

UNITED STATES REPORTS

VOLUME 312

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CASES ADJUDGED

IN

THE SUPREME COURT

AT

OCTOBER TERM, 1940

FROM JANUARY 7, 1941, TO AND INCLUDING (IN PART) MARCH 31, 1941

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ERNEST KNAEBEL  
REPORTER



UNITED STATES  
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WASHINGTON : 1941

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APPOINTMENT OF ADVISORY COMMITTEE ON  
RULES IN CRIMINAL CASES.

ORDER.

It is ordered:

1. Pursuant to the Act of June 29, 1940 (Public, No. 675, 76th Congress, c. 445, 54 Stat. 688), the Court will undertake the preparation of rules of pleading, practice, and procedure with respect to proceedings prior to and including verdict, or finding of guilty or not guilty, in criminal cases in district courts of the United States.

2. To assist the Court in this undertaking, the Court appoints the following Advisory Committee to serve without compensation:

Arthur T. Vanderbilt, Newark, New Jersey, Chairman.

James J. Robinson, Professor of Law at the Indiana University Law School, Reporter.

Alexander Holtzoff, Washington, D. C., Secretary.

Newman F. Baker, Professor of Law at the Northwestern University Law School.

George James Burke, Ann Arbor, Michigan.

John J. Burns, Boston, Massachusetts.

Frederick E. Crane, New York City.

Gordon Dean, Washington, D. C.

George H. Dession, Professor of Law at the Yale Law School.

Sheldon Glueck, Professor of Law at the Harvard Law School.

George Z. Medalie, New York City.

Lester B. Orfield, Professor of Law at the University of Nebraska Law School.

Murray Seasongood, Cincinnati, Ohio.

J. O. Seth, Santa Fe, New Mexico.

## APPOINTMENT OF ADVISORY COMMITTEE.

Order.

John B. Waite, Professor of Law at the University of Michigan Law School.

Herbert Wechsler, Professor of Law at the Columbia Law School.

G. Aaron Youngquist, Minneapolis, Minnesota.

3. It shall be the duty of the Advisory Committee, subject to the instructions of the Court, to prepare and submit to the Court a draft of rules as above described.

4. During the recess of the Court the CHIEF JUSTICE is authorized to fill any vacancy in the Advisory Committee which may occur through failure to accept appointment, resignation, or otherwise.

5. The Advisory Committee shall at all times be directly responsible to the Court. The Committee shall not incur expense or make any financial commitments except upon the approval of the Court as certified by the CHIEF JUSTICE or upon his order during a recess of the Court.

FEBRUARY 3, 1941.

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## APPOINTMENT OF MEMBER OF ADVISORY COMMITTEE.

It is ordered by this Court that Hugh D. McLellan, of Boston, Massachusetts, be, and he hereby is, appointed a member of the Advisory Committee appointed February 3, 1941 (312 U. S. 717), to assist the Court in the preparation of rules of pleading, practice, and procedure with respect to proceedings prior to and including verdict, or finding of guilty or not guilty, in criminal cases in district courts of the United States, in place of Newman F. Baker, deceased.

OCTOBER 27, 1941.

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## AUTHORITY OF ADVISORY COMMITTEE.

The Advisory Committee appointed February 3, 1941 (312 U. S. 717), to assist the Court in the preparation of rules of pleading, practice, and procedure with respect to proceedings prior to and including verdict, or finding of guilty or not guilty, in criminal cases in district courts of the United States, is authorized and directed to make such recommendations as may be deemed advisable respecting amendments to the rules promulgated by this Court (292 U. S. 659) pursuant to the provisions of the Act of Congress, approved March 8, 1934, c. 49, 48 Stat. 339, amending an Act entitled "An Act to give the Supreme Court of the United States authority to prescribe Rules of Practice and Procedure with respect to proceedings in criminal cases after verdict," Act of February 24, 1933, c. 119, 47 Stat. 904; U. S. C., Title 28, § 723 (a).

NOVEMBER 17, 1941.