

The Burger Court Opinion Writing Database

Mackey v. Montrym

443 U.S. 1 (1979)

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



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

CHAMBERS OF
THE CHIEF JUSTICE

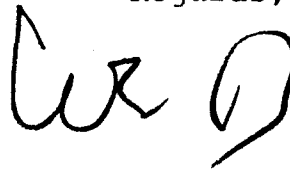
January 25, 1978

RE: 77-69 - Panora v. Montrym

Dear Byron:

I join your proposed order in your memo of January 25.

Regards,

A handwritten signature in dark ink, appearing to be "WR" followed by a stylized flourish or "Q".

Mr. Justice White

Copies to the Conference

1780

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

CHAMBERS OF
JUSTICE WM. J. BRENNAN, JR.

January 26, 1978

RE: No. 77-69 Panora v. Montrym

Dear Byron:

I agree with your proposed Order.

Sincerely,

Bill

Mr. Justice White

cc: The Conference

Sally - Write an "agree"
Supreme Court of the United States
Washington, D. C. 20543
note
for me.

CHAMBERS OF
JUSTICE POTTER STEWART

January 25, 1978

Re: No. 77-69, Panora v. Montrym

Dear Byron,

I agree with your proposed Order in toto.

Sincerely yours,

PS.
/

Mr. Justice White

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

CHAMBERS OF
JUSTICE BYRON R. WHITE

January 25, 1978

MEMORANDUM TO THE CONFERENCE

Re: 77-69 Panora v. Montrym

It is evident from past cases that in situations not too different from this one, the Court has accepted and acted on not only petitions for rehearing, but also motions to amend or to vacate a prior order or judgment. I doubt that much hangs on the choice in this case, since the motion seems wholly justified here and as a general matter it is ultimately something that our rules could change or control. Hence, rather than complicate the matter, I would simply grant the motion in its present form. Perhaps an order along the following lines would be adequate, the last sentence of which is expendable as far as I am concerned.

The Motion of Appellees to Vacate Judgment is granted. The Court's order of October 31, 1977, vacating the judgment of the District Court and remanding the case for further consideration is hereby vacated, and the appeal is restored to the Court's docket for appropriate action. Should the parties desire to file supplemental briefs in light of the District Court's October 6, 1977, opinion, they may do so on or before March 24, 1978.



BRW

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

CHAMBERS OF
JUSTICE THURGOOD MARSHALL


January 25, 1978

Re: No. 77-69 - Panora v. Montrym

Dear Byron:

Your suggested order is O.K.

Sincerely,



T.M.

Mr. Justice White

cc: The Conference

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

CHAMBERS OF
JUSTICE HARRY A. BLACKMUN

January 25, 1978

Re: No. 77-69 - Panora, Registrar v. Montrym

Dear Byron:

With or without the last sentence, your suggestion has my approval. On balance, I would prefer that briefs be submitted.

Sincerely,

A handwritten signature in cursive script, appearing to read "Harry", followed by a long, sweeping horizontal line underneath.

Mr. Justice White

cc: The Conference

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

CHAMBERS OF
JUSTICE LEWIS F. POWELL, JR.

January 25, 1978

No. 77-69 Panora v. Montrym

Dear Byron:

I agree with you, proposed order.

Sincerely,

L Lewis

Mr. Justice White

lfp/ss

cc: The Conference

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

CHAMBERS OF
JUSTICE WILLIAM H. REHNQUIST

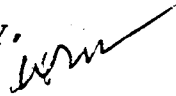
January 25, 1978

Re: No. 77-69 Panora v. Montrym

Dear Byron:

The order which you propose in your letter of January 25
for this case is agreeable to me.

Sincerely,



Mr. Justice White

Copies to the Conference

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

CHAMBERS OF
JUSTICE JOHN PAUL STEVENS

January 25, 1978

Re: 77-69 - Panora v. Montrym

Dear Byron:

Please join me in your proposed order. I would include the last sentence but will join even if the majority prefer to omit it.

Respectfully,

A handwritten signature, likely of Justice John Paul Stevens, consisting of stylized initials 'JL'.

Mr. Justice White

Copies to the Conference