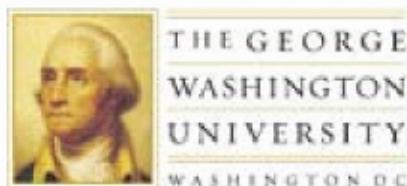


# The Burger Court Opinion Writing Database

*United States v. First National  
Bancorporation, Inc.*

410 U.S. 557 (1973)

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. 20543CHAMBERS OF  
THE CHIEF JUSTICE*I agree with you,  
per curiam per curiam*

January 23, 1973

## MEMORANDUM TO THE CONFERENCE:

Re: No. 71-703 - U. S. v. First National  
Bancorporation, Inc.

The attached per curiam is circulated only as a reminder that it is to be announced at the time the Falstaff decision is handed down. It is circulated also in the event there is any question concerning the disposition of the case.

Regards,

*WSB*

To: Mr. Justice Douglas  
Mr. Justice Brennan  
Mr. Justice Stewart  
Mr. Justice White  
Mr. Justice Marshall (2)  
Mr. Justice Blackmun  
Mr. Justice Powell  
Mr. Justice Rehnquist

1st DRAFT

**SUPREME COURT OF THE UNITED STATES**

No. 71-703

Original: JAN 23 1973

Recirculated: \_\_\_\_\_

United States, Appellant,  
v.  
First National Bancorporation, Inc., et al. } On Appeal from the United  
States District Court for  
the District of Colorado.

[January —, 1973]

PER CURIAM.

The judgment is affirmed by an equally divided Court.

MR. JUSTICE POWELL took no part in the consideration  
or decision of this case.

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

CHAMBERS OF  
JUSTICE WM. J. BRENNAN, JR.

February 9, 1973

RE: No. 71-703 United States v. First National  
Bancorporation, Inc.

Dear Chief:

I agree.

Sincerely,

*Bill*

The Chief Justice

cc: The Conference

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

CHAMBERS OF  
JUSTICE POTTER STEWART

January 23, 1973

71-703 - U. S. v. First Natl Bancorporation

Dear Chief,

Your proposed order reflects my understanding of the Conference decision in this case.

Sincerely yours,

P.S.  
1

The Chief Justice

Copies to the Conference

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

CHAMBERS OF  
JUSTICE THURGOOD MARSHALL

February 15, 1973

Re: No. 71-703 - U.S. v. First National  
Bancorporation, Inc.

Dear Chief:

I agree with your proposed per curiam.

Sincerely,

  
T.M.

The Chief Justice

cc: Conference

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

CHAMBERS OF  
JUSTICE HARRY A. BLACKMUN

January 23, 1973

Re: No. 71-703 - United States v. First National  
Bank Corporation, Inc.

Dear Chief:

Your proposed per curiam is in accord with my understanding of how it is to be handled when the decision in United States v. Falstaff is handed down.

Sincerely,

*H. A. B.*

The Chief Justice

Copies to the Conference

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

CHAMBERS OF  
JUSTICE WILLIAM H. REHNQUIST

January 24, 1973

Re: No. 71-703 - U. S. v. First National Bancorporation

Dear Chief:

Your proposed order reflects my understanding of  
the Conference decision in this case.

Sincerely,

WR

The Chief Justice

Copies to the Conference