

# Princeton University Library

## Department of Rare Books and Special Collections

\* Seeley G. Mudd Manuscript Library \* 65 Olden Street \* Princeton, New Jersey 08540 USA \* Phone: 609-258-6345 \*  
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### John Marshall Harlan Papers, 1884-1972 (bulk 1936-1971): Finding Aid

#### Summary Information

<b>Call number:</b>	MC071
<b>Location:</b>	Princeton University Library. Department of Rare Books and Special Collections. Seeley G. Mudd Manuscript Library. Public Policy Papers. 65 Olden Street Princeton, New Jersey 08540 USA
<b>Size:</b>	316.1 linear feet (696 boxes)
<b>Language(s) of material:</b>	English.
<b>Abstract:</b>	John Marshall Harlan (1899-1971), a distinguished lawyer and jurist, served on the U.S. 2nd Circuit Court of Appeals and the U.S. Supreme Court. Harlan's papers consist of legal materials, correspondence, writings, and personal papers that document his career as an attorney and a judge, especially the period when he was a Supreme Court Justice.

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## Biography of John Marshall Harlan

John Marshall Harlan (1899-1971), a distinguished lawyer and jurist, served on the U.S. 2nd Circuit Court of Appeals and the U.S. Supreme Court. As a judge, Harlan was known for his conservative views and the scholarly level of his opinions. Prior to becoming a judge, Harlan was a partner at the law firm Root, Ballantine, Harlan, Bushby & Palmer in New York.

John Marshall Harlan was born in Chicago on May 20, 1899 to John Maynard and Elizabeth Palmer (Flagg) Harlan. He graduated from Princeton University with honors in 1920, where he was a member of the editorial staff of the *Daily Princetonian* and served as president of his class for three years. After Princeton, Harlan studied at Balliol College, Oxford University as a Rhodes scholar, earning a B.A. degree in jurisprudence in 1923. Harlan married Ethel Andrews on November 10, 1928 and they had one daughter, Evangeline (Newcomb).

Upon returning to the United States in 1923, Harlan began working at the law firm of Root, Clark, Howland, Buckner & Ballantine, where senior partner Emory R. Buckner became his mentor, and studying at the New York Law School. He received his LL.B. degree from New York State Law School in 1924 and was admitted to the New York Bar in 1925. In 1932, Harlan was made a partner in the firm, which became Root, Ballantine, Harlan, Bushby & Palmer. Prominent cases that he was involved in included the prosecution of theatrical producer Earl Carroll for perjury (1926), settling the \$5 million estate of Georgiana G.R. Wendel (1936), and defending the du Pont family in an antitrust suit (1952-1953). He was admitted into the bar of the U.S. Supreme Court in 1945 and to the District of Columbia Bar in 1947.

Harlan temporarily left his law firm on a few occasion during his career for public service positions. When Buckner became U.S. Attorney for the Southern District of New York, he named Harlan chief of the prohibition division, a position Harlan held from 1925 to 1927. He was then appointed special assistant attorney general of New York state by Governor Alfred E. Smith from 1928 to 1930. In this capacity, he investigated the "sewer scandal" that involved the overpayment by the city for Queens county sewers and aided in the successful prosecution of Maurice Connolly, the former Queens borough president. During World War II, he was chief of the Operational Analysis Section of the Eighth Air Force. He also served as chief counsel of the New York State Crime Commission from 1951 to 1953, investigating waterfront rackets in New York City and gambling activities throughout New York state.

Harlan was appointed as a judge of the U.S. Court of Appeals for the Second District (New York, Vermont and Connecticut) in January 1954 by President Dwight D. Eisenhower, and confirmed by the Senate in February. Harlan resigned from Root, Ballantine, Harlan, Bushby & Palmer in March 1954, when he was sworn in. Harlan remain in this position for a year, when he became a Supreme Court justice. He was nominated to the Supreme Court by President Eisenhower in November 1954, and on March 15, 1955 was confirmed by a vote of 71 to 11 by the United States Senate as Associate Justice of the U.S. Supreme Court. Harlan succeeded the late Robert H. Jackson. The delay in his confirmation is largely believed to be a tactic by Southern legislators to postpone the implementation of the Supreme Court's 1954 rulings on school desegregation, as no decision could be reached on that matter without a full court. He took the constitutional and judicial oaths on March 28, becoming the 89th Justice.

Harlan was known for being conservative and often cited for his frequent dissent from the majority opinion of the Warren Court, the most activist Supreme Court in American history up until that time. However, he also often agreed with the decisions of the “liberal” members of the Court, at times even writing the majority opinion. Harlan’s decisions were largely based on his belief in precedent and the limited role of the Court. He believed that, unless there was a substantial demonstration of a previous error, precedent should be respected. He also argued against the Court making legislation or becoming a “haven for reform movements,” believing that the Court circumvented the amendment process by interpreting the Constitution to address all social ills. Instead, he saw it as the Legislature’s role to create laws to instigate reform. Harlan was also a supporter of the rights of the state and the individual. His opinions were often lauded for being well researched, concise, and well reasoned.

Some of Harlan’s notable conservative opinions included voting against reapportioning state legislatures to coincide with “one man, one vote,” against invalidating state poll taxes, against requiring the police to read suspects the “Miranda Rights,” and against allowing convicted indigents to have free lawyers in appealing their convictions. He also voted to give the President powers of censorship over newspapers and to give the states substantial leeway in controlling pornography. His “liberal” opinions included voting in 1955 to carry out previous school desegregation rulings “with all deliberate speed,” voting in 1963 to give free counsel to indigent defendants charged with major crimes, and writing the majority opinion in a 1971 ruling that wearing a jacket emblazoned with an obscene reference to the draft in a courthouse was constitutionally protected under free speech.

Harlan retired from the Supreme Court on September 23, 1971 due to ill health. He died on December 29, 1971 at the age of 72. He was succeeded on the Supreme Court by William H. Rehnquist.

<b>Description</b>
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Harlan's papers consist of legal materials, correspondence, writings, and personal papers that document his career as an attorney and a judge, especially the period when he was a Supreme Court Justice. The majority of the papers are opinions and other legal documents from all of the cases heard before the Supreme Court while Harlan was a member, and Harlan's correspondence files that span the entirety of his career.

Please see the series descriptions in the contents list for additional information about individual series.

**Series 1: Supreme Court Case Files--October Terms, 1954-1970**

The Supreme Court Case Files--October Terms series documents the cases heard by the United States Supreme Court while Harlan served as a Supreme Court Justice (1955-1971). The series is composed of court opinions, both draft and final, memoranda, notes on how Harlan voted, and various legal documents related to the cases.

**Series 2: Second Circuit, U.S. Court of Appeals, 1949-1971**

The Second Circuit, U.S. Court of Appeals series documents the decisions and operation of the

Second Circuit court from the period when Harlan served on the court (1954-1955) and his subsequent service as the Supreme Court Justice responsible for the Second Circuit Court. Please see the subseries descriptions in the contents list for additional information about individual subseries.

### **Subseries 2A: Printed Opinions--October Terms, 1953-1970**

The Printed Opinions—October Terms subseries is composed of the published opinions of all the U.S. Court of Appeals, Second Circuit, written by all the judges in the court.

### **Subseries 2B: Miscellaneous Files, 1949-1971**

The Miscellaneous Files subseries contains materials about how the Second Circuit Court functioned. These include correspondence about court conferences, case opinions, an index of cases, reports about the court, and legal documents from cases heard before the court. Also included are Harlan's case calendars and his writings about the court, some with critical analysis.

### **Series 3: Selected Correspondence and Related Materials, 1890-1971**

The Selected Correspondence and Related Materials series is composed of Harlan's correspondence, largely from the period of his career when he was a Supreme Court Justice, with lawyers, judges, law clerks, and friends. Subjects of the correspondence include discussion of cases and legal issues, including civil rights, state rights and loyalty, discussion of the justice system, personal pleasantries, arranging to attend meetings, regarding Harlan's participation in a variety of organizations, and regarding awards.

### **Series 4: General Correspondence, 1927-1971**

The General Correspondence series contains routine correspondence with Harlan, including invitations to law conferences, lunches, and events, and requests for autographs, biographical information, and statements. Also included are letters regarding Harlan's personal finances, club memberships, travel arrangements, and thank you letters for books and articles that Harlan received.

### **Series 5: Speeches, Statements, Interviews, Etc., 1936-1971**

The Speeches, Statements, Interviews, Etc. series includes the text, as well as drafts and related correspondence, for speeches given by Harlan at universities, law associations, and law conferences, as well as a few interviews, statements, and remarks. In some instances, there is only notes or outlines for the speech, rather than the full text. Subjects covered by Harlan in his speeches include how the Supreme Court works, a wide variety of legal issues, and education.

### **Series 6: Writings, 1914-1971**

The Writings series is composed of articles, theses, and other writings by Harlan, about Harlan's career as a United States Supreme Court Justice, and about judicial and legal issues. Please see the subseries descriptions in the contents list for additional information about individual subseries.

### **Subseries 6A: By and About Harlan, 1920-1971**

The By and About Harlan subseries includes articles, introductions and a report by Harlan, and articles, theses, a dissertation and a book about Harlan. The writings by Harlan are predominantly about other judges. The writings about Harlan analyze his career as a United States Supreme Court Justice.

### **Subseries 6B: By Others on Miscellaneous Subjects, 1914-1969**

The Writings by Persons other than John Marshall Harlan on Miscellaneous Subjects series contains articles by lawyers and scholars published in law reviews and academic journals, as well as court documents. The predominant subjects are legal education, legal issues, and how courts in countries other than the United States function.

### **Series 7: Appointment Records, 1931-1970**

The Appointment Records series is composed of Harlan's calendars and other daily appointment books. The calendars contain brief entries with the names of individuals with whom Harlan was meeting and calling during his career as a lawyer and a judge.

### **Series 8: Documents, 1884-1965**

The Documents series contains official documents given to Harlan throughout his career, most of which are appointment and admission documents to his positions, honorary degrees, and award certificates. Also included are his United States Supreme Court identification card, diplomas received by his father, John Maynard Harlan, and registration materials for Harlan's dog.

### **Series 9: Memorabilia, 1890-1961**

The Memorabilia series includes Harlan's honorary degree hoods, a medal he received from the United States government, a plaque that reads "Mr. Justice Harlan," a zippered case from the Harlan School, a poem about Harlan printed in *The New York Times*, an invitation to a banquet, rules for a convalescent ulcer diet, essays, and a legal document about a case against clam diggers in Lloyd Harbor.

### **Series 10: Photographs, 1920-1971**

The photographs series contains portraits of Harlan, justices of the United States Supreme Court, and Harlan's law clerks. Also included are photographs of Harlan at events, reunions of his law clerks, with his family, at Princeton University reunions, and at Oxford in 1920.

### **Series 11: Scrapbooks and Clippings, 1919-1972**

The Scrapbooks and Clippings series contains scrapbooks of newspaper clippings, copies of published articles, and correspondence, as well as a few photographs and cards, which document Harlan's career, his cases, and his legal opinions. Periods of his career that are well documented include his appointment to the Second Circuit Court, to the Supreme Court, and his illness and retirement. Also included are clippings related to his editorship of the *Daily Princetonian*.

## **Series 12: Financial Records, 1935-1971**

The Financial Records series documents Harlan's personal finances. The majority of the series is composed of bank statements and paid bills, and also includes income and expense ledgers, tax forms, and papers related to his health insurance and house maintenance. Box 695, although it was labeled "Financial," actually contains publications about Harlan and Emory Buckner, and a photograph album of the Dillingham/Newcomb wedding.

## **Series 13: Audio Tapes, 1936-1970**

The Audio Tapes series is largely composed of recordings of speeches delivered by Harlan before law associations and at universities. Also included are recordings of Harlan's correspondence and memoranda, and of talks and reports by other authors. The recordings are on 1/4 inch magnetic tape. Additionally, the series contains "Talking Books" catalogs issued by the Library of Congress.

### **Arrangement**

Organized into the following series:

Series 1: Supreme Court Case Files--October Terms, 1954-1970

Series 2: Second Circuit, U.S. Court of Appeals, 1949-1971

    Subseries 2A: Printed Opinions--October Terms, 1953-1970

    Subseries 2B: Miscellaneous Files, 1949-1971

Series 3: Selected Correspondence and Related Materials, 1890-1971

Series 4: General Correspondence, 1927-1971

Series 5: Speeches, Statements, Interviews, Etc., 1936-1971

Series 6: Writings, 1914-1971

    Subseries 6A: By and About Harlan, 1920-1971

    Subseries 6B: By Others on Miscellaneous Subjects, 1914-1969

Series 7: Appointment Records, 1931-1970

Series 8: Documents, 1884-1965

Series 9: Memorabilia, 1890-1961

Series 10: Photographs, 1920-1971

Series 11: Scrapbooks and Clippings, 1919-1972

Series 12: Financial Records, 1935-1971

Series 13: Audio Tapes, 1936-1970

### **Access and Use**

#### **Access**

Collection is open for research use.

#### **Restrictions on Use and Copyright Information**

Single photocopies may be made for research purposes. Permission to publish materials from the collection must be requested from the Curator of the Public Policy Papers. Any copyright vested in Justice John Marshall Harlan has passed to Princeton University; researchers are responsible for determining any other copyright questions.

### **Physical Characteristics and Technical Requirements**

Box 696 contains audiotapes. Access to this material follows the Mudd Manuscript Library policy for preservation and access to audiovisual materials.

## **Acquisition and Appraisal**

### **Provenance and Acquisition**

This collection was donated through a bequest of Justice John M. Harlan in March 1972, with an addition in 1974. Harlan's Legion of Merit medal was donated by Etolia S. Basso in August 1993.

## **Related Materials**

### **Related Archival Material**

Collections at the Mudd Manuscript Library of particular relevance to the John Marshall Harlan Papers are the papers of Harold M. Medina, a law professor and judge on the 2nd Circuit Court of Appeals, and the papers of Alpheus Thomas Mason related to his research on Supreme Court Justices.

The Library of Congress and the University of Louisville hold collections of papers of Harlan's grandfather, also named John Marshall Harlan. The Library of Congress holds the papers of many Supreme Court justices, including Chief Justice Earl Warren and Justice Hugo LaFayette Black, who Harlan served with.

## **Processing and Other Information**

### **Preferred Citation**

Identification of specific item; Date (if known); John Marshall Harlan Papers, Box and Folder Number; Public Policy Papers, Department of Rare Books and Special Collections, Princeton University Library.

### **Works Cited**



The following sources were consulted during the preparation of the biographical note: "Harlan Dies at 72; On Court 16 Years" by Lesley Oelsner. *The New York Times*, December 30, 1971. "Harlan, John Marshall" biography from *Current Biography*. H.W. Wilson Company, 1955.

## Processing Information

This is an unprocessed collection. The contents list provided is a preliminary inventory. Finding aid written by Adriane Hanson in July 2008.

## Encoding

Machine-readable finding aid encoded in EAD 2002 by Techbooks and Cristela García-Spitz on December 23, 2006.

## Descriptive Rules Used

Finding aid content adheres to that prescribed by *Describing Archives: A Content Standard*.

## Subject Headings

These materials have been indexed in the [Princeton University Library online catalog](#) using the following terms. Those seeking related materials should search under these terms.

- Connolly, Maurice E. -- Trials, litigation, etc.
- Du Pont, Pierre S. (Pierre Samuel), 1870-1954 -- Trials, litigation, etc.
- Harlan, John M. (John Marshall), 1899-1971.
- Wendel, Ella Virginia von Echtzel, 1853-1931 -- Estate.
- New York (State). Crime Commission.
- United States. Court of Appeals (2nd Circuit)
- United States. Supreme Court -- Cases.
- Attorneys general -- New York (State)
- Civil procedure -- United States.
- Civil rights -- Cases.
- Judges -- New York (N.Y.)
- Judicial opinions -- United States -- Cases.
- Judicial power -- United States.
- Judicial process -- United States.
- Law -- United States -- Cases.
- Lawyers -- United States.
- Trials -- United States.
- Case files.
- Legal correspondence.
- Legal documents.
- Speeches.
- American history/20th century
- American politics and government
- Legal history

<b>Contents List</b>
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**Series 1: Supreme Court Case Files--October Terms, 1954-1971 (188.5 linear feet in 452 boxes)**

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**Series Description**

The Supreme Court Case Files--October Terms series documents the cases heard by the United States Supreme Court while Harlan served as a Supreme Court Justice (1955-1971). The series is composed of court opinions, both draft and final, memoranda, notes on how Harlan voted, and various legal documents related to the cases.

**Arrangement**

Arranged chronologically according to October Terms.

<u>TITLE</u>	<u>Box</u>
OCTOBER TERM 1954	
John Marshall Harlan Opinions; Court Opinions, March 28 - June 6, 1955	1
Drafts of Opinions; Memoranda; Clippings, etc.	
No. 1 - <i>Brown v. Board of Education of Topeka</i> , May 31, 1955 Earl Warren - opinion.	2
No. 8 - <i>Quinn v. U.S.</i> , May 23, 1956 Earl Warren - opinion; John Marshall Harlan, concurring; Stanley F. Reed, dissenting; Sherman Minton joins in so much of this opinion as applies to <i>Emspak v. U.S.</i>	2
No. 9. <i>Emspak v. U.S.</i> , May 23, 1956 Earl Warren - opinion; Stanley P. Reed, dissenting; Sherman Minton joins in so much of this opinion as applies to <i>Emspak v. U.S.</i> ; John Marshall Harlan, dissenting.	2
No. 20 - <i>Ellis v. Dixon</i> , June 6, 1956 John Marshall Harlan - opinion; Earl Warren, Hugo L. Black, William O. Douglas, and Tom C. Clark, dissenting.	2

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

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- No. 28 - *Rice v. Sioux City*, May 9, 1956 2  
 Felix Frankfurter - opinion; John Marshall Harlan took no part in the consideration or decision of this case; Hugo L. Black, whom Earl Warren and William O. Douglas join, dissenting.
- No. 50 - *Bisso v. Inland Waterways*, May 16, 1956 2  
 Hugo L. Black - opinion; John Marshall Harlan took no part in the consideration or decision of this case; William O. Douglas, concurring; Felix Frankfurter, whom Stanley F. Reed and Harold H. Burton join, dissenting.
- No. 70 - *Boston Metals v. S/S "Winding Gulf"*, May 16, 1956 2  
 Hugo L. Black - opinion; John Marshall Harlan took no part in the consideration or decision of this case; Felix Frankfurter, concurring; William O. Douglas, concurring; Harold H. Burton, whom Stanley F. Reed joins, dissenting.
- No. 117 - *Bart v. U.S.*, May 23, 1956 2  
 Earl Warren - opinion; Stanley F. Reed, with whom Sherman Minton joins, dissenting; John Marshall Harlan, dissenting.
- No. 150 - *U.S. Ex. Rel. Toth v. Talbott*, August 29, 1956 2  
 Felix Frankfurter, whom William O. Douglas joins, dissenting.
- No. 163 - *Lawlor, Pantzer v. Nat. Screen Service*, June 6, 1956 2  
 Earl Warren - opinion; John Marshall Harlan took no part in the consideration or decision of this case.
- No. 186 - *General Drivers v. American Tobacco* 2  
 No opinion is included in the file.
- No. 191, 321 - *Natural Gas etc. v. Panoma, Oklahoma*, April 8, 1956 2  
 Per Curiam, John Marshall Harlan disqualified himself in both cases and did not participate in their consideration or decision.
- Nos. 204 and 220 - *Society for Svgs., Cleveland v. First Fed. Svgs.*, Warren, May 16, 1956 2  
 John Marshall Harlan - opinion.

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

No. 302 - <i>Parissi v. Telechron</i> , (April 1955) Per Curiam, (Official Per Curiam is not included in the file).	2
No. 333 - <i>Pino v. Landon</i> No opinion is included in the file.	2
Nos. 357 and 358 - <i>Maneja v. Waialua</i> , May 17, 1956 Tom C. Clark - opinion; Harold H. Burton regarding No. 357, concurring in part and dissenting in part.	2
No. 367 - <i>F.P.C. v. Oregon</i> , June 6, 1956 Harold H. Burton - opinion; John Marshall Harlan took no part in the consideration or decision of this case; William O. Douglas, dissenting.	2
No. 375 - <i>Shaughnessy v. Pedreiro</i> , April 25, 1956 Hugo L. Black - opinion; Sherman Minton, with whom Stanley F. Reed and Harold H. Burton join, dissenting.	2
No. 375 - <i>Carroll v. Lanza</i> , (June 1955) Felix Frankfurter - opinion, whom Harold H. Burton and John Marshall Harlan join.	2
No. 376 - <i>Peters v. Hobby</i> , June 6, 1956 Earl Warren - opinion; Hugo L. Black, concurring; William O. Douglas, concurring; Stanley F. Reed, with whom Harold H. Burton joins, dissenting.	2
No. 394 - Re: Levy No opinion is included in the file.	2
No. 405 - In the Matters of Murchison and White, May 16, 1955 Hugo L. Black - opinion; Stanley P. Reed and Sherman Minton, dissenting, with whom Harold H. Burton joins	2
No. 412 - <i>Williams v. Georgia</i> , June 6, 1955 Felix Frankfurter - opinion; Tom C. Clark, with whom Stanley F. Reed and Sherman Minton join, dissenting; Sherman Minton, with whom Stanley F. Reed and Tom C. Clark join, dissenting	2

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

No. 451 - <i>F.C.C. v. Allentown Broadcasting</i> , June 6, 1955 Stanley F. Reed - opinion; William O. Douglas, dissenting.	2
No. 468 - <i>Bell v. U.S.</i> , May 9, 1955 Felix Frankfurter - opinion; Sherman Minton, with whom Earl Warren and Stanley F. Reed join, dissenting.	2
No. 530 - <i>Smalls v. Atlantic Coast RR</i> No opinion is included in the file.	2
No. 616 - <i>Shaughnessy v. Accardi</i> , May 23, 1955 Tom C. Clark -opinion; John Marshall Harlan took no part in the consideration or decision of this case; Hugo L. Black, with whom Felix Frankfurter joins, dissenting.	2
No. 644 - <i>Davidson v. U.S.</i> No opinion is included in the file.	2
Certiorari and Miscellaneous Certiorari Memoranda on Cases Summarily Disposed of	3
Disqualifications of John Marshall Harlan	3
Journal	3
Order Lists	3
 OCTOBER TERM 1955	
John Marshall Harlan Opinions Consists, in part, of <i>Opinions and Memoranda of Mr. Justice Harlan during the October Terms 1954 and 1955</i> including a "Table" of Cases" and an "index" of cases, memoranda, etc. under headings such as Administrative Law, Communism, Contempt of Congress, Due Process, Equal Protection, Search and Seizure, Self-Incrimination, etc.	4
Court Opinions	4
Drafts of Opinions; Memoranda; Clippings, etc.	
Original No. 11 - <i>Mississippi v. Louisiana</i> No opinion is included in the file.	5

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

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- No. 3 - *U.S. ex. rel. Toth v. Quarles*, November 7, 1956 5  
 Hugo L. Black - opinion; Stanley F. Reed, with whom Harold H. Burton and Sherman Minton join, dissenting; Sherman Minton, whom Harold H. Burton joins, dissenting.
- No. 4 - *Ryan Stevedor. Co. v. Pan-Atlantic S.S. Corp.*, January 9, 1956 5  
 Harold H. Burton - opinion; Hugo L. Black, with whom Earl Warren, William O. Douglas, and Tom C. Clark concur, dissenting.
- No. 5 - *U.S. v. E.I. DuPont*, June 11, 1956 5  
 Stanley F. Reed - opinion; Tom C. Clark and John Marshall Harlan took no part in the consideration or decision of this case; Felix Frankfurter, concurring; Earl Warren, with whom Hugo L. Black and William O. Douglas join, dissenting.
- No. 6 Misc. - *Breithaupt v. Abram*, April 24, 1956 5  
 Petition for Certiorari is granted; Felix Frankfurter, William O. Douglas, Harold H. Burton, Sherman Minton and John Marshall Harlan grant petition; Earl Warren, Hugo L. Black and Stanley F. Reed deny petition.
- No. 6, 7, 11 and 12 -
- No. 6 - *Secy. of Agriculture v. U.S.* 5
- No. 7 - *Utah Poultry v. U.S.* 5
- No. 11 - *Secy. of Agriculture v. U.S.* 5
- No. 12 - *Utah Poultry v. U.S.*, June 9, 1956 5  
 John Marshall Harlan - opinion; Felix Frankfurter, concurring; Sherman Minton, with whom Stanley F. Reed and Harold H. Burton join, dissenting.
- No. 8 - *Indian Towing Co. v. U.S.*, November 21, 1956 5  
 Felix Frankfurter - opinion; Stanley F. Reed, with whom Harold H. Burton, Tom C. Clark, and Sherman Minton join, dissenting.
- No. 10 - *Penna. v. Nelson*, April 2, 1956 5  
 Earl Warren - opinion; Stanley F. Reed, with whom Harold H. Burton and Sherman Minton join, dissenting.

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

No. 16 - <i>Walton v. California</i>	5
No opinion is included in the file.	
No. 17, 31 -	
No. 17 - <i>United Gas v. Mobile Gas &amp; Fed. Power Co.</i>	5
No. 31 - Federal Power Co. v. Mobile Gas, February 27, 1956	5
John Marshall Harlan - opinion.	
No. 18 - <i>Jew Sing v. Barber</i>	6
No opinion is included, in the file.	
No. 19 - <i>Mastro Plastics v. N.L.R.B.</i> February 27, 1956	6
Harold H. Burton - opinion; Felix Frankfurter, whom Sherman Minton and John Marshall Harlan join, dissenting.	
No. 20 - <i>Corn Products v. C.I.R.</i> , November 7, 1956	6
Tom C. Clark - opinion; John Marshall Harlan took no part in the consideration or decision of this case.	
No. 21 - <i>U.S. v. Twin City Power</i> , January 23, 1956	6
William O. Douglas - opinion; Harold H. Burton, with whom Felix Frankfurter, Sherman Minton, and John Marshall Harlan join, dissenting.	
No. 22 - <i>Steiner v. Mitchell</i> , January 30, 1956	6
Earl Warren - opinion.	
No. 23 - <i>Slochower v. Bd. of High. Educ. of N.Y.</i> , April 9, 1956	6
Tom C. Clark - opinion; Hugo L. Black and William O. Douglas join the Court's judgment and opinion, but also adhere to the views expressed in their dissents in <i>Adler v. Bd. of Educ.</i> , and <i>Garner v. L.A. Bd.</i> , <i>supra</i> , and to their concurrences in <i>Wieman v. Updegraff</i> , <i>supra</i> Stanley F. Reed, with whom Harold H. Burton and Sherman Minton Join, dissenting; John Marshall Harlan, dissenting.	
No. 26 - <i>U.S. v. Anderson, Clayton &amp; Co.</i> , November 7, 1956	6
Sherman Minton - opinion; William O. Douglas and Harold H. Burton, dissenting.	

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

No. 27 - <i>Nat'l. Labor Rels. Bd. v. Warren County</i> , December 12, 1956 Earl Warren - opinion.	6
No. 28 - <i>Neese v. Southern RR Co</i> , November 15, 1956 Per Curiam, (Official Per Curiam is not included in the file).	6
No. 29 - <i>Nukk v. Shaughnessy</i> No opinion is included in the file.	6
No. 30 - <i>Rea. v. U.S.</i> , January 16, 1956 William O. Douglas - opinion; John Marshall Harlan, Whom Stanley F. Reed, Harold H. Burton, and Sherman Minton join, dissenting.	6
No. 32, 36 -	
No. 32 - <i>Michel v. Louisiana</i>	6
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No. 33 - <i>Local No. 25 v. N.Y.</i> , New Haven, January 9, 1956 Sherman Minton - opinion.	6
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No. 47 - <i>Falcone v. Barnes</i> , January 15, 1956 Felix Frankfurter - opinion; Hugo L. Black concurring; William O. Douglas concurring.	6
No. 38 - <i>Armstrong v. Armstrong</i> , April 9, 1956 Sherman Minton - opinion; Felix Frankfurter joining the opinion of the court; Hugo L. Black, with whom Earl Warren, William O. Douglas, and Tom C. Clark join, concurring.	7



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No. 44 - <i>Mitchell v. Myrtle Grove Packing Co</i> No opinion is included in the file.	7
No. 45 - <i>Penn. ex. rel. Herman v. Claudy</i> , January 9, 1956 Hugo L. Black - opinion.	7
No. 46 - <i>Rex Trailer v. U.S.</i> , January 9, 1956 Tom C. Clark - opinion; Felix Frankfurter concurs in the judgment substantially for the reasons given by him, in his opinion in support of the Marcus decision.	7
No. 48 - <i>Communist Party of U.S. v. Subversive Activities Control Bd.</i> , April 30, 1956 Felix Frankfurter - opinion; Tom C. Clark, with whom Stanley F. Reed and Sherman Minton join, dissenting.	7
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| <p>No. 60 - <i>Berra v. U.S.</i>, April 30, 1956</p> <p>John Marshall Harlan - opinion; Hugo L. Black, with whom William O. Douglas joins, dissenting.</p>   | 8 |
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| <p>No. 66 - <i>Riverbank v. Harwood</i>, (April 1956)</p> <p>No opinion is included in the file.</p>   | 8 |
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| <p>No. 72 - <i>Costello v. U.S.</i>, March 5, 1956</p> <p>Hugo L. Black - opinion; Tom C. Clark and John Marshall Harlan took no part in the consideration or decision of this case; Harold H. Burton, concurring.</p>   | 8 |
| <p>No. 74 - <i>U.S. v. Leslie Salt</i>, March 5, 1956</p> <p>John Marshall Harlan - opinion.</p>   | 8 |
| <p>No. 76 - <i>Cold Metal Process Co. v. Un. Eng.</i>, June 11, 1956</p> <p>Harold H. Burton - opinion; Felix Frankfurter, whom John Marshall Harlan joins, dissenting.</p>  | 8 |
| <p>No. 79 - <i>N.L.R.B. v. Coca-Cola Bottling</i>, February 27, 1956</p> <p>Felix Frankfurter - opinion; John Marshall Harlan took no part in the consideration or decision of this case.</p>  | 8 |
| <p>No. 82 - <i>International Harvester v. Goodrich</i>, April 9, 1956</p> <p>Harold H. Burton - opinion; Hugo L. Black concurs in the result; John Marshall Harlan took no part in the consideration or decision of this case.</p>   | 8 |

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- No. 92 - *Mabel Black v. Cutter Lab*, June 4, 1956 8  
 Tom C. Clark - opinion; Stanley F. Reed would affirm the judgment; William O. Douglas, with whom Earl Warren and Hugo L. Black concur, dissenting.
- No. 94 - *U.S. v. Storer*, May 21, 1956 9  
 Stanley F. Reed - opinion; William O. Douglas concurs in the result; John Marshall Harlan, concurring in part and dissenting in part; Felix Frankfurter, dissenting.
- No. 95 - *Griffin v. State of Illinois*, April 23, 1956 9  
 Hugo L. Black announced the judgment of the Court and an opinion in which Earl Warren, William O. Douglas, and Tom C. Clark join; Felix Frankfurter, concurring in the judgment; Harold H. Burton and Sherman Minton, whom Stanley F. Reed and John Marshall Harlan join, dissenting; John Marshall Harlan, dissenting.
- No. 102 - *U.S. v. Contract Steel*, May 12, 1956 9  
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- No. 103 - *Garipey v. U.S.* 9  
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- No. 110 - *Gammer v. U.S.*, March 12, 1956 9  
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Harlan, dissenting.

No. 120 - *Zienteck v. Reading Co.*

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No opinion is included in the file.

No. 129 - *Doud v. Hodge*, March 26, 1956

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Sherman Minton - opinion.

No. 134 - *Squire v. Capoeman*, April 23, 1956

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Earl Warren - opinion; Stanley F. Reed, dissenting; John Marshall Harlan took no part in the consideration or decision of this case.

No. 150 - *Shields v. Atlantic Coast Line RR Co.*, February 27, 1956

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Sherman Minton - opinion; John Marshall Harlan took no part in the consideration or decision of this case; Stanley F. Reed, with whom Felix Frankfurter and Harold H. Burton join, dissenting.

No. 156 - *Remmer v. U.S.*, March 5, 1956

10

Sherman Minton - opinion; Earl Warren and John Marshall Harlan took no part in the consideration or decision of this case.

No. 158-164 - *Frozen Food Express v. U.S.*, April 23, 1956

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William O. Douglas - opinion; John Marshall Harlan, dissenting.

Nos. 162-164

10

William O. Douglas - opinion; Harold H. Burton, whom Felix Frankfurter, Sherman Minton, and John Marshall Harlan join, dissenting.

No. 163 Misc. - *Morgan v. Sylvester*

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No opinion is included in the file.

No. 170 - *General Stores v. Max Shiensky*, March 26, 1956

10

William O. Douglas - opinion; John Marshall Harlan took no part in the consideration or decision of this case; Felix Frankfurter, whom Harold H. Burton joins, dissenting.

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No opinion is included in the file.	
No. 201 - <i>Hyun v. Landon</i>	10
No opinion is included in the file.	
No. 213 - <i>U.S. v. Zucca</i> , April 30, 1956	10
Earl Warren - opinion; John Marshall Harlan took no part in the consideration or decision of this case; Tom C. Clark, with whom Stanley F. Reed and Sherman Minton join, dissenting.	
No. 227 - <i>United Mine Workers v. Arkansas Oak Floor</i> , April 23, 1955	10
Harold H. Burton - opinion; John Marshall Harlan took no part in the consideration or decision of this case; Felix Frankfurter, dissenting.	
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Tom C. Clark - opinion.	
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William O. Douglas - opinion.	
No. 250 - <i>N.L.R.B. v. Babcock &amp; Wilcox</i> , April 30, 1956	10
Stanely F. Reed - opinion; John Marshall Harlan took no part in the consideration or decision of this case.	
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No. 255 - <i>Millinery Center Bldg. Corp. v. Comm. of Int. Rev.</i> , March 26, 1956	11
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Stanley F. Reed and Felix Frankfurter agree that the writs... must be dismissed...; they disagree with the Court's theory... for the reasons set forth in Mr. Justice Frankfurter's dissent in No. 621, *Reed v. Pennsylvania R.Co.*

No. 278 - *Mitchell v. Budd*, March 26, 1956 11

No. 281 - *U.S. v. Ryan*, February 27, 1956 11

Tom C. Clark - opinion; John Marshall Harlan took no part in the consideration or decision of this case.

No. 282 - *Schulz v. Penna. R.R. Co.*, April 9, 1956 11

Hugo L. Black - opinion; Felix Frankfurter dismisses writ as improvidently granted; Stanley F. Reed, Harold H. Burton and Sherman Minton, dissenting.

No. 283 - *Burwell v. Teets* 11

No opinion is included in the file.

No. 286 - *Comm. of Int. Rev., v. Southwest Expl. Co.*, February 27, 1956 11

Tom C. Clark - opinion; William O. Douglas, dissenting; John Marshall Harlan took no part in the consideration or decision of this case.

No. 287 - *U.S. v. Huntington Beach* 11

No opinion is included in the file.

No. 294 Misc. - *Lucy v. Adams*, October 10, 1955 11

Per Curiam.

No. 318 - *De Hardit* 11

No opinion is included in the file.

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John Marshall Harlan - opinion; Earl Warren, with whom Hugo L. Black, William O. Douglas and Tom C. Clark join, dissenting.

No. 321 - *Dix Inc. v. Commissioner, Per Curiam*. (Official Per Curiam is not included in the file). 11

No. 323 - *U.S. Ex. Rel. Darcy v. U.S.*, June 11, 1956 11

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Harold H. Burton - opinion; John Marshall Harlan, whom Felix Frankfurter, and William O. Douglas join, dissenting.

No. 328 Misc. - *Williams v. Georgia* 11

No opinion is included in the file.

No. 342 - *Czaplicki v. Vessel "SS Hoegh Silvercloud"*, June 11, 1956 11

John Marshall Harlan - opinion; Felix Frankfurter, concurring.

No. 351 - *Archawski v. Hanioti*, April 9, 1956 11

William O. Douglas - opinion.

No. 366 - *Naim v. Naim, Per Curiam*. 11

(Official Per Curiam is not included in the file).

No. 371 Misc. - *Noto v. U.S.*, (November 1955) 11

No opinion is included in the file.

No. 373 - *Commissioner v. LoBue*, May 28, 1956 11

Hugo L. Black - opinion; Felix Frankfurter and Tom C. Clark, concurring; John Marshall Harlan, whom Harold H. Burton joins, concurring in part and dissenting in part.

No. 378 Misc. - *Fikes v. Alabama* 11

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No. 380 - *Covey v. Town of Somers*, May 7, 1956 11

Earl Warren - opinion; Felix Frankfurter commenting.

No. 383 - *General Box Co. v. U.S.*, May 7, 1956 11

Stanley F. Reed - opinion; Felix Frankfurter, concurring; William O. Douglas, with whom John Marshall Harlan concurs, dissenting.

No. 390 - *Syres v. Oil Workers Union* 11

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No. 395 - *Gianfala v. Texas* 11

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No. 404 - *Offutt Housing v. County of Sarpy, et.al.*, May 28, 1956 11

Felix Frankfurter - opinion; William O. Douglas, with whom Stanley F. Reed, Harold H. Burton, and John Marshall Harlan concur, dissenting.

No. 409 - *Wilson v. Simler* 11

No opinion is included in the file.

No. 410 - *American Airlines v. N.A. Airlines*, April 23, 1956 11

Sherman Minton - opinion; William O. Douglas, with whom Stanley F. Reed concurs, dissenting.

No. 416 Misc. - *Griffin v. People of State of Ill.* 11

No opinion is included in the file.

No. 422 - *Ranco Inc. v. N.L.R.B.* 11

No opinion is included in the file.

No. 436 - *Cahill v. New York, New Haven & Hartford RR Co.*, May 14, 1956 11

Per Curiam; Hugo L. Black, with whom Earl Warren, William O. Douglas, and Tom C. Clark join, dissenting.

No. 442 - *Cole v. Young*, June 11, 1956 12

John Marshall Harlan - opinion; Tom C. Clark, with whom Stanley F. Reed and Sherman Minton join, dissenting.

No. 448 - *U.S. v. McKesson & Bobbins*, June 11, 1956 12

Earl Warren - opinion; John Marshall Harlan, whom Felix Frankfurter and Harold H. Burton join, dissenting.

No. 451 - *Railway Employees v. Hanson*, May 21, 1956 12

William O. Douglas - opinion; Felix Frankfurter, concurring.

No. 460 - *Greenwood v. U.S.*, March 5, 1956 12

Felix Frankfurter - opinion; John Marshall Harlan took no part in the consideration or decision of this case.



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No. 489 - <i>Durley v. Mayo</i> , June 4, 1956 Harold H. Burton - opinion; William O. Douglas, with whom Earl Warren, Hugo L. Black and Tom C. Clark concur, dissenting.	12
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No official opinion is included in the file; William O. Douglas, with whom John Marshall Harlan, concurs, dissenting.

No. 701 - *Reid v. Covert*, June 11, 1956 13

Tom C. Clark - opinion; Reservation of Felix Frankfurter; Earl Warren, Hugo L. Black and William O. Douglas, dissenting.

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Tom C. Clark - opinion; Reservation of Felix Frankfurter; Earl Warren, Hugo L. Black, and William O. Douglas, dissenting.

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- John Marshall Harlan - opinion; Harold H. Burton, concurring in the result; Hugo L. Black, with whom William O. Douglas joins, concurring in part and dissenting in part; Tom C. Clark, dissenting.
- No. 11- *U.S. Gypsum v. National Gypsum*, February 25, 1957 21  
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- No. 14 - In the matter of Harry A. Groban & Nathan Groban, February 25, 1957 22  
Stanley F. Reed - opinion; Felix Frankfurter, whom John Marshall Harlan joins, concurring; Hugo L. Black, with whom Earl Warren, William O. Douglas, and William J. Brennan, Jr. join dissenting.
- No. 16 - *Butler v. State of Michigan*, February 25, 1957 22  
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- No. 17 - *U.S. v. Bergh*, November 19, 1956 22  
Tom C. Clark - opinion; Harold H. Burton, with whom Hugo L. Black and Felix Frankfurter concur, dissenting.
- No. 18 - *U.S. v. Western Pacific*, December 3, 1956 22  
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- No. 20 - *Mesarosh v. U.S.*, November 5, 1956 23  
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and Harold H. Burton join, dissenting.

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Felix Frankfurter - opinion; Hugo L. Black and William O. Douglas, dissenting.

No. 23 - *Jencks v. U.S.*, June 3, 1957 23

William O. Brennan, Jr. - opinion; Felix Frankfurter joins the opinion and comments; Harold H. Burton, whom John Marshall Harlan joins, concurring in the result; Tom C. Clark, dissenting.

No. 24 - *Brownell v. Chase Nat. Bank*, November 19, 1956 23

William O. Douglas - opinion; Tom C. Clark and John Marshall Harlan took no part in the consideration or decision of the case.

No. 25 - *Putnam v. C.I.R.*, December 3, 1956 23

William O. Douglas - opinion; John Marshall Harlan, dissenting.

No. 26 - *Leiter Minerals v. U.S.*, January 14, 1957 24

Felix Frankfurter - opinion; William O. Douglas, dissenting in part.

No. 27 - *LaBuy v. Howes Leather Co.*, January 14, 1957 24

Tom C. Clark - opinion; William J. Brennan, Jr., with whom Felix Frankfurter, Harold H. Burton and John Marshall Harlan join, dissenting.

No. 28 - *Rogers v. Thompson*, February 25, 1957 24

William J. Brennan, Jr. - opinion; John Marshall Harlan dissenting; Harold H. Burton concurs in Part I of this opinion; Earl Warren, Hugo L. Black, William O. Douglas, Tom C. Clark, and William J. Brennan, Jr. concur in Part I and comments.

No. 29 - *Scales v. U.S.*, No opinion is included in the file. 24

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<i>Stanley F. Reed - opinion; Earl Warren, with whom Hugo L. Black, William O. Douglas and William J. Brennan, Jr. join, dissenting.</i>	
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Stanley F. Reed would affirm the judgment of the Court of Appeals.

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Tom C. Clark - opinion.

No. 44 - *U.S. v. International Union Auto.*, March 11, 1957 25

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| No. 43 - <i>Brown v. U.S.</i> , March 3, 1958  | 42 |
| Felix Frankfurter - opinion; Hugo L. Black, with whom Earl Warren and William O. Douglas concur, dissenting; William J. Brennan, Jr., dissenting.  |    |
| No. 44 - <i>Perez v. Brownell</i> , March 31, 1958   | 42 |
| Felix Frankfurter - opinion; Earl Warren, with whom Hugo L. Black and William O. Douglas join, dissenting; William O. Douglas, with whom Hugo L. Black concurs, dissenting.  |    |
| No. 45 - <i>U.S. v. N.Y.</i> , New Haven, December 16, 1957  | 42 |
| William J. Brennan, Jr. - opinion; Felix Frankfurter, dissenting on the basis of the opinion of Chief Judge Magruder.  |    |
| No. 46 - <i>Green v. U.S.</i> , December 16, 1957  | 42 |
| Hugo L. Black - opinion; Felix Frankfurter, whom Harold H. Burton, Tom C. Clark, and John Marshall Harlan join, dissenting.  |    |
| No. 47 - <i>Lambert v. California</i> , December 16, 1957  | 42 |
| William O. Douglas - opinion; Harold H. Burton, dissenting because he believes that, as applied to this appellant, the ordinance does not violate her constitutional rights; Felix Frankfurter, whom John Marshall Harlan and Charles E. Whittaker join, dissenting. |    |



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No. 48 - <i>Staub v. City of Baxley</i> , January 13, 1958	42
Charles E. Whittaker - opinion; Felix Frankfurter, whom Tom C. Clark joins, dissenting.	
No. 50 - <i>McGee v. International Life</i> , December 16, 1957	42
Hugo L. Black - opinion.	
No. 51 - <i>U.S. v. Proctor &amp; Gamble</i> , June 2, 1958	43
William O. Douglas - opinion; Charles E. Whittaker, concurring; John Marshall Harlan, whom Felix Frankfurter and Harold H. Burton join, dissenting.	
No. 52 - <i>Wiener v. U.S.</i> , June 30, 1953	43
Felix Frankfurter - opinion.	
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No. 53 - <i>N.L.R.B. v. Wooster</i> , Borg-Warner	43
No. 78 - <i>Wooster v. N.L.R.B.</i> , May 5, 1958	43
Harold H. Burton -opinion; John Marshall Harlan, whom Tom C. Clark and Charles E. Whittaker join, concurring in part and dissenting in part.	
No. 54 - <i>Francisco Mendoza-Martinez v. Argyle Mackey</i>	43
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<i>No opinion is included in the file.</i>	
No. 57 - <i>Byrd. v. Blue-Ridge</i> , May 19, 1958	43
William J. Brennan, Jr. - opinion; Charles E. Whittaker, concurring in part and dissenting in part; Felix Frankfurter, whom John Marshall Harlan joins, dissenting; John Marshall Harlan, dissenting.	
No. 58 - <i>Lee You Fee v. Dulles</i>	43

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No. 59 - *Northern Pacific v. U.S.*, March 10, 1958 43

Hugo L. Black - opinion; John Marshall Harlan, whom Felix Frankfurter and Charles E. Whittaker join, dissenting.

No. 63 - *Beilan v. Bd. of Public Ed.*, (See No. 165, 63), June 30, 1958 44

Harold H. Burton - opinion.

No. 64 - *N.L.R.B. v. Dist. 50*, February 3, 1958 44

William J. Brennan, Jr. - opinion.

No. 67 - *Nashville Milk v. Carnation*, January 20, 1958 44

John Marshall Harlan - opinion; William O. Douglas, with whom Earl Warren, Hugo L. Black, and William J. Brennan, Jr. concur, dissenting.

No. 60 - *Safeway v. Vance*, January 20, 1958 44

John Marshall Harlan - opinion; William O. Douglas, with whom Earl Warren, Hugo L. Black, and William J. Brennan, Jr. concur, dissenting.

No. 70 - *Trop v. Dulles*, March 31, 1958 44

Earl Warren announced the judgment of the Court and delivered an opinion, in which Hugo L. Black, William O. Douglas, and Charles E. Whittaker join; Hugo L. Black, whom William O. Douglas joins, concurring; Felix Frankfurter, whom Harold H. Burton, Tom C. Clark, and John Marshall Harlan join, dissenting.

No. 72 - *Nowak v. U.S.*, May 26, 1958 44

John Marshall Harlan - opinion; Harold H. Burton, Tom C. Clark, and Charles E. Whittaker, dissenting.

No. 73, 74 -

No. 73 - *Fed. Mar. v. Isbrandtsen* 45

No. 74 - *Jap-Atlantic v. U.S.*, May 19, 1958 45

William J. Brennan, Jr. - opinion; Felix Frankfurter, whom Harold H. Burton joins, dissenting; John Marshall Harlan, dissenting.

No. 74 Misc. - *Williams v. Simons*, November 18, 1957 45

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Felix Frankfurter, a memorandum, joined by William J. Brennan, Jr.;  
William O. Douglas, concurring.

No. 75 - *Weyerhaeuser v. Nacirema*, March 3, 1958 45

Tom C. Clark - opinion.

No. 76 - *Maisenberg v. U.S.*, May 26, 1958 45

John Marshall Harlan - opinion.

No. 77 - *Moog v. F.T.C.*, January 27, 1958 45

Per Curiam.

No. 79 - *U.S. v. Schaeffer*, April 7, 1958 45

Charles E. Whittaker - opinion; Felix Frankfurter, whom John Marshall  
Harlan joins, dissenting; John Marshall Harlan, dissenting.

No. 80, 141 -

No. 80 - *Harmon v. Brucker* 45

No. 141 - *Abramowitz v. Brucker*, March 3, 1958 45

Per Curiam; Tom C. Clark, dissenting.

No. 81, 289 -

No. 81 - *N.L.R.B. v. United Steelworkers* 45

No. 289 - *N.L.R.B. v. Avondale Mills*, June 30, 1958 45

Felix Frankfurter - opinion; Hugo L. Black and William O. Douglas  
affirm judgment in No. 81, etc.; Earl Warren, dissenting in part and  
concurring in part; Hugo L. Black and William O. Douglas join in the  
dissent in No. 289.

No. 83 - *McAllister v. Magnolia*, June 23, 1958 45

Earl Warren - opinion; William J. Brennan, Jr., concurring; Charles E.  
Whittaker, with whom Felix Frankfurter and John Marshall Harlan join,  
dissenting.

No. 84 - *Masciale v. U.S.*, May 19, 1958 45

Earl Warren - opinion; Felix Frankfurter, whom William O. Douglas, John

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

Marshall Harlan, and William J. Brennan, Jr. join, dissenting.

No. 87 - *Sherman v. U.S.*, May 19, 1958 45

Earl Warren - opinion; Felix Frankfurter, whom William O. Douglas, John Marshall Harlan, and William J. Brennan, Jr. join, concurring in the result.

No. 88 - *Thomas v. Arizona*, May 19, 1958 45

Tom C. Clark - opinion; Earl Warren, Hugo L. Black, William O. Douglas, and William J. Brennan, Jr., dissenting.

No. 89 - *Heikkinen v. U.S.*, January 6, 1958, Charles E. Whittaker - 45  
opinion.

No. 90 - *CBS v. Loew's* 45

No opinion is included in the file.

No. 91 - *N.A.A.C.P. v. Alabama*, June 30, 1956 46

John Marshall Harlan - opinion.

No. 92 - *U.S. v. Hvass*, March 3, 1958 46

Charles E. Whittaker - opinion; William O. Douglas agrees that the Court has jurisdiction of the appeal; but he dissents on the merits.

No. 93 - *McKinney v. Missouri-Kansas*, June 23, 1958 46

Felix Frankfurter - opinion; Hugo L. Black and William O. Douglas dissenting on the merits.

No. 94 - *Frank Bonetti v. Herbert Brownell*, June 2, 1958 46

Charles E. Whittaker - opinion; Tom C. Clark, with whom Felix Frankfurter and John Marshall Harlan concur, dissenting.

No. 95 - *Hoover Express v. U.S.*, March 17, 1958 46

Tom C. Clark - opinion.

No. 96 - *Eskridge v. Schneckloth*, June 16, 1958 46

Per Curiam; John Marshall Harlan and Charles E. Whittaker believing that on this record the Griffin case, decided in 1956, should not be applied to this conviction occurring in 1935, would affirm the judgment.

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No. 97 - <i>U.S. v. Ball</i> , March 3, 1958	46
Per Curiam; Charles E. Whittaker, with whom William O. Douglas, Harold H. Burton, and John Marshall Harlan join, dissenting.	
No. 98 - <i>U.S. v. Massei</i> , March 3, 1958	46
Per Curiam.	
No. 99 - <i>Payne v. Arkansas</i> , May 19, 1958	46
Charles E. Whittaker - opinion; John Marshall Harlan and Harold H. Burton concurring; Tom C. Clark dissenting.	
No. 100 - <i>Green v. U.S.</i> , March 31, 1958	47
John Marshall Harlan - opinion; Felix Frankfurter, concurring; Hugo L. Black, with whom Earl Warren and William O. Douglas concur, dissenting; William J. Brennan, Jr., with whom Earl Warren and William O. Douglas join, dissenting.	
No. 102 - <i>U.S. v. Dow</i> , June 9, 1958	47
John Marshall Harlan - opinion.	
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No. 103 - <i>Chicago v. Atchison</i> , etc.	47
No. 104 - <i>Parmelee v. Atchison</i> , etc., June 16, 1958	47
Hugo L. Black -opinion; John Marshall Harlan, whom Felix Frankfurter and Harold H. Burton join, dissenting.	
No. 105 - <i>Ma v. Barker</i> , June 16, 1958	47
Tom C. Clark - opinion; William O. Douglas, with whom Earl Warren, Hugo L. Black and William J. Brennan, Jr. concur, dissenting.	
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No. 106 - <i>Denver v. Producers Live</i> .	47
No. 108 - <i>Benson v. Producers Live</i> ., April 28, 1958	47
William O. Douglas - opinion; Tom C. Clark - concurring; Felix Frankfurter, whom John Marshall Harlan joins, dissenting; Charles E. Whittaker, with whom Felix Frankfurter and John Marshall Harlan join, dissenting.	

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No. 107 - *Hanson v. Denckle* 48

No. 117 - *Lewis etc. v. Hanson*, June 23, 1958 48

Earl Warren - opinion; Hugo L. Black, whom Harold H. Burton and William J. Brennan, Jr. join, dissenting; William O. Douglas, dissenting.

No. 108 - *C.I.R. v. Lake*, April 14, 1958 48

William O. Douglas - opinion.

No. 109 - *Tank Truck Rentals v. C.I.R.*, March 17, 1958 48

Tom C. Clark - opinion.

No. 117 - *Lewis v. Hanson* 48

See No. 107, 117 listed above.

No. 118 - *Benson v. Producer's Livestock* 48

See No. 106, 118 listed above.

No. 119 - *C.I.R. v. Sullivan*, March 17, 1956 48

William O. Douglas - opinion.

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No. 123 - *Madera v. Steiner* 48

No. 124 - *Madera v. Albonico* 48

No. 125 - *Santa Barbara v. Balaam*, June 23, 1958 48

Tom C. Clark - opinion.

No. 126 - *Miller v. U.S.*, June 23, 1958 48

William J. Brennan, Jr. - opinion; John Marshall Harlan concurs in the result; Tom C. Clark, with whom Harold H. Burton concurs, dissenting.

No. 127, 273, 324 -

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

No. 127 - <i>Local 1976 v. N.L.R.B.</i>	48
No. 273 - <i>N.L.R.B. v. General Drivers</i>	48
No. 324 - <i>Local 850 v. N.L.R.B.</i> , June 16, 1958 Felix Frankfurter - opinion; William O. Douglas, with whom Earl Warren and Hugo L. Black concur, dissenting.	48
No. 130 - <i>Fidelity v. Smith</i> , April 28, 1958 Earl Warren - opinion; Harold H. Burton with whom Hugo L. Black and Tom C. Clark join, dissenting.	48
No. 133 - <i>Sinkler v. Mo. Pacific</i> , April 28, 1958 William J. Brennan, Jr. - opinion; John Marshall Harlan, whom Felix Frankfurter joins, dissenting.	48
No. 139 - <i>Alcorta v. Texas</i> , November 12, 1957 Per Curiam.	48
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No. 350 - <i>Palermo v. Luckenbach</i> , October 21, 1957 Per Curiam.	48
No. 146 - <i>U.S. v. Howard A. McNinch, etc.</i> , May 26, 1958 Hugo L. Black - opinion; William O. Douglas, concurring in part and dissenting in part.	48
No. 157 - <i>Ciucci v. Illinois</i> , May 19, 1958 Per Curiam; William O. Douglas, with whom Earl Warren and William J. Brennan, Jr. concur, dissenting; Hugo L. Black concurs in this dissent on the ground that the Fourteenth Amendment bars a State from placing a defendant twice in jeopardy for the same offense.	48
No. 158 - <i>Ashdown v. Utah</i> , June 30, 1958	49

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Harold H. Burton - opinion; William O. Douglas, with whom Hugo L. Black concurs, dissenting.

No. 165 - *Lerner v. Casey*, June 30, 1958 49

John Marshall Harlan - opinion.

No. 165, 63 -

No. 165 - *Lerner v. Casey* 49

No. 63 - *Beilan v. Bd. of Public Ed.*, June 30, 1958 49

Harold H. Burton - opinion. Earl Warren, dissenting; William O. Douglas, with whom Hugo L. Black concurs, dissenting; William J. Brennan, Jr., dissenting.

No. 177 - *Cicenia v. LaGay*, June 30, 1958 49

John Marshall Harlan - opinion; William O. Douglas, with whom Earl Warren and Hugo L. Black concur, dissenting.

No. 178 - *Crooker v. California*, June 30, 1958 49

Tom C. Clark - opinion; William O. Douglas, with whom Earl Warren, Hugo L. Black and William J. Brennan, Jr. concur, dissenting.

No. 186 - *Josephine E. Baird, Admx. v. N.Y. Central*, October 21, 1957 49

Per Curiam.

No. 189 - *Milton Knapp v. Schweitzer*, June 30, 1958 49

Felix Frankfurter - opinion; William J. Brennan, Jr., concurring; Earl Warren, dissenting; Hugo L. Black, whom William O. Douglas joins, dissenting.

No. 200 Misc. - *Butler v. Whiteman*, April 14, 1958 49

Per Curiam; John Marshall Harlan, whom Charles E. Whittaker joins, dissenting.

No. 200 - *Aida S. Kovacs v. Brewer*, May 26, 1958 49

Hugo L. Black - opinion; Felix Frankfurter, dissenting.

No. 219 - *Edwards v. Doctors' Hospital* 49



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No opinion is included in the file.

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No. 225 Misc. - *Hurley v. Ragen*, (March 1958) 49

Per Curiam, (Official Per Curiam is not included in the file).

No. 231 - *Salvatore Benanti v. U.S.*, December 9, 1957 50

Earl Warren - opinion.

No. 234 - *N.L.R.B. v. Duval Jewelry Co.*, June 9, 1958 50

William O. Douglas - opinion; Charles E. Whittaker, concurring.

No. 251, 252 -

No. 251 - *Panama Canal Co. v. Grace Line* 50

No. 252 - *Grace Line v. Panama Canal Co.*, April 28, 1958 50

William O. Douglas - opinion.

No. 268 Misc. - *Poret v. Sigler* 50

Per Curiam (Official Per Curiam is not included in the file).

No. 273 - *N.L.R.B. v. General Driver's -Union*, June 16, 1958 50

Felix Frankfurter - opinion.

No. 275 Misc. - *Lankin v. Texas*, (November 1957) 50

Tom C. Clark - opinion.

No. 276 - *Rainwater v. U.S.*, May 26, 1958 50

Hugo L. Black - opinion.

No. 287 - *Dessalernos v. Savoretti*, April 14, 1958 50

Per Curiam; Felix Frankfurter would join John Marshall Harlan if he read the record to be as clear as the latter finds it to be. Being in sufficient doubt about the scope and meaning of the stipulation, he joins the Court's opinion and comments.

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- No. 289 - *N.L.R.B. v. Avondale Mills*, (See No. 81), June 30, 1958 50  
Felix Frankfurter - opinion; Earl Warren, dissenting in part and concurring in part; Hugo L. Black and William O. Douglas join in the dissent.
- No. 293 Misc. - *Ellis v. U.S.* 50  
No opinion is included in the file.
- No. 303 - *Alaska Ind. Bd. & Carl E. Jenkins v. Chugach Electric Assoc.*, April 26, 1958 50  
William O. Douglas - opinion; Charles E. Whittaker would affirm with comments.
- No. 306 - *Colony v. C.I.R.*, June 9, 1958 50  
John Marshall Harlan - opinion; Earl Warren and Hugo L. Black would follow the interpretation and affirm with comments.
- No. 311 - *C.I.R. v. Stern*, June 9, 1958 50  
William J. Brennan - opinion; Hugo L. Black, whom Earl Warren and Charles E. Whittaker join, dissenting.
- No. 324 - *Local 850 v. N.L.R.B.*, June 16, 1958 50  
Felix Frankfurter - opinion. (See No. 127, 273, 324),
- No. 329 - *P.S. v. William Ody Washington* 50  
No opinion is included in the file.
- No. 331 - *Jones v. U.S.*, June 30, 1958 50  
John Marshall Harlan - opinion; Hugo L. Black concurs in the result; Tom C. Clark, with whom Harold H Burton concurs, dissenting.
- No. 348 - *Societe Internationale v. Rogers*, June 16, 1958 50  
John Marshall Harlan - opinion.
- No. 350 - *Pasquale Palermo v. Luckenbach S.S. Co.*, October 21, 1957 50  
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No. 385 - *Valley Unit. -Univ. Church v. County of L.A., etc.*, June 30, 1958 50

William J. Brennan, Jr. - opinion; William O. Douglas, with whom Hugo L. Black agrees, concurring; Tom C. Clark, dissenting.

## No. 395, 410 -

No. 395 - *U.S. v. Bess* 51

No. 410 - *Bess v. U.S.*, June 9, 1958 51

William J. Brennan, Jr. -opinion; John Marshall Harlan, whom Harold H. Burton joins, concurring in part and dissenting in part.

No. 396 - *Herbert Brownell v. Quan*, June 16, 1958 51

Tom C. Clark - opinion; Earl Warren, Hugo L. Black, William O. Douglas and William J. Brennan, Jr. dissent for the reasons stated in the dissenting opinion in *Leng May Ma v. Barber ante*, etc.

No. 409 - *William G. Barr v. Matteo & Madigan*, (December 1957) 51

Per Curiam; William O. Douglas, dissenting (Official Per Curiam is not included in the file).

No. 415 - *Cty. of Marin v. U.S.*, May 19, 1958 51

Tom C. Clark - opinion; Felix Frankfurter, Harold H. Burton, John Marshall Harlan, and Charles E. Whittaker would affirm the judgment, substantially for the reasons given in the opinion of the District Court, 150 F. Supp. 619.

## No. 435, 436 -

No. 435 - *F.T.C. v. Nat. Casualty Co.*, 51

No. 436 - *F.T.C. v. Amer. Hosp. & Life Ins. Co.*, June 30, 1958 51

Per Curiam.

No. 451 - *Rosenbloom v. U.S.*, November 25, 1957 51

*Per Curiam; Harold H. Burton, dissenting.*

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Tom C. Clark - opinion; William O. Douglas, with whom Earl Warren and Hugo L. Black concur, dissenting.	
No. 456 - <i>Grimes v. Raymond Concrete</i> , April 7, 1958	51
Per Curiam; John Marshall Harlan, whom Charles E. Whittaker joins, dissenting.	
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Per Curiam (Official Per Curiam is not included in the file).	
No. 481 - <i>R. Kent and Walter Briehl v. John Foster Dulles</i> , June 16, 1958	51
William O. Douglas - opinion; Tom C. Clark, with whom Harold H. Burton, John Marshall Harlan, and Charles E. Whittaker concur, dissenting.	
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No. 483 - <i>L. Speiser v. J. Randall</i>	51
No. 484 - <i>D. Prince v. City &amp; County of S.F.</i> , June 30, 1958	51
William J. Brennan, Jr. - opinion; Harold H. Burton concurs in the result; William O. Douglas, with whom Hugo L. Black agrees, concurring; Tom C. Clark, dissenting.	
No. 509 - <i>Tacoma v. Taxpayers</i> , June 23, 1958	51
Charles E. Whittaker - opinion; John Marshall Harlan, concurring.	
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No. 549 - *Giordenello v. U.S.*, June 30, 1958 52

John Marshall Harlan - opinion; Tom C. Clark, with whom Harold H. Burton and Charles E. Whittaker concur, dissenting.

No. 550 - *Eubanks v. Louisiana*, May 26, 1958 52

Hugo L. Black - opinion.

No. 553 - *Walsh v. First Natl. Bank* 52

No opinion is included in the file.

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No. 561 - *Caritativo v. California* 52

No. 562 - *Rupp v. Dickson*, June 30, 1958 52

Per Curiam; John Marshall Harlan, concurring; Felix Frankfurter, whom William O. Douglas and William J. Brennan, Jr. join, dissenting.

No. 565 - *Elgin & E.R. Co. v. Gibson*, (December 1957) 52

Per Curiam, (Official Per Curiam is not included in the file).

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No. 617 - *Gruss v. Breswick* 52

No. 618 - *I.C.C. v. Breswick* 52

No opinion is included in the file.

No. 619 - *Jung v. K&D Mining Co.*, (April 1958) 52

Per Curiam (Official Per Curiam is not included in the file).

No. 621 - *Dayton v. John Foster Dulles*, June 16, 1958 52

William O. Douglas - opinion; Tom C. Clark, with whom Harold H. Burton, John Marshall Harlan, and Charles E. Whittaker concur, dissenting.

No. 639 - *Honeycutt v. Wabash RR Co.*, (January 1958) 52

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Per Curiam; John Marshall Harlan concurs in the result for the reasons given in his Memorandum in *Gibson v. Thompson*, 355 U.S. 18; (Official Per Curiam is not included in the file).

No. 641 - *Spevack v. Strauss*, (March 1958) 52

Per Curiam, (Official Per Curiam is not included in the file).

No. 668 - *Gore v. U.S.*, June 30, 1958 52

Felix Frankfurter - opinion; Earl Warren, dissenting; William O. Douglas, with whom Hugo L. Black concurs, dissenting; William J. Brennan, Jr., dissenting.

No. 684 - *Lewis v. N.L.R.B.*, June 9, 1958 52

William O. Douglas - opinion.

No. 705 - *Mackey v. Sears, Roebuck* 52

No opinion is included in the file.

No. 799 - *Ferguson v. St. Louis-S.F. RR.*, March 17, 1958 52

Per Curiam; Felix Frankfurter is of the view that the writ of certiorari is improvidently granted; Charles E. Whittaker, dissenting.

No. 804 - *Bouziden v. U.S.*, 52

No opinion is included in the file.

No. 825 - *Floyd v. Complete Auto*. 52

No opinion is included in the file.

No. 828 - *Sacher v. U.S.*, May 19, 1958 52

Per Curiam; John Marshall Harlan, concurring. (Official Per Curiam is not included in the file).

No. 841 - *Yates v. U.S.*, May 5, 1958 52

Per Curiam; Earl Warren, Hugo L. Black and William O. Douglas concur in the result; Tom C. Clark, with whom Harold H. Burton and Charles E. Whittaker concur, dissenting.

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Per Curiam.	
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No. 1 - <i>Bartkus v. Illinois</i> , March 30, 1959	57
Felix Frankfurter - opinion; Hugo L. Black, with whom Earl Warren and William O. Douglas concur, dissenting; William J. Brennan, Jr., whom Earl Warren and William O. Douglas join, dissenting.	
No. 2 - <i>Ladner v. U.S.</i> , December 15, 1958	58
William J. Brennan, Jr. - opinion; Tom C. Clark, dissenting.	
No. 3 Misc. - <i>Lotz v. Ohio</i>	58
No opinion is included in the file.	
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No. 4 - <i>Brown v. U.S.</i> , March 9, 1959	58
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No. 7 - <i>Abbate v. U.S.</i> , March 30, 1959	58
William J. Brennan, Jr. - opinion and comment; Hugo L. Black, with whom Earl Warren and William O. Douglas concur, dissenting.	
No. 8 - <i>Joseph &amp; Pierce v. Indiana</i> , March 23, 1959	58
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No. 10 - <i>Allied Stores v. Bowers</i> , February 24, 1959	58
Charles E. Whittaker - opinion; William J. Brennan, Jr., with whom John Marshall Harlan joins, concurring.	
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Charles E. Whittaker - opinion; William J. Brennan, Jr., whom Felix Frankfurter joins, dissenting.

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No. 17 - *Eagle Lion Studios v. Loews* 59

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No. 18 - *Intern'l. Boxing v. U.S.*, January 12, 1959 59

Tom C. Clark - opinion; Felix Frankfurter, dissenting in part; John Marshall Harlan, whom Felix Frankfurter and Charles E. Whittaker join, dissenting in part.

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No. 27 - <i>Flemming v. Florida Citrus</i> , December 15, 1958 William J. Brennan - opinion.	60
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Tom C. Clark - opinion; Felix Frankfurter concurs in the result; John Marshall Harlan, concurring; Charles E. Whittaker, with whom Potter Stewart joins, dissenting.

No. 39 - *Williams v. Lee*, January 12, 1959. Hugo L. Black - opinion. 62

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William O. Douglas - opinion.

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William O. Douglas - opinion; John Marshall Harlan, whom Tom C. Clark joins, dissenting.

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No. 56 - *United N.Y. and N.J. Sandy Hook Pilots Assoc. v. Halecki*,  
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No. 43 - Potter Stewart - opinion 62

No. 43, 56 - Felix Frankfurter, concurring in the opinion 62

No. 56 - Potter Stewart - opinion; William J. Brennan, Jr., with whom  
Earl Warren, Hugo L. Black and William O. Douglas join, dissenting. 62

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Charles E. Whittaker - opinion; Felix Frankfurter, whom John Marshall Harlan joins, dissenting on the main issue. (See No. 9, 44)

No. 45 - *Beacon Theatres v. Harry Westover*, Judge, May 25, 1959 62

Hugo L. Black - opinion; Potter Stewart, with whom John Marshall Harlan and Charles E. Whittaker concur, dissenting.

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William J. Brennan, Jr. - opinion.

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Hugo L. Black - opinion of the court, announced by John Marshall Harlan.

No. 52 - *Hahn v. Ross Island Sand & Gravel Co*, January 12, 1959 62

Per Curiam; Potter Stewart, whom John Marshall Harlan joins, dissenting

No. 53 - *People of State of N.Y. v. O'Neill*, March 2, 1959 63

Felix Frankfurter - opinion; William O. Douglas, with whom Hugo L. Black concurs, dissenting.

No. 54 - *U.S. v. RCA & NEC*, February 24, 1959 63

Earl Warren - opinion; John Marshall Harlan, concurring in the result.

No. 56 - *United N.Y. and N.J. Sandy Hook Pilots Assoc. v. Haleck*, February 24, 1959 63

Potter Stewart - opinion; William J. Brennan, Jr., with whom Earl Warren, Hugo L. Black, and William O. Douglas join, dissenting. (Please see No. 43, 4b)

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No. 57 - *Howard v. Lyons* 63

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No. 57 - John Marshall Harlan - opinion 63

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Felix Frankfurter - opinion; William O. Douglas, concurring; John Marshall Harlan, whom Hugo L. Black, Charles E. Whittaker and Potter	

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No. 75 - *Mills v. Louisiana* 65

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No. 76 - *Klor's Inc. v. Broadway-Hale Stores*, April 6, 1959 65

Hugo L. Black - opinion; John Marshall Harlan concurs in the result.

No. 78 Misc. - *Nelson v. Greene Line Steamers* 65

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No. 80 - *Montana Power Co. v. U.S.* 65

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No. 88 - *Sims v. U.S.*, March 23, 1959 65

Charles E. Whittaker - opinion.

No. 90 - *Smith v. U.S.*, June 8, 1959 65

Earl Warren - opinion; Tom C. Clark, with whom John Marshall Harlan and Potter Stewart join, concurring in part and dissenting in part.

No. 91 - *Cash v. Culver*, February 24, 1959 65

Potter Stewart - opinion.

No. 92 - *Service Storage & Trans. Co. v. Virginia*, March 30, 1959 65

Tom C. Clark - opinion.

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William O. Douglas - opinion; John Marshall Harlan, whom Potter Stewart joins, concurring.

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John Marshall Harlan - opinion; Felix Frankfurter, whom Tom C. Clark, Charles E. Whittaker and Potter Stewart join, concurring in part and dissenting in part.

No. 110 - *Tak Shan Fong v. U.S.*, March 23, 1959 65

William J. Brennan, Jr. - opinion; Earl Warren, Hugo L. Black, and William O. Douglas dissenting.

No. 124 - *Williams v. Oklahoma*, February 24, 1959 65

Charles E. Whittaker - opinion; William O. Douglas, dissenting.

No. 127 - *Harrison v. N.A.A.C.P.*, June 8, 1959 66

John Marshall Harlan - opinion; William O. Douglas, with whom Earl Warren and William J. Brennan, Jr. concur, dissenting.

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Per Curiam, (Official Per Curiam is not included in the file).

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No. 136 - *Draper v. U.S.*, January 26, 1959 66

Charles E. Whittaker - opinion; William O. Douglas, dissenting.

No. 137 - *Heflin v. U.S.*, February 24, 1959 66

William O. Douglas - opinion; Potter Stewart, whom Felix Frankfurter, Tom C. Clark, John Marshall Harlan, and Charles E. Whittaker join, concurring.



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No. 153 - <i>Ganger v. City of Miami</i> , March 9, 1959 Per Curiam.	66
No. 155 - <i>S.W. Sugar &amp; Molasses v. River Terminals</i> , June 22, 1959 John Marshall Harlan - opinion; Earl Warren, Hugo L. Black and William O. Douglas would reverse this judgment.	66
No. 157 - <i>Martin v. Creasy</i> , June 8, 1959 Potter Stewart - opinion (announced by Charles E. Whittaker); William J. Brennan, with whom Earl Warren joins, concurring; William O. Douglas, dissenting in part.	67
No. 161 - <i>Mitchell v. Kentucky Finance</i> , April 20, 1959 John Marshall Harlan - opinion.	67
No. 169 - <i>Local 848 v. Seven-Up</i> , May 4, 1959 Per Curiam.	67
No. 174 - <i>U.S. v. Embassy Restaurant</i> , March 9, 1959 Tom C. Clark - opinion; Hugo L. Black, with whom Earl Warren and William O. Douglas concur, dissenting.	67
No. 175 - <i>Raley v. Ohio</i> , June 22, 1959 William J. Brennan, Jr. - opinion; Tom C. Clark, with whom Felix Frankfurter, John Marshall Harlan and Charles E. Whittaker join.	67
No. 176 - <i>SS Monrosa v. Carbon Black Export</i> , March 30, 1959 William J. Brennan, Jr. - opinion; John Marshall Harlan, whom Felix Frankfurter, Charles E. Whittaker, and Potter Stewart join, dissenting.	67
No.180 - <i>Greene v. McElroy</i> , June 29, 1959 Earl Warren - opinion; Felix Frankfurter, John Marshall Harlan and Charles E. Whittaker, concurring; John Marshall Harlan, concurring specially; Tom C. Clark, dissenting.	67

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No. 192 - <i>Barnard v. U.S.</i> No opinion is included in the file.	67
No. 208 - <i>Moore v. Terminal RR</i> , October 13, 1958 Per Curiam; John Marshall Harlan concurring in the result; Felix Frankfurter is of the view that the writ of certiorari is improvidently granted; Charles E. Whittaker, with whom Harold H. Burton joins, dissenting.	68
No. 210 - <i>U.S. v. Atlantic Refining Co.</i> , June 8, 1950 Hugo L. Black - opinion; William O. Douglas, dissenting.	68
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No. 305 - <i>Huss v. Smith</i> , April 6, 1959 Charles E. Whittaker - opinion.	68
No. 233 - <i>Petty v. Tenn.-Mo. Bridge</i> , April 20, 1959 William O. Douglas - opinion; Felix Frankfurter, whom John Marshall Harlan and Charles E. Whittaker join, dissenting.	68
No. 234 Misc. - <i>Klein v. Lee</i> No opinion is included in the file.	68
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No. 237 - <i>Nat'l. Assoc. Securities Dealers v. Variable Annuity Life</i> , March 23, 1959	68
William O. Douglas - opinion; William J. Brennan, Jr., with whom Potter Stewart joins, concurring; John Marshall Harlan, whom Felix Frankfurter, Tom C. Clark, and Charles E. Whittaker join, dissenting. (Please see No. 290.)	
No. 242 - <i>W.I.R.L. etc. v. U.S.</i>	68
(Please see No. 235.)	
No. 246 - <i>Arroyo v. U.S.</i> , May 4, 1959	68
Potter Stewart - opinion; Tom C. Clark, with whom Felix Frankfurter, William O. Douglas and Charles E. Whittaker join, dissenting.	
No. 248 - <i>Farmer's Ed. &amp; Coop. Union v. WDAY, Inc.</i> , June 29, 1959	68
Hugo L. Black - opinion; Felix Frankfurter, whom John Marshall Harlan, Charles E. Whittaker and Potter Stewart join, dissenting.	
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Felix Frankfurter - opinion.	
No. 258 - <i>Allied Stevedoring v. U.S.</i>	68
No opinion is included in the file.	
No. 263 - <i>Abel v. U.S.</i>	68
No opinion is included in the file.	
No. 267 - <i>Kelly v. Kosuga</i> , February 24, 1959	68
William J. Brennan, Jr. - opinion; Hugo L. Black and William O. Douglas, dissenting.	
No. 269 - <i>Felter v. Southern Pacific</i> , April 27, 1959	68
William J. Brennan, Jr. - opinion; Hugo L. Black, with whom Felix Frankfurter and William O. Douglas concur, dissenting.	

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Charles E. Whittaker - opinion.
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Felix Frankfurter - opinion; Charles E. Whittaker, concurring; William O. Douglas, with whom Earl Warren, Hugo L. Black and William J. Brennan concur, dissenting.
- No. 285 - *U.S. v. Isthmian SS Co.*, April 27, 1959 68  
Earl Warren - opinion.
- No. 288 - *Okla. Nat. Gas v. F.P.C.* 68  
No opinion is included in the file.
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- No. 237 - *Nat. Ass'n. Sec. Dealers v. Variable Annuity Life*, March 23, 1959 68  
William O. Douglas - opinion; William J. Brennan, Jr. with whom Potter Stewart joins, concurring; John Marshall Harlan, whom Felix Frankfurter, Tom C. Clark and Charles E. Whittaker join, dissenting.
- No. 300 - *U.S. v. Hulley* 68  
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- No. 305 - *Huss v. Smith*  
(Please see No. 218.)
- No. 310, 322 -
- No. 310 - *Boston & Maine RR v. U.S.* 69
- No. 322 - *Chi, Burl, Quincy RR. v. Boston & Maine RR.*, November 17, 1958 69  
Per Curiam.
- No. 326 - Re: Harriet Sawyer, June 29, 1959 69  
William J. Brennan, Jr. announced the judgment of the Court, and

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delivered an opinion, in which Earl Warren, Hugo L. Black, and William O. Douglas join; Hugo L. Black, concurring; Potter Stewart, concurring in the result; Felix Frankfurter, whom Tom C. Clark, John Marshall Harlan and Charles E. Whittaker join, dissenting; Tom C. Clark, dissenting.

No. 329 - *N.L.R.B. v. Cabot Carbon Co.*, June 8, 1959 69

Charles E. Whittaker - opinion.

No. 331 Misc. - *Riser v. Warden* 69

No opinion is included in the file.

No. 339 - *Spevack v. Strauss*, March 23, 1959 69

Per Curiam.

No. 341- *Shuttlesworth v. Birham. Bd. of Educ.*, 69

Per Curiam (Official Per Curiam is not included in the file).

No. 347 - *Allegheny v. Mashuda*, June 8, 1959 69

William J. Brennan, Jr. - opinion; Tom C. Clark, with whom Hugo L. Black, Felix Frankfurter and John Marshall Harlan join, dissenting.

No. 349 - *WORZ v. F.C.C.* 69

No opinion is included in the file.

No. 350 - *Barr v. Matteo*, June 29, 1959 69

John Marshall Harlan, announced the judgment of the Court and delivered an opinion, in which Felix Frankfurter, Tom C. Clark, and Charles E. Whittaker join. Earl Warren, with whom William O. Douglas join, dissenting; Potter Stewart, dissenting. No. 57, 350 - William J. Brennan, Jr., dissenting.

No. 362 Misc. - *Hightower v. Bibb* 70

No opinion is included in the file.

No. 362 - *Roller v. U.S.*, April 20, 1959 70

Per Curiam; Potter Stewart, with whom William O. Douglas and Charles E. Whittaker join, dissenting.

No. 363 - *Baker v. Texas & Pac. Rwy.*, April 6, 1959 70

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Per Curiam; Felix Frankfurter would dismiss this writ of certiorari as improvidently granted.

No. 378 - Anonymous Nos. 6 and 7 v. Baker, June 15, 1959 70

John Marshall Harlan - opinion; Hugo L. Black, with whom Earl Warren, William O. Douglas and William J. Brennan, Jr. concur, dissenting.

No. 380, 381, 512 -

No. 380 - *C.I.R. v. Hansen*, 70

No. 381 - *C.I.R. v. Glover* 70

No. 512 - *Baird v. C.I.R.*, June 22, 1959 70

Charles E. Whittaker - opinion; William O. Douglas, dissenting.

No. 382 - *Evers v. Dwyer*, December 15, 1958 70

Per Curiam.

No. 383 - *H.R. Marshall v. U.S.*, June 15, 1959 70

Per Curiam; Hugo L. Black, dissenting.

No. 394 - *Kingsley Intern'l. Pictures v. Regents Univ., State of N.Y.*, June 29, 1959 70

Potter Stewart - opinion; Hugo L. Black, concurring; Felix Frankfurter, concurring in the result; William O. Douglas, with whom Hugo L. Black joins, concurring; Tom C. Clark, concurring in the result; John Marshall Harlan, whom Felix Frankfurter and Charles E. Whittaker join, concurring in the result.

No. 396 - *Local 298 v. Cty. of Door*, May 4, 1959 71

Hugo L. Black presented opinion of the Court, announced by William O. Douglas.

No. 397 - *Penn. RR. v. Day*, June 29, 1959 71

Felix Frankfurter - opinion; Hugo L. Black, with whom Earl Warren and William O. Douglas concur, dissenting.

No. 398 - *La. Power & Light Co. v. City of Thibodaux*, June 8, 1959 71

Felix Frankfurter - opinion; Potter Stewart, concurring; William J.

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Brennan, Jr., with whom Earl Warren and William O. Douglas join,  
dissenting.

No. 404 - *Melrose Distillers v. U.S.*, April 20, 1959 71

William O. Douglas - opinion.

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No. 406 - *F.T.C. v. Simplicity Pattern Co.*, 71

No. 447 - *Simplicity Pattern Co. v. F.T.C.* 71

Tom C. Clark - opinion.

No. 407 Misc. - *Johnston v. U.S.*, 71

*No opinion is included in the file.*

No. 414 - *Union Pacific RR. v. Price*, June 29, 1959 71

William J. Brennan, Jr. - opinion; William O. Douglas, with whom Earl Warren and Hugo L. Black concur, dissenting.

No. 424 - *McDaniel v. M/S Lisholt*, March 2, 1959 71

Per Curiam.

No. 429 - *Patterson et. al. v. U.S.*, May 18, 1959 71

Per Curiam; Hugo L. Black and William O. Douglas, dissenting.

No. 435, 436, 437 - *Lev et. al. v. U.S.*, June 22, 1959. 71

Per Curiam.

No. 439 - *Magenau v. Aetna Freight Lines*, June 15, 1959 71

Tom C. Clark - opinion; Felix Frankfurter, whom John Marshall Harlan and Potter Stewart join, dissenting; John Marshall Harlan, whom Potter Stewart joins, dissenting.

No. 446 - *Glus v. Brooklyn Ed. Term.*, April 20, 1959 72

Hugo L. Black - opinion.

No. 447 - *Simplicity Pattern v. F.T.C.*, 72

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(Please see No. 406.)

No. 451 Misc. - *Cromwell v. Dulles* 72

No opinion is included in the file.

No. 451 - *Rosenberg v. U.S.*, June 22, 1959 72

Felix Frankfurter - opinion; William J. Brennan, with whom Earl Warren, Hugo L. Black and William O. Douglas join, dissenting.

No. 457 - *Ingram v. U.S.*, June 29, 1959 72

Potter Stewart - opinion; John Marshall Harlan, whom William O. Douglas and William J. Brennan, Jr., join, concurring in part and dissenting in part.

No. 463 - *Morgan v. Ohio* 72

No opinion is included in the file.

No. 468 - *Rogers v. Calumet Nat'l. Bank of Hammond*, January 26, 1959 72

Per Curiam.

No. 470 Misc. - *Kendall v. Illinois* 72

No opinion is included in the file.

No. 471 - *Palermo v. U.S.*, June 22, 1959 72

Felix Frankfurter - opinion; William J. Brennan, Jr., with whom Earl Warren, Hugo L. Black and William O. Douglas join, concurring in the result.

No. 481 - *Torre v. Garland* 72

No opinion is included in the file.

No. 482 - *N.L.R.B. v. Fant Milling Co.*, June 15, 1959 72

Potter Stewart - opinion.

No. 488 - *Scales v. U.S.*, June 29, 1959 72

John Marshall Harlan - "The Evidence". Please see also in Boxes 103-105, October Term 1960, No. 1 - *Scales v. U.S.*, John Marshall Harlan - opinion; Hugo L. Black, dissenting; William J. Brennan, Jr., with



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 whom Earl Warren and William O. Douglas join, dissenting.

No. 489, 491 -

No. 489 - *Pittsburgh Plate Glass v. U.S.* 72No. 491 - *Galax Mirror v. U.S.*, June 22, 1959 72

Tom C. Clark - opinion; William J. Brennan, Jr., with whom Earl Warren, Hugo L. Black and William O. Douglas join, dissenting.

No. 504 - *Taylor v. McElroy*, June 29, 1959 72

Per Curiam.

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Earl Warren announced the judgment of the Court and an opinion in which William J. Brennan, Jr. and Potter Stewart, concur; Hugo L. Black, whom William O. Douglas joins, concurring in part and dissenting in part; Tom C. Clark, concurring in part and dissenting in part as to the opinion

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No. 72 Misc. - *Daegele v. Kansas*, October 14, 1963 197

Per Curiam; John Marshall Harlan would set the case for argument...

No. 72 - *Smith v. California*, December 16, 1963 197

Per Curiam.

No. 73 - *City of Colton, California v. Southern California Edison Co., et. al.*, March 2, 1964 197

William J. Brennan, Jr. - opinion. (Please see No. 71.)

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No. 74 - *Southern R.R. Co., v. North Carolina* 197

No. 93 - *U.S. v. North Carolina*, February 17, 1964 197

Potter Stewart - opinion; Arthur J. Goldberg, with whom Earl Warren joins, dissenting.

No. 75 - *Aro Manuf. Co. v. Convertible Top Replacement Co.*, June 8, 1964 197

William J. Brennan, Jr. - opinion; Byron R. White, concurring; Hugo L. Black, with whom Earl Warren, William O. Douglas and Tom C. Clark



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No. 76 - *Arceneaux v. Louisiana*, March 9, 1964 198

Per Curiam.

No. 77 - *Boire v. Greyhound Corp.*, March 23, 1964 198

Potter Stewart - opinion; William O. Douglas, dissenting.

No. 79 - *2,872.88 Acres of Land v. U.S.*, February 24, 1964 198

William O. Douglas - opinion. (Please see also No. 65.)

No. 80 - *Van Dusen v. Barrack*, March 30, 1964 198

Arthur J. Goldberg - opinion; Hugo L. Black, concurring... (Please see No. 56.)

No. 81 - *National Equipment Rental v. Szukhent*, January 6, 1964 198

Potter Stewart - opinion; Hugo L. Black, dissenting; William J. Brennan, Jr., with whom Earl Warren and Arthur J. Goldberg join, dissenting.

No. 82 Misc. - *Herrera v. Heinze*, October 14, 1963 198

Per Curiam; John Marshall Harlan would withhold disposition of the petition for certiorari...

No. 82 - *Italia Societa v. Oregon Stevedoring Co.*, March 9, 1964 198

Byron R. White - opinion; Hugo L. Black, with whom Earl Warren and William O. Douglas join, dissenting.

No. 83 Misc. - *Tabb v. California*, October 14, 1963 198

Per Curiam; John Marshall Harlan would withhold disposition of the petition for certiorari...

No. 83 - *Costello v. Immigration & Naturalization Service*, February 17, 1964 198

Potter Stewart - opinion; Byron R. White, with whom Tom C. Clark concurs, dissenting.

No. 84 - *Greene v. U.S.*, February 17, 1964 198

Arthur J. Goldberg - opinion; John Marshall Harlan, whom Byron R.

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White joins, dissenting.

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Per Curiam; John Marshall Harlan dissenting.

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William O. Douglas - opinion; William J. Brennan, Jr. and Arthur J. Goldberg agree with Potter Stewart and ...; Potter Stewart, dissenting.

No. 88 - *N.L.R.B. v. Fruit & Vegetable Packers and Warehousemen, Local 760*, April 20, 1964 199

William J. Brennan, Jr. - opinion; Hugo L. Black, concurring; John Marshall Harlan, whom Potter Stewart joins, dissenting.

No. 89 - *United Steelworkers v. N.L.R.B.*, March 23, 1964 199

Byron R. White - opinion; William O. Douglas, concurring in the result.

No. 90 - *Cunningham v. Jones* 199

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John Marshall Harlan - opinion.

No. 92 - *U.S. v. Wiesenfeld Warehouse Co.*, February 17, 1964 200

Potter Stewart - opinion.

No. 93 - *U.S. v. North Carolina*, February 17, 1964 200

Potter Stewart - opinion; Arthur J. Goldberg, with whom Earl Warren

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joins, dissenting. (Please see also No. 74.)

No. 94 - *U.S. v. El Paso Natural Gas Co., et. al.*, April 6, 1964 200

William O. Douglas - opinion; John Marshall Harlan, concurring in part and dissenting in part.

No. 95 - *Williamson v. California* 200

No opinion is included in the file.

No. 96 - *Wright v. Rockefeller*, February 17, 1964 200

Hugo L. Black - opinion; John Marshall Harlan, concurring; William O. Douglas, with whom Arthur J. Goldberg concurs, dissenting; Arthur J. Goldberg, with whom William O. Douglas joins, dissenting.

No. 97 - *Henry v. City of Mock Hill*, October 14, 1963 200

Per Curiam.

No. 100 - *Diamond v. Louisiana*, February 24, 1964 200

Per Curiam.

No. 101 - *U.S. v. Ward Baking Co.*, March 9, 1964 200

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No. 102 - *Local 721 v. Needham Packing Co.*, March 9, 1964 200

John Marshall Harlan - opinion.

No. 103 - *Gulf etc. v. Fed. Maritime Comm.* 200

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No. 106 - *Compeo Corp. v. Day-Brite Lighting*, March 9, 1964 200

Hugo L. Black - opinion; John Marshall Harlan, concurring in the result in Nos. 106 and 108. (Please see also No. 108.)

No. 107 - *U.S. v. Barnett*, April 6, 1964 200

Tom C. Clark - opinion; Arthur J. Goldberg, with whom Earl Warren and William O. Douglas join, dissenting; Hugo L. Black, with whom William O. Douglas joins, dissenting.

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| Hugo L. Black - opinion; John Marshall Harlan, concurring in the result in Nos. 106 and 108. (Please see also No. 106.)  |     |
| No. 109 - <i>Wilbur-Ellis Co. v. Kuther</i> , June 8, 1964   | 201 |
| William O. Douglas - opinion; John Marshall Harlan would affirm the judgment substantially...  |     |
| No. 110 - <i>Malloy v. Hogan</i> , June 15, 1964   | 201 |
| William J. Brennan, Jr. - opinion; William O. Douglas joins the opinion but also adheres to his concurrence in <i>Gideon v. Wainwright</i> ...; John Marshall Harlan, whom Tom C. Clark joins, dissenting; Byron R. White, with whom Potter Stewart joins, dissenting. |     |
| No. 111- <i>N.L.R.B. v. Servette</i> , April 20, 1964  | 201 |
| William J. Brennan, Jr. - opinion,   |     |
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| William O. Douglas - opinion; Arthur J. Goldberg, with whom Earl Warren, William J. Brennan, Jr. and Potter Stewart join, concurring; Tom C. Clark, concurring in the result; John Marshall Harlan, dissenting.  |     |
| No. 113 - <i>Platt v. Minn. Mining &amp; Manuf. Co.</i> , March 9, 1964  | 201 |
| Tom C. Clark - opinion; John Marshall Harlan, concurring.  |     |
| No. 115 - <i>General Motors Corp. v. Washington</i> , June 8, 1964   | 201 |
| Tom C. Clark - opinion; William J. Brennan, Jr., dissenting; Arthur J. Goldberg, with whom Potter Stewart and Byron R. White join, dissenting.   |     |
| No. 116 - <i>Hostetter v. Idlewild Bon Voyage Liquor Corp.</i> June 1, 1964  | 201 |
| Potter Stewart - opinion; Hugo L. Black, with whom Arthur J. Goldberg joins, dissenting.   |     |
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| No opinion is included in the file.  |     |
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William J. Brennan, Jr. - opinion; Byron R. White, with whom William O. Douglas, John Marshall Harlan, and Potter Stewart join, dissenting.	
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No. 167 - <i>Ungar v. Sarafite</i> , March 30, 1964	203
Byron R. White - opinion; John Marshall Harlan, concurring; William O. Douglas, with whom Hugo L. Black and Arthur J. Goldberg concur, dissenting; Arthur J. Goldberg, with whom Hugo L. Black and William O. Douglas join, dissenting.	
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Potter Stewart - opinion; Byron R. White, with whom Tom C. Clark and John Marshall Harlan join, dissenting.	
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Per Curiam (Official Per Curiam is not included in the file); John Marshall Harlan, dissenting.	
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William O. Douglas - opinion; Potter Stewart, whom John Marshall Harlan and Arthur J. Goldberg join, dissenting.	
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Byron R. White - opinion; Tom C. Clark, whom John Marshall Harlan joins, dissenting.	
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Tom C. Clark - opinion; William O. Douglas, with whom Earl Warren, William J. Brennan, Jr. and Arthur J. Goldberg concur, dissenting.	

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| No. 245 - <i>Berman v. U.S.</i> , June 22, 1964   | 204 |
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| No. 246 - <i>Tralins v. Gerstein</i> , June 22, 1964  | 204 |
| Per Curiam; Hugo L. Black and William O. Douglas would reverse; William J. Brennan, Jr. and Arthur J. Goldberg would reverse...; Potter Stewart would reverse...; Earl Warren, Tom C. Clark, John Marshall Harlan and Byron R. White are of the opinion that certiorari should be denied. |     |
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| Hugo L. Black - opinion; John Marshall Harlan, whom Tom C. Clark and Potter Stewart join, dissenting.   |     |
| No. 273 - <i>P.P.C. v. Hunt</i> , March 30, 1964  | 205 |
| Tom C. Clark - opinion; John Marshall Harlan, whom Potter Stewart joins, dissenting.  |     |
| No. 275 - <i>Chicago &amp; Eastern Illinois R.R. Co. v. U.S. &amp; I.C.C.</i> , December 2, 1963  | 205 |
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| Arthur J. Goldberg - opinion.   |     |
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| Potter Stewart - opinion; William O. Douglas, with whom Hugo L. Black concurs, dissenting.  |     |

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Hugo L. Black - opinion.	
No. 330 - <i>Fried v. New York</i> , June 22, 1964	205
Per Curiam; Hugo L. Black, William O. Douglas and Potter Stewart are of	



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No. 336 - *Mercer v. Theriot*, May 4, 1964 205

Per Curiam; John Marshall Harlan, dissenting.

No. 337 - *Bartone v. U.S.*, October 28, 1963 205

Per Curiam; Tom C. Clark, with whom John Marshall Harlan and Potter Stewart join, dissenting.

No. 353 - *Mrvica v. Esperdy*, March 30, 1964 206

John Marshall Harlan - opinion; Arthur J. Goldberg, with whom Hugo L. Black and William O. Douglas join, dissenting.

No. 354 - *Natural Gas & Oil Co. v. Waggoner*, March 23, 1964 206

Hugo L. Black - opinion. (Please see also No. 329.)

No. 361 - *Jackson v. U.S.*, March 23, 1964 206

Byron R. White - opinion; William O. Douglas, dissenting.

No. 362 - *N.A.A.C.P. v. Webb's City*, (February 1964) 206

Per Curiam (Official Per Curiam is not included in the file).

No. 367 - *U.S. v. Continental Can Co.*, June 22, 1964 206

Byron R. White - opinion; Arthur J. Goldberg, concurring; John Marshall Harlan, whom Potter Stewart joins, dissenting.

No. 368 - *Schneider v. Rusk*, May 18, 1964 206

William O. Douglas - opinion; Tom C. Clark, whom John Marshall Harlan and Byron R. White join, dissenting.

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- No. 386 - *F.P.C. v. Texaco, Inc.*, April 20, 1964 206  
William O. Douglas - opinion; Potter Stewart, dissenting in part.
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- No. 389 - *Dept. of Revenue v. Beam Distilling Co.*, June 1, 1964 206  
Potter Stewart - opinion; Hugo L. Black, with whom Arthur J. Goldberg  
joins, dissenting.
- No. 396 Misc. - *Lopez v. Texas*, June 22, 1964 206  
Per Curiam; Hugo L. Black, Tom C. Clark, John Marshall Harlan and  
Potter Stewart, dissenting...
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William J. Brennan, Jr. - opinion; Arthur J. Goldberg, with whom John  
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No opinion is included in the file.	
No. 449 - <i>A Quantity of Copies of Books et. al. v. Kansas</i> , June 22, 1964	207
William J. Brennan, Jr. - opinion in which Earl Warren, Byron R. White and Arthur J. Goldberg join; Hugo L. Black - opinion with whom William O. Douglas joins; Potter Stewart, concurring in the judgment; John Marshall Harlan, whom Tom C. Clark joins, dissenting.	
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Per Curiam; Tom C. Clark would reverse...; Potter Stewart would affirm...; John Marshall Harlan, dissenting	
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Arthur J. Goldberg - opinion; Hugo L. Black, concurring; William O. Douglas, concurring; Tom C. Clark, whom John Marshall Harlan joins and whom Byron R. White joins in part, dissenting.	
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Per Curiam; William O. Douglas, concurring in the result; John Marshall Harlan, concurring in part and dissenting in part.	
No. 481 - <i>Viking Theatre Corp. v. Paramount Film Dist. Corp.</i> , June 15, 1964	207
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Potter Stewart - opinion; Arthur J. Goldberg, concurring.	
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Arthur J. Goldberg - opinion; John Marshall Harlan, dissenting.	
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Per Curiam (Official Per Curiam is not included in the file); Tom C. Clark, with whom John Marshall Harlan, Potter Stewart and Byron R. White join, dissenting.	
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No. 508 - *Lucas v. Forty-Fourth General Assembly, etc.*, June 15, 1964 208

Earl Warren - opinion; John Marshall Harlan, dissenting in Nos. 23, 27 and 41; Potter Stewart, with Tom C. Clark, dissenting; Tom C. Clark, dissenting in No. 20. (Please see also Nos. 23, 27, 41 and 20, 29, 69, 307.)

No. 509 - *U.S. v. Vermont*, June 1, 1964 208

Potter Stewart - opinion.

No. 513 - *Brown v. Drew Chemical Co.* 208

No opinion is included in the file.

No. 530 - *Sigler v. Allstate Ins. Co.* 208

No opinion is included in the file.

No. 534 - *Oklahoma Farm v. Moss*, June 22, 1964 208

Per Curiam; Tom C. Clark would affirm; Potter Stewart would affirm...; John Marshall Harlan, dissenting... (Please see also No. 476.)

No. 543 - *U.S. v. Maryland for the use of Meyer, et. al.*, (October 1963) 208

Per Curiam; Tom C. Clark and John Marshall Harlan, believing that a remand is legally unjustified, dissenting from that part of the Court's order.

No. 546 - *Baldwin v. Moss*, June 22, 1964 208

Per Curiam; Tom C. Clark would affirm; Potter Stewart would affirm...; John Marshall Harlan, dissenting... (Please see also Nos. 476, 534.)

No. 548 - *Aguilar v. Texas*, June 15, 1964 208

Arthur J. Goldberg - opinion; John Marshall Harlan, concurring; Tom C. Clark, whom Hugo L. Black and Potter Stewart join, dissenting.

No. 556 - *United Mine Workers v. White Oak Coal Co.* 208

No opinion is included in the file.

No. 561 - *Smith v. Pennsylvania*, March 9, 1964 208

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Per Curiam.

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No. 583 - *Coleman v. Alabama*, May 4, 1964 208

Tom C. Clark - opinion.

No. 585 Misc. - *Holt v. City of Richmond* 208

No opinion is included in the file.

No. 588 - *Monroe v. U.S.* 208

No opinion is included in the file.

No. 592 - *Griffin v. Cty. School Bd., Prince Edward County*, May 25, 1964 208

Hugo L. Black - opinion; Tom C. Clark and John Marshall Harlan disagree with the holding that the federal courts are empowered to order the reopening of the public schools in Prince Edward County, but otherwise join in the Court's opinion.

No. 615 - *Escobedo v. Illinois*, June 22, 1964 208

Arthur J. Goldberg - opinion; John Marshall Harlan, dissenting; Potter Stewart, dissenting; Byron R. White, with whom Tom C. Clark and Potter Stewart join, dissenting.

No. 623 - *Calhoun v. Latimer*, May 25, 1964 209

Per Curiam.

No. 636 - *Germano v. Kerner*, June 22, 1964 209

Per Curiam; Tom C. Clark and Potter Stewart, affirming; John Marshall Harlan, dissenting.

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Per Curiam.	
No. 675 - <i>Martin v. Bush</i> , March 2, 1964	209
Per Curiam; John Marshall Harlan and Potter Stewart would reverse for reasons stated in their dissenting opinions in <i>Wesberry v. Sanders</i> ,	
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No opinion is included in the file.	
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Per Curiam; Hugo L. Black, Tom C. Clark, John Marshall Harlan and Potter Stewart dissenting.	
No. 706 - <i>West v. Carr</i> , June 22, 1964	209
Per Curiam.	
No. 711 - <i>U.S. v. Wilson &amp; Co.</i>	209
No opinion is included in the file.	
No. 718 - <i>Grove Press v. Gerstein</i> , June 22, 1964	209
Per Curiam; Hugo L. Black and William O. Douglas would reverse; William J. Brennan, Jr. and Arthur J. Goldberg would reverse; Potter Stewart would reverse; Earl Warren, Tom C. Clark, John Marshall Harlan and Byron R. White are of the opinion that certiorari should be denied.	
No. 729 Misc. - <i>Muschette v. U.S.</i> , June 22, 1964	209
Per Curiam; Hugo L. Black, Tom C. Clark, John Marshall Harlan and Potter Stewart dissenting.	
No. 746 - <i>Mayer v. U.S.</i> , June 22, 1964	209

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- No. 483 - *Reitman v. Mulkey*, May 29, 1967 287  
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Per Curiam; Hugo L. Black, John Marshall Harlan and Potter Stewart, concurring.	
No. 78 Misc. - <i>Nelson v. U.S.</i> , June 10, 1968	306
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Dotter Stewart - opinion; William J. Brennan, Jr., concurring in result; William O. Douglas, concurring in part and dissenting in part. (Please see also October Term 1967, No. 34.)

No. 80 - *F.P.C. v. Standard Oil Co. of Texas*, May 6, 1968 306

John Marshall Harlan - opinion. (Please see also October Term 1967; Nos. 60, 61, 62, 97, 111, 143, 144 and 231.)

No. 85 - *U.S. v. Jackson*, April 8, 1968 306

Potter Stewart - opinion; Byron R. White, with whom Hugo L. Black joins, dissenting.

No 86 - *U.S. v. Third National Bank in Nashville*, March 4, 1968 306

Byron R. White - opinion; John Marshall Harlan and Potter Stewart joins, concurring in part and dissenting in part.

No. 87 - *U.S. v. Mercantile Trust* 307

No opinion is included in the file.

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No. 118 - *City of Los Angeles v. Skelly Oil Co.*, 307-308



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No. 95 - <i>Superior Oil Co. v. F.P.C.</i> , May 1, 1968	308
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John Marshall Harlan - opinion. (Please see also October Term 1967, Nos. 60, 61, 62, 80, 111, 143, 144 and 231.)	
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John Marshall Harlan - opinion; William O. Douglas, dissenting.	

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No. 104 - <i>Teherepnin v. Knight</i> , December 18, 1967 Earl Warren - opinion.	308
No. 105 - <i>Bass v. F.P.C.</i> , May 1, 1968 John Marshall Harlan - opinion; William O. Douglas, dissenting. (Please see also October Term 1967, Nos. 90, 95, 98, 99, 100, 101, 102, 117, 181, 261, 262, 266 and 388.)	308
No. 107 - <i>U.S. v. Habig</i> , March 5, 1968 Abe Fortas - opinion.	308
No. 111 - <i>Shell Oil Co. v. Public Service Comm., of New York</i> , May 6, 1968 John Marshall Harlan - opinion. (Please see also October Term 1967, Nos. 601, 61, 62, 80, 97, 143, 144 and 231.)	308
No. 113 - <i>U.S. v. Correll</i> , December 11, 1967 Potter Stewart - opinion; William O. Douglas, with whom Hugo L. Black and Abe Portas concur, dissenting.	308
No. 115 - <i>Heller v. Connecticut</i> No opinion is included in the file.	308
No. 117 Misc. - <i>Hunt v. Connecticut</i> , June 10, 1968 Per Curiam; Hugo L. Black, dissenting; John Marshall Harlan and Byron R. White, dissenting.	308
No. 117 - <i>F.P.C. v. Skelly Oil Co.</i> , May 1, 1968 John Marshall Harlan - opinion; William O. Douglas, dissenting. (Please see also October Term 1967, Nos. 90, 95, 98, 99, 100, 101, 102, 105, 181, 261, 262, 266 and 388.)	308
No. 127 - <i>Reading Co. v. Brown</i> , June 3, 1968 John Marshall Harlan - opinion; Earl Warren, with whom William O. Douglas joins, dissenting.	309
No. 130 - <i>U.S. v. Bethlehem Steel Co.</i> , (January 1968) Per Curiam (Official Per Curiam is not included in the file).	309

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No. 135 - <i>Jones v. U.S.</i> , June 10, 1960	309
Per Curiam; John Marshall Harlan and Byron R. White, dissenting.	
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No. 143 - <i>Skelly Oil Co. v. Public Service Comm. of New York</i>	310
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John Marshall Harlan - opinion. (Please see also October Term 1967, Nos. 601, 61, 62, 80, 97, 111 and 231.)	
No. 145 - <i>Becker v. Philco Corp.</i>	310
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No. 149 - <i>Dyke v. Taylor Implement Mfg. Co.</i> , May 20, 1968	310
Byron R. White - opinion; John Marshall Harlan, whom Potter Stewart joins, concurring; Hugo L. Black, with whom William O. Douglas joins, dissenting,	
No. 154 - <i>Miller v. California</i> , June 17, 1968	310
Per Curiam; Thurgood Marshall, with whom Earl Warren, William O. Douglas, and William J. Brennan, Jr. join, dissenting.	
No. 158 - <i>Smith v. Illinois</i> , January 29, 1968	310
Potter Stewart - opinion of the Court, announced by Abe Fortas; Byron R. White, with whom Thurgood Marshall joins, concurring; John Marshall Harlan, dissenting.	
No. 162 Misc. - <i>Coleman v. Alabama</i> , (October 1967)	310
Per Curiam (Official Per Curiam is not included in the file).	
No. 163 Misc. - <i>Nash v. Illinois</i>	310
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No. 163 - <i>Nat. Small Shipments Conf. v. Ringsey Truck Lines</i>	310

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No. 164 - *Potomac News Co. v. U.S.*, (October 1967) 310

Per Curiam (Official Per Curiam is not included in the file); John Marshall Harlan, concurring in the judgment upon the premises stated in his separate opinion...; Earl Warren, dissenting (Not Official).

No. 174 Misc. - *Jones v. Georgia*, (October 1967) Per Curiam (Official Per Curiam is not included in the files). 310

No. 174 - *Lee v. Florida*, June 17, 1968 310

Potter Stewart - opinion; Hugo L. Black, dissenting; John Marshall Harlan, whom Byron R. White joins, dissenting.

Nos. 178 and 179 -

No. 178 - *N.L.R.B. v. United Ins. Co. of America*, 310

No. 179 - *Ins. Workers International Union v. N.L.R.B.*, March 6, 1968 310

Hugo L. Black - opinion.

No. 181 - *City of Los Angeles v. Skelly Oil Co.*, May 1, 1968 310

John Marshall Harlan - opinion; William O. Douglas, dissenting. (Please see also October Term 1967, Nos. 90, 95, 98, 99, 100, 101, 102, 105, 117, 261, 262, 266 and 388.)

No. 187 - *Menominee Tribe of Indians v. U.S.*, May 27, 1968 310

William O. Douglas - opinion; Potter Stewart, with whom Hugo L. Black joins, dissenting.

No. 191 - *Ioannou v. New York*, June 3, 1968 310

Per Curiam; William O. Douglas would dispose of case here and now...; John Marshall Harlan would deny... petition for rehearing.

No. 193 Misc. - *Roberts v. LaValle*, (October 1967) 310

Per Curiam (Official Per Curiam is not included in the file). John Marshall Harlan, dissenting.

No. 196 - *Schnedier v. Smith, Comm., U.S. Coast Guard*, January 16, 1968 310

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William O. Douglas - opinion; Hugo L. Black, concurring and agrees with Abe Fortas' statement, concurring...; Abe Fortas, concurring; Potter Stewart, agreeing with views of Abe Fortas, concurring in the judgment; Byron R. White, with whom John Marshall Harlan joins, concurring in the result.

No. 197 - *Kaplan v. Lehman Brothers* 310

No opinion is included in the file.

No. 200 Misc. - *Serio v. U.S.*, June 10, 1968 310

Per Curiam; Hugo L. Black, dissenting; John Marshall Harlan and Byron R. White, dissenting.

No. 201 - *Bitter v. U.S.*, (October 1967) 310

Per Curiam (Official Per Curiam is not included in the file).

No. 204 - *Bohannon v. Arizona* 310

No opinion is included in the file.

No. 216 - *Satterfield v. Virginia*, (December 1967) 310

Per Curiam (Official Per Curiam is not included in the file).

No. 219 - *Peoria Tribe of Indians v. U.S.*, April 1, 1968 310

Potter Stewart - opinion.

Nos. 227 and 415 -

No. 227 - *F.P.C. v. Pan American Petroleum Corp.* 310

No. 415 - *Long Island Lighting Co. v. Pan American Petroleum Corp.*,  
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Per Curiam.

No. 231 - *Superior Oil Co. v. F.P.C.*, May 6, 1968 310

John Marshall Harlan - opinion. (Please see also October Term 1967, Nos. 601, 61, 62, 80, 97, 111, 143, 144.)

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No. 236 - <i>Haynes v. U.S.</i> , January 29, 1968	311
John Marshall Harlan - opinion; Earl Warren, dissenting.	
No. 237 - <i>Biggers v. Tennessee</i> , March 18, 1968	311
Per Curiam; William O. Douglas, dissenting.	
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William O. Douglas - opinion.	
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No. 253 - <i>American Society of Travel Agents v. Aktiebolaget Svenska Amerika Linien</i> , March 6, 1968	311
Hugo L. Black - opinion; John Marshall Harlan, concurring in the result.	
No. 259 - <i>Conner v. City of Hammond</i> , (October 1967)	311
Per Curiam; John Marshall Harlan would affirm the judgment of the state court... (Official Per Curiam is not included in the file).	
No. 260 - <i>I.M. Amusement Corp. v. Ohio</i> , December 18, 1967	311
Per Curiam; Earl Warren, concurring; John Marshall Harlan would affirm...	
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John Marshall Harlan - opinion; William O. Douglas, dissenting. (Please see also October Term 1967, Nos. 90, 95, 98, 99, 100, 101, 102, 105, 117, 181 and 388.)	
No. 267 - <i>U.S. v. Neifert-White Co.</i> , March 5, 1968	311
Abe Fortas - opinion.	
No. 276 - <i>Hopkins v. Cohen</i> , April 2, 1968	311
William O. Douglas - opinion; Byron R. White, with whom Earl Warren and William J. Brennan, Jr. join, dissenting.	
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Per Curiam; John Marshall Harlan and Byron R. White, dissenting.	
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Per Curiam; (Official Per Curiam is not included in the file); Hugo L. Black, concurring in the result; Abe Fortas, concurring.	
No. 302 - <i>Rederi A/B Disa v. Cunard Steamship Co.</i>	311
No opinion is included in the file.	
No. 305 - <i>Securities &amp; Exchange Commission v. New England Electric System</i> , March 5, 1968	312
William J. Brennan, Jr. - opinion; John Marshall Harlan, whom Potter Stewart joins, concurring.	
No. 306 Misc. - <i>Chance v. California</i> , (November 1967)	312
Per Curiam (Official Per Curiam is not included in the file); John Marshall Harlan would affirm...	
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Per Curiam (Official Per Curiam is not included in the file); Hugo L. Black, with whom William O. Douglas joins, concurring -in the result...	

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William J. Brennan, Jr. - opinion; Byron R. White, with whom Hugo L. Black joins, dissenting.

No. 319 - *Kautz v. Dept of Game of Washington*, May 27, 1968 312

William O. Douglas - opinion. (Please see also October Term 1967, No. 247.)

No. 324 - *Norfolk & Western R.R. v. Missouri State Tax Commission*, March 11, 1960 312

Abe Fortas - opinion; Hugo L. Black, dissenting.

No. 325 - *Watts v. Seward School Board*, June 3, 1968 312

Per Curiam; William O. Douglas, with whom Hugo L. Black joins, would reverse the judgment outright; Byron R. White, dissenting.

No. 328 - *Hewton Trucking v. U.S.*, October 16, 1967 312

Per Curiam; John Marshall Harlan and Byron R. White would note probable jurisdiction and set the case for oral argument.

No. 330 - *Roberts v. U.S.*, (October 1967) 312

Per Curiam. (Official Per Curiam is not included in the file).

Nos. 335 and 463 -

No. 335 - *Hanover Shoe v. United Shoe Machinery Corp.*, 312

No. 463 - *United Shoe Machinery Corp. v. Hanover Shoe*, June 17, 1968 312

Byron R. White - opinion; Potter Stewart, dissenting.

No. 338 - *Beatty v. U.S.*, October 16, 1967 312

Per Curiam; Byron R. White, dissenting.

No. 339 - *Newman v. Piggie Park Enterprises*, March 10, 1968 312

Per Curiam.



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Per Curiam (Official Per Curiam is not included in the file).

Nos. 363 and 428 -

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No. 428 - *Midwest Television v. Southwestern Cable Co.*, June 10, 1968 312

John Marshall Harlan - opinion; Byron R. White, concurring in the result.

No. 368 - *Central Magazine Sales v. U.S.*, (October 1967) 312

Per Curiam (Official Per Curiam is not included in the file); John Marshall Harlan, concurring in the judgment of reversal...; Earl Warren believes case should be affirmed in accordance with *Roth v. U.S.*... (Not Official).

Nos. 373, 380 and 385 -

No. 373 - *California v. Phillips Petroleum* 312

No. 380 - *Pacific Gas & Electric Co. v. Phillips Petroleum* 312

No. 385 - *Federal Power Comm'n v. Phillips Petroleum*, May 20, 1968 312

Per Curiam; William O. Douglas, dissenting.

No. 384 - *Germann v. U.S.*, December 11, 1967 312

Per Curiam.

No. 385 - *Federal Power Comm'n. v. Phillips Petroleum*, May 20, 1968 312

Per Curiam; William O. Douglas, dissenting. (Please see also October Term 1967, Nos. 373 and 380.)

No. 388 - *Mobil Oil Corp. v. F.P.C.*, May 1, 1968 312

John Marshall Harlan - opinion; William O. Douglas, dissenting. (Please see also October Term 1967, Nos. 90, 95, 98, 99, 100, 101, 102, 105, 117, 181, 261, 262, 266.)

No. 401 - *Mora v. McNamara*, October 23, 1967 312

On Petition for Writ of Certiorari; William O. Douglas, with whom Potter

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Stewart concurs, dissenting (Not Official).

No. 405 - *Powell v. Texas*, June 17, 1968 313

Thurgood Marshall announced the judgment of the Court and delivered an opinion in which Earl Warren, Hugo L. Black, and John Marshall Harlan join; Hugo L. Black, whom John Marshall Harlan joins, concurring; Byron R. White, concurring in the result; Abe Fortas, with whom William O. Douglas, William J. Brennan, Jr. and Potter Stewart join, dissenting.

No. 410 - *Duncan v. Louisiana*, May 20, 1968 313

Byron R. White - opinion; Hugo L. Black, with whom William O. Douglas joins, concurring; Abe Fortas, concurring; John Marshall Harlan, whom Potter Stewart joins, dissenting.

No. 415 - *Long Island Lighting Co. v. Pan American Petroleum Corp.*, May 20, 1968 313

Per Curiam. (Please see also October Term 1967, No. 227.)

No. 416 - *Flast v. Cohen*, June 10, 1968 313

Earl Warren - opinion; William O. Douglas, concurring; Potter Stewart, concurring; Abe Fortas, concurring.

No. 417 Misc. - *Greenwald v. Wisconsin*, April 1, 1968 314

Per Curiam; Potter Stewart, with whom John Marshall Harlan and Byron R. White join, dissenting.

No. 428 - *Midwest Television v. Southwestern Cable Co.*, June 10, 1968 314

John Marshall Harlan - opinion; Byron R. White, concurring in the result. (Please see also October Term 1967, No. 363.)

Nos. 433, 663 Misc, 664 Misc., 778, 779, 830, 831, 832, 833, 834, 835, and 836 -

No. 433 - *City of Pottsville v. U.S.* 314

No. 663 Misc. - *Borough of Moosic v. U.S. District Court, M.D. of Penna.* 314

No. 664 Misc. - *Scranton v. U.S.* 314

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No. 833 - <i>Boston &amp; Maine Corp. v. U.S.</i>	314
No. 834 - <i>Reading Co. v. U.S.</i>	314
No. 835 - <i>City of Scranton &amp; Shapp v. U.S.,</i>	314
No. 836 - <i>John Hancock Mutual Life Ins. Co. v. U.S.,</i> January 15, 1968 Abe Fortas - opinion; William O. Douglas, dissenting in part.	314
No. 434 Misc. - <i>Jacobs v. Brough</i> No opinion is included in the file.	314
No. 436 - <i>Schlinsky v. U.S.</i> No opinion is included in the file.	314
No. 440 Misc. - <i>Bujese v. U.S.,</i> June 10, 1968 Per Curiam; John Marshall Harlan and Byron R. White, dissenting.	314
No. 443 Misc. - <i>Hillman v. Florida,</i> June 10, 1968 Per Curiam; John Marshall Harlan and Byron R, White, dissenting.	314
No. 445 - <i>Avco Corp. v. Aero Lodge, No. 735,</i> April 8, 1968 William O. Douglas - opinion; Potter Stewart, with whom John Marshall Harlan and Potter Stewart join, concurring.	314
No. 447 Misc. - <i>Walker v. Florida</i> No opinion is included in the file.	314
No. 453 Misc. - <i>Phillips v. Alabama</i> No opinion is included in the file.	314
No. 463 - <i>United Shoe Machinery Corp. v. Hanover Shoe,</i> June 17, 1968	314

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- No. 465 - *Edwards v. Pacific Fruit Express Co.*, April 8, 1968 314  
Hugo L. Black - opinion.
- No. 467 - *Beckley Newspapers Corp. v. Hanks*, (November 1967) 314  
Per Curiam (Official Per Curiam is not included in the files); Hugo L. Black and William O. Douglas, concurring in the result.
- No. 478 - *Amalgamated Food Employees v. Logan Valley Plaza*, May 20, 1968 314  
Thurgood Marshall - opinion; William O. Douglas, concurring; Hugo L. Black, dissenting; Byron R. White, dissenting; John Marshall Harlan, dissenting.
- No. 482 - *U.S. v. Johnson*, April 8, 1968 314  
William O. Douglas - opinion; Potter Stewart, with whom Hugo L. Black and John Marshall Harlan join, dissenting.
- No. 483 - *Detenber v. American Universal Ins.* 314  
No opinion is included in the file.
- No. 486 - *Stern v. South Chester Tube Co.*, April 22, 1968 314  
Hugo L. Black - opinion.
- No. 497 - *Hanner v. DeMarcus*, April 29, 1968 314  
Per Curiam; William O. Douglas, with whom Earl Warren and Hugo L. Black concur, dissenting; William J. Brennan, Jr., dissenting.
- Nos. 502 Misc. and 771 Misc. -
- No. 502 Misc. - *Epton v. New York* 314
- No. 771 Misc. - *Epton v. New York*, January 22, 1968 314  
Per Curiam; Potter Stewart, concurring; William Douglas, dissenting.
- No. 503 - *Brooklyn Union Gas Co. v. Standard Oil Co. of Texas*, May 20, 1968 314

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Per Curiam.

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No opinion is included in the file.

Nos 508 and 639 -

No. 508 - *Levy v. Louisiana* 314

No. 639 - *Glonn v. Amer. Guarantee & Liability Ins. Co.*, May 20, 1968 314

William O. Douglas - opinion; John Marshall Harlan, whom Hugo L. Black and Potter Stewart join, dissenting.

No. 510 - *Pickering v. Bd. of Education*, June 3, 1968 315

Thurgood Marshall - opinion; William O. Douglas, with whom Hugo L. Black joins, concurring; Byron R. White, concurring in part and dissenting in part.

No. 511 - *Brotherhood of R.R. Signalmen v. Southern Railway Co.* 315

No opinion is included in the file

No. 514 - *McCarty v. U.S.* 315

No opinion is included in the file.

No. 515 - *DuBois Clubs of America v. Clark*, December 11, 1967 315

Per Curiam; William O. Douglas, with whom Hugo L. Black concurs, dissenting.

No. 516 - *Superior Oil Co. v. F.P.C.* 315

No opinion is included in the file.

No. 517 - *Amant v. Thompson*, April 29, 1968 315

Byron R. White - opinion; Hugo L. Black and William O. Douglas concurring; Abe Fortas, dissenting.

No. 520 - *Brooklyn Union Gas Co. v. F.P.C.* 315

No opinion is included in the file.

No. 523 - *Hackin v. Arizona*, November 13, 1967 315

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Per Curiam; William O. Douglas, dissenting.

No. 526 - *Blanco Oil Co. v. F.P.C.* 315

No opinion is included in the file.

No. 546 Misc. - *Patterson v. Arraj* 315

No opinion is included in the file.

No. 548 Misc. - *McCarty & Boyd v. Kansas*, June 10, 1968 315

Per Curiam; John Marshall Harlan and Byron R. White, dissenting.

No. 548 - *Snohomish Cty. v. Seattle Disposal Co.* 315

No opinion is included in the file.

Nos. 559 and 941 -

No. 559 - *DeStefano v. Woods* 315

No. 941 - *Carcerano v. Gladden*, (June 1968) 315

Per Curiam; William O. Douglas, with whom Hugo L. Black joins, dissenting; John Marshall Harlan and Potter Stewart would deny certiorari.

No. 568 - *Lucas v. Rhodes*, December 4, 1967 315

Per Curiam; John Marshall Harlan, with whom Potter Stewart joins, dissenting.

No. 573 Misc. - *Zwicker v. Boll*, May 20, 1968 315

Per Curiam; William O. Douglas, dissenting.

No. 574 - *Modern Life Ins. Co. v. Wolfman*, November 13, 1967 315

Per Curiam; John Marshall Harlan would dismiss the appeal for want of jurisdiction.

No. 597 - *U.S. v. United Shoe Mach. Corp.*, May 20, 1968 315

Abe Fortas - opinion.

No. 611- *Rabeck v. New York*, May 27, 1968 315

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- Per Curiam; William O. Douglas, with whom Hugo L. Black concurs, would reverse; John Marshall Harlan would affirm the judgment of the state court...
- No. 616 - *Joint Industry Board v. U.S.*, May 20, 1966 315  
Byron R. White - opinion; Abe Fortas, with whom Earl Warren and William J. Brennan, Jr. join, dissenting.
- No. 618 - *Fortnightly Corp. v. United Artists Television*, June 17, 1968 315  
Potter Stewart - opinion; Abe Fortas, dissenting; John Marshall Harlan took no part in the decision of this case.
- No. 628 - *Texaco v. F.P.C.* 315  
No opinion is included in the file.
- No. 629 Misc. - *Damico v. California*, (December 1967) 315  
Per Curiam (Official Per Curiam is not included in the file); John Marshall Harlan, dissenting, (Not Official).
- No. 630 - *U.S., v. Coleman*, April 22, 1968 315  
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- Thurgood Marshall - opinion; William O. Douglas, concurring; Byron R. White, with whom Earl Warren and Hugo L. Black join, dissenting. (Please see also October Term 1969, No. 41.)
- No. 60 - *Evans v. Abney*, January 26, 1970 378
- Hugo L. Black - opinion; William O. Douglas, dissenting; William J. Brennan, Jr., dissenting.
- No. 62 - *Goldberg v. Kelly*, March 23, 1970 378
- William J. Brennan, Jr. - opinion; Warren E. Burger, with whom Hugo L. Black Joins, dissenting; Potter Stewart, dissenting; Hugo L. Black, dissenting in No. 62. (Please see also October Term 1969, No. 14.)
- No. 63 - *U.S. v. Webb*, March 3, 1970 378
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- No. 65 - *Breen v. Selective Service Bd. No. 16, Bridgeport, Connecticut*, January 26, 1970 379
- Hugo L. Black - opinion; John Marshall Harlan, concurring; William J. Brennan, Jr., concurring; Potter Stewart, with whom Warren E. Burger Joins, concurring in part.
- No. 66 - *Goldstein v. Cox*, January 26, 1970 379
- Thurgood Marshall - opinion; William O. Douglas, with whom Hugo L. Black concurs, dissenting.
- No. 70 - *Kolden v. Selective Service Board*, February 24, 1970 379
- Per Curiam; John Marshall Harlan would reverse the Judgment and remand...
- No. 71 - *Gutknecht v. U.S.*, January 19, 1970 379

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No. 72 - *Coleman v. Alabama*, June 22, 1970 380

William J. Brennan, Jr. - opinion; Hugo L. Black, concurring; William O. Douglas, joining William J. Brennan, Jr's opinion...; Byron R. White, concurring; Warren E. Burger, concurring in part and dissenting in part; John Marshall Harlan, concurring in part and dissenting in part; Potter Stewart, with whom Warren E. Burger joins, dissenting.

No. 74 - *Taggart v. Weinacker's*, March 9, 1970 380

Per Curiam; Hugo L. Black and John Marshall Harlan, would hold... that the State's jurisdiction... is pre-empted by the N.L.R.B.'s primary jurisdiction over labor disputes; Warren E. Burger, concurring; Separate Memorandum of John Marshall Harlan.

No. 76 - *Welsh v. U.S.*, June 15, 1970 381

Hugo L. Black announced the judgment of the Court and delivered an opinion in which William O. Douglas, William J. Brennan, Jr. and Thurgood Marshall join; John Marshall Harlan, concurring in the result; Byron R. White, with whom Warren E. Burger and Potter Stewart join, dissenting.

No. 79 - *Adickes v. Kress & Co.*, June 1, 1970 382

John Marshall Harlan - opinion; Hugo L. Black, concurring in the judgment; William J. Brennan, Jr., concurring in part and dissenting in part; William O. Douglas, dissenting in part.

No. 81 - *Simmons v. West Haven Housing Authority*, June 29, 1970 383

Per Curiam; William O. Douglas, with whom Thurgood Marshall joins, dissenting.

No. 82 - *Hester v. Illinois*, April 27, 1970 383

Per Curiam; William O. Douglas, William J. Brennan, Jr., and Thurgood Marshall, dissenting.

No. 85 - *Ass'n. Data Processing v. Camp*, March 3, 1970 383

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No. 104 - <i>U.S. v. Estate of Donnelly</i> , March 23, 1970 Thurgood Marshall - opinion; John Marshall Harlan, concurring; William O. Douglas, with whom William J. Brennan, Jr. and Potter Stewart concur, dissenting.	383
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No. 382 Misc. - <i>Tyler v. Maryland</i>	383
No. 509 Misc. - <i>Wetzel v. North Carolina</i> , (June 1970) No official opinion is included in the file; John Marshall Harlan would grant the petition for a writ of certiorari... (not official).	383

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| Per Curiam; Thurgood Marshall, with whom William O. Douglas joins, dissenting.  |     |
| No. 131 - <i>Dandridge v. Williams</i> , April 6, 1970  | 384 |
| Potter Stewart - opinion; Hugo L. Black, with whom Warren E. Burger joins, concurring; John Marshall Harlan, concurring; William O. Douglas, dissenting; Thurgood Marshall, whom William J. Brennan, Jr. joins, dissenting. |     |
| No. 135 - <i>Walz v. New York Tax Commission</i> , May 4, 1970  | 384 |
| Warren E. Burger - opinion; William J. Brennan, Jr., concurring; John Marshall Harlan - opinion; William O. Douglas, dissenting.  |     |
| No. 153 - <i>McMann v. Richardson</i> , May 4, 1970   | 385 |
| Byron R. White - opinion; Hugo L. Black, concurring; William J. Brennan, Jr. with whom William O. Douglas and Thurgood Marshall join, dissenting.   |     |
| No. 162 Misc. - <i>Park v. California Adult Authority</i> , (December 9, 1969)  | 385 |
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- No. 187 - *A & S Tropical v. Walker* 385  
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- No. 927 - *Williams v. Florida*, June 22, 1970 386  
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- No. 189 - *Minor v. U.S.* 386
- No. 271 - *Buie v. U.S.*, December 8, 1969 386  
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- No. 231 - *International Longshoremen's Ass'n. Local 1416 v. Ariadne Shipping Co.*, March 9, 1970 387  
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- No. 234 - *Czosek v. O'Mara*, February 24, 1970 387  
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No. 241 - *Raskin v. Marchessini* 387

No opinion is included in the file.

No. 249 - *Barlow v. Collins*, March 3, 1970 387

William O. Douglas - opinion William J. Brennan, with whom Byron R. White joins, concurring and dissenting in Nos. 85 and 249. (Please see also O.T. 1969, No. 85.)

No. 265 - *Boddie v. Connecticut* 387

No opinion is included in the file. (Please see October Term 1970, No. 27.)

No. 266 - *Banks v. Georgia* 387

No opinion is included in the file. (Please see October Term 1970, No. 28.)

No. 267 - *Moon v. Maryland*, June 8, 1970 387

Per Curiam; Hugo L. Black, concurring in the result; John Marshall Harlan would reverse...; William O. Douglas, dissenting.

No. 268 - *Parker v. North Carolina*, May 4, 1970 387

Byron R. White - opinion; William J. Brennan, Jr., with whom William O. Douglas and Thurgood Marshall join, dissenting in No. 268 and concurring in the result in No. 270; Hugo L. Black, concurring in No. 270 with one exception. (Please see also October Term 1969, No. 270.)

No. 269 - *Price v. Georgia*, June 15, 1970 387

Warren E. Burger - opinion.

No. 270 - *Brady v. U.S.*, May 4, 1970 388

Byron R. White - opinion; William J. Brennan, Jr., with whom William O. Douglas and Thurgood Marshall join, dissenting in No. 268 and concurring in the result in No. 270; Hugo L. Black with comments, concurring in No. 270. (Please see also October Term 1969, No. 268.)

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- No. 275 - *Loos v. Immigration & Naturalization Service*, (October 1969) 388  
Per Curiam (Official Per Curiam is not included in the file); Byron R. White, dissenting (not official).
- No. 282 - *U.S. v. Davis*, March 23, 1970 388  
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- No. 284 Misc. - *Madkins v. O'Neil* 388  
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- No. 300 - *Tooahnippah (Goombi) v. Hickel*, April 27, 1970 388  
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- No. 301 - *Pike v. Church*, March 2, 1970 388  
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- No. 305 - *U.S. v. Sisson*, June 29, 1970 388-389  
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- No. 326 - *Myers v. Gockley* 390  
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- No. 338 Misc. - *Gambale v. Massachusetts* 390  
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- No. 347 - *Cain v. Kentucky*, March 23, 1970 390  
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dissenting.

No. 362 - *Reeves v. Pacific Far East Lines* 390

No opinion is included in the file.

No. 367 Misc. - *Kagan v. Schneckloth* 390

No opinion is included in the file.

Nos. 369 and 382 -

No. 369 - *American Farm Lines v. Black Ball Freight Service* 390

No. 302 - *I.C.C. v. Black Ball Freight Service*, April 20, 1970 390

William O. Douglas - opinion; William J. Brennan, Jr., whom Potter Stewart and Byron R. White join, dissenting.

No. 375 Misc. - *Matthews v. U.S.* 390

No opinion is included in the file.

No. 382 Misc. - *Tyler v. Maryland*, (June 27, 1970) 390

No Official opinion on file; John Marshall Harlan would grant the petition for a writ of certiorari... (not official). (Please see also October Term 1969, Nos. 105 Misc., 219 Misc. and 509 Misc.)

No. 382 - *I.C.C. v. Black Ball Freight Service*, April 20, 1970 390

William O. Douglas - opinion; William J. Brennan, Jr., whom Potter Stewart and Byron R. White join, dissenting. (Please see also October Term 1969, No. 369.)

No. 387 - *California v. Green*, June 23, 1970 390

Byron R. White - opinion; Warren E. Burger, concurring; John Marshall Harlan, concurring; William J. Brennan, Jr., dissenting.

No. 395 - *U.S. v. Seckinger*, March 9, 1970 390

William J. Brennan, Jr. - opinion; Potter Stewart, with whom Warren E. Burger and William O. Douglas join, dissenting.

No. 399 - *Rowan v. U.S. Post Office Dept.*, May 4, 1970 390

Warren E. Burger - opinion; William J. Brennan, Jr., with whom William



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O. Douglas joins, concurring.

No. 402 - *U.S. v. Key*, March 30, 1970 390

Thurgood Marshall - opinion; William O. Douglas, concurring.

No. 403 - *U.S. v. Leeuwen*, March 23, 1970 390

William O. Douglas - opinion.

No. 412 - *Woodward v. C.I.R.*, April 20, 1970 390

Thurgood Marshall - opinion.

No. 413 - *Greenbelt Cooperative Publishing Association v. Bresler*, May, 1970 391

Potter Stewart - opinion; Byron R. White, concurring; Hugo L. Black, with whom William O. Douglas joins, concurring...

No. 414 - *Maryland & Virginia Eldership v. Church of God At Sharpsburg*, January 19, 1970 391

Per Curiam; William J Brennan, Jr. with whom William O. Douglas and Thurgood Marshall join, concurring.

No. 419 - *Simpson v. Union Oil Co. of California*, October 27, 1969 391

Per Curiam; Hugo L. Black, concurring in part and dissenting in part; Potter Stewart would deny the petition for certiorari.

No. 440 - *N.L.R.B. v. Raytheon Co.*, May 18, 1970 391

Thurgood Marshall - opinion of the Court announced by Potter Stewart.

No. 441 - *Toussie v. U.S.*, March 2, 1970 391

Hugo L. Black - opinion; Byron R. White, with whom Warren E. Burger and John Marshall Harlan join, dissenting.

No. 445 - *Standard Industries v. Tigrett Industries*, April 20, 1970 391

Per Curiam; Hugo L. Black, with whom William O. Douglas joins, dissenting.

No. 466 - *St. Helena Parish v. Hall* 391

No opinion is included in the file.

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- No. 471 Misc. - *Jackson v. Dept of Public Welfare, Florida*, (April 1970) 391  
Per Curiam (Official Per Curiam is not included in the file); Warren E. Burger, Hugo L. Black, and Potter Stewart, dissenting (not official).
- No. 476 - *Sears, Roebuck & Co. v. Carpet, Linoleum etc., Union No. 419*, 391  
April 27, 1970  
Per Curiam.
- No. 477 - *Atlantic Coast Line R.R. v. Brotherhood of Locomotive Engineers*, June 6, 1970 391  
Hugo L. Black - opinion; John Marshall Harlan, concurring; William J. Brennan, Jr., with whom Byron R. White joins, dissenting.
- No. 496 - *Cowgill v. California*, January 19, 1970 391  
Appeal is dismissed; John Marshall Harlan, with whom William J. Brennan, Jr. joins, concurring; William O. Douglas: probable jurisdiction should be noted.
- No. 509 Misc. - *Wetzel v. North Carolina*, ( June 27, 1970) 392  
No official opinion is on file; John Marshall Harlan would grant the petition for a writ of certiorari... (not official). (Please see also October Term 1969, Nos. 105 Misc. No. 219 Misc. and No. 382 Misc.)
- No. 513 - *In the Matter of Spencer*, May 4, 1970 392  
Per Curiam.
- No. 524 - *Carlos v. New York*, December 8, 1969 392  
Per Curiam; Warren E. Burger and John Marshall Harlan are of the opinion that certiorari should be denied.
- No. 528 - *U.S. v. Hilton Hotels Corp.*, April 20, 1970 392  
Thurgood Marshall - opinion.
- No. 531 Misc. - *Cook v. U.S.*, (June 1970) 392  
No official opinion is included in the file. John Marshall Harlan would grant petition for certiorari..., vacate... and remand (not official).
- No. 540 - *Rosado v. Wyman*, April 6, 1970 392  
John Marshall Harlan - opinion; William O. Douglas, concurring; Hugo L.

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Black, with whom Warren E. Burger joins, dissenting.

No. 546 - *Heine v. N.H.* 392

No opinion is included in the file.

No. 553 - *Hackney v. Machago*, (April 1970) 392

Per Curiam; (Official Per Curiam is not included in the file); Warren E. Burger, Hugo L. Black and Potter Stewart, dissenting.

No. 577 - *U.S. v. Sweet*, June 29, 1970 392a

Per Curiam; William O. Douglas, dissenting.

No. 595 - *Nelson v. George*, June 29, 1970 392a

Warren E. Burger - opinion; John Marshall Harlan, with whom Thurgood Marshall joins, concurring; William O. Douglas, dissenting.

No. 596 - *Illman v. Toledo Bar Association* 392a

No opinion is included in the file.

No. 601 - *Warner v. Kewanee Machinery & Conveyor Co.*, May 18, 1970 392a

Petition for writ of certiorari denied; Hugo L. Black, with whom William O. Douglas joins, dissenting.

No. 603 - *Dowell v. Bd. of Education, Oklahoma City Public Schools*,  
December 15, 1969 392a

Per Curiam.

No. 606 - *Illinois v. Allen*, March 31, 1970 392a

Hugo L. Black - opinion; William J. Brennan, Jr., concurring; William O. Douglas - statement.

No. 621 - *Wiseman v. Massachusetts*, June 15, 1970 392a

Petition for Writ of Certiorari (No official opinion included in the file). John Marshall Harlan, with whom William J. Brennan, Jr. join, dissenting; William O. Douglas, joining the dissent.

No. 625 Misc. - *Lugo-Baez v. U.S.* 392a

No opinion is included in the file.

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No. 628 - <i>Schacht v. U.S.</i> , May 25, 1970	392a
Hugo L. Black - opinion; John Marshall Harlan, concurring; Byron R. White, with whom Warren E. Burger and Potter Stewart join, concurring in the result.	
No. 632 - <i>Alexander v. Holmes Cty. Bd. of Education</i> , October 29, 1969	393
Per Curiam.	
No. 655 - <i>Mulloy v. U.S.</i> , June 15, 1970	393
Potter Stewart - opinion.	
No. 631 - <i>Hellenic Lines v. Rhoditis</i> , June 8, 1970	393
William O. Douglas - opinion; John Marshall Harlan, with whom Warren E. Burger and Potter Stewart join, dissenting.	
No. 663 - <i>Molinaro v. New Jersey</i> , January 19, 1970	393
Per Curiam; William O. Douglas, concurring in the result.	
No. 678 - <i>Nash v. U.S.</i> , May 18, 1970	393
William O. Douglas - opinion; Hugo L. Black and Potter Stewart, dissenting.	
Nos. 679 and 774 -	
No. 679 - <i>Cole v. Richardson</i>	394
No. 774 - <i>Richardson v. Cole</i> , March 16, 1970	394
Per Curiam; John Marshall Harlan, with whom Warren E. Burger joins, concurring in the result.	
No. 687 - <i>Ginzburg v. Goldwater</i>	394
No opinion is included in the file.	
No. 718 Misc. - <i>Craycroft v. Farrell</i> , March 30, 1970	394
Per Curiam.	
No. 726 - <i>Mitchell v. Donovan</i> , June 15, 1970	394
Per Curiam; Hugo L. Black, concurring in the result; William O. Douglas, dissenting.	

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No. 727 - <i>Vale v. Louisiana</i> , June 22, 1970	394
Potter Stewart - opinion; Hugo L. Black, with whom Warren E. Burger joins, dissenting.	
No. 728 - <i>Dickey v. Florida</i> , May 25, 1970	394
Warren E. Burger - opinion; John Marshall Harlan, concurring; William J. Brennan, Jr., with whom Thurgood Marshall joins, concurring.	
No. 729 - <i>Bachellar v. Maryland</i> , April 20, 1970	394
William J. Brennan, Jr. - opinion.	
No. 731 - <i>Jones v. State Bd. of Education</i> , February 24, 1970	394
Per Curiam; Hugo L. Black... would affirm; William O. Douglas, with whom William J. Brennan, Jr. concurs, dissenting.	
No. 743 - <i>Sigler v. Parker</i> , January 26, 1970	394
Per Curiam; Hugo L. Black, with whom Warren E. Burger joins, dissenting; William O. Douglas, dissenting.	
No. 768 - <i>Boys Market v. Retail Clerks Local No. 770</i> , June 1, 1970	394
William J. Brennan, Jr. - opinion; Potter Stewart, concurring; Hugo L. Black, dissenting; Byron R. White, dissenting.	
No. 774 - <i>Richardson v. Cole</i> , March 16, 1970	394
Per Curiam; John Marshall Harlan, with whom Warren E. Burger joins, concurring in the result. (Please see also October Term 1969, No. 679.)	
No. 778 - In the Matter of Winship, March 31, 1970	395
William J. Brennan, Jr. - opinion; John Marshall Harlan, concurring; Warren E. Burger, with whom Potter Stewart joins, dissenting; Hugo L. Black, dissenting.	
No. 782 - <i>Morris v. Schoonfield</i> , June 29, 1970	395
Per Curiam; Byron R. White, with whom William O. Douglas, William J. Brennan, Jr. and Thurgood Marshall join, concurring.	
No. 805 - <i>Shapiro v. Doe</i> , January 2b, 1970	395
Per Curiam; Hugo L. Black, with whom William O. Douglas joins, dissenting.	

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No. 829 - <i>Lewis v. Montgomery</i> , April 20, 1970	395
William O. Douglas - opinion; Hugo L. Black, with whom Warren E. Burger joins, dissenting; Warren E. Burger, dissenting.	
No. 830 - <i>Chambers v. Maroney</i> , June 22, 1970	395
Byron R. White - opinion; Potter Stewart, concurring; John Marshall Harlan, concurring in part and dissenting in part.	
No. 882 - <i>Boston &amp; Providence R.R. Dev. Group v. Bartlett</i>	395
No opinion is included in the file.	
No. 896 - <i>Wyman v. Rothstein</i> , June 1, 1970	395
Per Curiam; Hugo L. Black, with whom Warren E. Burger joins, dissenting.	
No. 905 - <i>Grove Press v. Maryland State Bd. of Censors</i>	395
No opinion is included in the file. (Please see October Term 1970, No. 63.)	
No. 907 - <i>U.S. v. 959.68 Acres of Land</i> , (February 1970)	395
Per Curiam, (Official Per Curiam is not included in the file); Hugo L. Black and William O. Douglas are of the view that questions concerning the scope of the project should have been left to the jury for determination, (not official).	
Nos. 914, 915, 916, 917, 920, 921, 1038 and 1057 -	
No. 914- <i>N.Y., New Haven &amp; Hartford R.R. Co. First Mortg. 4% Bond. Comm. v. Smith</i>	396
No. 915 - <i>N.Y., New Haven &amp; Hartford R.R. Co. First Mortg. 4% Bond. Comm. v. U.S.</i> ,	396
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No. 917 - <i>Manuf. Hanover Trust v. U.S.</i> ,	396
No. 920 - <i>Chase Manhattan Bank v. Penn Central</i> .	396
No. 921 - <i>Chase Manhattan Bank v. U.S.</i>	396
No. 1038 - <i>Penn Central v. Manuf. Hanover Trust</i>	396

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- No. 1057 - *U.S. v. N.Y.. New Haven & Hartford R.R. Co. First Mortg. 4% Bond. Comm.*, June 29, 1970 396
- Potter Stewart - opinion; Hugo L. Black, with whom John Marshall Harlan, joins dissenting.
- No. 927 - *Williams v. Florida*, June 22, 1970 396
- Byron R. White announced the judgment of the Court and delivered an opinion in which William J Brennan, Jr. and Thurgood Marshall join in No. 188 and delivered the opinion of the Court in No. 927; Hugo L. Black, with whom William O. Douglas joins, concurring in the judgment in No. 188 and concurring in part and dissenting in part in No. 927; Warren E. Burger, dissenting in No. 188 and concurring in No. 927; John Marshall Harlan, dissenting in No. 188 and concurring in No. 927; Potter Stewart, dissenting in No. 188 and concurring in No. 927; Thurgood Marshall, dissenting in part in No. 927. (Please see also October Term 1969, No. 188.)
- Nos. 944 and 972 -
- No. 944 - *Carter v. West Feliciana Parish School Bd.* 396
- No. 972 - *Singleton v. Jackson Municipal Separate School District*, January 14, 1970 396
- Per Curiam; John Marshall Harlan, with whom Byron R White joins, concurring; Hugo L. Black, William O. Douglas, William J. Brennan, Jr. and Thurgood Marshall express their disagreement with the opinion of John Marshall Harlan...; Memorandum of Warren E. Burger and Potter Stewart.
- No. 995 - *Air Line Pilots Ass'n. v. Piedmont Aviation* 396
- No opinion is included in the file.
- No. 1011 - *Nortbn v. Discipline Comm. of East Tennessee State Univ.* June 22, 1970 396
- Petition for Writ of Certiorari is denied; Thurgood Marshall, with whom William O. Douglas and William J Brennan, Jr. join, dissenting.
- Nos. 1038 and 1057 -
- No. 1038 - *Penn Central v. Manuf. Hanover Trust* 396
- No. 1057 - *U.S. v. N.Y., New Heven & Hartford R.R. Co. First Mortg. 4% Bond. Comm.*, June 29, 1970 396

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- Potter Stewart - opinion; Hugo L. Black, with whom John Marshall Harlan, joins dissenting. (Please see also October Term 1969, Nos. 914, 915, 916, 917, 920 and 921.)
- No. 1066 - *Phoenix v. Kolodziejski*, June 23, 1970 396  
Byron R. White - opinion; Hugo L. Black, concurring in the judgment and in Part I of the opinion of the Court; Potter Stewart, with whom Warren E. Burger and John Marshall Harlan join, dissenting.
- No. 1072 - *Amalgamated Assoc. of Street... Employees v. Lockridge*, No 396  
opinion is included in the file. (Please see October Term 1970, No. 76.)
- No. 1078 - *McClain v. U.S.* 396  
No opinion is included in the file. Hugo L. Black, John Marshall Harlan and William J. Brennan, Jr. would grant petition for certiorari, vacate... and remand... (not official).
- No. 1089 - *Williams v. Illinois*, June 29, 1970 397  
Warren E. Burger - opinion; John Marshall Harlan, concurring in the result.
- No. 1093 - *U.S. v. Phlllipsburg National Bank & Trust Co.*, June 29, 1970 397  
William J. Brennan, Jr. - opinion; John Marshall Harlan, with whom Warren E. Burger joins, concurring in part and dissenting in part.
- No. 1132 Misc. - *Dessureault v. Arizona* 397  
No opinion is included in the file.
- No. 1136 - *Northcross v. Memphis Bd. of Education*, March 9, 1970 397  
Per Curiam; Warren E. Burger, concurring in the result.
- No. 1155 - *U.S. v. Vuitch*, No opinion is included in the file. (Please see 397  
October Term 1970, No. 83.)
- No. 1183 Misc. - *Higgins v. U.S.*, June 1, 1970 397  
Per Curiam.
- No. 1211 - *Daniel v. Goliday*, May 25, 1970 397  
Per Curiam; Warren E. Burger, Hugo L. Black, and Potter Stewart, dissenting.



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No. 1254 - <i>Whiting Co. v. Shaw</i>	397
No opinion is included in the file.	
No. 1267 - <i>Stotland v. Pennsylvania</i> , May 25, 1970	397
Appeal dismissed; William O. Douglas, dissenting.	
No. 1347 - <i>Bloss v. Dykema</i> , June 1, 1970	397
Per Curiam; Warren E. Burger and Byron R. White are of the opinion that certiorari should be denied; John Marshall Harlan, dissenting.	
Nos. 1359 and 1444 -	
No. 1359 - <i>Powell v. Mann</i>	397
No. 1444 - <i>Mann v. Powell</i>	397
No opinion is included in the file.	
No. 1468 Misc. - <i>Whiteley v. Warden</i> , No opinion is included in the file. (Please see October Term 1970, No. 136.)	397
No. 1470 - <i>Walker v. Ohio</i> , (June 1970)	397
Per Curiam (Official Per Curiam is not included in the file); John Marshall Harlan... would leave the judgment of the state court undisturbed; Warren E. Burger, dissenting (not official).	
No. 1472 - <i>Nationwide Theatres v. Thompson</i>	397
No opinion is included in the file.	
Nos. 1507 and 1556 - <i>Perkins v. Standard Oil</i> , (June 1970)	397
Per Curiam Official Per Curiam is not included in the file).	
No. 1524 - <i>Williams v. Williams</i>	397
No opinion is included in the file.	
No. 1544 - <i>Holt v. Minnesota</i> , June 29, 1970	397
Per Curiam; Harry A. Blackmun, with whom Warren E. Burger and John Marshall Harlan join, dissenting.	
No. 1556 - <i>Perkins v. Standard Oil</i> , (June 1970)	397

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Per Curiam, (Official Per Curiam is not included in the file). (Please see October Term 1969, No. 1507.)	
No. 1658 Misc. - <i>Bassett v. Smith</i> , (June 1970)	397
Per Curiam (Official Per Curiam is not included in the file).	
No. 1776 Misc. - <i>Tijerina v. Henry</i> , May 25, 1970	397
Appeal dismissed; William O. Douglas, dissenting.	
No. 1978 Misc. - <i>Russell v. Catherwood</i> , June 29, 1970	397
Petition for writ of certiorari is denied; Warren E. Burger, with whom William O. Douglas joins, dissenting.	
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John Marshall Harlan denies application for stay (not official).	
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John Marshall Harlan grants application for restoration of bail pending appeal	

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Court grants order for application of stay; William O. Douglas, dissenting; Includes "opinion" by Hugo L. Black and Potter Stewart.	
<i>Darlington School District v. Stanley</i>	405
Hugo L. Black, Byron R. White, Potter Stewart, William J. Brennan, Jr., Thurgood Marshall, William O. Douglas and John Marshall Harlan would deny the application for a stay, (not official).	
<i>Febre v. U.S.</i>	405
John Marshall Harlan remands matter to Judge Smith or Judge Anderson, meanwhile holding this application in abeyance.	
<i>Greenville Cty. v. Elaine Whittenberg</i>	405
No opinion is included in the file.	
<i>Kirk, v. U.S.</i>	405
No opinion is included in the file.	
<i>Mancusi v. Pugach</i>	405
John Marshall Harlan denies application seeking release on bail. (not official).	
<i>Rosado v. Wyman</i>	405
John Marshall Harlan passes application for stay along to full court for consideration.	
<i>Rosenbaum, In the Matter of</i>	405
Hugo L. Black, Thurgood Marshall, John Marshall Harlan, Potter Stewart, Byron R. White and Warren E. Burger would deny the stay.	
<i>Sinatra v. N.J. State Comm'n. of Investigation</i>	405
No opinion is included in the file.	
<i>U.S. ex. rel. Cerullo v. Follette</i>	405
John Marshall Harlan denies application for extension of time to file petition for certiorari.	

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<i>U.S. v. Ten Reels of a Motion Picture</i>	405
No opinion is included in the file.	
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John Marshall Harlan denies stay (not official).	
<i>Wyman v. Rothstein</i>	405
John Marshall Harlan denies application for stay (not official).	
<i>Atlantic Coast Line RR v. Brotherhood of Locomotive Eng's.</i> , July 16, 1969	405
Hugo L. Black, Circuit Justice, grants application for stay.	
<i>Alexander v. Holmes Cty. Bd. of Educ.</i> , September 5, 1969	405
Hugo L. Black, Circuit Justice, denies application to vacate suspension of order.	
<i>Brussel v. U.S.</i> , October 10, 1969	405
Thurgood Marshall, Circuit Justice, grants application for bail or other relief.	
<i>Keyes et al v. School District No. One, Denver, Colorado</i> , August 29, 1969	405
William J. Brennan, Jr., Acting Circuit Justice, grants application for vacation of stay.	
<i>Levy v. Parker</i> , August 18, 1969	405
William O. Douglas. Circuit Justice, grants application for bail.	
<i>Matthews et. al. v. Little, City Clerk of City of Atlanta</i> , September 9, 1969	405
Hugo L. Black, Circuit Justice, orders appellants to be temporarily relieved from payment offices.	
<i>Oden et. al. v. Brittain et. al.</i> , August 13, 1969	405
Hugo L. Black, Circuit Justice, denies without prejudice application for injunction.	
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William O. Douglas - opinion.	
No. 41 Original - <i>Ohio v. Wyandotte, etc.</i> , March 23, 1971	409
John Marshall Harlan - opinion; William O. Douglas, dissenting.	
No. 42 Original - <i>Massachusetts v. Laird</i> , November 9, 1970	409
Motion for leave to file Bill of Complaint is granted... (Other motions denied); William O. Douglas, dissenting; John Marshall Harlan and Potter Stewart, dissenting and would set motion for argument on questions of standing and justiciability.	
Nos. 43, 44, 46, 47 Originals -	

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No. 46 - <i>U.S. v. Arizona</i>	410-411
No. 47 - <i>U.S. v. Idaho</i> , (Voting Rights Cases), December 21, 1970	410-411
Hugo L. Black, announced judgments of the Court in an opinion expressing his own view of the cases; William O. Douglas, dissenting (in part) and concurring... (in part); John Marshall Harlan, concurring in part and dissenting in part; William J. Brennan, Jr., Byron R. White and Thurgood Marshall, dissenting... insofar as it declares No. 362 unconstitutional...concurring in other respects...; Potter Stewart, with whom Warren E. Burger and Harry A. Blackmun join, concurring in part and dissenting in part.	
No. 2 - <i>Younger v. Harris</i> , February 23, 1971	412
Hugo L. Black - opinion; William O. Douglas, dissenting as in No. 4; Potter Stewart and John Marshall Harlan, concurring; William J. Brennan, Jr., Byron R. White and Thurgood Marshall, concurring in the result. (Please see also October Term 1968, No. 163 and October Term 1969, No. 4.)	
No. 4 - <i>Boyle v. Landry</i> , February 23, 1971	412
Hugo L. Black - opinion; William J. Brennan, Jr., Byron R. White and Thurgood Marshall, concurring in the result; Potter Stewart, concurring as in Case No. 2; William O. Douglas, dissenting as in Case No. 2. (Please see also October Term 1968, No. 4 and October Term 1969, No. 6.)	
No. 5 - <i>U.S. v. U.S. Coin &amp; Currency</i> , April 5, 1971	413
John Marshall Harlan - opinion; Hugo L. Black, concurring...; William J. Brennan, Jr. concurring; Byron R. White, with whom Warren E. Burger, Potter Stewart, and Harry A. Blackmun join, dissenting. (Please see also October Term 1968, No. 477.)	
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No. 7 - <i>Samuels v. Mackell</i>	413
No. 9 - <i>Pernandez v. Mackell</i> , February 23, 1971	413
Hugo L. Black - opinion; William O. Douglas, concurring; Potter Stewart - for opinion in these cases see No. 2; William J. Brennan, Jr., Byron R. White and Thurgood Marshall, concurring in the result.	

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(Please see also October Term 1968, Nos. 580 and 813.)

- No. 10 - *Button v. Evans*, December 15, 1970 414  
 Potter Stewart announced the judgment of the Court and an opinion in which Warren E. Burger, Byron R. White, and Harry A. Blackmun join; Harry A. Blackmun, whom Warren E. Burger joins, concurring; John Marshall Harlan, concurring in the result; Thurgood Marshall, whom Hugo L. Black, William O. Douglas, and William J. Brennan, Jr. join, dissenting. (Please see also October Term 1969, No. 21.)
- No. 11 - *Washington v. U.S.*, May 17, 1971 414  
 Petition for writ of certiorari denied; William O. Douglas, with whom Hugo L. Black joins, dissenting; William J. Brennan, Jr., dissenting.
- No. 13 - *U.S. v. White*, April 5, 1971 415-416  
 Byron R. White announced the judgment of the Court and an opinion in which Warren E. Burger, Potter Stewart and Harry A. Blackmun join; Hugo L. Black, while adhering to his views..., concurring in the judgment of the Court...; William J. Brennan, Jr., concurring in the result; John Marshall Harlan, dissenting; Thurgood Marshall, dissenting. (Please see also October Term 1969, No. 46.)
- No. 14 - *North Carolina v. Alford*, November 23, 1970 416  
 Byron R. White - opinion; Hugo L. Black, concurring...; William J. Brennan, Jr., with whom William O. Douglas and Thurgood Marshall join, dissenting. (Please see also October Term 1969, No. 50.)
- No. 15 - *Baird v. Arizona*, February 23, 1971 416  
 Hugo L. Black announced the judgment of the Court and delivered an opinion in which William O. Douglas, William J. Brennan, Jr. and Thurgood Marshall join; John Marshall Harlan, dissenting in Nos. 15 and 18 and concurring in No. 49; Potter Stewart, concurring; Harry A. Blackmun, with whom Warren E. Burger, John Marshall Harlan, and Byron R. White, dissenting; Byron R. White, dissenting in Nos. 15 and 18. (Please see also October Term 1970, Nos. 18 and 49.)
- No. 18 - *In the Matter of Stolar*, February 23, 1971 416  
 Hugo L. Black announced the judgment of the Court and delivered an opinion in which William O. Douglas, William J. Brennan, Jr. and Thurgood Marshall join; Potter Stewart, concurring; Harry A. Blackmun, with whom Warren E. Burger, John Marshall Harlan and Byron R. White join, dissenting; John Marshall Harlan, concurring in No. 49 and dissenting in Nos. 15 and 18. (Please see also October Term 1970, Nos.

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

15 and 49.)

No. 19 - *U.S. v. Jorn*, January 25, 1971 417

John Marshall Harlan delivered the judgment of the Court in an opinion joined by Warren E. Burger, William O. Douglas, and Thurgood Marshall; Hugo L. Black and William J. Brennan, Jr. believe that the Court lacks jurisdiction over the appeal but joins the judgment of the Court; Warren E. Burger, concurring; Potter Stewart, Byron R. White and Harry A. Blackmun, dissenting.

No. 24 - *Rogers v. Bellei*, April 5, 1971 417

Harry A. Blackmun - opinion; Hugo L. Black, with whom William O. Douglas and Thurgood Marshall join, dissenting; William J. Brennan, Jr., with whom William O. Douglas joins, dissenting.

No. 25 - *Hickel v. Oil Shale Corp.*, December 8, 1970 417

William O. Douglas - opinion; Warren E. Burger and Potter Stewart dissenting; John Marshall Harlan, Byron R. White and Thurgood Marshall took no part in the consideration or decision of this case.

No. 26 - *Groppi v. Wisconsin*, January 25, 1971. 417

Potter Stewart - opinion; Harry A. Blackmun, whom Warren E. Burger joins, concurring; Hugo L. Black, dissenting.

No. 27 - *Boddie v. Connecticut*, March 2, 1971 418

John Marshall Harlan - opinion; William O. Douglas, concurring; William J. Brennan, Jr., concurring; Hugo L. Black, dissenting. (Please see also October Term 1969, No. 265.)

No. 28 - *Banks v. Georgia*, February 23, 1971 419

John Marshall Harlan - opinion; Hugo L. Black, concurring in the judgment of the Court but does so specifically on the ground that the case is now moot. (Please see also October Term 1969, No. 266.)

No. 29 - *U.S. Bulk Carriers v. Arguelles*, January 13, 1971 420

William O. Douglas - opinion; Hugo L. Black, concurring in the judgment while adhering to a dissent...; John Marshall Harlan, concurring; Byron R. White, with whom William J. Brennan, Jr., Potter Stewart, and Thurgood Marshall join, dissenting.

No. 30 - *U.S. v. Harris*, June 20, 1971 420



## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

Warren E. Burger announced the judgment of the Court and an opinion in which Hugo L. Black and Harry A. Blackmun join, and in Part I of which Potter Stewart joins, and in Part III of which Byron R. White joins; Hugo L. Black, concurring; Harry A. Blackmun, concurring; John Marshall Harlan, with whom William O. Douglas, William J. Brennan, Jr. and Thurgood Marshall join, dissenting.

No. 36 - *Mackey v. U.S.*, April 5, 1971 420

Byron R. White announced the judgment of the Court and an opinion in which Warren E. Burger, Potter Stewart, and Harry A. Blackmun join; John Marshall Harlan, concurring in Nos. 36 and 82 and dissenting in No. 81; William J. Brennan, Jr., with whom Thurgood Marshall joins, concurring in the judgment; William O. Douglas, with whom Hugo L. Black concurs, dissenting. (Please see also October Term 1970, Nos. 81 and 82.)

Nos. 40 and 42 -

No. 40 - *N.L.R.B. v. Local 825* 420

No. 42 - *Burns & Roe v. Local 825*, January 12, 1971 420

Thurgood Marshall - opinion; William O. Douglas, with whom Potter Stewart concurs, dissenting.

No. 41 - *Dyson v. Stein*, February 23, 1971 420

Per Curiam; Potter Stewart, concurring; William J. Brennan, Jr., with whom Thurgood Marshall joins, concurring in the result; William O. Douglas, dissenting.

No. 42 - *Burns & Roe v. Local 825*, January 12, 1971 420

Thurgood Marshall - opinion; William O. Douglas, with whom Potter Stewart concurs, dissenting. (Please see also October Term 1970, No. 40.)

No. 44 - *Procurier v. Atchley*, January 19, 1971 420

Potter Stewart - opinion; Hugo L. Black, concurring in the judgment and substantially all of the opinion.

No. 46 - *Perkins v. Matthews*, January 14, 1971 421

William J. Brennan, Jr. - opinion ; Harry A. Blackmun, with whom Warren E. Burger joins, concurring; John Marshall Harlan, concurring in part and dissenting in part; Hugo L. Black, dissenting.

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

No. 47 - <i>Usner v. Luckenbrach</i> , January 25, 1971	421
Potter Stewart - opinion; William O. Douglas, with whom Hugo L. Black and William J. Brennan, Jr. concurring, dissenting; John Marshall Harlan, dissenting.	
No. 49 - <i>Law Students Civil Rights v. Wadmond</i> , February 23 1971	421
Potter Stewart - opinion; Hugo L. Black, with whom William O. Douglas joins, dissenting; Thurgood Marshall, whom William J. Brennan, Jr. joins, dissenting; John Marshall Harlan, concurring in No. 49 and dissenting in Nos. 15 and 18. (Please see also October Term 1970, Nos. 15 and 18.)	
No. 51 - <i>Hill v. California</i> , April 5, 1971	421
Byron R. White - opinion; Hugo L. Black, concurring in the result; John Marshall Harlan, whom Thurgood Marshall joins, concurring in part and dissenting in part.	
No. 52 - <i>Whitcomb v. Chavis</i>	421
No opinion is included in the file; John Marshall Harlan would grant the stay (not official).	
No. 53 - <i>Ruckelshaus v. Chavis</i>	421
No opinion is included in the file.	
Nos. 55 and 58 -	
No. 55 - <i>Blount v. Rizzi dba The Mail Box</i>	421
No. 58 - <i>U.S. v. The Book Bin</i> , January 14, 1971	421
William J. Brennan, Jr. - opinion; Hugo L. Black, concurring in the result.	
Nos. 59 and 61 -	
No. 59 - <i>Nat. Assoc. of Securities Dealers v. S.E.C.</i>	422
No. 61 - <i>Investment Co. Inst. v. Camp</i> , April 5, 1971	422
Potter Stewart - opinion; John Marshall Harlan, dissenting; Harry A. Blackmun, dissenting.	
No. 60 - <i>Perez v. Ledesma</i> , February 23, 1971	422
Hugo L. Black - opinion; William O. Douglas - comment; Potter Stewart,	

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

with whom Harry A. Blackmun joins, concurring; William J. Brennan, Jr., with whom Bryon R. White and Thurgood Marshall join, concurring in part and dissenting in part.

No. 61 - *Investment Co. Inst. v. Camp*, April 5, 1971 422

Potter Stewart - opinion; John Marshall Harlan, dissenting; Harry A. Blackmun, dissenting. (Please see also October Term 1970, No. 59.)

No. 62 - *Patriot Co. v. Roy*, February 24, 1971 422

Potter Stewart - opinion; Byron R. White, concurring; Hugo L. Black, separate opinion in which William O. Douglas, joins in Nos. 62, 109 and 118. (Please see also October Term 1970, Nos. 109 and 118.)

No. 63 - *Grove Press v. Maryland State Bd. of Censors*, March 8, 1971 422

Per Curiam. (Please see also October Term 1969, No. 905.)

No. 65 - *Donaldson fka Sweet v. U.S.*, January 25, 1971 422

Harry A. Blackmun - opinion; William J. Brennan, Jr... concurring in the result; William O. Douglas, concurring.

No. 66 - *Rosenbloom v. Metromedia*, June 7, 1971 423

William J. Brennan, Jr. announced the judgment of the Court and an opinion in which Warren E. Burger and Earry A. Blackmun join; Byron R. White, concurring in the judgment Hugo L. Black, concurring in the judgment; John Marshall Harlan, dissenting; Thurgood Marshall, with whom Potter Stewart joins, dissenting.

No. 69 - *Wyman v. James*, January 12, 1971 423

Harry A. Blackmun - opinion; Byron R. White concurring in the judgment...; William O. Douglas, dissenting; Thurgood Marshall, whom William J. Brennan, Jr. joins, dissenting.

No. 71 - *Abate v. Mundt*, June 7, 1971 423

Thurgood Marshall - opinion; John Marshall Harlan, concurring in the result; Totter Stewart, concurring in the judgment; William J. Brennan, Jr., with whom William O. Douglas joins, dissenting.

No. 73 - *Phillips v. Marietta Corp.*, January 25, 1971 423

Per Curiam; Thurgood Marshall, concurring.

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

No. 74 - <i>Zim Israel Navigation v. Tarabocchia</i>	423
No opinion is included in the file.	
No. 75 - <i>California v. Byers</i> , May 17, 1971	424
Warren E. Burger announced the judgment of the Court and an opinion in which Potter Stewart, Byron R. White and Harry A. Blackmun join; John Marshall Harlan, concurring in the judgment; Hugo L. Black, with whom William O. Douglas and William J. Brennan, Jr. join, dissenting; William J. Brennan, Jr., with whom William O. Douglas and Thurgood Marshall join, dissenting.	
No. 76 - <i>Amalgamated Assoc. of Street v. Lockridge</i> , June 14, 1971	425
John Marshall Harlan - opinion; William O. Douglas, dissenting; Byron R. White, with whom Warren E. Burger joins, dissenting; Harry A. Blackmun also dissenting... (Please see also October Term 1969, No. 1072.),	
No. 77 - <i>U.S. v. Weller</i> , February 24, 1971	425
Potter Stewart - opinion; William O. Douglas, dissenting.	
Nos. 78 and 106 -	425
No. 78 - <i>Atlantic City Electric Co. v. U.S.</i>	425
No. 106 - <i>Alabama Power Co. v. U.S.</i> , December 6, 1970	425
Per Curiam.	
No. 79 - <i>Connell v. Higginbotham</i> , June 7, 1971	425
Per Curiam; Thurgood Marshall, with whom William O. Douglas and William J. Brennan, Jr. join, concurring in the result; Potter Stewart, concurring in part and dissenting in part.	
No. 80 - <i>Zenith Radio Corp. v. Hazeltine Research</i> , February 24, 1971	425
Byron R. White - opinion; John Marshall Harlan, with whom Potter Stewart joins, concurring in the result.	
Nos. 81 and 82 -	
No. 81 - <i>Williams v. U.S.</i>	426
No. 82 - <i>Elkanich v. U.S.</i> , April 5, 1971	426
Byron R. White announced the judgment of the Court and an opinion	

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

in which Warren E. Burger, Potter Stewart, and Harry A. Blackmun join; Potter Stewart, affirming...; Hugo L. Black, concurring...; William J. Brennan, Jr, concurring; Thurgood Marshall, concurring in part and dissenting in parti John Marshall Harlan, concurring in Nos. 36 and 82 and dissenting in No. 81. (Please See also O.T. 1970, No. 36.)

No. 83 - *Byrne v. Karalexis*, Febreuary 23, 1971 426

Per Curiam; Potter Stewart, concurring; William J. Brennan, Jr., with whom Byron R. White and Thurgood Marshall join, dissenting.

No. 84 - *U.S. v. Vuitch*, April 21, 1971 427

Hugo L. Black - opinion; Byron R. White, concurring; William O. Douglas, dissenting in patt; John Marshall Harlan, with whom William J. Brennan, Jr., Thurgood Marshall and Harry A. Blackmun join, dissenting as to jurisdiction; Potter Stewart, dissenting in part; Harry A. Blackmun - memorandum. (Please see also October Term 1969, No. 1155.)

Nos. 85 and 325 -

No. 85 - *Gillette v. U.S.* 427

No. 325 - *Negre v. Larsen*, March 8, 1971 427

Thurgood Marshall - opinion; Hugo L. Black, concurring in the Court's judgment and in Part I of the opinion of the Court; William O. Douglas, dissenting in No. 85 and again in No. 325.

No. 87 - *U.S. v. District Court, Cty. of Eagle*, March 24, 1971 427

William O. Douglas - opinion; John Marshall Harlan, concurring in Nos. 87 and 812. (Please see also October Term 1970, No. 812.)

No. 88 - *Ramsey & Nunley v. United Mine Workers of America*, February 24, 1971 427

Byron R. White - opinion; William O. Douglas, with whom Hugo L. Black, John Marshall Harlan, and Thurgood Marshall concur, dissenting.

Nos 89, 569 and 570 -

No. 89 - *Lemon v. Kurtzman* 428

No. 569 - *Earley v. DiCenso* 428

No. 570 - *Robinson v. DiCenso*, June 28, 1971 428

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

- Warren E. Burger - opinion; William O. Douglas, whom Hugo L. Black joins, concurring; Thurgood Marshall, concurring in William O. Douglas' opinion covering nos. 569 and 570; William J. Brennan, Jr. - separate opinion; Byron R. White, concurring in part and dissenting in part.
- No. 92 - *Whitcomb v. Chavis*, June 7, 1971 428
- Byron R. White - opinion in Parts I-VI, together with an opinion in Part VII in which Warren E. Burger, Hugo L. Black and Harry A. Blackmun joined; Potter Stewart, joining in Part I through VI and dissenting in Part VII; John Marshall Harlan - separate opinion; William O. Douglas, with whom William J. Brennan, Jr. and Thurgood Marshall concur, dissenting
- No. 95 - *Wisconsin v. Constantineau*, January 19, 1971 428
- William O. Douglas - opinion; Warren E. Burger, with whom Harry A. Blackmun joins, dissenting; Hugo L. Black, with whom Harry A. Blackmun joins, dissenting.
- No. 96 - *Gordon v. Lance*, June 7, 1971 428
- Warren E. Burger - opinion; John Marshall Harlan, concurring...; William J. Brennan, Jr. and Thurgood Marshall would affirm.
- No. 97 - *Piccirillo v. New York*, January 25, 1971 428
- Per Curiam from John Marshall Harlan; William O. Douglas, with whom Thurgood Marshall concurs, dissenting; Hugo L. Black, dissenting...; William J. Brennan, Jr. and Thurgood Marshall joins, dissenting.
- No. 98 - *Relford v. Commandant*, February 24, 1971 429
- Harry A. Black - opinion.
- No. 99 - *Port of Boston Marine Terminal Assoc. v. Rederiaktiebolaget Transatlantic*, December 8, 1970 429
- Thurgood Marshall - opinion.
- No. 106 - *Alabama Power Co. v. U.S.*, December 8, 1970 429
- Per Curiam. (Please see also October Term 1970, No. 78.)
- No. 107 - *Palmer v. Thompson*, June 14, 1971 429
- Hugo L. Black - opinion; Warren E. Burger, concurring; Harry A. Blackmun, concurring; William O. Douglas, dissenting; Byron R. White, with whom William J. Brennan, Jr. and Thurgood Marshall join,

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

- dissenting; Thurgood Marshall, with whom William J. Brennan, Jr. and Byron R. White join, dissenting.
- No. 108 - *Richardson v. Perales*, May 3, 1971 429  
 Harry A. Blackmun - opinion; William O. Douglas, with whom Hugo L. Black and William J. Brennan, Jr. concur, dissenting.
- No. 109 - *Time v. Pape*, February 24, 1971 429  
 Potter Stewart - opinion; Hugo L. Black and William O. Douglas join in separate opinion (See No. 62.); John Marshall Harlan, dissenting. (Please see also October Term 1970, No. 62.)
- No. 113 - *Decker v. Harper & Row Publishers*, January 12, 1971 429  
 Per Curiam.
- No. 115 - *Jimenez v. Naff* 429  
 No opinion is included in the file.
- No. 117 - *Coates v. Cincinnati*, June 1, 1971 429  
 Potter Stewart - opinion; Hugo L. Black, separate opinion; Byron R. White, with whom Warren E. Burger and Harry A. Blackmun join, dissenting.
- No. 118 - *Ocala Star-Banner Co. v. Damron*, February 24, 1971 429  
 Potter Stewart - opinion; Hugo L. Black and William O. Douglas, separate opinion (See No. 62.); Byron R. White, concurring. (Please see also October Term 1970, Nos. 62 and 118.)
- No. 120 - *Ehlert v. U.S.*, April 21, 1971 429  
 Potter Stewart - opinion; William O. Douglas, dissenting; William J. Brennan, Jr., with whom Thurgood Marshall joins, dissenting.
- No. 121 - *Mayberry v. Pennsylvania*, January 20, 1971 429  
 William O. Douglas - opinion; Hugo L. Black, concurring... except one part...; Warren E. Burger, concurring; John Marshall Harlan, concurring.
- No. 123 - *International Brotherhood etc. v. Hardeman*, February 24, 1971 430  
 William J. Brennan, Jr. - opinion; Byron R. White, concurring; William O. Douglas, dissenting.

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

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- No. 124 - *Griggs v. Duke Power Co.*, March 8, 1971 430  
Warren E. Burger - opinion.
- No. 125 - *U.S. v. Randall*, March 24, 1971 430  
William O. Douglas - opinion; Harry A. Blackmun, whom Warren E. Burger, Hugo L. Black and Potter Stewart join, dissenting.
- No. 127 - *Overmyer Co. v. Frick* . 430  
No opinion is included in the file.
- No. 128 - *In re Burrus*, June 21, 1971 430  
Harry A. Blackmun announced the judgment of the Court and an opinion in which Warren E. Burger, Potter Stewart and Byron R., White join; Byron R. White, concurring; William J. Brennan, Jr., concurring in No. 322 and dissenting in No. 128; John Marshall Harlan, concurring in the judgments; William O. Douglas, with whom Hugo L. Black and Thurgood Marshall concur, dissenting. (Please see also October Term 1970, No. 322.)
- No. 133 - *U.S. v. Thirty-Seven (37) Photographs, etc.*, May 3, 1971 430  
Byron R. White announced the judgment of the Court and an opinion in which Warren E. Burger, William J. Brennan, Jr. and Harry A. Blackmun join; John Marshall Harlan, concurring in the judgment and in Part I of Byron R. White's opinion; Potter Stewart, concurring in the judgment and in Part I of Byron R. White's opinion; Hugo L. Black, with whom William O. Douglas joins, dissenting in No. 133 and 534; Thurgood Marshall, dissenting in No. 133 and concurring in No. 534. (Please see also October Term 1970, No. 534.)
- No. 135 - *Organization for a Better Austin v. Keefe*, May 17, 1971 430  
Warren E. Burger - opinion; John Marshall Harlan, dissenting.
- No. 136 - *Whiteley v. Warden, etc.*, March 29, 1971 430  
John Marshall Harlan - opinion; Hugo L. Black, with whom Warren E. Burger joins, dissenting; Harry A. Blackmun agrees with much of Hugo L. Black and dissents from the opinion and judgment of the Court. (Please see also October Term 1969, No. 1468.)
- No. 143 - *Palmer v. City of Euclid*, Ohio, May 24, 1971 431  
Per Curiam; John Marshall Harlan, concurring in the result; Potter Stewart, with whom William O. Douglas joins, concurring.



## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

No. 144 - <i>Griffin v. Breckenridge</i> , June 7, 1971	431
Potter Stewart - opinion; John Marshall Harlan, concurring except... (that) "right of interstate travel"... unnecessary...	
No. 153 - <i>Tilton v. Finch</i> , June 28, 1971	431
Warren E. Burger announced the judgment of the Court and an opinion in which John Marshall Harlan, Potter Stewart and Harry A. Blackmun join; William O. Douglas, with whom Hugo L. Black and Thurgood Marshall concur, dissenting.	
Nos. 154 and 226 -	
No. 154 - <i>James v. Valtierra</i>	431
No. 226 - <i>Shaffer v. Valtierra</i> , April 26, 1971	431
Thurgood Marshall, whom William J. Brennan, Jr. and Harry A. Blackmun join, dissenting.	
No. 156 - <i>Rosenberg v. Woo</i> , April 21, 1971	431
Hugo L. Black - opinion; Potter Stewart, with whom William O. Douglas, William J. Brennan, Jr. and Thurgood Marshall join, dissenting.	
No. 160 - <i>U.S. v. Maryland Savings-Share Ins. Co.</i> , October 19, 1970	431
Per Curiam; John Marshall Harlan, would set the case for argument.	
No. 169 - <i>Radich v. New York</i> , March 24, 1971	431
Per Curiam by John Marshall Harlan.	
No. 189 - <i>Chicago &amp; N.W. R.R. v. United Transportation Union</i> , June 1, 1971	431
John Marshall Harlan - opinion; William J. Brennan, Jr., with whom Hugo L. Black, William O. Douglas and Byron R. White join, dissenting.	
Nos. 203 and 204 -	
No. 203 - <i>McGautha v. California</i>	432
No. 204 - <i>Crampton v. Ohio</i> , May 3, 1971	432
John Marshall Harlan - opinion; Hugo L. Black, concurring; William O. Douglas, with whom William J. Brennan, Jr. and Thurgood Marshall concur, dissenting; William J. Brennan, Jr., with whom William O.	

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

Douglas and Thurgood Marshall join, dissenting.	
No. 205 - <i>Bruno v. Pennsylvania</i> , January 12, 1971	432
Per Curiam.	
No. 206 - <i>Harris v. New York</i> , February 24, 1971	432
Warren E. Burger - opinion; Hugo L. Black, dissenting; William J. Brennan, Jr., with whom William O. Douglas and Thurgood Marshall join, dissenting.	
No. 226 - <i>Shaffer v. Valtierra</i> , April 26, 1971	433
Hugo L. Black - opinion; Thurgood Marshall, whom William J. Brennan, Jr. and Harry A. Blackmun join, dissenting. (Please see also October Term 1970, No. 154.)	
No. 256 - <i>First Mercant. Consumer Discount v. Stefanelli</i> , November 20, 1970	433
Appeal dismissed (not official).	
No. 265 - <i>N.L.R.B. v. Clark's Gamble Corp.</i>	433
No opinion is included in the file.	
Nos. 281 and 349 -	433
No. 281 - <i>Swann v. Charlotte-Mecklenburg Bd. of Educ.</i>	433
No. 349 - <i>Charlotte-Mecklenburg Bd. of Educ. v. Swann</i> , April 20, 1971	433
Warren E. Burger - opinion.	
No. 286 - <i>Alaska v. U.S.</i>	434
No opinion is included in the file.	
No. 299 - <i>Cohen v. California</i> , June 7, 1971	434
John Marshall Harlan - opinion; Harry A. Blackmun, with whom Warren E. Burger and Hugo L. Black join, dissenting; Byron R. White, concurring in Paragraph 2 of Harry A. Blackmun's dissenting opinion.	
No. 300 - <i>Odom v. U.S.</i> , November 9, 1970	434
Per Curiam; William O. Douglas, statement.	

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

- No. 301 - *Bivens v. Six Unknown Agents, etc.*, June 21, 1971 434  
 William J. Brennan, Jr. - opinion; John Marshall Harlan, concurring in the judgment; Warren E. Burger, dissenting; Hugo L. Black, dissenting; Harry A. Blackmun, dissenting.
- Nos. 322 and 128 -
- No. 322 - *McKeiver v. Pennsylvania* 434
- No. 128 - *In re Burrus*, June 21, 1971 434  
 Harry A. Blackmun announced the judgment of the Court and an opinion in which Warren E. Burger, Potter Stewart and Byron R. White join; Byron R. White, concurring; William J. Brennan, Jr., concurring in No. 322 and dissenting in No. 128; John Marshall Harlan, concurring in the judgments; William O. Douglas, with whom Hugo L. Black and Thurgood Marshall concur, dissenting.
- No. 323 - *Coolidge v. New Hampshire*, June 21, 1971 435  
 Potter Stewart - opinion in which Parts IIA, IIB, and IIC are joined only by William O. Douglas, William J. Brennan, Jr., and Thurgood Marshall; John Marshall Harlan, concurring; Warren E. Burger, dissenting in part and concurring in part; Harry A. Blackmun joins Hugo L. Black, concurring and dissenting; Byron R. White, with whom Warren E. Burger joins, concurring and dissenting.
- No. 324 - *Tate v. Short*, March 2, 1971 435  
 William J. Brennan, Jr. - opinion; Hugo L. Black, concurring in the result; John Marshall Harlan, concurring in the result; Harry A. Blackmun, concurring in the opinion and judgment of the Court.
- No. 325 - *Negre v. Larsen*, March 8, 1971 435  
 Thurgood Marshall - opinion; Hugo L. Black, concurring in the Court's judgment and in Part I of the opinion of the Court; William O. Douglas, dissenting in No. 85 and again in No. 325. (Please see also October Term 1970, No. 85.)
- No. 326 - *Crosslin v. Mountain States Telephone*, January 18, 1971 435  
 Motion... granted; William O. Douglas, dissenting.
- No. 336 - *Nelson v. O'Neil*, June 1, 1971 435  
 Potter Stewart - opinion; John Marshall Harlan, concurring; William J. Brennan, Jr., with whom William O. Douglas and Thurgood Marshall join,

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

dissenting; Thurgood Marshall, dissenting.

No. 338 - *Blonder-Tongue Lab v. University of Illinois Foundation*, May 3, 1971 435

Byron R. White - opinion.

No. 345 - *U.S. v. Freed & Sutherland*, April 5, 1971 435

William O. Douglas,- opinion; William J. Brennan, Jr., concurring in the judgment of reversal.

No. 349 - *Charlotte-Mecklenburg Bd. of Education v. Swann*, April 20, 1971 435

Warren E. Burger - opinion. (Please see also October Term 1970, No. 281.)

No. 362 - *McGee v. U.S.*, May 17, 1971 436

Thurgood Marshall - opinion; William O. Douglas, dissenting.

No. 370 - *Magnesium Casting Co. v. N.L.R.B.*, February 23, 1971 436

William O. Douglas - opinion,

Nos. 386, 387, 396 and 410 -

No. 386 - *U.S. v. City of Chicago* 436

No. 387 - *U.S. v. Tennessee Public Service Commission* 436

No. 396 - *Louisville & Nashville R.R. v. Tennessee Public Service Commission* 436

No. 410 - *Chicago & Eastern Illinois R.R. v. City of Chicago*, October 19, 1970

Per Curiam; John Marshall Harlan, with whom Hugo L. Black joins, dissenting.

No. 409 - *Bd. of Education of Little Rock v. Clark* 436

No opinion is included in the file.

No. 410 - *Chicago & Eastern Illinois R.R. v. City of Chicago*, October 19, 1970 436

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

- Per Curiam; John Marshall Harlan, with whom Hugo L. Black joins, dissenting. (Please see also October Term 1970, Nos. 386, 387 and 396.)
- No. 412 - *Lines v. Frederick*, November 9, 1970 436  
Per Curiam; Warren E. Burger would deny; John Marshall Harlan, dissenting.
- No. 420 - *McDaniel v. Baressi*, April 20, 1971 436  
Warren E. Burger - opinion.
- No. 423 - *Electronic Industries v. U.S.* 436  
No opinion is included in the file.
- No. 434 - *United Trans. Union v. State Bar of Michigan*, April 5, 1971 436  
Hugo L. Black - opinion; John Marshall Harlan, concurring in part and dissenting in part; Byron R. White, with whom Harry A. Blackmun joins, concurring in part and dissenting in part.
- No. 436 - *Davis v. School Commissioners, Mobile County*, April 20, 1971 437  
Warren E. Burger - opinion.
- No. 444 - *Moore v. Charlotte-Mecklenburg Bd. of Educ.*, April 20, 1971 437  
Per Curiam.
- No. 448 - *Kyriaco v. U.S.* 437  
No opinion is included in the file.
- Nos. 464 and 469 -
- No. 464 - *Gainesville Util. Dept. v. Florida Power Corp.* 437
- No. 469 - *Federal Power Comm. v. Florida Power Corp.*, May 24, 1971. William J. Brennan, Jr. - opinion. 437
- No. 482 - *Rockefeller v. Socialist Workers Party*, July 13, 1970 437  
Stay granted by John Marshall Harlan.
- No. 498 - *North Carolina State Bd. of Educ. v. Swann*, April 20, 1971 437

## Series 1: Supreme Court Case Files--October Terms, ... (Continued)

Warren E. Burger - opinion.

No. 507 - *Calif. Dept. of Human Resources v. Java*, April 26, 1971 437

Warren E. Burger - opinion; William O. Douglas, concurring.

No. 508 - *Calif. v. Pinkus* 437

No opinion is included in the file; John Marshall Harlan would grant certiorari and vacate the judgment of the Court of Appeals... (not official).

No. 515 - *U.S. v. Southern Ute Tribe*, April 26, 1971 437

William J. Brennan, Jr. - opinion; William O. Douglas, dissenting.

No. 524 - *Stanley v. U.S.*, December 7, 1970 437

Petition for writ of certiorari is granted; William O. Douglas, dissenting; Byron R. White and Harry A. Blackmun, dissenting and would deny certiorari.

No. 534 - *U.S. v. Reidel*, May 3, 1971 437

Byron R. White - opinion; John Marshall Harlan, concurring; Thurgood Marshall, dissenting in No. 133 and concurring in No. 534; Hugo L. Black, with whom William O. Douglas joins, dissenting in No. 133 and 534. (Please see also October Term 1970, No. 133.)

No. 541 - *Fornaris v. Ridge Tool Co.*, November 23, 1970 437

Per Curiam.

No. 543 - *Puerto Rico v. Ridge Tool Co.* 437

No opinion is included in the file. (Please see also October Term 1970, No. 541.)

No. 544 - *Comtn. of Internal Revenue v. Lincoln Savings & Loan Assoc.*, 437  
June 14, 1971

Harry A. Blackmun - opinion; William O. Douglas, dissenting.

No. 548 - *Ely v. Klahr*, June 77, 1971 437

Byron R. White - opinion; John Marshall Harlan, concurring in the result; William O. Douglas, with whom Hugo L. Black joins, concurring.

No. 557 - *U.S. v. Internat'l. Minerals and Chemical Corp.*, June 1, 1971 437

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William O. Douglas - opinion; Potter Stewart, with whom John Marshall Harlan and William J. Brennan, Jr. join, dissenting.

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No. 570 - *Robinson v. DiCenso*, June 28, 1971 437

Warren E. Burger - opinion; William O. Douglas, whom Hugo L. Black joins, concurring; Thurgood Marshall, concurring in William O. Douglas' opinion covering Nos. 569 and 570; William J. Brennan, Jr. - separate opinion; Byron R. White, concurring in part and dissenting in part. (Please see also October Term 1970, No. 89.)

No. 573 - *Askew v. Hargrave*, March 8, 1971 437

Per Curiam; Hugo L. Black, concurring in the judgment and Part II of the opinion.

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Warren E. Burger - opinion (not Official); William O. Douglas, dissenting; William J. Brennan, Jr. and Thurgood Marshall, dissenting (not official).

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Judgment is affirmed; Byron R. White, dissenting.

No. 600 - *Perez v. U.S.*, April 26, 1971 438

William O. Douglas - opinion; Potter Stewart, dissenting.

No. 601 - *Kerakos v. Hunt* 438

No opinion is included in the file.

No. 602 - *Arnold Tours v. Camp*, November 23, 1970 438

Per Curiam; Warren E. Burger and John Marshall Harlan would set the case for argument.

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Harry A. Blackmun - opinion: John Marshall Harlan joins in Part III and TV of the Court's opinion and in the judgment of the Court.	
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Thurgood Marshall - opinion; William J. Brennan, Jr., dissenting; Byron R. White, dissenting	
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Per Curiam; John Marshall Harlan, concurring; William O. Douglas, with whom Hugo L. Black, William J. Brennan, Jr. and Thurgood Marshall concur, dissenting.	
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William J. Brennan, Jr. - opinion,	



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Thurgood Marshall - opinion; William O. Douglas, with whom William J. Brennan, Jr. and Byron R. White concur, dissenting.	
No 761 - <i>Mize v. Alhambra City School District of Los Angeles Cty.</i>	438
No opinion is included in the file. (Please see also October Term 1970, No. 724.)	
No. 776 - <i>Rodicker v. Illinois R.R.</i> , January 16, 1971	438
Petition for writ of certiorari denied; Hugo L. Black, with whom William O. Douglas and William J. Brennan, Jr. join, dissenting.	
No. 780 - <i>Harris v. U.S.</i>	438
No opinion is included in the file.	
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- No. 928 - *Evco v. Jones* 439  
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- No. 966 - *Florida State Bd. of Dentistry v. Mack*, March 8, 1971 439  
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- No. 1059 - *United Mine Workers v. Chester Railing & Paul Railing*, March 22, 1971 439  
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- No. 1101 - *San Antonio Society v. Texas Highway Dept.*, December 21, 1970 439  
Petition for writ of certiorari denied; Hugo L. Black, with whom William O. Douglas and William J. Brennan, Jr. join, dissenting.
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Motion denied; William O. Douglas and Hugo L. Black, dissenting.
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No opinion is included in the file.

No. 1150 - *Bloss v. Michigan* 439

No opinion is included in the file.

No. 1166 - *Cook v. U.S.*, March 29, 1971 439

Petition denied; William O. Douglas, with whom William J. Brennan, Jr., concurs, dissenting.

No. 1267 - *Simpson v. Florida*, June 14, 1971 439

Per Curiam; William J. Brennan Jr. with whom William O. Douglas joins; Warren E. Burger and Harry A. Blackmun dissent...

No. 1316 - *2,606 Acres of Land v. U.S.*, April 19, 1971 439

Petition denied; William O. Douglas and Hugo L. Black joins, dissenting.

No. 1341 - *Jackson v. Ogilvie*, 439

No opinion is included in the file.

No. 1494 - *Hobson v. Bd. of Elections of D.C.* 439

No opinion is included in the file.

No. 1504 - *Giannatti v. Cty of Los Angeles*, May 24, 1971 439

Appeal dismissed; William O. Douglas, with whom William J. Brennan, Jr. and Harry A. Blackmun concur, dissenting.

No. 1596 - *Sanders v. Johnson* 439

No opinion is included in the file.

No. 1620 - *Eilers v. Hercules* June 21, 1971 439

Petition denied; Hugo L. Black, with whom William O. Douglas joins, dissenting.

No. 1624 - *Buckley v. Johnson* 439

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Per Curiam; Hugo L. Black, with whom William O. Douglas joins, concurring; William O. Douglas, with whom Hugo L. Black joins, concurring; William J. Brennan, Jr., concurring; Potter Stewart, with whom Byron R. White joins, concurring; Byron R. White, with whom Potter Stewart joins, concurring; Thurgood Marshall, concurring; Warren E. Burger, dissenting; John Marshall Harlan, with whom Warren E. Burger and Harry A. Blackmun join, dissenting; Harry A. Blackmun - separate dissent.

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Hugo L. Black - statement; William O. Douglas - statement.

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No opinion is included in the file.

No. 5077 - *Quintana v. Texas* 440

No opinion is included in the file.

No. 5085 - *Hunter v. Tennessee*, June 28, 1971 440

Per Curiam; Hugo L. Black, dissenting.

No. 5107 - *Pacheco v. New Jersey* 440

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Petition denied; William J. Brennan, Jr., dissenting.	
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Petition denied; Hugo L. Black, William O. Douglas and William J. Brennan, Jr., dissenting.	
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No. 5338 - <i>Apodaca v. Oregon</i> , (June 1971)	441
Byron R. White - opinion (not official); John Marshall Harlan, concurring in Part IV in No. 5161 and in the judgment in No. 5338; Harry A. Blackmun, concurring, (not official); William J. Brennan, Jr., dissenting (not official); William O. Douglas, William J. Brennan, Jr. and Thurgood Marshall, dissenting (not official).	
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No. 5210 - <i>Deal v. Cincinnati Bd. of Education</i> , May 3, 1971	441
Petition denied since it was untimely filed; William O. Douglas, dissenting.	
No. 5247 - <i>Johnson v. U.S.</i> , April 5, 1971	441
Per Curiam; Potter Stewart, with whom William O. Douglas joins, dissenting.	
No. 5250 - <i>Bostic v. U.S.</i> , May 24, 1971	441
Per Curiam.	
No. 5257 - <i>Labine v. Wincent</i> , (March 1971)	441
Hugo L. Black - opinion (not official); John Marshall Harlan, concurring; William J. Brennan, Jr., William O. Douglas, Byron R. White and Thurgood Marshall, dissenting (not official).	
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Per Curiam; Hugo L. Black, with whom William O. Douglas joins, would reverse decision...

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No opinion is included in the file. John Marshall Harlan would deny (not official).

No. 5327 - *Swain v. Alabama* 441

No opinion is included in the file.

No. 5338 - *Apodaca v. Oregon*, (June 1971) 441

Byron R. White - opinion (not official); John Marshall Harlan, concurring in Part IV in No. 516l and in the judgment in No. 5338; Harry A. Blackmun, concurring, (not official); William J. Brennan, Jr., dissenting, (not official); William O. Douglas, William J. Brennan, Jr. and Thurgood Marshall, dissenting (not official). (Please see also October Term 1970, No. 516l.)

No. 5342 - *Rewis v. U.S.*, April 5, 1971 441

Thurgood Marshall - opinion.

No. 5370 - *Kennerly v. District Court, Ninth Judicial District of Montana*, January 18, 1971 442

Per Curiam (by John Marshall Harlan); Potter Stewart, with whom Byron R. White joins, dissenting.

No. 5481 - *Schlanger v. Seamans*, March 23, 1971 442

William O. Douglas - opinion; John Marshall Harlan, concurring in the result; Potter Stewart, dissenting.

No. 5485 - *Johnson v. Mississippi*, June 7, 1971 442

Per Curiam.

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No opinion is included in the file.

No. 5585 - *Ward v. U.S.* 442

No opinion is included in the file.

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William J. Brennan, Jr. - opinion; Warren E. Burger, Hugo L. Black and Harry A. Blackmun, concurring in the result.	
No. 5600 - <i>Lindsey v. Craven</i>	442
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Per Curiam, (not official); Byron R. White, dissenting (not official); John Marshall Harlan, dissenting.	
No. 5714 - <i>Jeness v. Fortson</i> , June 21, 1971	442
Potter Stewart - opinion; Hugo L. Black and John Marshall Harlan, concurring in the result.	
No. 5795 - <i>Hudson v. U.S.</i> , May 3, 1971	442
Petition denied; William O. Douglas, dissenting.	
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No opinion is included in the file. John Marshall Harlan came to the conclusion that the case is not certworthy... (not official).	
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Petition denied; William O. Douglas, dissenting.	
No. 6082 - <i>Harrington v. California</i>	442

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No opinion is included in the file. John Marshall Harlan would grant certiorari and remand... (not official).	
No. 6106 - <i>Tarver v. Smith</i> , May 24, 1971	442
Petition denied; William O. Douglas, dissenting; William J. Brennan, Jr. would grant certiorari.	
No. 6131 - <i>Kitchens v. Smith</i> , April 5, 1971	442
Per Curiam.	
No. 6346 - <i>Massey v. Georgia</i> , March 8, 1971	442
Petition denied; William O. Douglas and William J. Brennan, Jr., dissenting.	
No. 6484 - <i>Aguirre v. California</i>	442
No opinion is included in the file. John Marshall Harlan would grant certiorari and remand... (not official).	
No. 6555 - <i>Burton v. New York</i>	442
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No. 6635 - <i>Smith v. U.S</i>	442
No opinion is included in the file, John Marshall Harlan would deny certiorari (not official).	
No. 6704 - <i>Gaines v. U.S.</i> ,	442
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**Series 2: Second Circuit, U.S. Court of Appeals, 1949-1971 (10.8 linear feet in 27 boxes)**

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**Series Description**

The Second Circuit, U.S. Court of Appeals series documents the decisions and operation of the Second Circuit court from the period when Harlan served on the court (1954-1955) and his subsequent service as the Supreme Court Justice responsible for the Second Circuit Court. Please see the subseries descriptions in the contents list for additional information about individual subseries.

**Arrangement**

Divided into two subseries: Printed Opinions--October Terms and Miscellaneous Files.

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**Subseries 2A: Printed Opinions--October Terms, 1953-1970 (7.9 linear feet in 19 boxes)**

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**Subseries Description**

**Subseries 2A: Printed Opinions--October Terms, ... (Continued)**

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The Printed Opinions—October Terms subseries is composed of the published opinions of all the U.S. Court of Appeals, Second Circuit, written by all the judges in the court.

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Arranged chronologically.

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**Subseries 2B: Miscellaneous Files, 1949-1971 (2.9 linear feet in 8 boxes)**

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**Subseries Description**

The Miscellaneous Files subseries contains materials about how the Second Circuit Court

**Subseries 2B: Miscellaneous Files, 19 ... (Continued)**

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functioned. These include correspondence about court conferences, case opinions, an index of cases, reports about the court, and legal documents from cases heard before the court. Also included are Harlan's case calendars and his writings about the court, some with critical analysis.

**Arrangement**

Arranged chronologically with a section of Publications and Printed Matter at the end.

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**Series 3: Selected Correspondence and Related Materials, 1890-1971 (54.8 linear feet in 132 boxes)**

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**Series Description**

The Selected Correspondence and Related Materials series is composed of Harlan's correspondence, largely from the period of his career when he was a Supreme Court Justice, with lawyers, judges, law clerks, and friends. Subjects of the correspondence include discussion of cases and legal issues, including civil rights, state rights and loyalty, discussion of the justice system, personal pleasantries, arranging to attend meetings, regarding Harlan's participation in a variety of organizations, and regarding awards.

**Arrangement**

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**Series 4: General Correspondence, 1927-1971 (15.5 linear feet in 38 boxes)**

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**Series Description**

The General Correspondence series contains routine correspondence with Harlan, including invitations to law conferences, lunches, and events, and requests for autographs, biographical information, and statements. Also included are letters regarding Harlan's personal finances, club memberships, travel arrangements, and thank you letters for books and articles that Harlan received.

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**Series 5: Speeches, Statements, Interviews, Etc., 1936-1971 (3.5 linear feet in 9 boxes)**

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**Series Description**

The Speeches, Statements, Interviews, Etc. series includes the text, as well as drafts and related correspondence, for speeches given by Harlan at universities, law associations, and law conferences, as well as a few interviews, statements, and remarks. In some instances, there is only notes or outlines for the speech, rather than the full text. Subjects covered by Harlan in his speeches include how the Supreme Court works, a wide variety of legal issues, and education.

**Arrangement**

Arranged chronologically.

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 Center, Chicago, Illinois, August 13, 1963

- Speech: "The Trial Bar," Erie County Trial Lawyers Association, Buffalo, New York, January 24, 1964 655
- Statement - Re Constitution: Supreme Court Case, October Term 1963, No. 23 - Reynolds v. Sims, June 15, 1964 655
- Speech: "The Bill of Rights and the Constitution," Dedication, Bill of Rights Room, United States Subtreasury Building, New York, New York, August 9, 1964 655
- Speech: "Thoughts on a 175th Anniversary," United States District Court, Southern District of New York, New York, New York, November 5, 1964 655
- Speech: Maritime Law Association, New York, New York, September 12, 1965 656
- Speech: Association of Law Libraries, New York, New York, June 10, 1965 656
- Speech: Accepting New York State Bar Association's Gold Medal Award, New York, New York, February 4, 1966 656
- Speech: Proceedings held on the Occasion of a Presentation of a Bust of Judge Learned Hand, United States Court of Appeals, United States Courthouse, New York, New York, May 11, 1966 656
- Speech: Proceedings held on the Occasion of the Presentation of the Emory R. Buckner Award to Judge Sylvester Ryan, Federal Bar Association of New York, New Jersey, and Connecticut, New York, New York, November 23, 1966 656
- Speech: Accepting Federal Bar Association of New York, New Jersey and Connecticut -Learned Hand Award, New York, New York, May 3, 1967 656
- Speech: Lawyers Club, New York, New York, June 27, 1967 656
- Speech: Joseph M. Proskauer Dinner, New York, New York, October 25, 1967 656
- Introduction of Potter Stewart, at the Third Robert H. Jackson Lecture, Association of the Bar of the City of New York, New York, New York, October 26, 1967 656
- Speech: Whig-Clio Dinner, Princeton University, Princeton, New Jersey, November 29, 1967 656
- Speech: Harvard Law School Association of New York, New York, New York, April 16, 1968 657
- Speech: First Circuit Conference, Newport, Rhode Island, May 15, 1968 657

**Series 5: Speeches, Statements, Interviews, Etc., ... (Continued)**

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- Speech: Second Circuit Conference, Lake Placid, New York, September 13, 1968 657
- Speech: The Society of Alumni of Bellevue Hospital, New York, New York, (A copy of the speech is not included in the file), January 8, 1969 657
- Speech: Dedication of Bridgeport Courthouse, Bridgeport, Connecticut, March 22, 1969 657
- Interview: John Marshall Harlan's Early Recollections of Adlai E. Stevenson for the Columbia University Oral History Collection, New York, New York, July 22, 1969 657
- Speech (Outline): 45th Reunion of the Harvard Law School, Cambridge, Massachusetts, (A copy of the speech is not included in the file), November 7, 1969 657
- Speech: New York Academy of Dentistry, New York, New York, (A copy of the speech is not included in the file), April 9, 1970 657
- Speech: Second Circuit Conference, Lake Placid, New York, September 11, 1970 657
- Speech: Re Byron R. White, Yale Law School, New Haven, Connecticut, October 24, 1970 657
- Speech: The Council of New York Law Associates, New York, New York, (A copy of the speech is not included in the file), March 12, 1971 657
- Speech: Re J. Edward Lombard, American Bar Association, New York, New York, July 6, 1971 657
- Remarks: In the Matter of the Induction of William H. Timbers, Second Circuit Court of Appeals, Bridgeport, Connecticut, August 6, 1971 657

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**Series 6: Writings, 1914-1971 (0.4 linear feet in 1 box)**

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**Series Description**

The Writings series is composed of articles, theses, and other writings by Harlan, about Harlan's career as a United States Supreme Court Justice, and about judicial and legal issues. Please see the subseries descriptions in the contents list for additional information about individual subseries.

**Arrangement**

Divided into two subseries: By and About Harlan and Writings by Persons other than John

## Series 6: Writings, 1914-1971 ... (Continued)

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### Marshall Harlan on Miscellaneous Subjects.

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#### Subseries 6A: By and About Harlan, 1920-1971 (0.3 linear feet in 1 box)

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##### Subseries Description

The By and About Harlan subseries includes articles, introductions and a report by Harlan, and articles, theses, a dissertation and a book about Harlan. The writings by Harlan are predominantly about other judges. The writings about Harlan analyze his career as a United States Supreme Court Justice.

##### Arrangement

Divided into two sections: By Harlan and About Harlan. Each section is arranged chronologically.

<u>TITLE</u>	<u>Box</u>
By Harlan	
Report: Re Qualifications of Florence Perlow Shientag, as a candidate for Judge of the District Court for the Southern District of New York, Association of the Bar of the City of New York, New York, New York, August 16, 1949	658
Article: "Some Reflections on the Study of Law at Oxford," <i>American Oxonian</i> , 1958	658
Article: "The Frankfurter Imprint As Seen By A Colleague," <i>Harvard Law Review</i> , Cambridge, Massachusetts, September 1962	658
Article: "Carroll C. Hincks, In Memoriam," Washington, D.C., December 16, 1964	658
Introduction by John Marshall Harlan to volume of <i>Essays in Legal History in honor of Felix Frankfurter</i> , Edited by Morris D. Forkosch, c.1966	658
Article: "Mr. Justice Black -Remarks of a Colleague," <i>Harvard Law Review</i> , Vol. 81, No. 1, Cambridge, Massachusetts, November 1967	658
Introduction by John Marshall Harlan to <i>Emory Buckner</i> by Martin Mayer, Harper & Row, 1968	658
Article: Re Stanley H. Fuld: "Chief Judge Fuld: A Salute From Washington," <i>Columbia Law Review</i> , New York, New York, April 1971	658



**Subseries 6A: By and About Harlan, 19 ... (Continued)**

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## About Harlan

- Article: "Present Main Views on League in Forum: Harlan and Cresswell Define Chief Positions," *The Daily Princetonian*, Princeton University, Princeton, New Jersey, January 13, 1920 658
- Article: "Mr. Justice Harlan" by Roger A. Derby (Never Published), 1955 658
- Article: "Of Mr. Justice Harlan" by J. Edward Lombard, *Bar Bulletin*, New York County Lawyers Association, November-December 1958 658
- Thesis: "Mr. Justice Harlan, The Role of the Supreme Court and First Amendment Liberties," by Marc Whitehead, Princeton University, Princeton, New Jersey, May 16, 1960 658
- Remarks: Introduction of John Marshall Harlan by J. Edward Lombard, Association of the Bar of the City of New York, New York, New York, May 12, 1964 658
- Article: "Supreme Court Justice, John Marshall Harlan", by Noel P. Busch, 1964 (?) 658
- Article: "John Marshall Harlan: Today's Great Dissenter," by Noel F. Busch, *Reader's Digest* and *The Diplomat*, June 1965 658
- Thesis: "John Marshall Harlan (1899- )," by William Gangi, June 30, 1966 658
- Thesis: "Justice John M. Harlan: A View of Judicial Self-Restraint," by William A. Davis, Princeton University, Princeton, New Jersey, May 10, 1967 658
- Book: *The Evolution of a Judicial Philosophy: Selected Opinions and Papers of Justice John M. Harlan*, by David L. Shapiro, Harvard University Press, Cambridge, Massachusetts, 1969 658
- Dissertation: Re John Marshall Harlan by Mrs. Frank M. Nelson, Johns Hopkins University (A copy is not included in the file), 1970 658
- Articles: "Mr. Justice Harlan, as seen by a Friend and Judge of an Inferior Court," by Henry J. Friendly; "John Harlan: In Public Service 1925-1971," by J. Edward Lombard; "Mr. Justice Harlan," by Charles Nesson; "Mr. Justice Harlan, As seen by a Colleague," by Earl Warren; "John M. Harlan, As seen by a Colleague in the Practice of Law," by John E.F. Wood, *Harvard Law Review*, Vol. 65, No. 2, December 1971 658

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**Subseries 6B: Writings by Persons other than John Marshall Harlan on Miscellaneous Subjects, 1914-1969 (0.1 linear feet in 1 box)**

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**Subseries 6B: Writings by Persons other than John Marshall ... (Continued)**

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**Subseries Description**

The Writings by Persons other than John Marshall Harlan on Miscellaneous Subjects series contains articles by lawyers and scholars published in law reviews and academic journals, as well as court documents. The predominant subjects are legal education, legal issues, and how courts in countries other than the United States function.

**Arrangement**

Arranged chronologically.

<u>TITLE</u>	<u>BOX</u>
1914	658
1952	658
1957-1958	658
1960-1961	658
1965-1969	658

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**Series 7: Appointment Records, 1931-1970 (3.1 linear feet in 8 boxes)**

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**Series Description**

The Appointment Records series is composed of Harlan's calendars and other daily appointment books. The calendars contain brief entries with the names of individuals with whom Harlan was meeting and calling during his career as a lawyer and a judge.

**Arrangement**

Arranged chronologically.

<u>TITLE</u>	<u>BOX</u>
1931 - 1937	659
1938 - 1940	660
1941 - 1945	661
1946 - 1948	662
1949 - 1950	663

**Series 7: Appointment Records, 1931-1970 ... (Continued)**

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1951 - 1952	664
1958 - 1960	665
1961 - 1970	666

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**Series 8: Documents, 1884-1965 (0.6 linear feet in 1 box)**

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**Series Description**

The Documents series contains official documents given to Harlan throughout his career, most of which are appointment and admission documents to his positions, honorary degrees, and award certificates. Also included are his United States Supreme Court identification card, diplomas received by his father, John Maynard Harlan, and registration materials for Harlan's dog.

**Arrangement**

Arranged chronologically.

<u>TITLE</u>	<u>Box</u>
United States Supreme Court Identification Card, undated	667
John Maynard Harlan (1864-1934), Father of John Marshall Harlan, Princeton University, Bachelor Degree, 1884	667
John Maynard Harlan (1864-1934), Father of John Marshall Harlan, Universitatis Fridericae Quilelmae Studiosus Juris, 1885	667
John Maynard Harlan, (1864-1934), Father of John Marshall Harlan, Columbia University Law Degree, 1887	667
Diploma: Lake Placid School, June 9, 1916	667
Admission: Interstate Commerce Commission, August 10, 1933	667
Military Training Certificate, Plattsburg Barracks, New York, August 2, 1940	667
Appointment: Attorney and Counsellor of the Supreme Court of the United States, April 4, 1945	667
Citation: Croix de Guerre avec Palme, Republic of France, January 29, 1945	667
Admission: Third Circuit, United States Court of Appeals, May 9, 1946	667
Citation: Appreciation for Patriotic Service, War Department, July 26, 1946	667

**Series 8: Documents, 1884-1965 ... (Continued)**

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Appointment: John Marshall Harlan, Colonel, The Army of the United States, February 19, 1944, 1947	667
Admission: United States for the District of Columbia Bar of the Court, 1947	667
Dog Registration Certificate, American Kennel Club, 1940, 1948	667
Princeton University: Honorary Degree conferred upon John Marshall Harlan, June 10, 1955	667
Princeton University Class of 1920, Citation of Meritorious Public Service, June 10, 1955	667
Evansville College: Honorary Degree conferred upon John Marshall Harlan, November 22, 1955	667
Brandeis University: Honorary Degree conferred upon John Marshall Harlan, October 30, 1955	667
Harvard Law School, Harvard Club, John Marshall Harlan, Honorary Presidency, April 11, 1956	667
Columbia University: Honorary Degree conferred upon John Marshall Harlan, June 5, 1956	667
George Washington University Law School: Order of the Coif, June 3, 1957	667
American College of Trial Lawyers: Honorary Fellowship, July 10, 1957	667
Appointment: Fellow, American Academy of Arts and Sciences, Commonwealth of Massachusetts, May 11, 1960	667
Pennsylvania, University of -Honorary Degree conferred upon John Marshall Harlan, January 19, 1963	667
University of Connecticut School of Law: Law Review Award, April 14, 1964	667
Harvard University: Honorary Degree conferred upon John Marshall Harlan, June 11, 1964	667
Wisdom Award of Honor; Wisdom Magazine, June 14, 1965	667
Jewish Theological Seminary, Honorary Degree conferred upon John Marshall Harlan, November 14, 1965	667

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**Series 9: Memorabilia, 1890-1961 (0.4 linear feet in 1 box)**

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**Series 9: Memorabilia, 1890-1961 ... (Continued)**

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**Series Description**

The Memorabilia series includes Harlan's honorary degree hoods, a medal he received from the United States government, a plaque that reads "Mr. Justice Harlan," a zippered case from the Harlan School, a poem about Harlan printed in *The New York Times*, an invitation to a banquet, rules for a convalescent ulcer diet, essays, and a legal document about a case against clam diggers in Lloyd Harbor.

**Arrangement**

Arranged chronologically.

<u>TITLE</u>	<u>Box</u>
1890	668
1957	668
1961	668

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**Series 10: Photographs, 1920-1971 (2.5 linear feet in 3 boxes)**

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**Series Description**

The photographs series contains portraits of Harlan, justices of the United States Supreme Court, and Harlan's law clerks. Also included are photographs of Harlan at events, reunions of his law clerks, with his family, at Princeton University reunions, and at Oxford in 1920.

**Arrangement**

Divided into three sections: Justices of the United States Supreme Court, Law Clerks of John Marshall Harlan, and Miscellaneous.

<u>TITLE</u>	<u>Box</u>
Justices of the United States Supreme Court	669
Law Clerks of John Marshall Harlan	670
Miscellaneous, 1920 - 1971, undated	671

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**Series 11: Scrapbooks and Clippings, 1919-1972 (10 linear feet in 10 boxes)**

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**Series Description**

## Series 11: Scrapbooks and Clippings, 191 ... (Continued)

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The Scrapbooks and Clippings series contains scrapbooks of newspaper clippings, copies of published articles, and correspondence, as well as a few photographs and cards, which document Harlan's career, his cases, and his legal opinions. Periods of his career that are well documented include his appointment to the Second Circuit Court, to the Supreme Court, and his illness and retirement. Also included are clippings related to his editorship of the *Daily Princetonian*.

### Arrangement

Arranged chronologically.

<u>TITLE</u>	<u>BOX</u>
<i>Daily Princetonian</i> , 1919 - 1920	672
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1929 - 1936	674
1951 - 1955	675
(Includes Letters Re Appointment to the Second Circuit, United States Court of Appeals, 1954)	
1955	676-677
(Letters Re Appointment to the Supreme Court of the United States)	
1956 - 1959	678
1960 - 1966	679
1954 - 1972	680
(Includes "Clippings Re Appointment to the United States Supreme Court and Court Work.")	
1971 - 1972	681
(Includes Letters Re Illness and Retirement, 1971; Articles and Letters Re Retirement and Death, 1971 - 1972)	

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## Series 12: Financial Records, 1935-1971 (25 linear feet in 13 boxes)

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### Series Description

The Financial Records series documents Harlan's personal finances. The majority of the series

**Series 12: Financial Records, 1935-1971 ... (Continued)**

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is composed of bank statements and paid bills, and also includes income and expense ledgers, tax forms, and papers related to his health insurance and house maintenance. Box 695, although it was labeled "Financial," actually contains publications about Harlan and Emory Buckner, and a photograph album of the Dillingham/Newcomb wedding.

**Arrangement**

Divided into sections by document type.

<u>TITLE</u>	<u>BOX</u>
Paid bills, etc.	682-695

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**Series 13: Audio Tapes, 1936-1970 (1 linear feet in 1 box)**

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**Series Description**

The Audio Tapes series is largely composed of recordings of speeches delivered by Harlan before law associations and at universities. Also included are recordings of Harlan's correspondence and memoranda, and of talks and reports by other authors. The recordings are on 1/4 inch magnetic tape. Additionally, the series contains "Talking Books" catalogs issued by the Library of Congress.

**Arrangement**

Divided into three sections: Talking Books, From Correspondence and Speech Files, and Unidentified.

<u>TITLE</u>	<u>BOX</u>	<u>FOLDER</u>
Talking Books, 1966-1970	696	1
From Correspondence and Speech Files, 1936-1968	696	2
Unidentified, 1967, undated	696	3