

The Burger Court Opinion Writing Database

Railway Labor Executives' Association v. Gibbons

455 U.S. 457 (1982)

Paul J. Wahlbeck, George Washington University
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Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE BYRON R. WHITE

April 24, 1981

Re: 80-1239 - Railway Labor Executives'
Association v. Gibbons, etc.

Dear John,

I suggest that there be added to the Order noting probable jurisdiction in this case the following:

In the course of briefing the questions presented in this case, the parties are requested to address whether the issue of the constitutionality of §§ 106 and 110 of the Rock Island Railroad Transition and Employee Assistance Act, 45 USC §§ 1001, et seq., as modified by § 701 of the Staggers Rail Act of 1980, Pub. L. No. 96-448, 94 Stat 1895, is properly before us. See Fed. Rule Civ. Proc. 65(a)(2).

Very truly yours,



Mr. Justice Stevens

Copies to the Conference

cpm

80-1239
Open

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

CHAMBERS OF
JUSTICE JOHN PAUL STEVENS

OK

File
in this
~~packet~~
Noted
cool

April 24, 1981

Re: 80-1229 - Railway Labor Executives'
Association v. Gibbons

Dear Byron:

Although frankly I am still not persuaded that it is necessary, it seems to me that your suggested addition to the Order accurately reflects the sense of the Conference. Accordingly, I will give it to the Clerk and direct him to include it in the Order List unless someone promptly objects in writing. Thanks for drafting it.

Respectfully,

JW

Justice White

Copies to the Conference

no problem. JPB