granted. Judgment vacated and case remanded to the Court of Criminal Appeals of Oklahoma for reconsideration in light of *Cohen v. California*, 402 U.S. 15 (1971) and *Gooding v. Wilson*, 405 U.S. 518 (1972). Opinion by Mr. Justice Powell concurring in the result. Dissenting opinion by Mr. Chief Justice Burger with whom Mr. Justice Blackmun and Mr. Justice Rehnquist join, in this case and in Nos. 71-1044 and 71-6535 *ante*. Dissenting opinion by Mr. Justice Rehnquist with whom Mr. Chief Justice Burger and Mr. Justice Blackmun join in this case and in Nos. 71-1044 and 71-6535 *ante*.

No. **71-1063**. Bernard Carey, appellant, *v.* Richard J. Elrod et al. Appeal from the Supreme Court of Illinois. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas would note probable jurisdiction.

No. **71-1093**. Westent, Inc., appellant, *v.* Department of Alcoholic Beverage Control et al. Appeal from the Court of Appeal of California, First Appellate District. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas would note probable jurisdiction.

No. **71-5302**. Bernard Caulk and Delores Caulk, appellants, *v.* Judge Frederick J. Nichols of Magistrate Court No. 13. Appeal from the Supreme Court of Delaware. The appeal is dismissed for want of a substantial federal question. Mr. Justice Douglas would note probable jurisdiction.

CERTIORARI—SUMMARY DISPOSITION

No. **70-5125**. Paul B. Clark, petitioner, *v.* Harold M. Boslow, Director, Patuxent Institution. On petition for writ of certiorari to the United States Court of Appeals for the Fourth 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 consideration in light of *McNeil v. Director, Patuxent In-*

stitution, 407 U.S. — (1972). Mr. Justice Douglas would grant and reverse in light of *McNeil v. Director, Patuxent Institution, supra*.

No. 70-5336. Karl David J. Farrell, petitioner, *v.* Wilbur J. Schmidt, etc., et al. On petition for writ of certiorari to the Supreme Court of Wisconsin. 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 Wisconsin for further consideration in light of *Humphrey v. Cady*, 405 U.S. 504 (1972).

No. 71-239. Warren J. Ferguson, Judge United States District Court for the Central District of California, petitioner, *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 and case remanded to the Court of Appeals for further consideration in light of *United States v. United States District Court*, 407 U.S. — (1972).

No. 71-847. Carmine Saglimbene, petitioner, *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 further consideration in light of *Barker v. Wingo*, 407 U.S. — (1972).

No. 71-1028. John Campopiano, petitioner, *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 further consideration in light of *Barker v. Wingo*, 407 U.S. — (1972).

No. 71-5040. Lawrence Harper McKenzie, petitioner, *v.* Director, Patuxent Institution. On petition for writ of certiorari to the Court of Special Appeals of Maryland. Petition for rehearing granted and order of November 22, 1971, denying petition for writ of certiorari vacated. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Special Appeals of Maryland for further consideration in light of *McNeil v. Director, Patuxent Institution*, 407 U.S. — (1972). Mr. Justice Douglas would grant and reverse in light of *McNeil v. Director, Patuxent Institution, supra*.

No. 71-5100. Leslie Bacon, 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 consideration in light of *Gelbard v. United States*, 407 U.S. — (1972) and *United States v. Egan*, 407 U.S. — (1972).

No. 71-5672. Ernest Harvey Olsen, 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 consideration in light of *Gelbard v. United States*, 407 U.S. — (1972) and *United States v. Egan*, 407 U.S. — (1972).

No. 71-6196. William Hayden Kelley, petitioner, *v. Kentucky*. On petition for writ of certiorari to the Court of Appeals of Kentucky. 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 of Kentucky for further consideration in light of *Barker v. Wingo*, 407 U.S. — (1972).

No. 71-6337. Louis Fasanaro, 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* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeals for further consideration in light of *Barker v. Wingo*, 407 U.S. — (1972).

ORDERS IN PENDING CASES

No. 35, **Original**. United States, plaintiff, *v. State of Maine et al.* The motion of the Commonwealth of Massachusetts for a preliminary injunction is denied. Mr. Justice Douglas took no part in the consideration or decision of this motion.

No. 40, **Original**. Commonwealth of Pennsylvania, plaintiff, *v. State of New York et al.* It is ordered that the expenditures of John F. Davis as Special Master in the amount of \$626.54 be approved. It is further ordered that the balance of advances made by the parties to meet expenses in the amount of \$1,373.46 be retained by the Special Master and applied toward his compensation. It is further ordered that the total compensation for the Special Master be fixed at Ten Thousand and Five Hundred Dollars (\$10,500) and that that amount, less the balance of the money advanced for expenses, shall be paid to him by Western Union out of the funds in its possession which are the subject of this suit and that Western Union be given credit for that amount divided *pro rata* among the parties who would otherwise be entitled to the money under the opinion and decree of this Court.

No. 50, **Original**. State of Vermont, plaintiff *v. State of New York et al.* It is ordered that Justice R. Ammi Cutter (Retired) be, and he is hereby, appointed Special Master to conduct supplemental proceedings 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 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 authority to make a new designation which shall have the same effect as if originally made by the Court herein.

No. 54, Original. United States, plaintiff, *v.* States of Florida and Texas. The motion to defer consideration is denied. The motion of the State of Texas for the appointment of a Special Master is granted and it is ordered that the Honorable Charles L. Powell, Senior Judge of the United States District Court for the Eastern District of Washington, 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 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 authority to make a new designation which shall have the same effect as if originally made by the Court herein.

No. 70-2. United States, appellant, *v.* 12 200-Ft. Reels of Super 8mm. Film et al.

No. 70-18. Jane Roe et al., appellants, *v.* Henry Wade;

No. 70-40. Mary Doe et al., appellants, *v.* Arthur K. Bolton, as Attorney General of the State of Georgia, et al.;

No. 70-69. United States, appellant, *v.* George Joseph Orito; and

No. 70-73. Marvin Miller, appellant, *v.* California. These cases are restored to the calendar for reargument. Mr. Justice Douglas dissents in Nos. 70-18 and 70-40.

No. 70-35. T. Edward Austin, etc., et al., appellants, *v.* Russ Meyer et al. The motion of the appellees to vacate the stay heretofore granted by Mr. Justice Black on August 31, 1970, presented to Mr. Justice Powell and by him referred to the Court, is granted. Mr.

Justice Douglas took no part in the consideration or decision of this motion.

No. 71-1447. Rita C. Davidson, Secretary, Maryland Department of Employment and Social Services, et al., appellants, *v.* Robert Francis etc., et al.; and

No. 71-1554. United States Chamber of Commerce, appellant, *v.* Robert Francis etc., et al. The Solicitor General is invited to file a brief expressing the views of the United States.

No. 71-1398. John W. Warner, Secretary of the Navy, petitioner, *v.* John W. Flemings. The motion of the respondent for appointment of counsel is granted, and it is ordered that Michael Meltsner, 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.

APPEALS—JURISDICTION NOTED

No. 71-653. Thomas S. Gibson et al., appellants, *v.* L. M. Berryhill et al. Appeal from the United States District Court for the Middle District of Alabama. In this case probable jurisdiction noted.

No. 71-1456. Salyer Land Company et al, appellants, *v.* Tulare Lake Basin Water Storage District. Appeal from the United States District Court for the Eastern District of California. In this case probable jurisdiction noted.

No. 71-575. Linda Gomez, individually and as next friend of Zoraida Gomez, appellant, *v.* Francisco Ocasio Perez. Appeal from the Court of Civil Appeals of Texas, Fourth Supreme Judicial District. In this case probable jurisdiction noted and case set for oral argument with **No. 71-6078.**

CERTIORARI GRANTED

No. 71-1422. Murray Kaplan, petitioner, *v.* California. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Los Angeles, granted.

No. 71-1051. Paris Adult Theatre I, et al., petitioners, *v.* Lewis R. Slaton, District Attorney, Atlanta Judicial Circuit, et al. Motion to supplement petition and petition for writ of certiorari to the Supreme Court of Georgia granted. The parties are requested to brief and argue in addition to those questions presented in the petition the following question:

“Whether the display of any sexually oriented films in a commercial theatre, when surrounded by notice to the public of their nature and by reasonable protection against exposure of the films to juveniles, is constitutionally protected?”

No. 71-1225. John R. Gagnon, Warden, petitioner, *v.* Gerald H. Scarpelli. 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 Seventh Circuit granted. Motion of the respondent for appointment of counsel granted, and it is ordered that William M. Coffey, Esquire, of Milwaukee, Wisconsin, 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. 71-1315. Howard Alexander et al., petitioners, *v.* Virginia. Petition for writ of certiorari to the Supreme Court of Virginia granted and the parties are requested to brief and argue in addition to those questions presented in the petition the following question:

"Whether the display of any sexually oriented pictorial magazines for commercial sale, when surrounded by notice to the public of their nature and by reasonable protection against exposure of the magazines to juveniles, is constitutionally protected?"

No. 71-6193. Joseph Everette Brown and Thomas Dean Smith, petitioners, *v.* United States. Motion for leave to proceed *in forma pauperis* and petition writ of certiorari to the United States Court of Appeals for the Sixth Circuit granted.

No. 71-6356. John Doe et al., petitioners, *v.* John L. McMillan 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.

No. 71-6316. Andrew C. Goosby et al., petitioners, *v.* Maurice Osser et al. Motion of American Jewish Committee (National) et al. for leave to file a brief, as *amici curiae*, granted. 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.

CERTIORARI DENIED

No. 70-5035. Murray Dickerson, petitioner, *v.* Alfred T. Rundle, Superintendent. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied. Mr. Justice Douglas is of the opinion certiorari should be granted.

No. 71-379. Rockney Lee Reed, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-405. Jogues Egan, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-1058. Michael Beckman, petitioner, *v.* Walter Kidde and Company, Inc., and Frye-Safety, Inc. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1121. Richard A. Petree, Sr., petitioner, *v.* Georgia. Petition for writ of certiorari to the Court of Appeals of Georgia denied.

No. 71-1123. Joseph V. Rafferty et ux., petitioners, *v.* Commissioner of Internal Revenue. Petition for writ of certiorari to the United States Court of Appeals for the First Circuit denied.

No. 71-1214. Sidney Stein, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1313. Robert E. Ham et al., petitioners, *v.* George Romney etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1316. Emory K. Crenshaw, as Executor of the Estate of Frances Wood Wilson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1327. Joseph Schwartz and Benjamin Friedlander, petitioners, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1329. William Warzyniak, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-1330. Harry M. Katz, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-1333. Frank Wolfe, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Second Circuit denied.

No. 71-1343. Joseph Rossi, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-1349. Robert Howard Brown, aka Howard Brown, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-1351. Donald Robert Brenneman, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-1409. United States Steel Corporation et al., petitioners, *v.* United Mine Workers of America et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-1421. Doris Kistler Bell, petitioner, *v.* Edwin Ryland Taylor, etc. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **71-1423**. Ernest L. Greene, petitioner, *v.* Real Estate Commission of the District of Columbia. Petition for writ of certiorari to the District of Columbia Court of Appeals denied.

No. **71-1425**. Central Penn National Bank et al., petitioners, *v.* Trustees of the Property of the Penn Central Transportation Company. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-1430**. Lester W. Seaman, etc., petitioner, *v.* Frank Evans, etc. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. **71-1443**. California Department of Human Resources Development et al., petitioners, *v.* Ellenmae Crow, etc. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. **71-1444**. Sharon Lee Blum, petitioner, *v.* Pennsylvania. Petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District, denied.

No. **71-1446**. John A. Hutter et al., petitioners, *v.* Door County, Wisconsin, et al. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. **71-1449**. Bruce Golden et al., petitioners, *v.* Oil Screw Frank T. Shearman, etc., et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. **71-1450**. Robert E. Poff, etc., petitioner, *v.* The Department of Alcoholic Beverage Control of the State of California et al. Petition for writ of certiorari to the Court of Appeal of California, Second Appellate District, denied.

No. **71-1454**. Dolores Brennan et al., petitioners, *v.* George R. Haines et al. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. **71-1461**. Edmund Cadoux, petitioner, *v.* Planning and Zoning Commission of the Town of Weston, Connecticut. Petition for writ of certiorari to the Supreme Court of Connecticut denied.

No. **71-1541**. The Susquehanna Corporation, petitioner, *v.* Mary M. Dasho, Executrix for the Estate of William A. Dasho, et al.;

No. **71-1542**. Ralph A. L. Bogan, Jr., et al., petitioners, *v.* Mary M. Dasho, Executrix for the Estate of William A. Dasho, et al.; and

No. **71-1543**. M. M. Hardin et al., petitioners, *v.* Mary M. Dasho, Executrix for the Estate of William A. Dasho, et al. Petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-1550. Gene McFerrin, petitioner, *v.* Lubbock National Bank. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-5737. Linda Marie Reynolds, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-5881. Henry Allen Molter, petitioner, *v.* Maryland. Petition for writ of certiorari to the Court of Special Appeals of Maryland denied.

No. 71-6189. Billy Eugene Cannon, petitioner, *v.* Missouri. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6232. James H. Brown, petitioner, *v.* J. J. Clark, Warden, et al. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6241. Robert Siirila, petitioner, *v.* Minnesota. Petition for writ of certiorari to the Supreme Court of Minnesota denied.

No. 71-6247. Patrick C. Nickerson, petitioner, *v.* North Carolina. Petition for writ of certiorari to the Supreme Court of North Carolina denied.

No. 71-6262. O. D. Nickols, petitioner, *v.* John R. Gagnon. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6295. Dana Bruce Simpson, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6299. Jess Cancino, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 71-6302. 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. 71-6342. Robert William Walton, petitioner, *v.* Virginia. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6433. Roland Mike Sanders, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6491. Charles Lee Burnette, petitioner, *v.* United States;

No. 71-6501. Ransom John Gray, petitioner, *v.* United States; and

No. 71-6505. Jan Alvord Wilkerson, petitioner, *v.* United States. Petitions for writs of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 71-6492. Roberto Gutierrez-Rubio, petitioner, *v.* Immigration and Naturalization Service. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6504. Manuel Zurita, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Seventh Circuit denied.

No. 71-6507. A. C. Waller, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Third Circuit denied.

No. 71-6513. Robert Jewell Landman, petitioner, *v.* J. J. Clark, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6525. Harold Earl Spencer, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6527. James R. Durham, Jr., petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6574. Patrick F. X. McGucken, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Claims denied.

No. 71-6601. Charles Anegus X. Allen, petitioner, *v.* Douglas G. Worrall. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6604. Donald Gene Boag, petitioner, *v.* L. C. Boies, Sheriff of Maricopa County et al. Petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit denied.

No. 71-6607. Phillip B. Ingram, petitioner, *v.* Arkansas. Petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit denied.

No. 71-6609. John Stephen Szwalla, petitioner, *v.* New York. Petition for writ of certiorari to the Court of Appeals of New York denied.

No. 71-6613. David William Hayes, petitioner, *v.* Robert Coulon et al. Petition for writ of certiorari to the United States Court of Appeals for the ~~Third~~ Third Circuit denied.

No. 71-6621. Nathaniel Nixon, 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. 71-6622. Herbert John Key, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Tenth Circuit denied.

No. 71-6623. Ray Morningstar, petitioner, *v.* California. Petition for writ of certiorari to the Appellate Department of the Superior Court of California, County of Riverside, denied.

No. 71-6626. Howard Allen Logan, 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. 71-6630. Mary Elizabeth Pillis, a Minor and Edward J. Pillis, petitioners, *v.* State Board of Elections et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6632. Robert Hamilton, petitioner, *v.* Warden, Maryland Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6635. Edward Earl Jones, petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied.

No. 71-6636. Thomas Franklin Hardin, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 71-6638. Carlton Thornhill, petitioner, *v.* A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6642. John Kermit Lary, petitioner, *v.* Texas. Petition for writ of certiorari to the Court of Criminal Appeals of Texas denied.

No. 71-6652. Jerry Roth, 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. 71-6655. Ted Smith, petitioner, *v.* United States. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6661. Arthur Drewey Miles, Jr., petitioner, *v.* William Graham. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-6721. Clarence Swinton, petitioner, *v.* Jimmy H. Rose, Warden. Petition for writ of certiorari to the United States Court of Appeals for the Sixth Circuit denied.

No. 70-5077. Billy Carl Brumfield, petitioner, *v.* C. Murray Henderson, 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. 71-1344. Michael DeTore, 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. 71-1383. James A. Pooley, petitioner, *v.* Mississippi. 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. 71-1427. Mae Wilson, petitioner, *v.* Indiana. Petition for writ of certiorari to the Supreme Court of Indiana denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-1433. Thomas E. Belliston et al., petitioners, *v.* Texaco, Inc. 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. 71-1475. Fred E. Wilson, petitioner, *v.* Merritt S. Dietz, Jr., etc. 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. 71-1503. DeSoto, Inc, petitioner, *v.* Cataphote Corporation 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. 71-1513. Anthony Joseph Russo, Jr., petitioner, *v.* Wm. Matthew Byrne, Jr., United States District Judge for the Central District 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. 71-1521. ~~Vibert Clarence Heath and Franklin David Shepard~~, petitioners, *v.* United States. ^{George BAKER} 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. 71-6210. Benjamin Hugh Ansley, petitioner, *v.* Georgia. Petition for writ for certiorari to the Court of Appeals of Georgia denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-6340. Betty B. Robinson, 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. 71-6350. J. C. Lewis, Jr., petitioner, *v.* Michigan. Petition for writ of certiorari to the Supreme Court of Michigan denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-6596. R. D. Evans, petitioner, *v.* Harold R. Swenson, Warden. Petition for writ of certiorari to the United States Court of Ap-

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peals for the Eighth Circuit denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-6618. Andrew Michael Bogdan, petitioner, *v.* Felix Rodriguez, Warden. 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. 71-6628. Kenneth Richard Goetz, petitioner, *v.* Oregon. Petition for writ of certiorari to the Supreme Court of Oregon denied. Mr. Justice Douglas is of the opinion that certiorari should be granted.

No. 71-256. United States, petitioner, *v.* Carol Evans and Marlene Renee Fishlowitz. Motion of respondents for leave to proceed *in forma pauperis* granted. Petition for writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit denied.

No. 71-1340. New York District Council No. 9, International Brotherhood of Painters & Allied Trades, AFL-CIO, 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. Mr. Justice Brennan and Mr. Justice White are of the opinion that certiorari should be granted.

No. 71-1411. Lawrence Lii, petitioner, *v.* Sida of Hawaii, Inc., et al. Motion to dispense with printing petition and motion of respondent to dispense with printing brief in opposition granted. Petition for writ of certiorari to the Supreme Court of Hawaii denied.

No. 71-1426. Gladys Chambers, petitioner, *v.* Charles W. Speight, Commissioner of Highways and Public Works of the State of Tennessee. 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 Douglas is of the opinion that certiorari should be granted.

No. 71-1431. Triangle Publications, Inc., et al., petitioners, *v.* Raymond Matus. 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~~ denied.

No. 71-1441. Richard X. Connors et al., petitioners, *v.* Chas. Pfizer & Co., Inc., et al. 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. 71-1534. 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. The Chief Justice took no part in the consideration or decision of this petition.

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No. 71-1549. Frederika Blankner, petitioner, *v.* City of Chicago. Motion of the Janitors Union, Local 1 for leave to file a brief, as *amicus curiae*, granted. Motion of Chicago Property Owners Association et al., for leave to file a brief, as *amici curriae*, granted. Motion of Roman C. Pucinski, etc., for leave to file a brief, as *amicus curiae*, granted. Petition for writ of certiorari to the Supreme Court of Illinois denied.

No. 71-1581. Fred Ferrara 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 took no part in the consideration or decision of this petition.

No. 71-6468. Billy Eugene Hurst, Jr., petitioner, *v.* Joe E. Estes, United States District Judge; and

No. 71-6790. Billy Eugene Hurst, Jr., petitioner, *v.* United States. Motion of petitioner to consolidate granted. Petitions for writs of certiorari to the United States Court of Appeals for the Fifth Circuit denied.

No. 71-6625. Curtis Holt, Sr., petitioner, *v.* City of Richmond et al. Petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit denied. Mr. Justice Powell took no part in the consideration or decision of this petition.

LEAVE TO FILE PETITION FOR WRIT OF HABEAS CORPUS DENIED

No. 71-6633. Gilbert Valdez, petitioner, *v.* L. S. Nelson, Warden. Motion for leave to file petition for writ of habeas corpus denied.

LEAVE TO FILE PETITIONS FOR WRITS OF MANDAMUS DENIED

No. 71-6620. Kenneth Headley, Bobby Sams, and Charles Huntley, petitioners *v.* Edmund L. Palmieri, Judge, etc.; and

No. 71-6645. Howard J. Reed, petitioner, *v.* Alexander Lawrence, etc. Motions for leave to file petitions for writs of mandamus denied.

LEAVE TO FILE PETITION FOR WRIT OF PROHIBITION DENIED

No. 71-1437. Edgar D. Whitcomb, Governor of the State of Indiana, et al., petitioners, *v.* Jesse E. Eschbach, Judge of the United States District Court for the Northern District of Indiana. Motion of respondents Gaither and Roth for leave to proceed *in forma pauperis* granted. Motion for leave to file petition for writ of prohibition and/or mandamus denied.

REHEARINGS DENIED

No. 71-913. Seaboard Shipping Corporation, petitioner, *v.* Moran Inland Waterways Corporation et al.;

No. 71-1068. Midwest Freight Forwarding Company, Inc., et al., appellants, *v.* John W. Lewis, Secretary of State of Illinois, et al.;

No. 71-1264. Donald Ferrell et al., appellants, *v.* David Hall, Governor of Oklahoma, et al.;

No. 71-5795. Jack Lee Park, petitioner, *v.* California et al.;

No. 71-6170. Endel E. Soots et ux., petitioners, *v.* Daniel J. Panaro;

No. 71-6194. Paul Batten, petitioner, *v.* District Unemployment Compensation Board;

No. 71-6205. Wilbur Pokras, petitioner, *v.* United States;

No. 71-6249. Georgs Krikmanis, petitioner, *v.* Vincent A. Manering, Clerk, et al.;

No. 71-6324. Joseph L. DeLevey, petitioner, *v.* The Greyhound Corporation; and

No. 71-6429. Margaret Magrod, etc., petitioner, *v.* Lentine Brothers Moving and Storage Co., Inc., et al. Petitions for rehearing denied.

No. 70-78. Affiliated Ute Citizens of the State of Utah et al., petitioners, *v.* United States et al. Petition for rehearing denied. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this petition.

No. 70-117. Charles Joseph Kastigar and Michael Gorean Stewart, petitioners, *v.* United States. Petition for rehearing denied. Mr. Justice Brennan and Mr. Justice Rehnquist took no part in the consideration or decision of this petition.

No. 71-5830. James William Jones, petitioner, *v.* Walter E. Craven, Warden. Motion for leave to file petition for rehearing denied.

RECESS ORDER

The Court will take a recess from today until, Thursday, June 29, 1972, 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>
Neal Edward Abrams	Washington, D.C.	Harold J. Birch.
Louis R. Aidala	New York, N.Y.	Frank S. Hogan.
Thomas O. Baker	Kansas City, Mo.	Landon Hill Rowland.
John Monte Barr	Ypsilanti, Mich.	Lynwood Edward Noah.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Dempsey J. Barron	Panama City, Fla.	Charles Simmons Isler, Jr.
Russell Jay Bennett	Baltimore, Md.	Randall C. Coleman.
Herbert A. Black II	Natick, Mass.	Richard Keshian.
Arthur Hart Blitz	Bethesda, Md.	Alan Y. Cole.
Charles Robert Both	Washington, D.C.	Isaac Nathan Groner.
Turner Williamson Branch	Albuquerque, N.M.	Albert T. Ussery.
Joseph J. Brewer	Anchorage, Alaska	George H. Williams.
Charles Sidney Brewton	Scottsboro, Ala.	John J. Sparkman
Alexander H. Brodmerkel	Washington, D.C.	George H. Williams.
John R. Bush	Tampa, Fla.	Charles William Pittman.
Paul Faulkner Byrne	Chico, Calif.	Robert Howard Johnson.
D. Paul Camilletti	Wheeling, W. Va.	Gilbert Bachman.
David B. Carnes	Gadsden, Ala.	Tom Bevill.
Paul Francis Carrier	Taylor, Mich.	Patrick G. Casey.
Priscilla Read Chenoweth (Mrs.)	Metuchen, N.J.	Robert E. Knowlton.
Steven Eugene Cherry	New York, N.Y.	David S. Blatt.
Curtis P. Cheyney III	Philadelphia, Pa.	Edward H. Heit- miller.
Gerald Michael Chizever	Los Angeles, Calif.	Thomas Henry Kuchel.
Ray Jeffrey Cohen	Chicago, Ill.	George Constan- tine Pontikes.
Edward Leslie Cox	Norfolk, Va.	Robert R. MacMillan.
Edmund P. Dandridge, Jr.	Baltimore, Md.	John Henry Lewin.
B. Warwick Davenport	Richmond, Va.	John W. Riely
William R. DeMoss	Louisville, Ky.	D. H. Robinson.
Martin J. DeStefano	Austin, Tex.	Robert Dale Jones.
Edwin Earl Deusner II	Lexington, Tenn.	Don W. Adair.
John Cantrell Eisele	Overland Park,	James B. Pearson.
Robert Christopher Elliott II	Petersburg, Va.	Sidney Barney.
Paul D. Fischer	Chicago, Ill.	Benjamin B. Crane.
John F. Flannery	Chicago, Ill.	Francis A. Even.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Vernon Dale Flournoy	San Antonio, Tex.	Roy R. Barrera.
James H. Foley	Albuquerque, N. Mex.	Quincy D. Adams.
Hilmar L. Fricke	Wilmington, Del.	Frederick F. Butzi.
David Ralph Fuller	Chico, Calif.	Robert Howard Johnson.
Robert W. Gottlieb	New York, N.Y.	Arnold I. Roth.
Eugene Cannon Griffith	Newberry, S.C.	J. Strom Thurmond.
Patrick Hardin	Washington, D.C.	Norton Jay Come.
Gordon H. Harris	Orlando, Fla.	Wofford H. Stidham.
Jerry John Hess	Overland Park, Kans.	James B. Pearson.
Roland Hawes Hill, Jr.	Fort Worth, Tex.	Jerry J. Loftin.
Louise Myers Holt (Mrs.)	Lauderdale-by-the- Sea, Fla.	George H. Williams.
James S. Hubbard	Anniston, Ala.	Guy Sparks.
J. Robert Hughes	Panama City, Fla.	Charles Simmons Isler, Jr.
Raymond B. Hunkins	Wheatland, Wyo.	John Edmiston Stanfield.
Edward Harold Jasen	Washington, D.C.	George H. Williams.
Timothy Lionel Jenkins	Washington, D.C.	Richard J. Hopkins.
William R. Jones	Wheatland, Wyo.	John Edmiston Stanfield.
Monroe Wakefield Kirkman	San Diego, Calif.	Richard P. MacNulty.
Murray J. S. Kirshtein	Utica, N.Y.	Hugh R. Jones.
James Frederick Koester	St. Louis, Mo.	Murry L. Randall.
Herbert R. Koller	Washington, D.C.	George H. Williams.
Myron S. Krasny	Melbourne, Fla.	Clarence Traylor Johnson, Jr.
John R. Lemke	Minneapolis, Minn.	Donald M. Fraser.
Thomas Edwin Lenweaver.	Rochester, N.Y.	George H. Williams.
Bruce Leslie Lev	Norwalk, Conn.	Stephen Noel Schaffer.

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Carl R. Linn	St. Petersburg, Fla.	Frank D. McDevitt.
Gary Richard Lorenz	Louisville, Ky.	L. Stanley Chauvin, Jr.
Daniel H. Mack	Los Angeles, Calif.	John H. Cavin.
Seymour Markowitz	Southfield, Mich.	E. Donald Goodman.
James Franklin Moore II	Lubbock, Tex.	Charles Eugene Benson.
David D. Moss	Baton Rouge, La.	A. Leon Hebert.
Jerry W. Neagle	Houston, Tex.	Thomas P. Kerester.
Oscar Nipper	Houston, Tex.	Earl R. Stanley.
Kenneth Warren Nordeman	Midland, Tex.	William L. Kerr.
Richard K. Nunley	Anchorage, Alaska	Robert Lee Hartig.
David K. Park	New York, N.Y.	Adlai Stevenson. Hardin, Jr.
William W. Parker	Columbia, Md.	Dan Raney Anders.
Jerome D. Peters, Jr.	Chico, Calif.	Robert Howard Johnson.
Hinton Rainer Pierce	Augusta, Ga.	Julian B. Willingham.
George D. Pittman, Jr.	Clayton, Mo.	Peter J. Maniscalco.
Gerald Paul Pont	Philadelphia, Pa.	George H. Williams.
Harry Wayne Quillian	Washington, D.C.	Jerome S. Plapinger.
Cliff W. Ratner	Wichita, Kans.	James B. Pearson.
Benjamin W. Redding	Panama City, Fla.	Charles Simmons Isler, Jr.
James Richard Reinhard	Paris, Mo.	William Leonard Hungate.
James Jackson Richardson	Tallahassee, Fla.	William V. Chappell, Jr.
David Roth	West Palm Beach, Fla.	Arthur Ward Wagner, Jr.
George T. Roumell, Jr.	Detroit, Mich.	Wallace D. Riley

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
David Hendricks Rush	Chico, Calif.	Robert Howard Johnson
Welton O. Seal	Bogalusa, La.	Richard F. Knight
Susan T. Sinins (Mrs.)	Newark, N.J.	Gerald T. Foley, Jr.
Carlos G. Spaht	Baton Rouge, La.	Byron R. Kantrow
Thomas C. Spraul	Cincinnati, Ohio	Russell Walter Renner
Patrick Hanley Stiehm	Phoenix, Ariz.	Daniel S. Powell
Sheldon K. Stock	St. Louis, Mo.	Theodore S. Schechter.
Jack P. Trezise	Midwest City, Okla.	Norman E. Reynolds, Jr.
Mark Logan Tuft	San Francisco, Calif.	Arpiar G. Saunders, Jr.
Shelby De Haven Wallis	Pompano Beach, Fla.	Robert Blaine Cochran.
George William Warren IV	Richmond, Va.	Franklin Perkins Hall.
Stanley Weiss	Newark, N.J.	Augustus Nasmith.
James Greer Welsh	Roanoke, Va.	Donald G. Welsh.
Harlan H. Winn, Jr.	Houston, Tex.	Earl R. Stanley.
Watler Wayne Withers	St. Louis, Mo.	Richard Gordon Dahlen.
Winton deRuyter Woods, Jr.	Tucson, Ariz.	Thomas James Tormey.
Donald R. Wright	Evansville, Ind.	Joe S. Hatfield.
Robert A. Wulff	St. Louis, Mo.	Alvin G. Holtkamp.

ADMISSIONS TO THE BAR ON ORAL MOTIONS

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Roy Clarence Pechous	Berwyn, Ill.	Roman L. Hruska.
Dorothy Levin	Long Beach, Calif.	Craig Hosmer.
Drewry James Jones, Jr.	Raleigh, N.C.	L. Richardson Preyer.
Madison Ralph Jones III	Walla Walla, Wash.	Thomas Stephen Foley.
Joel H. Mirman	Columbus, Ohio	William McHenry Hoiles.
Morton C. Jacobs	Philadelphia, Pa.	Irving Jaffee.
John Edward Rogers	Pampa, Tex.	Walter E. Rogers.

OPINIONS

No. **71-237**. Vincent R. Mancusi, Warden petitioner, *v.* William C. Stubbs. 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 consideration in conformity with the opinion of this Court. Opinion by Mr. Justice Rehnquist. Dissenting opinion by Mr. Justice Marshall joined in Part II by Mr. Justice Douglas.

No. **71-308**. United States, petitioner, *v.* Marian A. Byrum, Executrix under the last will and testament of Milliken C. Byrum. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment affirmed. Opinion by Mr. Justice Powell. Dissenting opinion by Mr. Justice White with whom Mr. Justice Brennan and Mr. Justice Blackmun join.

No. **71-452**. Catherine J. Healy et al., petitioners, *v.* F. Don James et al. 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 Powell. Concurring opinion by Mr. Chief Justice Burger. Opinion by Mr. Justice Rehnquist concurring in the result. Statement by Mr. Justice Douglas.

No. **70-87**. Police Department of the City of Chicago et al., petitioners, *v.* Earl D. Mosley. On writ of certiorari to the United States Court of Appeals for the Seventh Circuit. Judgment affirmed. Opinion by Mr. Justice Marshall. Concurring opinion by Mr. Chief Justice Burger. Mr. Justice Blackmun and Mr. Justice Rehnquist concur in the result.

No. **70-5106**. Richard Grayned, appellant, *v.* City of Rockford. Appeal from the Supreme Court of Illinois. Judgment affirmed in part and reversed in part and case remanded to the Supreme Court of Illinois for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Marshall. Mr. Justice Blackmun joins in the judgment and in part I of the opinion of this Court, and concurs in the result as to Part II of the opinion. Opinion by Mr. Justice Douglas dissenting in part.

No. **71-110**. David Gelbard and Sidney Parnas, petitioners, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit; and

No. **71-263**. United States, petitioner, *v.* Jogues Egan and Anne Elizabeth Walsh. On writ of certiorari to the United States Court of Appeals for the Third Circuit. Judgment in No. **71-110** reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Judgment in No. **71-263** af-

firmed. Opinion by Mr. Justice Brennan. Concurring opinion by Mr. Justice Douglas. Concurring opinion by Mr. Justice White. Dissenting opinion by Mr. Justice Rehnquist with whom Mr. Chief Justice Burger, Mr. Justice Blackmun and Mr. Justice Powell join.

No. 71-288. Melvin R. Laird, Secretary of Defense, et al., petitioners, *v.* Arlo Tatum et al. On writ of certiorari to the United States Court of Appeals for the District of Columbia Circuit. Judgment reversed and case remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion of 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 Stewart and Mr. Justice Marshall join.

No. 71-517. Elisha Combs, petitioner, *v.* United States. On writ of certiorari to the United States Court of Appeals for the Sixth Circuit. Judgment vacated and case remanded to the Court of Appeals with directions that the case be sent back to the District Court for further proceedings in conformity with the opinion of this Court. Opinion *per curiam* announced by Mr. Chief Justice Burger.

Adjourned until Thursday, June 29, 1972, at 10 o'clock.

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SUPREME COURT OF THE UNITED STATES

Present Mr. Chief Justice Burger, Mr. Justice Brennan, Mr. Justice Stewart, Mr. Justice Marshall, Mr. Justice Blackmun, Mr. Justice Powell and Mr. Justice Rehnquist.

ADMISSION TO THE BAR ON ORAL MOTION

<u>Applicant</u>	<u>City and State</u>	<u>Movant</u>
Michael Rodak, Jr.	Cheverly, Md.	Solicitor General Erwin N. Griswold.

OPINIONS

No. 71-16. Richard G. Kleindienst, Attorney General of the United States, et al., appellants, *v.* Ernest Mandel et al. Appeal from the United States District Court for the Eastern District of New York. Judgment reversed and case remanded to the United States District Court for the Eastern District of New York for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Blackmun. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Marshall with whom Mr. Justice Brennan joins.

No. 70-31. Port of Portland et al., appellants, *v.* United States et al. Appeal from the United States District Court for the District of Oregon. Judgment reversed and case remanded to the United States District Court for the District of Oregon with instructions to remand case to the Interstate Commerce Commission for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice Blackmun. Mr. Justice Powell and Mr. Justice Rehnquist took no part in the consideration or decision of this case.

No. 71-1017. Mike Gravel, United States Senator, petitioner, *v.* United States; and

No. 11-1026. United States, petitioner, *v.* Mike Gravel, United States Senator. On writs of certiorari to the United States Court of Appeals for the First Circuit. Judgment vacated and cases remanded to the Court of Appeals for further proceedings in conformity with the opinion of this Court. Opinion by Mr. Justice White announced by Mr. Justice Blackmun. Dissenting opinion by Mr. Justice Douglas.

Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas and Mr. Justice Marshall join. Opinion by Mr. Justice Stewart dissenting in part.

No. **70-85**. Paul M. Branzburg, petitioner, *v.* John P. Hayes, Judge, etc., et al. On writ of certiorari to the Court of Appeals of Kentucky;

No. **70-94**. In the Matter of Paul Pappas, petitioner. On writ of certiorari to the Supreme Judicial Court of Massachusetts; and

No. **70-57**. United States, petitioner, *v.* Earl Caldwell. On writ of certiorari to the United States Court of Appeals for the Ninth Circuit. Judgments in Nos. **70-85** and **70-94** affirmed. Judgment in No. **70-57** 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 announced by Mr. Chief Justice Burger. Concurring opinion by Mr. Justice Powell. Mr. Justice Douglas dissents in No. **70-57**. Dissenting opinion by Mr. Justice Stewart with whom Mr. Justice Brennan and Mr. Justice Marshall join.

No. **71-162**. The Board of Regents of State Colleges et al., petitioners, *v.* David F. Roth, etc. 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. Concurring opinion by Mr. Chief Justice Burger in this case and in No. **70-36**, *post*. Dissenting opinion by Mr. Justice Douglas. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas joins in this case and dissenting in part in No. **70-36**, *post*. Mr. Justice Marshall dissents. Mr. Justice Powell took no part in the consideration or decision of this case.

No. **70-36**. Charles R. Perry et al., petitioners, *v.* Robert P. Sindermann, etc. On writ of certiorari to the United States Court of Appeals for the Fifth Circuit. Judgment affirmed. Opinion by Mr. Justice Stewart. Opinion by Mr. Chief Justice Burger concurring in this case and in No. **71-162**, *ante*. Opinion by Mr. Justice Brennan with whom Mr. Justice Douglas joins dissenting in part in this case and dissenting in No. **71-162**, *ante*. Opinion by Mr. Justice Marshall dissenting in part.

No. **69-5003**. William Henry Furman, petitioner, *v.* Georgia. On writ of certiorari to the Supreme Court of Georgia;

No. **69-5030**. Lucious Jackson, Jr., petitioner, *v.* Georgia. On writ of certiorari to the Supreme Court of Georgia; and

No. **69-5031**. Elmer Branch, petitioner, *v.* Texas. On writ of certiorari to the Court of Criminal Appeals of Texas. Judgments re-

versed insofar as they leave undisturbed the death sentences imposed, and cases remanded to their respective courts for further proceedings not inconsistent with the opinion of this Court. Opinion *per curiam* announced by Mr. Chief Justice Burger. Concurring opinion by Mr. Justice Douglas. Concurring opinion by Mr. Justice Brennan. Concurring opinion by Mr. Justice Stewart. Concurring opinion by Mr. Justice White. Concurring opinion by Mr. Justice Marshall. Dissenting opinion by Mr. Chief Justice Burger with whom Mr. Justice Blackmun, Mr. Justice Powell and Mr. Justice Rehnquist join. Dissenting opinion by Mr. Justice Blackmun. Dissenting opinion by Mr. Justice Powell with whom Mr. Chief Justice Burger, Mr. Justice Blackmun, and Mr. Justice Rehnquist join. Dissenting opinion by Mr. Justice Rehnquist with whom Mr. Chief Justice Burger, Mr. Justice Blackmun and Mr. Justice Powell join.

No. 69-5001. Lyman A. Moore, petitioner, *v.* Illinois. On writ of certiorari to the Supreme Court of Illinois. Judgment reversed insofar as it imposes the death sentence, and case remanded to the Supreme Court of Illinois for further proceedings not inconsistent with the opinion of this Court. Opinion by Mr. Justice Blackmun. Opinion by Mr. Justice Marshall with whom Mr. Justice Douglas, Mr. Justice Stewart and Mr. Justice Powell join, concurring in part and dissenting in part.

No. 71-5103. John J. Morrissey and G. Donald Booher, petitioners, *v.* Lou V. Brewer, Warden, et al. On writ of certiorari to the United States Court of Appeals for the Eighth 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. Opinion by Mr. Justice Douglas dissenting in part. Opinion by Mr. Justice Brennan with whom Mr. Justice Marshall joins concurring in the result.

No. 70-45. United States, appellant, *v.* Daniel B. Brewster. 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. Chief Justice Burger. Dissenting opinion by Mr. Justice Brennan with whom Mr. Justice Douglas joins. Dissenting opinion by Mr. Justice White with whom Mr. Justice Douglas and Mr. Justice Brennan join.

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. 71-5446. John S. Stewart, appellant, *v.* Massachusetts. Appeal from the Supreme Judicial Court of Massachusetts. Motion for leave to proceed *in forma pauperis* granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Judicial Court of Massachusetts for further proceedings. Opinion *per curiam*.

APPEALS—SUMMARY DISPOSITION

No. 68-5012. Thomas Cornelius Howard, appellant, *v.* Nevada. Appeal from the Supreme Court of Nevada. 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. 68-5017. Willie Johnson and Edison Arthur Singleton, appellants, *v.* Louisiana. Appeal from the Supreme Court of Louisiana. Motion for leave to proceed *in forma pauperis* granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Louisiana for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5050. John E. Kerrigan, appellant, *v.* Palmer C. Scafati, Superintendent, Massachusetts Correctional Institution. Appeal from the United States District Court for the District of Massachusetts. Motion for leave to proceed *in forma pauperis* granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the United States District Court for the District of Massachusetts for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5073. Duane Pope, appellant, *v.* Nebraska. Appeal from the Supreme Court of Nebraska. Motion for leave to proceed *in forma pauperis* granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972). Mr. Justice Blackmun took no part in the consideration or decision of this case.

No. 70-210. Waldemar Ager Oyen et al., appellants, *v.* Washington. Appeal from the Supreme Court of Washington. Motion to dispense with printing jurisdictional statement granted. Judgment vacated and case remanded to the Supreme Court of Washington for further consideration in light of Police Department of the City of Chicago *v.* Mosley, — U.S. — (1972) and *Grayned v. City of Rockford*, — U.S. — (1972).

CERTIORARI—SUMMARY DISPOSITION

No. 68-5001. Terrance Marks, Jr., petitioner, *v.* Louisiana. On petition for writ of certiorari to the Supreme Court of Louisiana. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Louisiana for further proceedings. (See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 68-5002. Climmie L. McCants, petitioner, *v.* Alabama. On petition for writ of certiorari to the Supreme Court of Alabama. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Alabama for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 68-5003. In the Matter of the Applications of Michael Reynolds and Martin Reynolds, petitioners. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals for further proceedings. See *Stewart v. Massachusetts*. — U.S. — (1972).

No. 68-5004. Phillip Yates, petitioner, *v.* Thomas D. Cook, Superintendent, Mississippi State Penitentiary. 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 insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 68-5005. Robert Lee Sims, petitioner, *v.* Frank A. Eyman, Superintendent, Arizona State Penitentiary. 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, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 68-5006. Reginald Edison Wright, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. Motion

for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Criminal Appeals of Texas for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 68-5008. Gary Lee Miller, petitioner, *v. Maryland*. On petition for writ of certiorari to the Court of Appeals of Maryland. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals of Maryland for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 68-5010. Earl Williams, Jr., petitioner, *v. Louisiana*. On petition for writ of certiorari to the Supreme Court of Louisiana. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Louisiana for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 68-5011. Wade Hubbard, petitioner, *v. Alabama*. On petition for writ of certiorari to the Supreme Court of Alabama. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Alabama for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 68-5013. Anthony Scoleri, petitioner, *v. Pennsylvania*. On petition for writ of certiorari to the Supreme Court of Pennsylvania, Eastern District. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Pennsylvania, Eastern District, for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 68-5015. Joseph William Janovic, Jr., petitioner *v. Frank A. Eyman*, Superintendent, Arizona State Prison. 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 insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 68-5016. Leodis Smith and David Washington Riggins, petitioners, *v. Washington*. On petition for writ on certiorari to the Supreme Court of Washington. Motion for leave to proceed *in forma*

pauperis and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Washington for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 68-5018. Clarence Billingsley, petitioner, *v.* New Jersey et al. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

68 No. 68-5019. Lester E. Morford III, petitioner, *v.* Carl Hocker, Warden. On petition for writ of certiorari to the Supreme Court of Nevada. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Nevada for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 68-5022. Lawrence George Kruchten, petitioner, *v.* Frank A. Eymann, Superintendent, Arizona State Prison. 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 insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 68-5023. Charles C. Smith, 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* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Criminal Appeals of Texas for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 68-5024. Bobby Milton McAllister, petitioner, *v.* Louisiana. On petition for writ of certiorari to the Supreme Court of Louisiana. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Louisiana for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-2. Ronald Thomas Koonce, petitioner, *v.* Oklahoma. On petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma. Petition for writ of certiorari granted, judgment vacated,

insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Criminal Appeals of Oklahoma for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-3. A. C. Park, petitioner, *v. Georgia*. On petition for writ of certiorari to the Supreme Court of Georgia. Petition for writ of certiorari granted, judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Georgia for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5004. Joseph R. Hurst, petitioner, *v. Illinois et al.* On petition for writ of certiorari to the Supreme Court of Illinois. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Illinois for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5005. Dezso John Lokos, petitioner, *v. Alabama*. On petition for writ of certiorari to the Supreme Court of Alabama. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Alabama for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5006. Julious Sullivan, petitioner, *v. Georgia*. On petition for writ of certiorari to the Supreme Court of Georgia. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Georgia for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5007. Felix Fesmire, Jr., petitioner, *v. Oklahoma*. On petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Criminal Appeals of Oklahoma for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5008. Theodore Anthony Duisen, petitioner, *v. Missouri*. On petition for writ of certiorari to the Supreme Court of Missouri. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Missouri for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5010. John D. Thomas, 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 insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Florida for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5011. Joseph Miles Walker, petitioner, *v.* Nevada. On petition for writ of certiorari to the Supreme Court of Nevada. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty, and case remanded to the Supreme Court of Nevada for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5013. Frederick Mefford, petitioner, *v.* Warden, Maryland Penitentiary. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5014. Arthur James Davis, petitioner, *v.* Connecticut. On petition for writ of certiorari to the Supreme Court of Connecticut. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Connecticut for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5015. Robert Manor, petitioner, *v.* Georgia. On petition for writ of certiorari to the Supreme Court of Georgia. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Georgia for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5018. Raymond Lawrence Eaton, petitioner, *v.* Ohio. On petition for writ of certiorari to the Supreme Court of Ohio. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Ohio for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5023. G. H. Irving, Jr., petitioner, *v.* Mississippi. On petition for writ of certiorari to the Supreme Court of Mississippi. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Mississippi for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5024. Emmett James Paramore, 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 insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Florida for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5025. Walter Bernard Kelbach and Myron Daryl Lance, petitioners, *v.* Utah. On petition for writ of certiorari to the Supreme Court of Utah. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Utah for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5027. George Cummings, petitioner, *v.* Georgia. On petition for writ of certiorari to the Supreme Court of Georgia. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Georgia for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5028. Harry Junior Williams, petitioner, *v.* A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary. On petition for writ of certiorari to the Supreme Court of Virginia. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Virginia for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5029. Lester Edward Eubanks, petitioner, *v.* Ohio. On petition for writ of certiorari to the Supreme Court of Ohio. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Ohio for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5032. Willie Arkwright, petitioner, *v.* Georgia. On petition for writ of certiorari to the Supreme Court of Georgia. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Georgia for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5033. Wilson Cornelius Atkinson, petitioner, *v.* South Carolina. On petition for writ of certiorari to the Supreme Court of South Carolina. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of South Carolina for further proceedings. See *Stewart v. Massachusetts*. — U.S. — (1972).

No. 69-5034. Thomas Edward Carter, petitioner, *v.* Ohio. On petition for writ of certiorari to the Supreme Court of Ohio. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Ohio for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5036. Wade Hubbard, petitioner, *v.* Alabama. On petition for writ of certiorari to the Supreme Court of Alabama. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Alabama for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5038. Cleo Vernon Keaton, petitioner, *v.* Ohio. On petition for writ of certiorari to the Court of Appeals of Ohio, Franklin County. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals of Ohio, Franklin County, for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5039. James C. Lee, alias Moses King, Jr., petitioner, *v.* Georgia. On petition for writ of certiorari to the Supreme Court of Georgia. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Georgia for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5049. Johnnie B. Williams, petitioner v. Georgia. Motion for leave to proceed in forma pauperis and petition for writ of certiorari to the Supreme Court of Georgia granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Georgia for further proceedings. See *Stewart v. Massachusetts*, ___ U.S. ___ (1972).

No. 69-5043. Arlice James Huffman, petitioner, *v.* George J. Beto, Director, Texas Department of Corrections. On petition for writ of certiorari to the Court of Criminal Appeals of Texas. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Criminal Appeals of Texas for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5044. Robert Swain, petitioner, *v.* Alabama. On petition for writ of certiorari to the Supreme Court of Alabama. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Alabama for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5045. James C. Thacker, petitioner, *v.* Georgia. On petition for writ of certiorari to the Supreme Court of Georgia. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Georgia for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5047. Eugene W. Duling, petitioner, *v.* Ohio. On petition for writ of certiorari to the Supreme Court of Ohio. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Ohio for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5048. Postel Laskey, Jr., petitioner, *v.* Ohio. On petition for writ of certiorari to the Supreme Court of Ohio. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Ohio for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-3. James Henry Walker, petitioner, *v.* Georgia. On petition for writ of certiorari to the Supreme Court of Georgia. Petition for writ of certiorari granted and judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Georgia for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5. Peter J. Limone and Ronald A. Cassesso, petitioners, *v.* Massachusetts. On petition for writ of certiorari to the Supreme Judicial Court of Massachusetts. Petition for writ of certiorari granted and judgments vacated, insofar as they leave undisturbed the death penalties imposed, and case remanded to the Supreme Judicial Court of Massachusetts for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-1139. Peter J. Limone and Ronald A. Cassesso, petitioners, *v.* Massachusetts. On petition for writ of certiorari to the Supreme Judicial Court of Massachusetts. Petition for writ of certiorari granted and judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Judicial Court of Massachusetts for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5001. John Poland, petitioner, *v.* Louisiana. On petition for writ of certiorari to the Supreme Court of Louisiana. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Louisiana for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5003. Willie Capler, petitioner, *v.* Mississippi. On petition for writ of certiorari to the Supreme Court of Mississippi. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Mississippi for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5006. Ray Hamby and Craig Barry Chandler, petitioners, *v.* North Carolina. On petition for writ of certiorari to the Supreme Court of North Carolina. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of North Carolina for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5008. Roy Earl David, 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* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Criminal Appeals of Texas for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5011. Theo Ray Thames, 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* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Criminal Appeals of Texas for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5016. Mose Strong, petitioner, *v. Louisiana*. On petition for writ of certiorari to the Supreme Court of Louisiana. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Louisiana for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5017. Louis Fuller, Jr., petitioner, *v. South Carolina*. On petition for writ of certiorari to the Supreme Court of South Carolina. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of South Carolina for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5018. Roger Vernon Miller, 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* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of North Carolina for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5019. Bernard Ross Fogg, petitioner, *v. A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary*. On petition for writ of certiorari to the Supreme Court of Virginia. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and care remanded to the Supreme Court of Virginia for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5022. Cornelius Tea, 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* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Criminal Appeals of Texas for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5023. Clarence Douglas and Robert D. Jackson, petitioners, *v. Louisiana*. On petition for writ of certiorari to the Supreme Court of Louisiana. Motion for leave to proceed *in forma pau-*

peris and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Louisiana for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5027. Thomas A. Alvarez, petitioner, *v. Nebraska*. On petition for writ of certiorari to the Supreme Court of Nebraska. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Nebraska for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5031. Calvin Sellars, petitioner, *v. George J. Beto*, Director, Texas Department of Corrections. 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 insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5034. Ernest J. Tyler, petitioner, *v. Washington*. On petition for writ of certiorari to the Supreme Court of Washington. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Washington for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5043. Earnest Lee Herron, petitioner, *v. Tennessee*. On petition for writ of certiorari to the Court of Criminal Appeals of Tennessee. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Criminal Appeals of Tennessee for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5044. Robert Eddie Louis Jackson, petitioner, *v. George J. Beto*, Director, Texas Department of Corrections. 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 insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5046. Frederick Douglas Johnson, petitioner, *v. Maryland*. On petition for writ of certiorari to the Court of Appeals of Maryland. Motion for leave to proceed *in forma pauperis* and peti-

tion for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals of Maryland for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5050. Elvin Brickhouse, Jr., petitioner, *v.* A. E. Slayton, Jr., Superintendent, Virginia State Penitentiary. On petition for writ of certiorari to the Supreme Court of Virginia. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Virginia for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5051. Johnny Mack Jackson, petitioner, *v.* Alabama. On petition for writ of certiorari to the Supreme Court of Alabama. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Alabama for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5054. James Garrett Bryson, petitioner, *v.* Ohio. On petition for writ of certiorari to the Supreme Court of Ohio. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Ohio for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5062. John W. Cunningham, petitioner, *v.* Warden, Maryland Penitentiary. On petition for writ of certiorari to the Court of Appeals of Maryland. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals of Maryland for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5065. William Jack Miller, petitioner, *v.* Georgia. On petition for writ of certiorari to the Supreme Court of Georgia. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Georgia for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5066. Venson Eugene Williams, petitioner, *v.* Lamont Smith, Warden. 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 insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5067. Leopoldo Morales, 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* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Criminal Appeals of Texas for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5069. F. L. McKenzie, 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* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Criminal Appeals of Texas for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5070. Alvin Eugene Anderson, 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, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Florida for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5079. Tommie Lee Henderson, petitioner, *v. Georgia*. On petition for writ of certiorari to the Supreme Court of Georgia. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Georgia for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5084. Clitus Moorehead, petitioner, *v. Ohio*. On petition for writ of certiorari to the Supreme Court of Ohio. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Ohio for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5221. Terry Lee Staten, petitioner, *v. Ohio*. On petition for writ of certiorari to the Supreme Court of Ohio. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Ohio

for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5326. Theodore R. Arrington, petitioner, *v. Maryland*. On petition for writ of certiorari to the United States Court of Appeals for the Fourth Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5394. Bill Brown, Jr., 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, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Florida for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5400. Edwin Lenin Williams, petitioner, *v. Kentucky*. On petition for writ of certiorari to the Court of Appeals of Kentucky. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals of Kentucky for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5008. Joseph James Bartholomey, petitioner, *v. Maryland*. On petition for writ of certiorari to the Court of Appeals of Maryland. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals of Maryland for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5114. George A. Square, petitioner, *v. Louisiana*. On petition for writ of certiorari to the Supreme Court of Louisiana. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Louisiana for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5184. Billy Wayne Sinclair, petitioner, *v. Louisiana*. On petition for writ of certiorari to the Supreme Court of Louisiana. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Louisiana for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5192. James Omar Tull, petitioner, *v.* Warden, Maryland Penitentiary. On petition for writ of certiorari to the Court of Appeals of Maryland. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals of Maryland for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5194. Clifford Dean Seeney, petitioner, *v.* Delaware. On petition for writ of certiorari to the Supreme Court of Delaware. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Delaware for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5197. Cornelius Thomas Strong, petitioner, *v.* Maryland. On petition for writ of certiorari to the Court of Appeals of Maryland. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals of Maryland for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5225. Herbert F. Steigler, petitioner, *v.* Delaware. On petition for writ of certiorari to the Supreme Court of Delaware. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Delaware for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5228. Robert Curry, 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* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Criminal Appeals of Texas for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5274. Walter Thomas Elliott, petitioner, *v.* Ohio. On petition for writ of certiorari to the Supreme Court of Ohio. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed and case remanded to the Supreme Court of Ohio for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5359. Joseph Cerny, III, petitioner, *v.* Washington. On petition for writ of certiorari to the Supreme Court of Washington. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Washington for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5369. Freddie Lee Tilford, petitioner, *v.* Ray H. Page, 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* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5395. James Nathaniel Westbrook, Jr., 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* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of North Carolina for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5525. Kenneth White, petitioner, *v.* Ohio. On petition for writ of certiorari to the Supreme Court of Ohio. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Ohio for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5648. Robert Alford, petitioner, *v.* Frank A. Eyman, Superintendent, Arizona State Penitentiary. 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 insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5744. Frank Phelan, petitioner, *v.* Joseph R. Brierley, Warden. On petition for writ of certiorari to the United States Court of Appeals for the Third Circuit. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-5866. Cleveland Lee Johnson, 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 insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Florida for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-6001. Owen Swanson Doss, 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* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of North Carolina for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-6068. Billy Stanley, 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* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Criminal Appeals of Texas for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-6081. Raymond Kassow, petitioner, *v.* Ohio. On petition for writ of certiorari to the Supreme Court of Ohio. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Ohio for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-6137. Ike Gilmore, petitioner, *v.* Maryland. On petition for writ of certiorari to the Court of Appeals of Maryland. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals of Maryland for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-6138. Carl Anthony Terry, petitioner, *v.* Missouri. On petition for writ of certiorari to the Supreme Court of Missouri. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Missouri for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-6154. Willie James Boykin, petitioner, *v.* Florida. In 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 insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Florida for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-6156. Alan Young, petitioner, *v.* Ohio. On petition for writ of certiorari to the Supreme Court of Ohio. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated, insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Ohio for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-6183. Samuel Matthews, 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* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Criminal Appeals of Texas for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-6204. Sherman Brown, petitioner, *v.* Virginia. On petition for writ of certiorari to the Supreme Court of Virginia. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed and case remanded to the Supreme Court of Virginia for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-6223. John Thomas Music, petitioner, *v.* Washington. On petition for writ of certiorari to the Supreme Court of Washington. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Washington for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-6224. Danny Chance, 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* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of North Carolina for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-6282. John Dwight Canaday, petitioner, *v.* Washington. On petition for writ of certiorari to the Supreme Court of Washing-

ton. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Washington for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-6539. Thomas S. Menthen, petitioner, *v. Oklahoma*. On petition for writ of certiorari to the Court of Criminal Appeals of Oklahoma. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Criminal Appeals of Oklahoma for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-6592. Roberto Delgado, petitioner, *v. Connecticut*. On petition for writ of certiorari to the Supreme Court of Connecticut. Motion for leave to proceed *in forma pauperis* and petition for writ of certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Connecticut for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 71-819. Robert S. Thomas et al., petitioners, *v. Ruth Shirek*; and

No. 71-946. Ruth Shirek, petitioner, *v. Robert S. Thomas et al.* On petitions for writs of certiorari to the United States Court of Appeals for the Seventh Circuit. Petitions for writs of certiorari granted, judgment vacated, and cases remanded to the Court of Appeals for further consideration in light of *Board of Regents of State Colleges v. Roth*, — U.S. — (1972). Mr. Justice Douglas would affirm judgment below.

No. 71-5790. Leslie Canty, Jr., petitioner, *v. The Board of Education of the City of New York*. 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* and petition for writ of certiorari granted. Judgment vacated and case remanded to the Court of Appeals for further consideration in light of *Perry v. Sindermann*, — U.S. — (1972); *Board of Regents of State Colleges v. Roth*, — U.S. — (1972); and *Lynch v. Household Finance Corporation*, 405 U.S. — (1972). Mr. Justice Douglas would grant, vacate and remand solely in light of *Lynch v. Household Finance Corporation*, 405 U.S. — (1972).

No. 69-5016. Randoil Pitts, Jr., petitioner, *v. Louie L. Wainwright, Director, Florida Division of Corrections*. Motion for leave to proceed *in forma pauperis* granted. Treating the petition for writ of habeas corpus as a petition for certiorari, to the Supreme Court

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of Florida certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Florida for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 69-5017. Charlie C. Hawkins, petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Corrections. Motion for leave to proceed *in forma pauperis* granted. Treating the petition for writ of habeas corpus as petition for certiorari to the Supreme Court of Florida, certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Florida for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 70-5020. Edward Williams, petitioner, *v.* Louie L. Wainwright, Director, Florida Division of Adult Corrections. Motion for leave to proceed *in forma pauperis* granted. Treating the petition for writ of habeas corpus as a petition for certiorari to the United States Court of Appeals for the Fifth Circuit, certiorari granted. Judgment vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Court of Appeals for further proceedings. See *Stewart v. Massachusetts*, — U.S. — (1972).

No. 204, October Term, 1970. James Edward Crampton, petitioner, *v.* Ohio. Petition for rehearing granted. Judgment affirming judgment of Supreme Court of Ohio, 402 U. S. 183 (1971), vacated. Judgment, 18 Ohio St. 2d 182, 248 N.E. 2d 614 (1969) vacated insofar as it leaves undisturbed the death penalty imposed, and case remanded to the Supreme Court of Ohio for further proceedings. See *Furman v. Georgia*, — U.S. — (1972).

ORDERS IN PENDING CASES

No. 71-1255. United States, petitioner, *v.* Charles J. Ash, Jr. The motion for the appointment of counsel is granted, and it is ordered that Sherman L. Cohn, 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. 71-575. Linda Gomez, individually and as next friend of Zoraida Gomez, appellant *v.* Francisco Ocasio Perez. Joseph Jaworski, Esquire, of Houston, Texas, a member of the Bar of this Court, is invited to brief and argue this case, as *amicus curiae*, in support of the judgment below.

FOR WRIT OF HABEAS CORPUS DENIED.

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

CERTIORARI DENIED

No. 70-228. Warden, Maryland Penitentiary, petitioner, *v.* William Ralph; and

No. 70-5198. William Ralph, petitioner, *v.* Warden, Maryland Penitentiary. Petitions for writs of certiorari to the United States Court of Appeals for the Fourth Circuit denied.

No. 71-1284. New Jersey, petitioner, *v.* Euther Presha et al. Petition for writ of certiorari to the Supreme Court of New Jersey denied.

No. 70-322. In the Matter of the Imprisonment of William B. Warren, petitioner. Petition for writ of certiorari to the Superior Court Division of the General Court of Justice of Caswell County, North Carolina, denied. Mr. Justice Douglas would grant certiorari, vacate judgment below and remand case for further consideration in light of his dissenting opinion in *Morrissey v. Brewer*, — U.S. — (1972).

No. 70-141. T. Ellis Hodgkin, petitioner, *v.* Thomas B. Noland, City Manager, etc. 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. 70-354. Jack Fooden, etc., et al., petitioners, *v.* Board of Governors of State Colleges and Universities of 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. 71-430. Ralph D. Crabtree, petitioner, *v.* Board of Education, Wellston City School District, et al. 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. 71-6259. Peter McEntegart, petitioner, *v.* John M. Cataldo 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. 71-249. Thomas Justin Orr, petitioner, *v.* Raymond E. Trinter et al. Motion of the National Education Association for leave to file a brief, as *amicus curiae*, granted. Motion of the Board of Education of the City of Washington, C. H., Ohio, for leave to file a brief, as *amicus curiae*, granted. 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.

The Chief Justice announced the following order of the Court:

“All cases submitted and all business before the Court at this term in readiness for disposition having been disposed of,

“It is ordered by this Court that all cases on the docket be, and they are hereby, continued to the next term.”

Adjourned to the time and place appointed by law.

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