

# The Burger Court Opinion Writing Database

*Atlantic City Electric Co. v. United States*  
400 U.S. 73 (1970)

Paul J. Wahlbeck, George Washington University  
James F. Spriggs, II, Washington University  
Forrest Maltzman, George Washington University



Supreme Court of the United States  
Washington, D. C. 20543

CHAMBERS OF  
JUSTICE HUGO L. BLACK

November 16, 1970

Dear Chief,

No. 78 - Atlantic City Elec. Co. v. United States  
No. 106 - Alabama Power Co. v. United States.

When I left conference last Friday, I gave Brother Douglas a list of my votes and I marked these two cases to affirm. I did not have time at the moment to look to see if that was correct but I put another note saying "In these cases I am with Skelly Wright's dissent." Skelly Wright dissented on the ground that the order of the Commission was subject to review and I would therefore like to have it noted that I would vote to reverse, meaning by that that the Court below should have reviewed that order.

Sincerely,

  
H. L. B.

The Chief Justice

cc: Members of the Conference

REPRODUCED FROM THE COLLECTIONS OF THE MANUSCRIPT DIVISION, LIBRARY OF CONGRESS

January 22, 1971

Dear Chief:

In No. 78 - Atlantic  
City Electric v. U. S., please note  
I take no part.

W. O. D.

The Chief Justice

Wb