

43 S.Ct. 445
Supreme Court of the United States

KELLER et al., Public Utilities
Commission of District of Columbia,

v.

POTOMAC ELECTRIC
POWER CO., Inc., et al.

No. 260.

|
Argued Feb. 26, 27, 1923.

|
Decided April 9, 1923.

Synopsis

Appeal from the Court of Appeals of the District of Columbia.

Suit by the Potomac Electric Power Company, Inc., against Keller and others constituting the Public Utilities Commission of the District of Columbia. A decree dismissing the bill was reversed by the Court of Appeals (*51 App. D. C. 77, 276 Fed. 327*), and the defendant named appeals. Appeal dismissed.

West Headnotes (11)

- [1] **Federal Courts** 🔑 Scope and Extent of Review
 170B Federal Courts
 170BXVI Supreme Court
 170BXVI(E) Proceedings
 170Bk3203 Scope and Extent of Review
 170Bk3204 In general
 (Formerly 170Bk491, 30k847(1))
 An appeal in equity brings up the whole record.
- [2] **Federal Courts** 🔑 Scope and Extent of Review
 170B Federal Courts
 170BXVI Supreme Court
 170BXVI(E) Proceedings
 170Bk3203 Scope and Extent of Review
 170Bk3204 In general

(Formerly 170Bk491, 30k1009(3))

An appeal in equity brings up the whole record, and the appellate court is authorized to review the evidence and make such order or decree as the court of first instance ought to have made, giving proper weight to the findings on disputed issues of fact, which should be accorded to a tribunal which heard the witnesses.

[10 Cases that cite this headnote](#)

- [3] **Constitutional Law** 🔑 To Judiciary
Public Utilities 🔑 Constitutional and statutory provisions
 92 Constitutional Law
 92XX Separation of Powers
 92XX(B) Legislative Powers and Functions
 92XX(B)4 Delegation of Powers
 92k2402 To Judiciary
 92k2403 In general
 (Formerly 92k61)
 317A Public Utilities
 317AI In General
 317Ak102 Constitutional and statutory provisions
 (Formerly 92k61)
 Under Act March 4, 1913, § 8, par. 64, D.C.Code 1929, T. 26, § 89, providing for a proceeding in equity to vacate, set aside, or modify any decision or order of the Public Utilities Commission of the District of Columbia, if the court has power to review the exercise of discretion by the commission, and itself raise or lower valuations or rates, or restrict or expand orders as to service, and to make the order which the commission should have made, it is exercising legislative power.
- [16 Cases that cite this headnote](#)
- [4] **Constitutional Law** 🔑 To Judiciary
Constitutional Law 🔑 Judicial exercise of statutory authority as encroaching on executive
Public Utilities 🔑 Constitutional and statutory provisions
 92 Constitutional Law
 92XX Separation of Powers
 92XX(B) Legislative Powers and Functions
 92XX(B)4 Delegation of Powers
 92k2402 To Judiciary

[92k2403](#) In general
 (Formerly 92k61)
[92](#) Constitutional Law
[92XX](#) Separation of Powers
[92XX\(C\)](#) Judicial Powers and Functions
[92XX\(C\)3](#) Encroachment on Executive
[92k2561](#) Powers, Duties, and Acts Under
 Legislative Authority
[92k2564](#) Judicial exercise of statutory authority
 as encroaching on executive
 (Formerly 92k74)

[317A](#) Public Utilities

[317AI](#) In General

[317Ak102](#) Constitutional and statutory provisions
 (Formerly 92k74, 92k61)

Act March 4, 1913, § 8, par. 64, D.C.Code 1929, T. 26, § 89, so far as it provides for appeal to the United States Supreme Court in proceeding to vacate, set aside, or modify any decision or order of the Public Utilities Commission of the District of Columbia, the proceedings in which are required to conform to equity procedure, is unconstitutional, as Congress cannot confer on such court the legislative or administrative jurisdiction which it would be required to exercise on such appeal.

[51 Cases that cite this headnote](#)

[5] **Constitutional Law** 🔑 **Advisory Opinions**

[92](#) Constitutional Law
[92XX](#) Separation of Powers
[92XX\(C\)](#) Judicial Powers and Functions
[92XX\(C\)6](#) Advisory Opinions
[92k2600](#) In general
 (Formerly 92k2601, 92k69)

The jurisdiction of the Supreme Court and inferior courts of the United States, established by Congress under Const. art. 3, is limited to cases and controversies in such form that the judicial power is capable of acting on them, and does not extend to an issue of constitutional law framed by Congress for the purpose of invoking the advice of the court, without real parties or a real case, or to administrative or legislative issues or controversies.

[28 Cases that cite this headnote](#)

[6] **Federal Courts** 🔑 **Power of Congress to establish courts and define their jurisdiction**

[170B](#) Federal Courts

[170BII](#) Jurisdiction, Powers, and Authority in General

[170BII\(A\)](#) In General

[170Bk2012](#) Judicial Power of United States; Power of Congress

[170Bk2016](#) Power of Congress to establish courts and define their jurisdiction

(Formerly 170Bk1.1, 106k258)

Under Const. art. 1, § 8, cl. 17, Congress possesses a dual authority over the District of Columbia, and may clothe the courts of the District, not only with the jurisdiction and powers of federal courts in the several states, but with such authority as a state may confer on her courts, subject only to the guaranties of personal liberty in the Constitution and its amendments.

[12 Cases that cite this headnote](#)

[7] **Public Utilities** 🔑 **Constitutional and statutory provisions**

[317A](#) Public Utilities

[317AI](#) In General

[317Ak102](#) Constitutional and statutory provisions
 (Formerly 317Ak2)

Act March 4, 1913, § 8, par. 64 (D.C.Code 1929, T. 26, § 89) so far as it provides for appeal to the United States Supreme Court in proceeding to vacate, set aside, or modify any decision or order of the Public Utilities Commission of the District of Columbia, is unconstitutional.

[1 Cases that cite this headnote](#)

[8] **Public Utilities** 🔑 **Actions to set aside orders of commissions**

[317A](#) Public Utilities

[317AIII](#) Public Service Commissions or Boards

[317AIII\(C\)](#) Judicial Review or Intervention

[317Ak187](#) Actions to set aside orders of commissions

(Formerly 317Ak25)

Under Act March 4, 1913, § 8, par. 64 (D.C.Code 1929, T. 26, § 89), authorizing proceeding in equity to vacate, set aside, or modify any decision or order of the Public Utilities

Commission of the District of Columbia, it is intended that the court shall revise the legislative discretion of the commission by considering the evidence and full record of the case, and entering the order which it deems the commission ought to have made.

[4 Cases that cite this headnote](#)

[9] **Statutes**  [Administrative agencies and proceedings](#)

361 Statutes
 361VIII Validity
 361k1532 Effect of Partial Invalidity;
 Severability
 361k1535 Particular Statutes
 361k1535(5) Administrative agencies and proceedings
 (Formerly 361k64(7))

Though Act March 4, 1913, § 8, par. 64 (D.C.Code 1929, T. 26, § 89), authorizing proceeding in equity to vacate, set aside, or modify any decision or order of the Public Utilities Commission of the District of Columbia, requires the court to revise the legislative discretion of the commission, and to enter the order which it deems the commission ought to have made, it is valid so far as it provides for review of the commission's proceedings by the District Supreme Court, and for appeal to the District Court of Appeals.

[3 Cases that cite this headnote](#)

[10] **Statutes**  [Administrative agencies and proceedings](#)

361 Statutes
 361VIII Validity
 361k1532 Effect of Partial Invalidity;
 Severability
 361k1535 Particular Statutes
 361k1535(5) Administrative agencies and proceedings
 (Formerly 361k64(7))

The unconstitutionality of Act March 4, 1913, § 8, par. 64 (D.C.Code 1929, T. 26, § 89), so far as it provides for appeal to United States Supreme Court in proceedings to review decision or order of the Public Utilities Commission of the District of Columbia, does not render the paragraph

invalid as a whole, in view of paragraph 92 concerning partial invalidity.

[3 Cases that cite this headnote](#)

[11] **Statutes**  [Administrative agencies and proceedings](#)

361 Statutes
 361VIII Validity
 361k1532 Effect of Partial Invalidity;
 Severability
 361k1535 Particular Statutes
 361k1535(5) Administrative agencies and proceedings
 (Formerly 361k64(7))

If Act March 4, 1913, § 8, par. 65 (D.C.Code 1929, T. 26, § 90), forbidding recourse to the courts to set aside, vacate, and amend orders of the Public Utilities Commission of the District of Columbia after 120 days, and paragraph 69 (section 94) putting burden on the party adverse to the commission to show by clear and satisfactory evidence the inadequacy, unreasonableness, or unlawfulness of the order complained of, are unconstitutional, they do not render the whole act unconstitutional, in view of paragraph 92 (section 118).

[5 Cases that cite this headnote](#)

Attorneys and Law Firms

****446 *429** Messrs. Frank H. Stephens, of Chicago, Ill., and Conrad H. Syme, of Washington, D. C., for appellant.

***431** Mr. John A. Garver, of New York City, for appellee.

Opinion

***436** Mr. Chief Justice TAFT delivered the opinion of the Court.

This is an appeal from the Court of Appeals of the District of Columbia. It is an appeal provided for in paragraph 64 of the law creating the Public Utilities Commission of the District. The law is section 8 of an act approved March 4, 1913, making appropriations for the District for the year ending June 30, 1914 (37 Stat. 938, 974). Paragraph 7 requires the commission created thereby to value the property of every

public utility within the District actually used and useful for the convenience of the public at the fair value thereof at the *437 time of the valuation. The commission, after a public hearing, fixed the value of the Potomac Electric Power Company at \$11,231,170.43. The company then filed a bill in equity in the Supreme Court of the District against the commission, seeking to enjoin the order as unlawful, unreasonable and inadequate under paragraph 64 of the law. It made a party defendant to the bill the Washington Railway & Electric Company, because it is the sole stockholder of the Power Company.

The Supreme Court of the District upheld the findings of the commission in every particular and dismissed the bill. From this decree the company appealed to the Court of Appeals of the District, on the ground that the commission and the Supreme Court had found the value as of July 1, 1914, whereas the time of the valuation was December 31, 1916, and between the two dates there had been a sharp rise in values, for which the company was not made any allowance in the valuation, and also because under the circumstances of the case, and the challenge by the company that the valuation was arbitrary, the court should disregard the prima facie effect given by the statute to the findings of the commission, and exercise its own independent judgment as to both law and facts, so far as it was necessary to determine whether the use of such valuation as a basis of rate making would result in confiscation. The Court of Appeals sustained the appeal on these grounds, and remanded the cause for further proceedings not inconsistent with its opinion.

When this appeal was opened by counsel at the bar we declined to hear the merits, and postponed the case to give both sides an opportunity to prepare to discuss the questions, first whether Congress had the constitutional **447 power to vest the District Courts and this court with jurisdiction to review the proceedings of the commission, and, second, whether if the power existed, the appeal to this court was only intended to apply to a final decree, *438 and finally whether this was such a decree. Briefs have accordingly been filed and we have had an oral argument upon these questions.

The Public Utilities Law is a very comprehensive one. It applies to all public utilities in the District, except steam railways and steamboat lines. It creates a commission to supervise and regulate them in the matter of rates, tolls, charges, service, joint rates, and other matters of interest to the public. It directs investigation into the financial history and affairs of each utility and its valuation at a fair value as of the time of valuation. It requires a public hearing on

this subject. It also provides that while the utility may fix a schedule of rates, not exceeding the lawful rates at the passage of the act, which it must publish, the commission may of its own initiative, or upon the complaint of another, or indeed of the utility itself, investigate the reasonableness, lawfulness, and adequacy of the rate or service and may change the same. The utility must then adopt the change and publish its schedules accordingly. The law further provides that, in such proceedings, the utility shall have notice and a hearing, that a stenographic record of the proceedings shall be kept and produced by the commission in any court proceeding thereafter instituted to question the validity, reasonableness, or adequacy of the action of the commission.

The relevant part of paragraph 64 is given in full in the margin.¹ In short, it enables the commission by action *439 in equity to invoke the advice of the District Supreme Court upon the elements in value to be by it considered in arriving at a true valuation of the property of a utility. It further grants to any utility or any person or corporate interest dissatisfied with any valuation, rate or rates, or regulation, or requirement, act, service, or other thing fixed by the commission the right to begin a proceeding in equity in the Supreme Court, to vacate, set aside, or modify the order on the ground that the valuation, rate, regulation, or requirement is unlawful, inadequate, or unreasonable. Paragraph 65 limits the time within which such a proceeding to vacate, set aside, or amend the order of *440 the commission may be begun to 120 days, and thereafter the right to appeal or of recourse to the courts shall terminate absolutely. Paragraph 67 provides that, if new evidence is introduced by the plaintiff different from that offered in the hearing before the commission, unless the parties otherwise agree, the new evidence shall be sent to the commission to enable it to change its order if it sees fit, and then the court shall proceed to consider the appeal either on the original order or the changed order as the case may be. Paragraph 69 provides that in such proceedings the burden of proof is upon the party adverse to the commission to show by clear and satisfactory evidence that the determination, requirement, direction, or order of the commission complained of is inadequate, unreasonable, or unlawful as the case may be.

[1] What is the nature of the power thus conferred on the District Supreme Court. Is it judicial or is it legislative? Is the court to pass solely on questions of law, and look to the facts only to decide what are the questions of law really arising, or to consider whether there was any showing of facts before the commission upon which, as a matter of law, its finding can be justified? Or has it the power, in this equitable proceeding,

to review the exercise of discretion by the commission and itself raise or lower valuations, rates, or restrict or expand orders as to service? Has it the power to make the order the commission should have made? If it has, then the court is to exercise legislative power, **448 in that it will be laying down new rules, to change present conditions and to guide future action, and is not confined to definition and protection of existing rights. In [Prentis v. Atlantic Coast Line](#), 211 U. S. 210, 226, 29 Sup. Ct. 67, 69 (53 L. Ed. 150) we said:

‘A judicial inquiry investigates, declares, and enforces liabilities as they stand on present or past facts and under laws supposed already to exist. That is its purpose and end. Legislation, on the other hand, looks to the future *441 and changes existing conditions by making a new rule to be applied thereafter to all or some part of those subject to its power. The establishment of a rate is the making of a rule for the future, and therefore is an act legislative not judicial in kind. * * *’

[2] Under the law, the proceeding in the District Supreme Court is of a very special character. The court may be called in to advise the commission as to the elements of value to be by it considered, at any stage of the hearing before the commission. To modify or amend a valuation, or a rate, or a regulation of the commission as inadequate, as the court is authorized to do, seems to us necessarily to import the power to increase the valuation, or rate, or to make a regulation more comprehensive, and to consider the evidence before it for this purpose. In other words, the proceeding in court is an appeal from the action of the commission in the chancery sense. In the briefs of counsel for the commission it is so termed. The form which the bill filed is given by the electric company is that of a series of exceptions to the rulings of the court on the evidence and at every stage of the hearing and finally to the conclusions of fact as against the weight of the evidence. Paragraph 69 is significant in its indication that issues of fact as to inadequacy of the action by the commission are to be passed on by the court.

Counsel seek to establish an analogy between the jurisdiction of the District Supreme Court to review the action of the commission, and that conferred on, and exercised by, the federal District Courts in respect of the orders of the Interstate Commerce Commission. We think, however, that the analogy fails. The act for the creation of the Commerce Court provided (Judicial Code, § 207 [Comp. St. § 993]) that it should have the jurisdiction of the then Circuit Courts of all cases brought to enjoin, set aside or annul or suspend

in whole or in part any order of the commission. When the Commerce Court was abolished by the *442 Act of October 22, 1913 (38 Stat. 219 [Comp. St. § 992]), this jurisdiction was conferred on the several District Courts of the United States. This permits these courts to consider all relevant questions of constitutional power or right and all pertinent questions whether the administrative order is within the statutory authority, or is an attempted exercise or it so unreasonable as not to be within it; but these are questions of law only. [Interstate Commerce Commission v. Illinois Central R. R. Co.](#), 215 U. S. 452, 470, 30 Sup. Ct. 155, 54 L. Ed. 280. Of course the consideration and decision of questions of law may involve a consideration of controverted facts to determine what the question of law is, but it is settled that any finding of fact by the commission, if supported by evidence, is final and conclusive on the courts. [Interstate Commerce Commission v. Union Pacific R. R.](#), 222 U. S. 541, 547, 32 Sup. Ct. 108, 56 L. Ed. 308. A similar distinction exists between the jurisdiction here conferred and that vested in circuit courts of appeals in reference to proceedings before the Trade Commission. Act Sept. 26, 1914, c. 311, § 5, 38 Stat. 719 (Comp. St. § 8836e). The language of the act under discussion is much wider than that of the Interstate Commerce Act or of the Federal Trade Commission provisions. It brings the court much more intimately into the legislative machinery for fixing rates than does the Interstate Commerce Act. We cannot escape the conclusion that Congress intended that the court shall revise the legislative discretion of the commission by considering the evidence and full record of the case and entering the order it deems the commission ought to have made.

[3] Can the Congress vest such jurisdiction in the courts of the District of Columbia? By the Constitution (clause 17, section 8, article 1) Congress is given power ‘to exercise exclusive legislation in all cases whatsoever, over’ the District of Columbia. This means that as to the District Congress possesses, not only the power which belongs to it in respect of territory within a state, but the power of *443 the state as well. In other words, it possesses a dual authority over the District, and may clothe the courts of the District, not only with the jurisdiction and powers of federal courts in the several states, but with such authority as a state may confer on her courts. [Kendall v. United States](#), 12 Pet. 524, 619, 9 L. Ed. 1181. Instances in which congressional enactments have been sustained which conferred powers and placed duties on the courts of the District of an exceptional and advisory character are found in [Butterworth v. Hoe](#), 112 U. S. 50, 60, 5 Sup. Ct. 25, 28 L. Ed. 656, [United States v. Duell](#), 172 U. S. 576, 19 Sup. Ct. 286, 43 L. Ed. 559, and [Baldwin Co. v. R. S. Howard](#)

Co., 256 U. S. 35, 41 Sup. Ct. 405, 65 L. Ed. 816. Subject to the guaranties of personal liberty in the amendments and in the original Constitution, Congress has as much power to vest courts of the District with a variety of jurisdiction and powers as a state Legislature has in conferring jurisdiction on its courts. In ***449** *Prentis v. Atlantic Coast Line*, supra, we held that, when ‘a state Constitution sees fit to unite legislative and judicial powers in a single hand, there is nothing to hinder so far as the Constitution of the United States is concerned.’ 211 U. S. 225, 29 Sup. Ct. 67, 69 (53 L. Ed. 150); *Dreyer v. Illinois*, 187 U. S. 71, 83, 84, 23 Sup. Ct. 28, 47 L. Ed. 79.

[4] [5] [6] [7] It follows that the provisions in the law for a review of the Commission's proceedings by the Supreme Court of the District and for an appeal to the District Court of Appeals are valid. A different question arises, however, when we come to consider the validity of the provision for appeal to this court. It is contained in the following sentence in paragraph 64:

‘Any party, including said commission, may appeal from the order or decree of said court to the Court of Appeals of the District of Columbia, and therefrom to the Supreme Court of the United States, which shall thereupon have and take jurisdiction in every such appeal.’

The court proceedings to review the orders of the commission authorized by paragraph 64 are expressly required ***444** to conform to equity procedure. In that procedure, an appeal brings up the whole record and the appellate court is authorized to review the evidence and make such order or decree as the court of first instance ought to have made, giving proper weight to the findings on disputed issues of fact which should be accorded to a tribunal which heard the witnesses. This court is therefore given jurisdiction to review the entire record, and to make the order or decree which the commission and the District Courts should have made.

Such legislative or administrative jurisdiction, it is well settled cannot be conferred on this court either directly or by appeal. The latest and fullest authority upon this point is to be found in the opinion of Mr. Justice Day, speaking for the court in *Muskrat v. United States*, 219 U. S. 346, 31 Sup. Ct. 250, 55 L. Ed. 246. The principle there recognized and enforced on reason and authority is that the jurisdiction of this court and of the inferior courts of the United States ordained and established by Congress under and by virtue of the third article of the Constitution is limited to cases and controversies in such form that the judicial power is

capable of acting on them and does not extend to an issue of constitutional law framed by Congress for the purpose of invoking the advice of this court without real parties or a real case, or to administrative or legislative issues or controversies. *Hayburn's Case*, 2 Dall. 410, note (1 L. Ed. 436); *United States v. Ferreira*, 13 How. 40, 52, 14 L. Ed. 42; Ex parte *Siebold*, 100 U. S. 371, 398, 25 L. Ed. 717; *Gordon v. United States*, 117 U. S. 697, appendix; *Baltimore & Ohio R. R. Co. v. Interstate Commerce Commission*, 215 U. S. 216, 30 Sup. Ct. 86, 54 L. Ed. 164.

[8] The fact that the appeal to this court is invalid does not, however, render paragraph 64 invalid as a whole. Paragraph 92 of the law declares each paragraph to be independent and directs that the holding of any paragraph or any part of it invalid shall not affect the validity of the rest. Moreover, we think Congress would have ***445** given the appeals to the courts of the District, even if it had known that the appeal to this court could not stand.

[9] Some question has been made as to the validity of paragraph 65, which forbids all recourse to courts to set aside, vacate and amend the orders of the commission after 120 days, and of paragraph 69, which puts the burden upon the party adverse to the commission to show by clear and satisfactory evidence the inadequacy, unreasonableness, or unlawfulness of the order complained of. It is suggested that this deprives the public utility of its constitutional right to have the independent judgment of a court on the question of the confiscatory character of an order, and so brings the whole law within the inhibition of the case of *Ohio Valley Water Co. v. Ben Avon Borough*, 253 U. S. 287, 40 Sup. Ct. 527, 64 L. Ed. 908. It is enough to say that, even if paragraphs 65 and 69 were invalid, the whole act would not fail, in view of paragraph 92 already referred to. It will be time enough to consider the validity of those sections, when it is sought to apply them to bar or limit an independent judicial proceeding raising the question whether a rate or other requirement of the commission is confiscatory. Our conclusion that the provision for appeal to this court in paragraph 64 is invalid makes it unnecessary to decide whether the appeal must be from a final decree, or whether the decree of the Court of Appeals was final.

Appeal dismissed.

All Citations

261 U.S. 428, 43 S.Ct. 445, 67 L.Ed. 731

Footnotes

1 'Par. 64. That if at any time the commission shall be in doubt of the elements of value to be by them considered in arriving at the true valuation under the provisions of this section, they are authorized and empowered to institute a proceeding in equity in the Supreme Court of the District of Columbia petitioning said court to instruct them as to the element or elements of value to be by them considered as aforesaid, and the particular utility under valuation at the time shall be made party defendant in said action.

'That any public utility and any person or corporation interest[ed] being dissatisfied with any order or decision of the commission fixing any valuation, rate or rates, tolls, charges, schedules, joint rate or rates, or regulation, requirement, act, service or other thing complained of may commence a proceeding in equity in the Supreme Court of the District of Columbia against the commission, as defendants, to vacate, set aside, or modify any such decision or order on the ground that the valuation, rate or rates, tolls, charges, schedules, joint rate or rates, or regulation, requirement, act, service or other thing complained of fixed in such order is unlawful, inadequate, or unreasonable. The answer of the commission, on any such action being instituted against it, or the answer of any public utility on any such action being commenced by said commission against it, shall be filed within ten days, whereupon said proceeding shall be at issue and stand ready for trial.

'All such proceedings shall have precedence over any civil cause of a different nature pending in such court, and the Supreme Court of the District of Columbia shall always be deemed open for the trial thereof, and the same shall be tried and determined as are equity proceedings in said court. Any party, including said commission, may appeal from the order or decree of said court to the Court of Appeals of the District of Columbia, and therefrom to the Supreme Court of the United States, which shall hereupon have and take jurisdiction in every such appeal. Pending the decision of said appeal the commission may suspend the decision or order appealed from for such a period as it may deem fair and reasonable under the circumstances: Provided, that no appeal, unless the court or the commission shall so order, shall operate to stay any order of the commission. * * *

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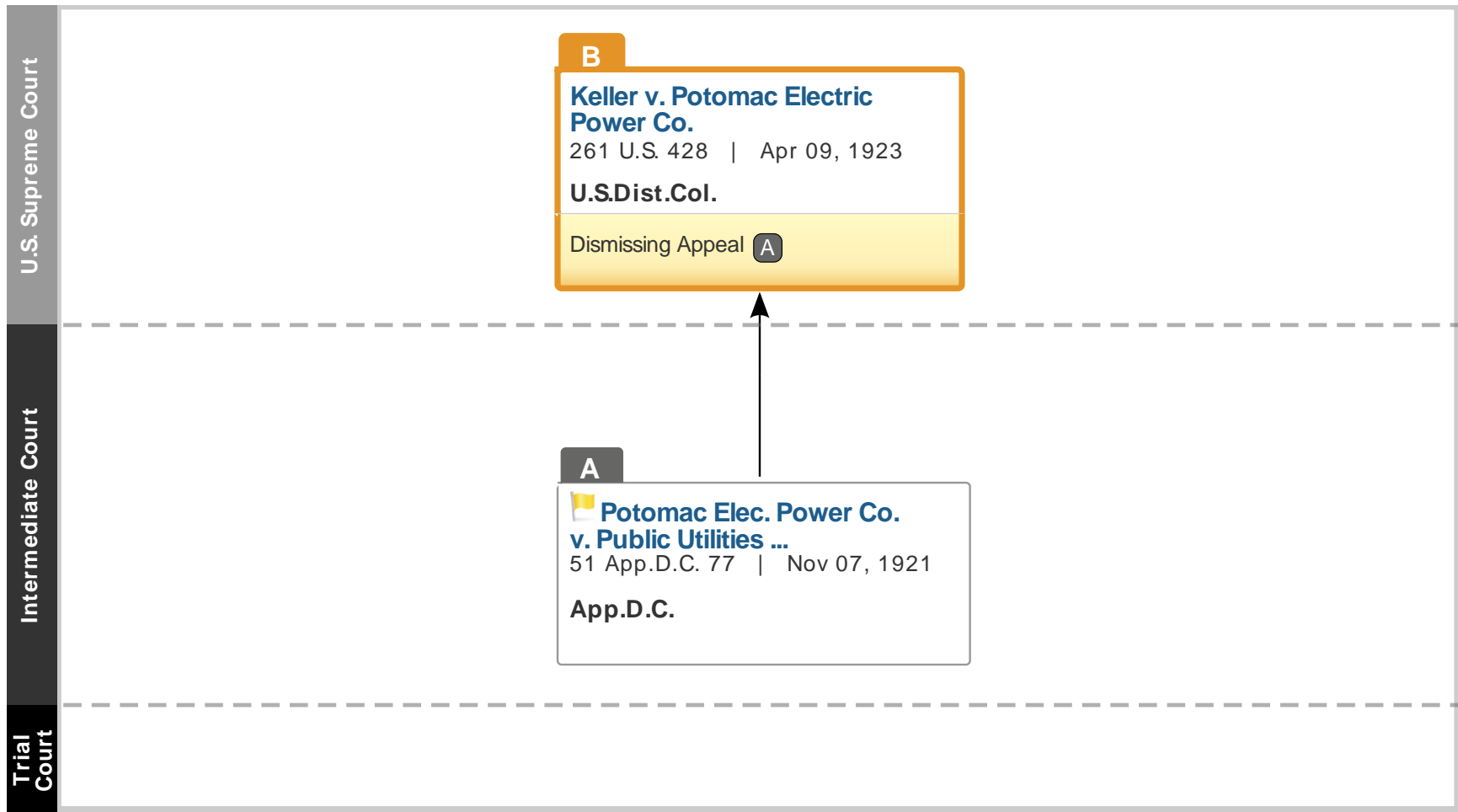
History (2)

Direct History (2)



1. [Potomac Elec. Power Co. v. Public Utilities Commission of District of Columbia](#)
51 App.D.C. 77 , App.D.C. , Nov. 07, 1921











Appeal Dismissed by

2. [Keller v. Potomac Electric Power Co.](#) 
261 U.S. 428 , U.S.Dist.Col. , Apr. 09, 1923



Citing References (327)

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 1. Glidden Co. v. Zdanok 82 S.Ct. 1459, 1489+ , U.S.N.Y. Certiorari to the United States Court of Appeals, 288 F.2d 99, which reversed the United States District Court for the Southern District of New York, 185 F.Supp. 441, in a...	June 25, 1962	Case		—
Discussed by	 2. National Mut. Ins. Co. of Dist. of Col. v. Tidewater Transfer Co. 69 S.Ct. 1173, 1186+ , U.S.Md. Action by the National Mutual Insurance Company of the District of Columbia against the Tidewater Transfer Company, Inc., to recover a money judgment on a claim arising out of an...	June 20, 1949	Case		—
Discussed by	 3. O'Donoghue v. U.S. 53 S.Ct. 740, 748+ , U.S.Ct.Cl. Separate suits by Daniel W. O'Donoghue and by William Hitz against The United States, brought in the Court of Claims, which certified questions to the Supreme Court. Questions...	May 29, 1933	Case		—
Discussed by	 4. Gubiensio-Ortiz v. Kanahale ¶¶ 857 F.2d 1245, 1251+ , 9th Cir.(Cal.) Defendants were convicted of unrelated offenses by the United States District Court for the Southern District of California, Rudi M. Brewster, and J. Lawrence Irving, JJ., and...	Aug. 23, 1988	Case		—
Discussed by	 5. In re Annexation of Slaterville to Town of Fairbanks ¶¶ 83 F.Supp. 661, 663+ , D.Alaska Terr. Proceeding in the matter of the annexation of certain lands known as Slaterville, Garden Island, and North Fairbanks to Town of Fairbanks, wherein protestants against the...	Apr. 18, 1949	Case		—
Discussed by	 6. U.S. v. Brittan ¶¶ 687 F.Supp. 1329, 1343+ , E.D.Ark. Defendant convicted of bank robbery challenged constitutionality of new federal sentencing guidelines. The District Court, Eisele, Chief Judge, speaking for all judges of the...	May 27, 1988	Case		—
Discussed by	 7. Rodriguez v. United States 2006 WL 8447022, *5+ , C.D.Cal. The matter before the Court is Plaintiffs' Request for Attorneys' Fees in the Amount of \$1,257,864.20 and Defendants' Objection thereto. This action is before the Court pursuant to...	June 02, 2006	Case		—
Discussed by	8. Hobson v. Hansen 265 F.Supp. 902, 907+ , D.D.C. Action for declaratory judgment and injunction forbidding exercise of authority by members of board of education of District of Columbia on ground that statute under which they had...	Feb. 09, 1967	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Discussed by	 9. U.S. v. Estrada 680 F.Supp. 1312, 1321+ , D.Minn. Defendant was convicted of possession of 600 grams of cocaine with intent to distribute. Defendant challenged constitutionality of sentencing guidelines promulgated by United...	Mar. 31, 1988	Case		—
Discussed by	10. State v. Watkins 102 So. 347, 351+ , Fla. Original mandamus proceeding by the State, on relation of Rivers H. Buford, Attorney General, against W. Roger Watkins, as Clerk of the Circuit Court of Hillsborough County. On...	Apr. 28, 1923	Case		—
Cited by	11. Gay v. U. S. 93 S.Ct. 2152, 2154 , U.S. On petition for writ of certiorari to the District of Columbia Court of Appeals. The petition for a writ of certiorari is denied.	May 07, 1973	Case		—
Cited by	 12. United Steelworkers of America v. U.S.  80 S.Ct. 1, 4 , U.S.Pa. Proceeding on petition of government for an injunction against continuation of industry-wide strike of steel workers in the basic steel industry. From adverse judgment of the...	Nov. 07, 1959	Case		—
Cited by	 13. U.S. v. Jones 69 S.Ct. 787, 794 , U.S.Ct.Cl. Action by William V. Griffin and Hugh William Purvis, receivers for the Georgia & Florida Railroad, against the United States for sum allegedly due for carrying the United States...	Apr. 18, 1949	Case		—
Cited by	 14. Hurd v. Hodge 68 S.Ct. 847, 851 , U.S.Dist.Col. Actions, consolidated for trial, by Frederic E. Hodge and others, against James M. Hurd and another, and against Raphael G. Urciolo and others, for injunctive relief to enforce the...	May 03, 1948	Case		—
Cited by	15. Public Service Commission of Puerto Rico v. Havemeyer 56 S.Ct. 360, 366 , U.S.Puerto Rico On Writ of Certiorari to the United States Circuit Court of Appeals for the First Circuit. Proceedings by the Public Service Commission of Puerto Rico against Horace Havemeyer and...	Jan. 06, 1936	Case		—
Cited by	 16. Porter v. Investors' Syndicate 52 S.Ct. 617, 620 , U.S.Mont. Appeal from the District Court for the District of Montana. Action by the Investors' Syndicate, a corporation, against George P. Porter, State Auditor and ex officio investment...	May 23, 1932	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	 17. Federal Radio Commission v. General Electric Co.  50 S.Ct. 389, 390+ , U.S.Dist.Col. On Writ of Certiorari to the Court of Appeals of the District of Columbia. Application of the General Electric Company for renewal of its broadcasting license by the Federal Radio...	May 19, 1930	Case		—
Cited by	 18. Ex parte Bakelite Corporation 49 S.Ct. 411, 413+ , U.S.Cust.App. Petition for writ of prohibition by the Bakelite Corporation directed to the Court of Customs Appeals prohibiting it from entertaining appeal from the findings of the Tariff...	May 20, 1929	Case		—
Cited by	 19. Willing v. Chicago Auditorium Ass'n 48 S.Ct. 507, 509 , U.S.Ill. On Certiorari to the United States Circuit Court of Appeals for the Seventh Circuit. Suit by the Chicago Auditorium Association against Mark Skinner Willing and others. Decree of...	May 21, 1928	Case		—
Cited by	20. Ex parte Williams 48 S.Ct. 523, 525 , U.S.Neb. Petition for a Writ of Mandamus. Petition for a Writ of Mandamus. of Nebraska, and others, for a writ of mandamus, to be directed to District Judge Woodrough. On return to rule...	May 21, 1928	Case		—
Cited by	21. Federal Trade Commission v. Klesner 47 S.Ct. 557, 559 , U.S.Dist.Col. Mr. Justice McReynolds dissenting. On Writ of Certiorari to the Court of Appeals of the District of Columbia. Original suit in the Court of Appeals of the District of Columbia by...	Apr. 18, 1927	Case		—
Cited by	 22. Railroad and Warehouse Com'n of Minn. v. Duluth St. Ry. Co. 47 S.Ct. 489, 490 , U.S.Minn. Appeal from the District Court of the United States for the District of Minnesota. Suit by the Duluth Street Railway Company against the Railroad and Warehouse Commission of the...	Apr. 11, 1927	Case		—
Cited by	23. Fidelity Nat. Bank & Trust Co. of Kansas City v. Swope 47 S.Ct. 511, 514 , U.S.Mo. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit. Suit by Felix H. Swope and another against the Fidelity National Bank & Trust Company of Kansas City...	Apr. 11, 1927	Case		—
Cited by	 24. Postum Cereal Co. v. California Fig Nut Co.  47 S.Ct. 284, 286+ , U.S.Dist.Col. Appeal from the Court of Appeals of the District of Columbia. Petition by the Postum Cereal Company, Inc., against the California Fig Nut Company, opposing registration of...	Jan. 03, 1927	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	 25. Terminal R. Ass'n of St. Louis v. U.S. 45 S.Ct. 5, 8 , U.S.Mo. Appeal from United States District Court for the Eastern District of Missouri. Suit by the United States against the Terminal Railroad Association of St. Louis and others. On...	Oct. 13, 1924	Case		—
Cited by	 26. Pacific Tel. & Tel. Co. v. Kuykendall 44 S.Ct. 553, 556 , U.S.Wash. Appeal from the District Court from the Western District of Washington. Bill by the Pacific Telephone & Telegraph Company against E. V. Kuykendall, as Director of the Public Works...	May 26, 1924	Case		—
Cited by	 27. Havemeyer v. Public Service Commission of Puerto Rico 74 F.2d 637, 643 , C.C.A.1 (Puerto Rico) Appeal from the Supreme Court of Puerto Rico. Proceedings by the Public Service Commission of Puerto Rico and others against Horace Havemeyer and others where in Russell & Co., as...	Jan. 10, 1935	Case		—
Cited by	28. New York Life Ins. Co. v. Simons 60 F.2d 30, 32 , C.C.A.1 (Mass.) Suit by the New York Life Insurance Company against Isaac E. Simons and another, executors under the will of Barnet Drooker, deceased. From a decree dismissing the bill [53 F.(2d)...	June 27, 1932	Case		—
Cited by	29. Stella v. Kaiser 218 F.2d 64, 66 , 2nd Cir.(N.Y.) Stockholder brought a stockholders' derivative action against officers and directors of corporation for alleged mismanagement of the affairs of the corporation. The United States...	Dec. 07, 1954	Case		—
Cited by	 30. Associated Industries of New York State v. Ickes 134 F.2d 694, 700 , C.C.A.2 Proceeding on the petition of Associated Industries of New York State, Inc., against Harold L. Ickes, Secretary of Interior, and Dan H. Wheeler, Director of the Bituminous Coal...	Feb. 08, 1943	Case		—
Cited by	 31. Horizons Intern., Inc. v. Baldrige 811 F.2d 154, 160 , 3rd Cir.(Pa.) Businesses involved in trade of, inter alia, chlorine and caustic soda brought suit seeking judicial review of grant of immunity from antitrust law, under Export Trading Company...	Jan. 20, 1987	Case		—
Cited by	 32. Century Distilling Co. v. Continental Distilling Co. 106 F.2d 486, 490 , C.C.A.3 (Pa.) Appeal from the District Court of the United States for the Eastern District of Pennsylvania; Albert B. Maris, Judge. Suit by the Century Distilling Company against the Continental...	June 30, 1939	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	 33. National Mut. Ins. Co. of Dist. of Col. v. Tidewater Transfer Co. of Va. 165 F.2d 531, 535 , C.C.A.4 (Md.) Appeal from the District Court of the United States for the District of Maryland, at Baltimore; William C. Coleman, Judge. Action by the National Mutual Insurance Company of the...	Dec. 31, 1947	Case		—
Cited by	34. Bach v. Friden Calculating Mach. Co. 148 F.2d 407, 409 , C.C.A.6 (Ohio) Appeal from the District Court of the United States for the Southern District of Ohio, Western Division; John H. Druffel, Judge. Action by Ardath A. Bach and another against the...	Mar. 26, 1945	Case		—
Cited by	35. Wertz v. National City Bank of Evansville, Ind. 115 F.2d 65, 68 , C.C.A.7 (Ind.) Appeal from the District Court of the United States for the Southern District of Indiana, Evansville Division; Charles E. Woodward, District Judge. Action by Claude A. Wertz, as...	May 09, 1940	Case		—
Cited by	36. Edwards v. Lain 112 F.2d 343, 347+ , C.C.A.7 (Ill.) Appeal from the District Court of the United States for Southern District of Illinois, Southern Division; Charles G. Briggie, Judge. Action by Floyd E. Edwards against I. D. Lain...	Apr. 26, 1940	Case		—
Cited by	37. American Mut. Liability Ins. Co. v. McDonough 61 F.2d 558, 564 , C.C.A.7 (Ill.) Suit by the American Mutual Liability Insurance Company against Joseph B. McDonough, County Treasurer and ex officio County Collector of Cook County, Illinois. From decree...	Oct. 08, 1932	Case		—
Cited by	38. State Farm Mut. Auto. Ins. Co. v. Bonacci  111 F.2d 412, 415 , C.C.A.8 (Neb.) Appeal from the District Court of the United States for the District of Nebraska; James A. Donohoe, Judge. Action for declaratory judgment by the State Farm Mutual Automobile...	Apr. 22, 1940	Case		—
Cited by	39. Moore v. Lane 84 F.2d 553, 555 , C.C.A.8 (Ark.) Appeals from the District Court of the United States for the Eastern District of Arkansas; John E. Martineau, Judge. In the matter of D. M. Moore and N. M. Moore, doing business as...	July 10, 1936	Case		—
Cited by	40. Aro Equipment Corporation v. Herring-Wissler Co. 84 F.2d 619, 621 , C.C.A.8 (Iowa) Appeal from the District Court of the United States for the Southern District of Iowa; Chas. A. Dewey, Judge. Suit by the Aro Equipment Corporation against the Herring-Wissler...	July 06, 1936	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	41. Backus-Brooks Co. v. Northern Pac. Ry. Co. 21 F.2d 4, 15 , C.C.A.8 (Minn.) Appeal from the District Court of the United States for the District of Minnesota; Joseph W. Molyneaux, Judge. Action by the Backus-Brooks Company against the Northern Pacific...	June 15, 1927	Case		—
Cited by	42. Dearborn Electric Light & Power Co. v. Jones 299 F. 432, 436 , C.C.A.8 (Mo.) Appeal from the District Court of the United States for the Western District of Missouri; Arba S. Van Valkenburgh, Judge. In the matter of the Dearborn Iron & Power Company,...	May 31, 1924	Case		—
Cited by	43. Application of L.B. & W. 4217 ¶ 238 F.2d 163, 166 , 9th Cir.(Alaska) Proceeding in the matter of the application for beverage dispensary license. The District Court for the District of Alaska, Third Division, James Lewis McCarrey, Jr., J., entered...	May 08, 1956	Case		—
Cited by	44. Boggess v. Berry Corporation ¶ 233 F.2d 389, 392 , 9th Cir.(Alaska) Appeal by the City of Fairbanks, Alaska from order of District Court for the Territory of Alaska, Fourth Division, Vernon D. Forbes, J., transferring territorial liquor license. ...	May 02, 1956	Case		—
Cited by	45. U.S. v. U.S. Dist. Court in and for Southern Dist. of Cal., Northern Division 206 F.2d 303, 310 , 9th Cir. Proceeding upon petition of United States for writ of prohibition or of mandamus directing that no further steps be taken in a water rights action pending in District Court, and...	Aug. 04, 1953	Case		—
Cited by	46. Neukom v. North Butte Mining Co. 84 F.2d 101, 101 , C.C.A.9 (Mont.) Appeal from the District Court of the United States for the District of Montana; George M. Bourquin, Judge. Action by Nan M. Neukom, by the Central Hanover Bank & Trust Company,...	June 01, 1936	Case		—
Cited by	47. Swift v. Jackson 37 F.2d 237, 240 , C.C.A.10 (Okla.) Appeal from the District Court of the United States for the Northern District of Oklahoma. Action by George M. Swift against Martha Jackson, an incompetent, and another. From a...	Jan. 02, 1930	Case		—
Cited by	48. Public Citizen v. National Advisory Committee on Microbiological Criteria for Foods 886 F.2d 419, 430 , D.C.Cir. Appeal was taken from judgment entered in the United States District Court for the District of Columbia, John Garrett Penn, J., 708 F.Supp. 359, dismissing complaint by public...	Sep. 26, 1989	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	 49. Reporters Committee for Freedom of Press v. U.S. Dept. of Justice 816 F.2d 730, 741 , D.C.Cir. Reporter and association of journalists sought production of criminal records pursuant to the Freedom of Information Act. The United States District Court for the District of...	Apr. 10, 1987	Case		—
Cited by	 50. Hall v. C & P Telephone Co. 793 F.2d 1354, 1358 , D.C.Cir. Injured employee and wife brought action against employer alleging intentional infliction of emotional distress and bad-faith refusal to make timely workers' compensation payments....	June 24, 1986	Case		—
Cited by	 51. Feldman v. Gardner 661 F.2d 1295, 1311 , D.C.Cir. Plaintiffs, who had unsuccessfully sought permission to sit for District of Columbia bar examination, brought separate actions challenging validity of rule which prevented them...	July 23, 1981	Case		—
Cited by	 52. Harrison v. U.S. 359 F.2d 214, 228 , D.C.Cir. Prosecution for felong murder. From judgments of conviction in the United States District Court for the District of Columbia, Alexander Holtzoff, J., the defendants appealed. The...	Dec. 07, 1965	Case		—
Cited by	 53. Jordan v. American Eagle Fire Ins. Co. 169 F.2d 281, 288+ , App.D.C. Appeal from the District Court of the United States for the District of Columbia. Action by American Eagle Fire Insurance Company and others against Albert F. Jordan,...	Apr. 12, 1948	Case		—
Cited by	54. Gudmundson v. Cardillo 126 F.2d 521, 525 , App.D.C. Appeal from the District Court of the United States for the District of Columbia. Action for mandatory injunction by Everett M. Gudmundson against Frank A. Cardillo, Deputy...	Feb. 16, 1942	Case		—
Cited by	55. Frend v. U.S. 100 F.2d 691, 692 , App.D.C. Appeal from the Police Court of the District of Columbia. Ezra Frend, George J. Cullinen, Robin Myers, and another, were convicted for violating a joint resolution of Congress...	Oct. 31, 1938	Case		—
Cited by	56. Pitts v. Peak ¶¶ 50 F.2d 485, 486 , App.D.C. Appeal from the Supreme Court of the District of Columbia. Habeas corpus proceeding by G. Bryan Pitts against William L. Peak. From an adverse judgment denying the writ,...	May 04, 1931	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	57. Hill v. Dorsey 22 F.2d 1003, 1004 , App.D.C. Appeal from the Supreme Court of the District of Columbia. Petition by Myra C. Hill for a writ of habeas corpus to obtain release from John A. Dorsey, as Agent of the state of...	Nov. 07, 1927	Case		—
Cited by	58. Federal Trade Commission v. Klesner ¶ 6 F.2d 701, 702 , App.D.C. Original suit by the Federal Trade Commission against Alfred Klesner, doing business under the name of the Shade Shop. Petition dismissed.	June 01, 1925	Case		—
Cited by	59. U.S. v. Diaz ¶ 685 F.Supp. 1213, 1216+ , S.D.Ala. Defendants moved to invalidate new federal sentencing guidelines promulgated by Sentencing Commission pursuant to Sentencing Reform Act. The District Court, Howard, J., held...	May 11, 1988	Case		—
Cited by	60. U.S. v. Fonseca ¶ 686 F.Supp. 296, 299+ , S.D.Ala. Defendant who had pled guilty to conspiracy to distribute cocaine filed motion to invalidate federal sentencing guidelines. The District Court, Hand, Chief Judge, held that: (1)...	May 11, 1988	Case		—
Cited by	61. Mobil Oil Corp. v. Tennessee Val. Authority 387 F.Supp. 498, 516 , N.D.Ala. Industrial customer of the Tennessee Valley Authority brought suit seeking to invalidate the minimum bill provision of its power availability contract. The District Court, Lynne,...	Nov. 18, 1974	Case		—
Cited by	62. U.S. v. Starling 171 F.Supp. 47, 55 , D.Alaska Terr. Consolidated civil and criminal cases before court on motions to dismiss on ground that since Alaska had been admitted to Union as a state, the United States District Court for the...	Feb. 21, 1959	Case		—
Cited by	63. In re Annexation to the City of Anchorage, Alaska, of Certain Property 146 F.Supp. 98, 99 , D.Alaska Terr. Proceedings for annexation of property to city, and for incorporation of a city, consolidated for purpose of disposing of common motions to dismiss. The District Court for the...	Nov. 29, 1956	Case		—
Cited by	64. Arkansas-Louisiana Gas Co. v. City of Texarkana ¶ 17 F.Supp. 447, 454+ , W.D.Ark. In Equity. Bill by the Southern Cities Distributing Company against the City of Texarkana, Arkansas, and others, wherein the Arkansas-Louisiana Gas Company was substituted as...	Oct. 31, 1936	Case		—




Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	 65. U.S. v. Myers 687 F.Supp. 1403, 1412 , N.D.Cal. Defendant charged with one count of theft of Government property brought motion to declare Sentencing Reform Act unconstitutional or inapplicable to him. The District Court,...	Apr. 11, 1988	Case		—
Cited by	 66. U.S. v. Ruiz-Villanueva 680 F.Supp. 1411, 1420 , S.D.Cal. Defendants charged with various criminal offenses moved for order declaring unconstitutional those sentencing guidelines promulgated by the United States Sentencing Commission. ...	Feb. 29, 1988	Case		—
Cited by	67. U.S. v. Crocker-Anglo Nat. Bank  263 F.Supp. 125, 133 , N.D.Cal. Action attacking a proposed bank merger as unlawful under the Clayton Act and Sherman Act. A three judge district court, Pope, Circuit Judge, held that comptroller's decision...	Oct. 06, 1966	Case		—
Cited by	 68. U.S. v. Molina 688 F.Supp. 819, 822+ , D.Conn. Convicted defendants moved to declare sentencing guideline provisions of the Sentencing Act unconstitutional. The District Court, Daly, Chief Judge, held that: (1) the Sentencing...	June 16, 1988	Case		—
Cited by	69. Castanon v. United States 444 F.Supp.3d 118, 142 , D.D.C. GOVERNMENT — Elections. Exclusion of registered voters residing in District of Columbia from congressional district apportionment was not violative of their rights.	Mar. 12, 2020	Case		—
Cited by	 70. U.S. v. Brodie 686 F.Supp. 941, 945 , D.D.C. Defendant was convicted of possession of cocaine with intent to distribute. On defense counsel's motion to have Sentencing Reform Act of 1984 declared unconstitutional, the...	May 19, 1988	Case		—
Cited by	 71. Techworld Development Corp. v. D.C. Preservation League 648 F.Supp. 106, 116 , D.D.C. The District of Columbia city council passed two acts closing portion of street and transferring title of that portion of the street to developers who planned to create...	Aug. 05, 1986	Case		—
Cited by	72. Hobson v. Hansen 252 F.Supp. 4, 6+ , D.D.C Proceeding challenging District of Columbia statute, wherein question arose as to necessity of three-judge court. The District Court, J. Skelly Wright, Circuit Judge, held that...	Mar. 25, 1966	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	 73. U.S. ex rel. Laughlin v. Eicher ¶¶ 56 F.Supp. 972, 975 , D.D.C Action by the United States of America, acting on the relation of James J. Laughlin and by James J. Laughlin individually, against Edward C. Eicher to recover double the amount of...	Sep. 20, 1944	Case		—
Cited by	74. In re Beck ¶¶ 526 F.Supp.2d 1291, 1301+ , S.D.Fla. MARITIME LAW - Salvage. Court lacked jurisdiction over petition for a license to engage in maritime salvage on the coast of Florida.	Dec. 06, 2007	Case		—
Cited by	 75. U.S. v. Bogle ¶¶ 689 F.Supp. 1121, 1142 , S.D.Fla. Eight criminal cases were consolidated for purposes of determining constitutionality of sentencing guidelines promulgated by United States Sentencing Commission pursuant to...	June 15, 1988	Case		—
Cited by	 76. U.S. v. Seluk 691 F.Supp. 525, 528 , D.Mass. Defendant scheduled to be sentenced under mandatory sentencing guidelines promulgated by the Sentencing Commission challenged constitutionality of the guidelines as a whole. The...	July 05, 1988	Case		—
Cited by	77. Duluth St. Ry. Co. v. Railroad and Warehouse Com'n of Minn. 4 F.2d 543, 545 , D.Minn. In Equity. Suit for injunction by the Duluth Street Railway Company against the Railroad and Warehouse Commission of the State of Minnesota and others, to enjoin the enforcement...	Dec. 27, 1924	Case		—
Cited by	 78. U.S. v. Serpa ¶¶ 688 F.Supp. 1398, 1399+ , D.Neb. Criminal defendants brought motion to declare unconstitutional United States Sentencing Commission's guidelines. The District Court, Strom, Chief Judge, and Urbom, J., held that:...	July 12, 1988	Case		—
Cited by	79. Lehigh Valley R. Co. of New Jersey v. Martin 19 F.Supp. 63, 67 , D.N.J. In Equity. Suit by the Lehigh Valley Railroad Company of New Jersey and others, and by the Central Railroad Company of New Jersey, against J. H. Thayer Martin, State Tax...	Dec. 14, 1936	Case		—
Cited by	80. Wik v. Kunego ¶¶ 2013 WL 788083, *2+ , W.D.N.Y. Siragusa, J. Plaintiff Daniel J. Wik ("Plaintiff"), appearing pro se, commenced this action by filing a complaint on April 18, 2011, against Town Court Justice Donald R. Kunego...	Mar. 01, 2013	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	81. Media Ranch, Inc. v. Manhattan Cable Television, Inc. 757 F.Supp. 310, 315 , S.D.N.Y. Producer of adult-oriented cable television program brought action against cable operator under Cable Communications Policy Act. On operator's motion for summary judgment or, in...	Feb. 26, 1991	Case		—
Cited by	82. Application of United Elec, Radio & Mach Workers of America 111 F.Supp. 858, 870 , S.D.N.Y. Proceeding in the matter of the application of a labor union, and others, for an order expunging from court records a certain so-called presentment issued by the October 1952...	Apr. 13, 1953	Case		—
Cited by	83. U.S. v. American Locomotive Co. 109 F.Supp. 78, 85 , W.D.N.Y. Injunction proceeding under the Labor Management Relations Act of 1947, Sec. 208, 29 U.S.C.A. 178. A temporary restraining order was entered and plaintiff moved for a preliminary...	Dec. 29, 1952	Case		—
Cited by	84. American Telephone & Telegraph Co. v. U.S. 14 F.Supp. 121, 124 , S.D.N.Y. Suit by the American Telephone & Telegraph Company and others against the United States and another. Decree in accordance with opinion.	Feb. 18, 1936	Case		—
Cited by	85. De Bardeleben Coal Corp. v. U.S. 54 F.Supp. 643, 646 , W.D.Pa. Action by the DeBardeleben Coal Corporation, doing business as Coyle Lines, and another, against the United States of America and the Interstate Commerce Commission to enjoin and...	Mar. 17, 1944	Case		—
Cited by	86. Consolidated Aluminum Corp. v. Tennessee Valley Authority 462 F.Supp. 464, 475 , M.D.Tenn. A user of electricity supplied by the Tennessee Valley Authority sought to enjoin a rate adjustment. The District Court, Morton, Chief Judge, held that: (1) the Tennessee Valley...	June 30, 1978	Case		—
Cited by	87. In re Halo Wireless, Inc. 872 F.Supp.2d 558, 568 , W.D.Tex. ENERGY AND UTILITIES - Telecommunications. PUC proceeding was not a "civil action" subject to removal under bankruptcy removal statute or general removal statute.	Feb. 15, 2012	Case		—
Cited by	88. U.S. v. Perez 685 F.Supp. 990, 996 , W.D.Tex. Narcotics defendants challenged constitutionality of federal sentencing guidelines. The District Court, Nowlin, J., held that portion of Sentencing Reform Act establishing...	May 23, 1988	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	89. Kerpen v. Metropolitan Washington Airports Authority 260 F.Supp.3d 567, 583 , E.D.Va. TRANSPORTATION — Aviation. Metropolitan Washington Airport Authority created by interstate agreement between Virginia and District of Columbia does not violate Compact Clause.	May 30, 2017	Case		—
Cited by	90. U.S. v. Amesquita-Padilla 691 F.Supp. 277, 282 , W.D.Wash. Defendants who pled guilty to distributing over 500 grams of cocaine moved to preclude use of Sentencing Guidelines. The District Court, Rothstein, Chief Judge, held that: (1)...	Apr. 20, 1988	Case		—
Cited by	91. In re Financial Oversight and Management Board for Puerto Rico 318 F.Supp.3d 537, 546 , D.Puerto Rico BANKRUPTCY — Case Administration. Members of Financial Oversight and Management Board for Puerto Rico were not “Officers of the United States.”	July 13, 2018	Case		—
Cited by	92. In re Frischer & Co. 1928 WL 28088, *5+ , Cust.App. Appeal from a decision of May 25, 1927, of the United States Tariff Commission [Motion to dismiss overruled.]	May 25, 1928	Case		—
Cited by	93. Thompson v. Shulkin 2017 WL 2200752, *2 , Vet.App. Pending before the Court is the appellant's September 26, 2016, application for attorney fees and expenses in the amount of \$21,101.68 under the Equal Access to Justice Act (EAJA),...	May 19, 2017	Case		—
Cited by	94. Cooper v. McDonald 2015 WL 1469868, *2 , Vet.App. Pending before the Court is the appellant's July 7, 2014, application for attorney fees and expenses in the amount of \$24,335.47 under the Equal Access to Justice Act (EAJA), 28...	Mar. 31, 2015	Case		—
Cited by	95. Bostrack v. Shinseki 2014 WL 708822, *2 , Vet.App. Pending before the Court is the appellant's timely August 15, 2013, application for attorney fees in the amount of \$14,139.47 under the Equal Access to Justice Act (EAJA), 28...	Feb. 25, 2014	Case		—
Cited by	96. Brown v. Shinseki 2012 WL 3101756, *5 , Vet.App. Pending before the Court is the appellant's timely December 12, 2011, application for an award of \$6,789 in attorney fees under the Equal Access to Justice Act (EAJA), 28 U.S.C. §...	July 31, 2012	Case		—
Cited by	97. Weigel v. Shinseki 2012 WL 549753, *2 , Vet.App. Pending before the Court is the appellant's timely application for an award of \$9,296.05 in attorney fees and expenses under the Equal Access to Justice Act (EAJA), 28 U.S.C. §...	Feb. 21, 2012	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	98. Hoy v. Shinseki 2011 WL 3152150, *2 , Vet.App. Pending before the Court is the appellant's timely June 4, 2010, application for an award of \$11,752.54 in attorney fees and expenses under the Equal Access to Justice Act (EAJA),...	July 27, 2011	Case		—
Cited by	99. Williams v. Shinseki 2011 WL 2877774, *2 , Vet.App. Pending before the Court is the appellant's timely September 18, 2010, application for an award of \$11,024.13 in attorney fees and expenses under the Equal Access to Justice Act...	July 20, 2011	Case		—
Cited by	100. Mynes v. Shinseki 2011 WL 1557589, *2 , Vet.App. Pending before the Court is the appellant's timely July 13, 2010, application for attorney fees in the amount of \$8,286.01 under the Equal Access to Justice Act (EAJA), 28 U.S.C. §...	Apr. 26, 2011	Case		—
Cited by	101. Froemel v. Shinseki 2011 WL 1435168, *2 , Vet.App. Pending before the Court is the appellant's timely August 18, 2010, application for an award of \$4,239.14 in attorney fees under the Equal Access to Justice Act (EAJA), 28 U.S.C. §...	Apr. 15, 2011	Case		—
Cited by	102. Evans v. Shinseki 2011 WL 1435282, *3 , Vet.App. Pending before the Court is the appellant's timely April 20, 2010, application for an award of \$9,735 in attorney fees under the Equal Access to Justice Act (EAJA), 28 U.S.C. §...	Apr. 15, 2011	Case		—
Cited by	103. Taylor v. Shinseki 2011 WL 1219795, *2 , Vet.App. Pending before the Court are the appellant's timely May 7, 2010, application for attorney fees, August 23, 2010, supplemental application for attorney fees, and October 1, 2010,...	Mar. 31, 2011	Case		—
Cited by	104. Ruozi v. Shinseki 2011 WL 1103827, *2 , Vet.App. Pending before the Court is the appellant's timely April 23, 2010, application for an award of \$8,333.44 in attorney fees and expenses under the Equal Access to Justice Act (EAJA),...	Mar. 28, 2011	Case		—
Cited by	105. Strazzella v. Shinseki 2011 WL 398392, *2 , Vet.App. Pending before the Court is the appellant's timely November 5, 2009, application for an award of \$36,288.37 in attorney fees and expenses under the Equal Access to Justice Act...	Feb. 08, 2011	Case		—
Cited by	106. Cappellini v. C.I.R. 1929 WL 975, *1 , B.T.A. Petitioners, transferees of the assets of a corporation, were notified by respondent that he proposed to assess against them, under section 280 of the Revenue Act of 1926, unpaid...	Jan. 15, 1929	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	 107. Public Utilities Commission v. Northwest Water Corp. 451 P.2d 266, 273 , Colo. Writ of error challenging correctness of judgments of the District Court, Arapahoe County, Marvin W. Foote, J., involving a rate case before the Public Utilities Commission. The...	Feb. 17, 1969	Case		—
Cited by	 108. Fitzgerald v. Fitzgerald 566 A.2d 719, 734 , D.C. On appeal from judgment of the Superior Court, Noel A. Kramer, J., granting pendente lite custody of parties' minor child to father, the Court of Appeals, Rogers, C.J., held that:...	Oct. 13, 1989	Case		—
Cited by	 109. Weinberger v. Board of Public Instruction of St. Johns County 112 So. 253, 263 , Fla. Suit by Charles Weinberger against the Board of Public Instruction of St. Johns County and others for an injunction. From a judgment of dismissal, complainant appeals. Reversed and...	Mar. 10, 1927	Case		—
Cited by	 110. Fields Jeep-Eagle, Inc. v. Chrysler Corp. 645 N.E.2d 946, 951 , Ill. Motor Vehicle Franchise Act. Provisions of Act violate doctrine of separation of powers.	Dec. 22, 1994	Case		—
Cited by	111. Nega v. Chicago Rys. Co. 148 N.E. 250, 251 , Ill. Action by the Boyda Dairy Company, in the name of Frank Nega, against the Chicago Railways Company and others. Judgment for plaintiff, and defendants appeal. Reversed.	June 18, 1925	Case		—
Cited by	112. State ex rel. Public Service Commission v. Marion Circuit Court  103 N.E.2d 214, 216 , Ind. Dissenting opinion. For majority opinion see 100 N.E.2d 888.	Jan. 25, 1952	Case		—
Cited by	 113. Iowa-Illinois Gas & Elec. Co. v. City of Fort Dodge 85 N.W.2d 28, 43 , Iowa Suit to enjoin enforcement of city ordinance fixing price of gas. The Webster District Court, Harvey Uhlenhopp, J., granted injunctive relief but ordered a refund of part of funds...	Sep. 17, 1957	Case		—
Cited by	 114. State ex rel. Anderson v. State Office Bldg. Commission 345 P.2d 674, 680+ , Kan. Original action in quo warranto to test the validity of the State Office Building Commission. The Supreme Court, Jackson, J., held that the statute creating the Commission is...	Nov. 07, 1959	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	 115. In re Opinion of the Justices 147 N.E. 681, 702 , Mass. The following order was passed by the House of Representatives on March 12, 1925, and by the Senate in concurrence on March 16, 1925, and was transmitted to the Justices of the...	Apr. 17, 1925	Case		—
Cited by	 116. Cromwell v. Jackson 52 A.2d 79, 87+ , Md. Appeal from Circuit Court, Allegany County; Joseph D. Mish, Judge. Proceeding by Eldred A. Cromwell against Robert Jackson, clerk of the Circuit Court for Allegany County, for writ...	Mar. 12, 1947	Case		—
Cited by	 117. Myrick v. James 444 A.2d 987, 1002 , Me. Patient and her husband appealed from a judgment of the Superior Court, Androscoggin County, dismissing as untimely foreign-object surgical malpractice case against surgeon. The...	May 04, 1982	Case		—
Cited by	 118. Slack Nursing Home, Inc. v. Department of Social Services of State of Neb. 528 N.W.2d 285, 295+ , Neb. Nursing home which provided medicaid long-term-care services sought judicial review of Department of Social Services order downwardly adjusting medicaid reimbursement for nursing...	Mar. 03, 1995	Case		—
Cited by	119. Lux v. Mental Health Bd. of Polk County 274 N.W.2d 141, 144+ , Neb. Person, who was found by county mental health board to be a mentally ill dangerous person and was committed to institution for treatment, sought judicial review. The District...	Jan. 17, 1979	Case		—
Cited by	120. Provident Sav. Bank & Trust Co. v. Tax Commission 2 Ohio Supp. 268, 273 , Ohio Com.Pl. Proceeding by the Provident Savings Bank & Trust Company and others against the Tax Commission of Ohio and others, to review the findings of the Tax Commission that the value of...	Oct. 30, 1931	Case		—
Cited by	 121. In re Assessment of Kansas City Southern Ry. Co. 33 P.2d 772, 779+ , Okla. Appeal from State Board of Equalization. Proceedings in the matter of the assessment of the Kansas City Southern Railway Company for ad valorem taxes for the year 1933-1934. From...	May 08, 1934	Case		—
Cited by	122. Warner Val. Stock Co. v. Lynch 336 P.2d 884, 899+ , Or. Proceeding for the issuance to the applicant of permits for the construction of storage reservoirs for the impoundment of the waters in Warner valley and issuance of permits for...	Mar. 11, 1959	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	123. In re Determination of Relative Rights to Use of Waters of Deschutes River 108 P.2d 276, 282 , Or. In Banc. Appeal from Circuit Court, Deschutes County; T. E. J. Duffy, Judge. On rehearing. Former opinion adhered to. For former opinion, see 101 P.2d 425.	Dec. 17, 1940	Case		—
Cited by	124. Pacific Telephone & Telegraph Co. v. Wallace 75 P.2d 942, 948+ , Or. In Banc. Appeal from Circuit Court, Multnomah County; Robert Tucker, Hall S. Lusk, and James T. Brand, Judges. Suit by the Pacific Telephone & Telegraph Company against Charles M....	Feb. 01, 1938	Case		—
Cited by	125. Shirk v. City of Lancaster 169 A. 557, 561 , Pa. Appeal No. 226, January term, 1933, from decree of Court of Common Pleas, Lancaster County, Equity Docket, No. 8, page 152; Benj. C. Atlee, President Judge. Suit in equity by Frank...	Nov. 27, 1933	Case		—
Cited by	126. In re Opinion of the Justices ” 64 A.2d 169, 171 , Vt. In the matter of the Governor's request for an opinion of the Justices as to the constitutionality of House Bill Nos. 88 and 40. Request for advisory opinion declined. In the...	Feb. 11, 1949	Case		—
Cited by	127. In the Matter of: National Pollutant Discharge Elimination System Permit for Louisville Gas & Electric Company Trimble County Power Plant 1981 WL 37729, *3 , E.P.A. Save the Valley, Inc. (STV) Appeals from an initial decision, dated December 8, 1980, in which the presiding officer, Administrative Law Judge Thomas B. Yost, granted motions for...	Sep. 24, 1981	Administrative Decision		—
Cited by	128. AMERICAN TELEPHONE AND TELEGRAPH COMPANY ET AL., PLAINTIFF v. UNITED STATES OF AMERICA AND FEDERAL COMMUNICATIONS COMMISSION, DEFENDANTS 3 F.C.C. 809, 811 , F.C.C. Manton, Circuit Judge: Plaintiff's, common carriers of communication by wire, file this bill under the Urgent Deficiencies Act, October 22, 1913, c. 32, 38 Stat. 208, 219, made...	Feb. 18, 1936	Administrative Decision		—
Cited by	129. IN THE MATTER OF (REDACTED BY AGENCY) APPEAL OF SUPERVISORY REVIEW COMMITTEE DETERMINATION TO AFFIRM REGIONAL DISAPPROVAL OF REQUEST TO ACCEPT SECONDARY CAPITAL 2019 WL 5869803 (N.C.U.A.), *4 This matter comes before the National Credit Union Administration Board (Board) as an administrative appeal under 12 C.F.R. Part 746, Subpart A. The appeal concerns the...	Oct. 24, 2019	Administrative Decision		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Cited by	130. IN RE: HALO WIRELESS, INC., INDUSTRY TELEPHONE COMPANY, INC., PLAINTIFF. v. HALO WIRELESS, INC., DEFENDANT. 2012 WL 624172, *12 , Tex.P.U.C. Before the Court is the above styled cause, which was removed to this Court by Defendant Halo Wireless, Inc. ("Halo") from the Public Utility Commission of Texas under Docket No....	Feb. 15, 2012	Administrative Decision		—
Cited by	131. Re: Petition of Livingston Telephone Company for Mediation and Compulsory Arbitration With Halo Wireless, Inc. Under the Federal Telecommunications Act Relating to Interconnection Rates, Terms and Conditions Complaint for Informal Resolution of Big Bend Telephone Company, et al. Pursuant to P.U.C. Proc. R. s 22.242(c) and Request for Mediation Pursuant to P.U.C. Interconnection Rule s 21.91 Petition of Nortex Communications for Mediation and 2012 WL 624175, *12 , Tex.P.U.C. Mr. Stephen Journeay Public Utility Commission of Texas 1701 N. Congress Ave. Austin, Texas 78701 Dear Mr. Journeay: This letter is sent to advise you of orders entered today in...	Feb. 15, 2012	Administrative Decision		—
Cited by	132. Re Hydroelectric Project Licenses 32 F.P.C. 918, 923 , F.P.C. This is a proceeding to amend our General Rules and Regulations under the Federal Power Act to establish procedures for recapture or relicensing of hydroelectric projects upon the...	1964	Administrative Decision		—
—	133. Waterside Workers' Federation of Australia v Gilchrist, Watt & Sanderson Ltd 1924 WL 21082, *1+ , HCA The Waterside Workers' Federation, an organization registered under the Commonwealth Conciliation and Arbitration Act 1904-1921, applied, by motion on notice, for an injunction to...	Aug. 06, 1924	Case	—	—
Mentioned by	134. Ortiz v. U.S. 138 S.Ct. 2165, 2197 , U.S. MILITARY LAW - Judges. Military judge could serve on both a military Court of Criminal Appeals and the Court of Military Commission Review.	June 22, 2018	Case		—
Mentioned by	135. Palmore v. U.S. 93 S.Ct. 1670, 1680 , U.S.Dist.Col. Defendant was convicted in the Superior Court of the District of Columbia of carrying an unregistered pistol after having been convicted of a felony. The District of Columbia...	Apr. 24, 1973	Case		—
Mentioned by	136. Textile Workers Union of America v. Lincoln Mills of Ala. 77 S.Ct. 923, 925 , U.S. Dissenting opinion. For opinions of the Court see 353 U.S. 448, 547, 550, 77 S.Ct. 912, 920, 921.	June 03, 1957	Case		—




Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	 137. Hughes v. Superior Court of Cal. in and for Contra Costa County 70 S.Ct. 718, 722 , U.S.Cal. Proceeding by John Hughes and another for writ of certiorari to review judgment of the Superior Court of the State of California, in and for the County of Contra Costa, adjudging...	May 08, 1950	Case		—
Mentioned by	 138. Burford v. Sun Oil Co. 63 S.Ct. 1098, 1103 , U.S.Tex. On Writs of Certiorari to the United States Circuit Court of Appeals for the Fifth Circuit. Suit by the Sun Oil Company against G. E. Burford and others to enjoin the enforcement...	May 24, 1943	Case		—
Mentioned by	 139. Hill v. Martin 56 S.Ct. 278, 283 , U.S.N.J. Suits by Elinor Dorrance Hill and by Ethel M. Dorrance and others against J. H. Thayer Martin, State Tax Commissioner of New Jersey, and others. From an order denying an...	Dec. 16, 1935	Case		—
Mentioned by	140. Pacific Tel. & Tel. Co. v. City of Seattle, Wash. 54 S.Ct. 383, 384 , U.S.Wash. Suit by the Pacific Telephone & Telegraph Company against the City of Seattle and Harry W. Carroll, as Comptroller, etc. Judgment in favor of the defendants was affirmed by the...	Feb. 05, 1934	Case		—
Mentioned by	 141. Central Kentucky Natural Gas Co. v. Railroad Com'n of Kentucky 54 S.Ct. 154, 157 , U.S.Ky. In Equity. Suit by the Central Kentucky Natural Gas Company against the Railroad Commission of Kentucky, the members thereof, and others. From a decree denying an injunction (60...	Dec. 04, 1933	Case		—
Mentioned by	142. Federal Radio Commission v. Nelson Bros. Bond & Mortg. Co. (Station WIBO) 53 S.Ct. 627, 632+ , U.S.Dist.Col. On Writs of Certiorari to the Court of Appeals of the District of Columbia. Application by Johnson-Kennedy Radio Corporation, as owner of Radio Broadcasting Station WJKS, for a...	May 08, 1933	Case		—
Mentioned by	 143. Nashville, C. & St. L. Ry. v. Wallace 53 S.Ct. 345, 347 , U.S.Tenn. Suit by the Nashville, Chattanooga & St. Louis Railway against Roy C. Wallace, Comptroller of the Treasury of the State of Tennessee, and others. From a decree of the Supreme...	Feb. 06, 1933	Case		—
Mentioned by	 144. Norwegian Nitrogen Products Co. v. U.S. 53 S.Ct. 350, 359 , U.S.Cust. & Pat.App. On Writ of Certiorari to the United States Court of Customs and Patent Appeals. Proceedings by the United States of America involving the assessment and collection of duties on...	Feb. 06, 1933	Case		—










Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	 145. Crowell v. Benson 52 S.Ct. 285, 292 , U.S.Ala. Mr. Justice BRANDEIS, Mr. Justice STONE, and Mr. Justice ROBERTS, dissenting. On Writs of Certiorari to the United States Circuit Court of Appeals for the Fifth Circuit. Suit by...	Feb. 23, 1932	Case		—
Mentioned by	 146. Liberty Warehouse Co. v. Grannis 47 S.Ct. 282, 283 , U.S.Ky. In Error to the District Court of the United States for the Eastern District of Kentucky. Petition for declaration of rights under the Declaratory Judgment Law of Kentucky by the...	Jan. 03, 1927	Case		—
Mentioned by	147. U.S. ex rel. Rowe v. Nicholson 78 F.2d 468, 471 , C.C.A.4 (Va.) Proceeding by the United States of America, on the relation of Otis W. Rowe, for a writ of habeas corpus to C. O. Nicholson, Superintendent of the Federal Reformatory Camp at...	June 18, 1935	Case		—
Mentioned by	 148. Commissioner of Internal Revenue v. Liberty Bank & Trust Co. 59 F.2d 320, 328+ , C.C.A.6 Pettion by the Commissioner of Internal Revenue and by the Liberty Bank & Trust Company, etc., to review orders of the United States Board of Tax Appeals. Orders reversed, and...	May 12, 1932	Case		—
Mentioned by	149. Cohn v. U.S. Shipping Bd. 20 F.2d 56, 62 , C.C.A.6 (Tenn.) Appeal from the District Court of the United States for the Western District of Tennessee; Harry B. Anderson, Judge. Libel by Robert Cohn and another, copartners under the firm...	June 06, 1927	Case		—
Mentioned by	150. Velazquez v. Hunter 159 F.2d 606, 608 , C.C.A.10 (Kan.) Appeal from the District Court of the United States for the District of Kansas; Arthur J. Mellott, Judge. Habeas corpus proceeding by Jose Cases Velazquez against Walter a. Hunter,...	Jan. 20, 1947	Case		—
Mentioned by	151. Oklahoma Gas & Elec. Co. v. Wilson & Co. of Oklahoma 54 F.2d 596, 598 , C.C.A.10 (Okla.) Appeal from the District Court of the United States for the Western District of Oklahoma; Edgar S. Vaught, Judge. Suit by the Oklahoma Gas & Electric Company and others against...	Dec. 21, 1931	Case		—
Mentioned by	152. Lurk v. U.S. 296 F.2d 360, 362 , D.C.Cir. Defendant was convicted in the United States District Court for the District of Columbia, Joseph R. Jackson, J., of robbery. The Court of Appeals denied defendant the right to...	June 22, 1961	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	153. Pang-Tsu Mow v. Republic of China 201 F.2d 195, 198 , D.C.Cir. Sovereign foreign government's action to prevent misuse of its funds by those alleged to have been its agents, and to secure an accounting from them. The United States District...	Nov. 20, 1952	Case		—
Mentioned by	154. Potomac Elec. Power Co. v. Public Utilities Commission of District of Columbia 158 F.2d 521, 525 , App.D.C. Appeal from the District Court of the United States for the District of Columbia. Proceeding by the Potomac Electric Power Company against the Public Utilities Commission of the...	July 16, 1946	Case		—
Mentioned by	155. U.S. v. Thoresen 281 F.Supp. 598, 608 , N.D.Cal. Prosecution for illegal shipment, receipt, and possession of firearms. Defendants moved for separate trials, for change of venue, for consolidation or election, to dismiss, and to...	Apr. 21, 1967	Case		—
Mentioned by	156. Pacific Gas & Electric Co. v. Railroad Commission of California 16 F.Supp. 884, 886 , N.D.Cal. On petition for rehearing. Rehearing denied. For former opinion, see 13 F.Supp. 931.	1900	Case		—
Mentioned by	 157. Alton R. Co. v. U.S. 58 F.2d 399, 400 , N.D.Ill. In Equity. Suit by the Alton Railroad Company against the United States and others. Bill dismissed for want of jurisdiction.	Apr. 07, 1932	Case		—
Mentioned by	158. Fowler v. U.S. 2012 WL 6765701, *1 , E.D.Ky. Marc Fowler filed a petition under 28 U.S.C. § 2254 for a Writ of Habeas Corpus. DE # 1 (Petition). During its initial review of the petition, the Court noted several concerns...	Dec. 07, 2012	Case		—
Mentioned by	159. Gulf Refining Co. of Louisiana v. Phillips 5 F.2d 514, 516 , W.D.La. In Equity. Suit by the Gulf Refining Company of Louisiana gainst A. H. Phillips, Tax Collector, and against M. M. Sandlin, Tax Assessor. On motion of respondent in the first case...	Feb. 20, 1925	Case		—
Mentioned by	160. Feely v. Sidney S. Schupper Interstate Hauling System 72 F.Supp. 663, 665 , D.Md. Action by William C. Feely, Jr., and by Horace Breeding against Sidney S. Schupper Interstate Hauling System, Inc. On defendant's motions to dismiss. The two actions were...	June 09, 1947	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	<p> 161. Monroe Gaslight & Fuel Co. v. Michigan Public Utilities Commission 292 F. 139, 142 , E.D.Mich.</p> <p>In Equity. Suit by the Monroe Gaslight & Fuel Company against the Michigan Public Utilities Commission and others. On motion for preliminary injunction. Injunction granted.</p>	June 09, 1923	Case		—
Mentioned by	<p>162. U.S. ex rel. Yellowtail v. Little Horn State Bank 828 F.Supp. 780, 785 , D.Mont.</p> <p>Member of Indian tribe commenced action as putative qui tam relator against bank seeking declaration that promissory notes executed by tribe in favor of bank were null and void for...</p>	Apr. 09, 1992	Case		—
Mentioned by	<p>163. Coffman v. Federal Laboratories 55 F.Supp. 501, 504 , D.N.J.</p> <p>Action by Roscoe A. Coffman against Federal Laboratories, Inc., and Breeze Corporations, Inc., challenging the constitutionality of the Royalty Adjustment Act and the validity of...</p>	Mar. 31, 1944	Case		—
Mentioned by	<p>164. New Jersey Suburban Water Co. v. Board of Public Utility Com'rs 23 F.Supp. 752, 753 , D.N.J.</p> <p>In Equity. Suit by the New Jersey Suburban Water Company against the Board of Public Utility Commissioners and others, to enjoin the enforcement of an order fixing a rate for...</p>	June 20, 1938	Case		—
Mentioned by	<p>165. Pearson v. Easy Living, Inc. 534 F.Supp. 884, 891 , S.D.Ohio</p> <p>Consumers brought action based on allegation that creditor failed to comply with disclosure requirements of Truth in Lending Act and a regulation. On cross motions for summary...</p>	July 14, 1981	Case		—
Mentioned by	<p>166. Sage v. Baldwin 55 F.2d 968, 970 , N.D.Tex.</p> <p>In Equity. Suit by H. B. Sage and others against E. John Baldwin and others to enjoin defendants, state officers, from enforcing provisions of an act of the state of Texas....</p>	Feb. 05, 1932	Case		—
Mentioned by	<p>167. Lynchburg Traffic Bureau v. U.S. 84 F.Supp. 1012, 1016 , W.D.Va.</p> <p>Action by the Lynchburg Traffic Bureau against the United States, Interstate Commerce Commission and others to set aside certain orders and reports of the Commission. Petition to...</p>	June 30, 1949	Case		—
Mentioned by	<p> 168. T.M. Duche & Sons v. U.S. 1952 WL 5932, *3 , Cust. & Pat.App.</p> <p>Appeal from United States Customs Court, C. D. 1300 [Affirmed.]</p>	Mar. 18, 1952	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	169. Loyd v. Wilkie 2018 WL 1836200, *2 , Vet.App. Before the Court is appellant Eric E. Loyd's October 22, 2017, application pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412(d) (EAJA), for an award of attorney fees...	Apr. 18, 2018	Case		—
Mentioned by	170. Jones v. Shulkin 2018 WL 1129128, *3 , Vet.App. Before the Court is Brenda C. Jones's June 15, 2017, amended application for an award of \$10,143.23 in attorney fees and expenses, pursuant to the Equal Access to Justice Act...	Mar. 01, 2018	Case		—
Mentioned by	171. Tibbles v. Shulkin 2017 WL 3222426, *2 , Vet.App. Pending before the Court is the appellant's November 10, 2016, application for attorney fees and expenses in the amount of \$16,174.58 under the Equal Access to Justice Act (EAJA),...	July 31, 2017	Case		—
Mentioned by	172. Burns, Stix Friedman & Co., Inc. v. Commissioner of Internal Revenue 57 T.C. 392, 401 , U.S.Tax Ct. The United States Tax Court as established under the Tax Reform Act of 1969, secs. 941-962, is an article I or 'legislative' court. The exercise by it of the jurisdiction conferred...	Dec. 16, 1971	Case		—
Mentioned by	173. Southern Cities Distributing Co. v. Carter 41 S.W.2d 1085, 1088 , Ark. Appeal from Circuit Court, Miller County; Dexter Bush, Judge. Mandamus proceeding by B. E. Carter against the Mayor and Members of the City Council of Texarkana, Ark., to compel...	June 15, 1931	Case		—
Mentioned by	174. Southern Cities Distributing Co. v. Carter 44 S.W.2d 362, 365 , Ark. Appeal from Circuit Court, Miller County; Dexter Bush, Judge. Mandamus proceeding by B. E. Carter against the Mayor and Members of the City Council of Texarkana, Ark., to compel...	June 15, 1931	Case		—
Mentioned by	175. McEachin v. U. S. 432 A.2d 1212, 1214 , D.C. Defendant was convicted in the Superior Court, Edmond T. Daly, J., of possession of marijuana, unlawful entry, and petit larceny, all of which occurred on Air Force base located...	June 05, 1981	Case		—
Mentioned by	176. Palmore v. U. S. 290 A.2d 573, 579 , D.C. Defendant was convicted in Superior Court of the District of Columbia, Milton D. Korman, J., of carrying a dangerous weapon after having sustained a prior felony conviction and he...	Apr. 28, 1972	Case		—
Mentioned by	177. Public Service Commission v. City of Indianapolis 131 N.E.2d 308, 312 , Ind. Action by city to vacate Public Service Commission order approving water company's new rate schedule. The Superior Court, Marion County, in Banc, rendered judgment for city and...	Jan. 11, 1956	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	178. Burlington Transp. Co. v. Iowa State Commerce Commission 298 N.W. 631, 633 , Iowa Appeal from District Court, Wapello County; Heinrich C. Taylor, Judge. Proceedings by appeal from an order of the Iowa State Commerce Commission granting a certificate of...	June 17, 1941	Case		—
Mentioned by	179. Appeal of Beasley Bros. 220 N.W. 306, 308+ , Iowa Appeal from District Court, Jasper County; H. F. Wagner, Judge. This is an application to the board of railroad commissioners by the Des Moines & Central Iowa Railroad Company for...	June 26, 1928	Case		—
Mentioned by	 180. Petition of Worcester County Nat. Bank of Worcester 162 N.E. 217, 225 , Mass. Case Reserved and Report from Probate Court, Worcester County; Frederick H. Chamberlain, Judge. Petition by the Worcester County National Bank of Worcester for leave to render...	May 30, 1928	Case		—
Mentioned by	181. City of Duluth v. Railroad and Warehouse Com'n of State of Minn. 209 N.W. 10, 13 , Minn. Appeal from District Court, St. Louis County; C. R. Magney, H. J. Grannis, and E. J. Kenny, Judges. Suit by the City of Duluth against the Railroad and Warehouse Commission of the...	May 14, 1926	Case		—
Mentioned by	 182. Scott v. State ex rel. Bd. of Nursing 244 N.W.2d 683, 688 , Neb. Board of Nursing appealed from a judgment of the District Court, Lancaster County, Blue, J., reversing its denial of a nursing license. The Supreme Court, Clinton, J., held that...	Aug. 04, 1976	Case		—
Mentioned by	183. Application of Nebraska Public Power Dist. 216 N.W.2d 722, 727 , Neb. The Power Review Board approved, upon joint application of power districts, an agreement between them limiting areas in which, and customers to whom, the respective districts would...	Mar. 28, 1974	Case		—
Mentioned by	184. Opinion of the Justices 152 A.2d 878, 881 , N.H. A question was propounded by the Senate to the Justices of the Supreme Court relating to the constitutionality of proposed legislation relative to appointment of public utilities...	July 09, 1959	Case		—
Mentioned by	 185. Motor Haulage Co. v. Maltbie 57 N.E.2d 41, 51 , N.Y. Appeal from Supreme Court, Appellate Division, Third Department. Proceeding by the Motor Haulage Company, Inc., under Civil Practice Act, art. 78, s 1283 et seq., to review a...	July 19, 1944	Case		—

Treatment	Title	Date	Type	Depth	Headnote(s)
Mentioned by	186. Oklahoma Cotton Ginners' Ass'n v. State 51 P.2d 327, 333 , Okla. Appeal from Corporation Commission. Proceeding by the Oklahoma Cotton Ginners' Association against the State and others. On appeal from an order of the Corporation Commission...	Oct. 17, 1935	Case		—
Mentioned by	187. Gorham v. Robinson 186 A. 832, 843 , R.I. Four original proceedings in equity in nature of quo warranto under Gen.Laws 1923, c. 379, by Howard B. Gorham against Maurice Robinson; by Charles R. Easton against Luigi De...	Aug. 14, 1936	Case		—
Mentioned by	188. State , Department of Game, Fish and Parks v. Troy Township, Day County 900 N.W.2d 840, 846 , S.D. GOVERNMENT — Highways and Roads. Township's decision to vacate portions of several section-line highways was arbitrary.	Aug. 16, 2017	Case		—
Mentioned by	 189. Floyd v. Department of Labor and Industries 269 P.2d 563, 567 , Wash. Workmen's compensation proceeding. The Superior Court, King County, William J. Wilkins, J., entered judgment on verdict increasing permanent partial disability award of Industrial...	Apr. 09, 1954	Case		—
Mentioned by	 190. State ex rel. Richardson v. County Court of Kanawha County 78 S.E.2d 569, 576 , W.Va. Original proceedings by the State, on the relation of the judge and chief probation officer of the Domestic Relations Court of Kanawha County, for a peremptory writ of mandamus...	Nov. 24, 1953	Case		—
Mentioned by	 191. Hodges v. Public Service Com'n 159 S.E. 834, 837 , W.Va. Appeal from Circuit Court, Kanawha County. Proceeding by the West Virginia Power & Transmission Company before the Public Service Commission, to obtain a license to construct a...	Aug. 12, 1931	Case		—
—	192. Changes in purchasing power of money as affecting compensation in eminent domain proceedings 92 A.L.R.2d 772 This annotation is concerned with the propriety of recognition of changes in the value of money as a factor which may be considered in an eminent domain proceeding for the purpose...	1963	ALR	—	—
—	193. Administrative Law Practice and Procedure APP A.2, App. A.2. Attorney General's Manual on the Administrative Procedure Act June 11, 1946, the date on which the Administrative Procedure Act was approved by President Truman, is notable...	2019	Other Secondary Source	—	—

Treatment	Title	Date	Type	Depth	Headnote(s)
—	194. Cyclopedia of Federal Procedure s 2:3, § 2:3. Power of Congress over jurisdiction; changes and restrictions Assuming no constraints or limitations grounded in the Constitution are implicated, it is for Congress to determine the subject matter jurisdiction of federal courts. Inasmuch as...	2020	Other Secondary Source	—	—
—	195. Cyclopedia of Federal Procedure s 2:4, § 2:4. Power of Congress over jurisdiction; changes and restrictions—Jurisdiction of Supreme Court The Constitution provides that the Supreme Court shall have original jurisdiction of all cases affecting ambassadors, other public ministers and consuls, and those in which a state...	2020	Other Secondary Source	—	—
—	196. Cyclopedia of Federal Procedure s 67:2, § 67:2. Distinctions between scope of appellate review of jury and bench trials The scope of review is limited by certain restrictive principles. The nature and extent of the hearing and consideration of the cause on appeal or certiorari in federal courts are...	2020	Other Secondary Source	—	—
—	197. Federal Banking Law Reporter 95214, MICHAEL STELLA, ON BEHALF OF HIMSELF AND ALL OTHER STOCKHOLDERS OF KAISER-FRAZER CORPORATION, PLAINTIFF-APPELLANT, V. HENRY J. KAISER, JOSEPH W. FRAZER, EDGAR F. KAISER, G.G. SHERWOOD, E.E. TREFETHEN, JR., CLAY P. BEDFOR Federal Banking Law Reporter Michael STELLA, on behalf of himself and all other stockholders of Kaiser—Frazer Corporation, Plaintiff—Appellant, v. Henry J. KAISER, Joseph W. Frazer, Edgar F. Kaiser, G.G....	1954	Other Secondary Source	—	—
—	198. Federal Banking Law Reporter 113646, TEXTILE WORKERS UNION OF AMERICA V. LINCOLN MILLS OF ALABAMA. Federal Banking Law Reporter TEXTILE WORKERS UNION OF AMERICA v. LINCOLN MILLS OF ALABAMA. TEXTILE WORKERS v. LINCOLN MILLS, 353 U.S. 448 (1957) CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE FIFTH...	1957	Other Secondary Source	—	—
—	199. Federal Procedural Forms s 3:486, § 3:486. Article III jurisdiction; Generally The Supreme Court has no common-law jurisdiction; it can only exercise the jurisdiction prescribed by the Constitution. The jurisdiction of the Supreme Court is defined by Article...	2020	Other Secondary Source	—	—
—	200. Federal Procedure, Lawyers Edition s 20:268, § 20:268. Jurisdiction, generally The Supreme Court has no common-law jurisdiction; it can only exercise the jurisdiction prescribed by the Constitution. For the Supreme Court to have jurisdiction over a matter,...	2020	Other Secondary Source	—	—

Treatment	Title	Date	Type	Depth	Headnote(s)
—	201. 46 Mass. Prac. Series s 6:8, § 6:8. Administrative questions Mass. Prac. Series Another limitation on the authority of courts to consider issues presented for judicial determination is the preclusion of administrative questions: "[T]he jurisdiction of [the...	2019	Other Secondary Source	—	—
—	202. Modern Constitutional Law s 39:2, § 39:2. Article I or legislative federal courts Article III does not express the full power of Congress to establish courts, and Article I gives Congress power to "create inferior courts and clothe them with functions deemed...	2018	Other Secondary Source	—	—
—	203. Modern Constitutional Law s 39:3, § 39:3. Separation of powers of legislative and constitutional courts The separation of powers doctrine limits the authority and responsibility of both legislative and constitutional courts. Constitutional courts are restricted to resolving "cases...	2018	Other Secondary Source	—	—
—	204. Modern Constitutional Law s 35:50, § 35:50. Power over the District of Columbia Congress has plenary and exclusive power over the District of Columbia. The Constitution gives to Congress "the entire control over the District of Columbia for every purpose of...	2018	Other Secondary Source	—	—
—	205. Modern Constitutional Law s 39:31, § 39:31. Constraints applicable to Article III courts Supreme Court rulings that judicial power may be exercised only in the event of a "case or controversy" apply only to the federal courts established pursuant to Article III of...	2018	Other Secondary Source	—	—
—	206. Wright & Miller: Federal Prac. & Proc. s 3528, § 3528. "Constitutional" Courts and Other Tribunals in Which the Judicial Power Is Vested Wright & Miller: Federal Prac. & Proc. This section is concerned with the differences between courts established under Article III of the Constitution, which will be called "constitutional" courts, and courts...	2020	Other Secondary Source	—	—
—	207. Wright & Miller: Federal Prac. & Proc. s 3535, § 3535. Administrative Questions Wright & Miller: Federal Prac. & Proc. Federal courts have refused to accept congressional efforts to authorize the decision of so-called "administrative questions." Like political-question decisions, the cases...	2020	Other Secondary Source	—	—
—	208. Wright and Miller, Federal Practice and Procedure Deskbook s 12, § 12. "Constitutional" and "Legislative" Courts Wright and Miller, Federal Practice and Procedure Deskbook Article III, § 1, of the Constitution provides: "The judicial Power of the United States, shall be vested in one supreme Court, and in such inferior Courts as the Congress may..."	2019	Other Secondary Source	—	—

Treatment	Title	Date	Type	Depth	Headnote(s)
—	<p>209. Wright and Miller, Federal Practice and Procedure Deskbook s 16, § 16. "Case or Controversy"—Administrative Questions Wright and Miller, Federal Practice and Procedure Deskbook</p> <p>Another limitation on the jurisdiction of the federal courts is that they cannot exercise administrative, or legislative, power. This limitation is a requirement of Article III,...</p>	2019	Other Secondary Source	—	—
—	<p>210. Am. Jur. 2d Administrative Law s 59, § 59. Generally Am. Jur. 2d Administrative Law</p> <p>The doctrine of separation of powers declares that governmental powers are divided among the three separate and independent branches of government and broadly operates to...</p>	2020	Other Secondary Source	—	—
—	<p>211. Am. Jur. 2d District of Columbia s 18, § 18. Jurisdiction and powers of District of Columbia courts Am. Jur. 2d District of Columbia</p> <p>Congress, at least with respect to courts in the District, is enabled by the Constitution to confer a judicial power, wholly separate and apart from its authority under Article III...</p>	2020	Other Secondary Source	—	—
—	<p>212. Am. Jur. 2d Federal Courts s 452, § 452. Jurisdiction of Supreme Court Am. Jur. 2d Federal Courts</p> <p>The United States Supreme Court has no common-law jurisdiction; it can only exercise the jurisdiction prescribed by the Constitution. However, the Supreme Court reads limitations...</p>	2020	Other Secondary Source	—	—
—	<p>213. CJS Constitutional Law s 390, § 390. Advisory opinions CJS Constitutional Law</p> <p>The exercise of judicial power under Article III of the United States Constitution depends on the existence of a case or controversy, and the federal courts therefore lack the...</p>	2020	Other Secondary Source	—	—
—	<p>214. CJS Federal Courts s 4, § 4. Constitutional ("Article III") courts CJS Federal Courts</p> <p>In addition to delineating the extent of federal judicial power, the judiciary article of the United States Constitution sets forth the cases in which the Supreme Court will have...</p>	2020	Other Secondary Source	—	—
—	<p>215. INTEREST GROUPS, JUDICIAL REVIEW, AND THE ORIGINS OF BROADCAST REGULATION 49 Admin. L. Rev. 549 , 584</p> <p>C1-3Table of Contents L1-2Introduction 549 I. Courts in the Political System. 551 A. Interest Groups and Procedural "Details". 553 B. Relationship to Other...</p>	1997	Law Review	—	—

Treatment	Title	Date	Type	Depth	Headnote(s)
—	216. ECONOMIC SUBSTANCE AND THE STANDARD OF REVIEW 60 Ala. L. Rev. 339 , 376 Introduction. 339 I. Economic Substance. 342 A. Subjective Economic Substance Test. 344 1. Historical Perspective of Business Purpose. 345 2. Modern Application of...	2009	Law Review	—	—
—	217. ARTICLE III AND TITLE 11: A CONSTITUTIONAL COLLISON 12 Bankr. Dev. J. 397 , 450 I. INTRODUCTION II. CASE OR CONTROVERSY JURISPRUDENCE A. General Principles 1. Constitutional Values 2. Prudential Considerations B. Specific Applications of Article III 1. Proper...	1996	Law Review	—	—
—	218. THE NATIONAL LABOR RELATIONS BOARD AT 50: POLITICIZATION CREATES CRISIS 52 Brook. L. Rev. 229 , 280+ The unsettled state of current labor relations demonstrates that politicization of the adjudicatory board of an administrative agency can have extreme consequences. Recently, labor...	1986	Law Review	—	—
—	219. JUDICIAL FEDERALISM AND THE ADMINISTRATIVE STATES 87 Calif. L. Rev. 613 , 702+ Introduction. 616 I. Federal Courts and the Pre-Administrative States. 620 A. Federal Judicial Review of Pre-Modern "Agencies": Scrutinizing Local Government Power. 620 1....	1999	Law Review	—	—
—	220. THE COURT'S ROLE IN INTERBRANCH DISPUTES OVER OVERSIGHT OF AGENCY RULEMAKING 14 Cardozo L. Rev. 957 , 993 In 1980 Jesse H. Choper published a challenging book in which he advanced the thesis that the Supreme Court should exercise the power of judicial review only in instances in which...	1993	Law Review	—	—
—	221. ARTICLE III, AGENCY ADJUDICATION, AND THE ORIGINS OF THE APPELLATE REVIEW MODEL OF ADMINISTRATIVE LAW 111 Colum. L. Rev. 939 , 1003+ American administrative law is grounded in a conception of the relationship between reviewing courts and agencies modeled on the relationship between appeals courts and trial...	2011	Law Review	—	—
—	222. CERTIFICATION OF DEFENDANT CLASSES UNDER RULE 23(b)(2) 84 Colum. L. Rev. 1371 , 1401 Over the past decade, attempts to certify defendant classes under Federal Rule of Civil Procedure 23(b)(2) have become increasingly common. In Pennsylvania v. Local Union 542, for...	1984	Law Review	—	—

Treatment	Title	Date	Type	Depth	Headnote(s)
—	<p>223. ARTICLE III LIMITS ON ARTICLE I COURTS: THE CONSTITUTIONALITY OF THE BANKRUPTCY COURT AND THE 1979 MAGISTRATE ACT 80 Colum. L. Rev. 560 , 596</p> <p>In providing for the establishment of a federal judiciary, article III, section 1, of the Constitution appears to require Congress to grant federal judges life tenure and...</p>	1980	Law Review	—	—
—	<p>224. THE 1966 AMENDMENT TO THE BANK MERGER ACT 66 Colum. L. Rev. 764 , 789</p> <p>Despite the growth of the nation's economy during the past forty years, the establishment of a large number of new banks, and the reopening of many suspended banks, there has been...</p>	1966	Law Review	—	—
—	<p>225. THE DISTINCTION BETWEEN LEGISLATIVE AND CONSTITUTIONAL COURTS AND ITS EFFECT ON JUDICIAL ASSIGNMENT 62 Colum. L. Rev. 133 , 140+</p> <p>Article III of the Constitution delineates the nature and scope of "the judicial Power of the United States." In accordance with the principle of separation of powers, it...</p>	1962	Law Review	—	—
—	<p>226. FEDERAL ANTI-SUBVERSIVE LEGISLATION OF 1954 55 Colum. L. Rev. 631 , 747+</p> <p>In April of 1954, Attorney General Brownell appeared before a Subcommittee of the House Committee on the Judiciary to discuss the operation of the principal statutes dealing with...</p>	1955	Law Review	—	—
—	<p>227. THE FEDERAL "QUESTION" IN THE DISTRICT COURTS 53 Colum. L. Rev. 157 , 196</p> <p>Although the framers of our Constitution could not agree upon whether there should be any federal trial courts at all, it was generally conceded at the Convention that the national...</p>	1953	Law Review	—	—
—	<p>228. FEDERAL COURT ABSTENTION AND STATE ADMINISTRATIVE LAW FROM BURFORD TO ANKENBRANDT: FIFTY YEARS OF JUDICIAL FEDERALISM UNDER BURFORD v. SUN OIL CO. AND KINDRED DOCTRINES 42 DePaul L. Rev. 859 , 982+</p> <p>C1-3TABLE OF CONTENTS INTRODUCTION. 862 I. A SHORT INTRODUCTION TO THE ABSTENTION DOCTRINES. 868 A. The Pullman Doctrine (1941). 868 B. The Burford Doctrine (1943). 870 C. The...</p>	1993	Law Review	—	—
—	<p>229. THE CONSTITUTION IN THE SUPREME COURT: 1921-1930 1986 Duke L.J. 65 , 128+</p> <p>The selection of William Howard Taft to succeed Edward D. White as Chief Justice in 1921 was followed by three additional appointments in the next two years: George Sutherland,...</p>	1986	Law Review	—	—

Treatment	Title	Date	Type	Depth	Headnote(s)
—	230. THE DISTRICT OF COLUMBIA AND ARTICLE III 107 Geo. L.J. 1205 , 1250+ Today, it is black-letter law that Congress may create non-Article III courts in the District of Columbia and staff them with judges who lack salary protection and life tenure....	2019	Law Review	—	—
—	231. "UNCLE SAM MODERNIZES HIS JUSTICE": INVENTING THE FEDERAL DISTRICT COURTS OF THE TWENTIETH CENTURY FOR THE DISTRICT OF COLUMBIA AND THE NATION 90 Geo. L.J. 607 , 684 The celebration of the 200th birthday of the courts of the District of Columbia offers an opportunity to focus on the diversification and proliferation of the federal institutions...	2002	Law Review	—	—
—	232. BIAS IN THE EVOLUTION OF LEGAL RULES 80 Geo. L.J. 583 , 616 Since Adam Smith first proposed the existence of an "Invisible Hand" mysteriously at work to render efficient the outcome of private self-interested decisions in markets,...	1992	Law Review	—	—
—	233. A SIX-THREE RULE: REVIVING CONSENSUS AND DEFERENCE ON THE SUPREME COURT 37 Ga. L. Rev. 893 , 1014 Over the past eight years, the Rehnquist Court has waged an activist revolution that is unprecedented both in scope and in conflict. Before 1995, the Supreme Court struck down acts...	2003	Law Review	—	—
—	234. AMERICAN-STYLE JUSTICE IN NO MAN'S LAND 36 Ga. L. Rev. 895 , 1073+ For much of the nineteenth century, the geographic region known today as the Oklahoma Panhandle and bounded on the east by the hundredth meridian of longitude, on the south by...	2002	Law Review	—	—
—	235. ARTICLE I TRIBUNALS, ARTICLE III COURTS, AND THE JUDICIAL POWER OF THE UNITED STATES 118 Harv. L. Rev. 643 , 776+ Introduction. 646 I. Leading Accounts of Article III. 656 A. Problems with the Literal Account. 656 1. Legislative Courts. 656 2. Administrative Agencies. 658 3....	2004	Law Review	—	—
—	236. COURTS - PARTICULAR COURTS - DISTRICT COURT FOR THE DISTRICT OF COLUMBIA MAY PROPERLY APPOINT SCHOOL BOARD MEMBERS. 81 Harv. L. Rev. 702 , 707 Hobson v. Hansen, 265 F. Supp. 902 (D.D.C. 1967). Since 1906 judges of the District Court for the District of Columbia have appointed members of the Board of Education for the...	1968	Law Review	—	—

Treatment	Title	Date	Type	Depth	Headnote(s)
—	237. JUDICIAL REVIEW: QUESTION OF FACT 69 Harv. L. Rev. 1020 , 1056 In the last decade, American courts, legislatures, and writers have put forth a powerful and insistent effort to develop a uniform conception on which to ground the judicial review...	1956	Law Review	—	—
—	238. THE CONSTITUTIONAL STATUS OF THE COURT OF CLAIMS. 68 Harv. L. Rev. 527 , 535 In Williams v. United States, the Supreme Court held that salaries of the judges of the Court of Claims could be reduced by Congress because the court was a "legislative," or...	1955	Law Review	—	—
—	239. THE SUPREME COURT'S NEW RULES 68 Harv. L. Rev. 20 , 94 EFFECTIVE July 1, 1954, the practice in the Supreme Court of the United States was materially altered, clarified, and simplified. The details of the changes effected will be...	1954	Law Review	—	—
—	240. JUDICIAL RESOLUTION OF ADMINISTRATIVE DISPUTES BETWEEN FEDERAL AGENCIES 62 Harv. L. Rev. 1050 , 1058+ The continually expanding part which governmental agencies play in the nation's economic life has of course resulted in their increasingly frequent appearances in the courts...	1949	Law Review	—	—
—	241. CONSTITUTIONAL LAW - JUDICIAL POWERS - EMERGENCY COURT OF APPEALS ORDERS 20% RENT INCREASE AFTER ADVISORY BOARD AND EXPEDITER RECOMMEND 25% AND 15% RESPECTIVELY 62 Harv. L. Rev. 1067 , 1069+ Acting under the authority of the 1948 Housing and Rent Act, Pub. L. No. 464, 80th Cong., 2d Sess., c. 161 (March 31, 1948), the local advisory board for a defense-rental area...	1949	Law Review	—	—
—	242. REVIEW OF FINDINGS OF ADMINISTRATORS, JUDGES AND JURIES: A COMPARATIVE ANALYSIS 58 Harv. L. Rev. 70 , 124+ THE scope of judicial review of administrative findings has received the attention of many judges and commentators. Before the 1930's, writers who sought for uniformly applicable...	1944	Law Review	—	—
—	243. FACT AND LAW IN JUDICIAL REVIEW 56 Harv. L. Rev. 899 , 928 IN that most excellent report of the Attorney General's Committee on Administrative Procedure appears the following: In the language of judicial review sharp differentiation is made...	1943	Law Review	—	—

Treatment	Title	Date	Type	Depth	Headnote(s)
—	244. REVIEWABILITY OF "NEGATIVE" ADMINISTRATIVE ORDERS 53 Harv. L. Rev. 98 , 105 In the case of Rochester Telephone Corp. v. United States the Supreme Court ended at one stroke what was at once the most definite as well as the most questionable narrowing of the...	1939	Law Review	—	—
—	245. SEPARABILITY AND SEPARABILITY CLAUSES IN THE SUPREME COURT 51 Harv. L. Rev. 76 , 117+ THE problem of determining which portions of a partly invalid law may stand alone is of more than usual significance at the present time, when many laws are being challenged on...	1937	Law Review	—	—
—	246. THE JUDICIARY ACT OF 1937 51 Harv. L. Rev. 148 , 155 The new Judiciary Act, while it attracted much less popular attention than the controversial Supreme Court proposal which was under consideration at the same time, may be expected...	1937	Law Review	—	—
—	247. THE JOHNSON ACT: DEFINING A PLAIN, SPEEDY, AND EFFICIENT REMEDY IN THE STATE COURTS 50 Harv. L. Rev. 813 , 821 The long struggle to end interference by the lower federal courts with state public utility regulation was supposedly brought to a successful conclusion by the Johnson Act of May...	1937	Law Review	—	—
—	248. JUDICIAL REVIEW OF RATE ORDERS OF ADMINISTRATIVE BOARDS: A REEXAMINATION 50 Harv. L. Rev. 78 , 93 Growing economic complexity has increased the need for administrative control, and yet at the same time, as the problems laid before the commissions have become of greater import,...	1936	Law Review	—	—
—	249. DECLARATORY JUDGMENTS IN THE FEDERAL COURTS 49 Harv. L. Rev. 1351 , 1361 In order to deal adequately with the two years of decisions which have appeared under the Federal Declaratory Judgments Act, it is necessary briefly to reexamine the constitutional...	1936	Law Review	—	—
—	250. ADMINISTRATIVE LAW - STATUTORY APPEAL TO COURT FROM TAX ASSESSMENT AS JUDICIAL PROCEEDING 48 Harv. L. Rev. 673 , 673 A city sought to collect taxes upon the shares of a national bank as permitted by federal statute. 42 Stat. 1499 (1923), 12 U. S. C. A. § 548 (1927). The tax board approved the...	1935	Law Review	—	—

Treatment	Title	Date	Type	Depth	Headnote(s)
—	<p>251. CONSTITUTIONAL LAW - SEPARATION OF POWERS - REDUCTION OF SALARIES OF JUDGES OF DISTRICT OF COLUMBIA AND COURT OF CLAIMS</p> <p>47 Harv. L. Rev. 133 , 133</p> <p>Congress, in 1932, reduced the "salaries . of all judges (except judges whose compensation may not, under the Constitution, be diminished during their continuance in office) ."...</p>	1933	Law Review	—	—
—	<p>252. VALUATION AS A REQUIREMENT OF DUE PROCESS OF LAW IN RATE CASES</p> <p>43 Harv. L. Rev. 1249 , 1281+</p> <p>THE O'Fallon case has passed into history with the ultimate question of the proper methods to be used in the valuation of public utility property, and especially of railroads,...</p>	1930	Law Review	—	—
—	<p>253. FEDERAL LEGISLATIVE COURTS</p> <p>43 Harv. L. Rev. 894 , 902+</p> <p>THE power "to constitute tribunals inferior to the Supreme Court" is granted to Congress by Article I, section 8, of the Constitution. This power is also referred to in Article...</p>	1930	Law Review	—	—
—	<p>254. THE FEDERAL COURTS AND STATE REGULATION OF PUBLIC UTILITIES</p> <p>43 Harv. L. Rev. 379 , 425+</p> <p>A LOCAL electric light and power company is operating under a rate schedule which its managers find fails to produce an adequate net income. A new schedule providing for increased...</p>	1930	Law Review	—	—
—	<p>255. ADMINISTRATIVE LAW - JUDICIAL CONTROL - REVIEW OF ACTION OF FEDERAL RADIO COMMISSION</p> <p>42 Harv. L. Rev. 948 , 949+</p> <p>The Radio Act of 1927, as amended by the Act of March 28, 1928, provides for the establishment of a Federal Radio Commission with power to regulate and license broadcasting...</p>	1929	Law Review	—	—
—	<p>256. WHAT CONSTITUTES A CASE OR CONTROVERSY WITHIN THE MEANING OF ARTICLE III OF THE CONSTITUTION</p> <p>41 Harv. L. Rev. 232 , 236</p> <p>The Supreme and inferior courts of our federal system have with rigidity refused to act unless a case or controversy in which the judicial power could be exercised was presented. ...</p>	1927	Law Review	—	—
—	<p>257. THE OHIO VALLEY WATER COMPANY CASE AND THE VALUATION OF RAILROADS</p> <p>40 Harv. L. Rev. 1033 , 1041+</p> <p>"For forms of government let fools contest; Whate'er is best administer'd is best." SO wrote the bard of Twickenham at a time when cabinets were beginning to emerge from...</p>	1927	Law Review	—	—

Treatment	Title	Date	Type	Depth	Headnote(s)
—	<p>258. FEDERAL COURTS - REQUIREMENT OF ACTUAL CASE OR CONTROVERSY - APPLICATION OF DECLARATORY JUDGMENT ACT 40 Harv. L. Rev. 903 , 904</p> <p>The Kentucky Declaratory Judgment Act provides that where "an actual controversy exists . the court may make a binding declaration of rights, whether or not consequential relief...</p>	1927	Law Review	—	—
—	<p>259. ADMINISTRATIVE FINALITY 38 Harv. L. Rev. 447 , 481+</p> <p>SEVERAL recent cases in different states have upheld a certain type of statute against the criticism that it enacted administrative finality, and that thereby domination of the...</p>	1925	Law Review	—	—
—	<p>260. THE FUNCTIONS OF COURTS AND COMMISSIONS IN PUBLIC UTILITY RATE REGULATION 38 Harv. L. Rev. 141 , 179+</p> <p>EVER since the states started to regulate the charges made by public utility companies, the actual function of rate fixing has been largely entrusted to administrative boards and...</p>	1924	Law Review	—	—
—	<p>261. POWER OF CONGRESS OVER PROCEDURE IN CRIMINAL CONTEMPTS IN "INFERIOR" FEDERAL COURTS - A STUDY IN SEPARATION OF POWERS 37 Harv. L. Rev. 1010 , 1109</p> <p>". a great commandment of our Lady of the Common Law: Thou shalt not make unto thyself any graven image — of maxims or formulas to wit." Sir Frederick Pollock. MAY Congress...</p>	1924	Law Review	—	—
—	<p>262. THE FUNCTION IN RATE MAKING OF ADMINISTRATIVE AND JUDICIAL BODIES 37 Harv. L. Rev. 366 , 368</p> <p>An administrative commission fixes the rates a public utility may charge; the public utility wishes to attack the order. To what extent may the aid of the courts be enlisted...</p>	1924	Law Review	—	—
—	<p>263. CONSTITUTIONAL LAW - LEGISLATIVE AND JUDICIAL POWERS - VALIDITY OF A STATUTE REQUIRING A COURT ON APPEAL TO MAKE THE ORDER AN ADMINISTRATIVE COMMISSION SHOULD HAVE MADE 37 Harv. L. Rev. 382 , 383</p> <p>An act of Congress provides for the valuation of the property of public utilities in the District of Columbia by a Public Utilities Commission. Any party dissatisfied with the...</p>	1924	Law Review	—	—
—	<p>264. THE INSTITUTIONALIZED WOLF: AN ANALYSIS OF THE UNCONSTITUTIONALITY OF THE INDEPENDENT COUNSEL PROVISIONS OF THE ETHICS IN GOVERNMENT ACT OF 1978 21 Ind. L. Rev. 955 , 982</p> <p>In Congressional testimony in 1973, then Solicitor General Robert Bork denounced the office of special prosecutor as 'an office whose sole function is to attack the executive...</p>	1988	Law Review	—	—

Treatment	Title	Date	Type	Depth	Headnote(s)
—	265. REVERSE REMOVAL 78 Iowa L. Rev. 1029 , 1134 C1-3Table of Contents L1-2Introduction 1030 I. The Reverse Removal Scheme Advocated by the ALI Complex Litigation Project. 1033 II. The Reporters' Underlying Assumptions Are...	1993	Law Review	—	—
—	266. THE CONSTITUTIONALITY OF FEDERAL SENTENCES IMPOSED UNDER THE SENTENCING REFORM ACT OF 1984 AFTER MISTRETTA v. UNITED STATES 75 Iowa L. Rev. 767 , 789+ In order to alleviate the problems resulting from indeterminate sentencing, Congress passed the Sentencing Reform Act of 1984 (Act). Federal law contained no general sentencing...	1990	Law Review	—	—
—	267. FESTO: A JURISPRUDENTIAL TEST FOR THE SUPREME COURT? 1 J. Marshall Rev. Intell. Prop. L. 69 , 108+ Few cases have raised a commotion in the patent law community like Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co., in which the United States Court of Appeals for the Federal...	2001	Law Review	—	—
—	268. CONGRESSIONAL POWER TO EXTEND FEDERAL JURISDICTION TO DISPUTES OUTSIDE ARTICLE III: A CRITICAL ANALYSIS FROM THE PERSPECTIVE OF BANKRUPTCY 87 Nw. U. L. Rev. 1188 , 1251+ I. Introduction. 1189 II. Bankruptcy Jurisdiction and the Tidewater Problem. 1190 A. Development of the Tidewater Doctrine. 1190 B. Federal Jurisdiction in Bankruptcy. 1192 C. ...	1993	Law Review	—	—
—	269. Article III Limits on Article I Courts: The Constitutionality of the Bankruptcy Court In providing for the establishment of a federal judiciary, article III, section 1, of the Constitution[] appears to require Congress to grant federal judges life tenure[] and...	2017	Law Review	—	—
—	270. A CAUSE OF ACTION, ANYONE?: FEDERAL EQUITY AND THE PREEMPTION OF STATE LAW 91 Notre Dame L. Rev. 1807 , 1830 I was not fortunate enough to have known Dan Meltzer well. I met Danny only a few times. We had only the thinnest of correspondence. Of his sterling reputation as a human being, I...	2016	Law Review	—	—
—	271. THE NEW CARBON DIOXIDE PIPELINES: REVIVAL OF THE COMMON CARRIER AT COMMON LAW 12 Okla. City U. L. Rev. 103 , 127 The owners of the new carbon dioxide pipelines, originating primarily in southwest Colorado, have an opportunity which interstate pipelines in the United States have not had for...	1987	Law Review	—	—

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—	272. THE DEATH OF ADMINISTRATIVE COMMON LAW OR THE RISE OF THE ADMINISTRATIVE PROCEDURE ACT 68 Rutgers U. L. Rev. 605 , 681 "[C]ourts must hold the administrative agencies within the confines of their Congressional authority. But in doing so they should not even unwittingly assume that the familiar is...	2016	Law Review	—	—
—	273. FEDERAL JURISDICTION ACCORDING TO PROFESSOR FRANKFURTER 53 St. Louis U. L.J. 779 , 795 The birth of the modern course in "Federal Courts" or "Federal Jurisdiction" is usually traced to the publication in 1953 of Henry M. Hart and Herbert Wechsler's The Federal...	2009	Law Review	—	—
—	274. DID LIBERAL JUSTICES INVENT THE STANDING DOCTRINE? AN EMPIRICAL STUDY OF THE EVOLUTION OF STANDING, 1921-2006 62 Stan. L. Rev. 591 , 667 While the standing doctrine is one of the most widely theorized and criticized doctrines in U.S. law, its origins remain controversial. One revisionist view argues that New Deal...	2010	Law Review	—	—
—	275. THE METAPHOR OF STANDING AND THE PROBLEM OF SELF-GOVERNANCE 40 Stan. L. Rev. 1371 , 1516+ But the greatest thing by far is to be a master of the metaphor. I. THE QUEST FOR COHERENCE. 1372 II. THE MEANING OF A METAPHOR. 1382 A. Metaphors of Thought. 1382 B. 'Standing'...	1988	Law Review	—	—
—	276. THE CONSTITUTION AND COURT-MARTIAL OF CIVILIANS ACCOMPANYING THE ARMED FORCES-A PRELIMINARY ANALYSIS 13 Stan. L. Rev. 461 , 521 The appropriate role of the military in the scheme of things has anciently been one of civilization's most important and perplexing problems. Across the ages comes Plato's...	1961	Law Review	—	—
—	277. A TALE OF TWO TYPEWRITERS 10 Stan. L. Rev. 409 , 440 "The trial . is not an investigative, but a demonstrative proceeding." It is up to the parties to supply the information on which a verdict rests. What comes out depends on what...	1958	Law Review	—	—
—	278. UTILITY RATE REFUNDS IN THE FEDERAL COURTS 6 Stan. L. Rev. 492 , 512 In Pennsylvania Water & Power Company v. Federal Power Commission, the Court of Appeals for the District of Columbia Circuit held that funds impounded pursuant to a stay of a...	1954	Law Review	—	—

Treatment	Title	Date	Type	Depth	Headnote(s)
—	<p>279. THE JUDICIAL POWER IN THE STATE (AND FEDERAL) COURTS 2000 Sup. Ct. Rev. 357 , 432</p> <p>My subject is a common separation-of-powers claim: that a statute violates the constitutional grant of "judicial power" to the courts. In the federal system this claim has been...</p>	2000	Law Review	—	—
—	<p>280. APPLYING MORE RESTRICTIVE SEARCH AND SEIZURE REQUIREMENTS UNDER STATE CONSTITUTIONAL LAW IN FEDERAL COURTS USING MICHIGAN V. LONG AND ERIE V. TOMPKINS 14 Temp. Pol. & Civ. Rts. L. Rev. 201 , 223</p> <p>In recent years, state courts have held state constitutional protections, particularly in New York, to be more extensive than federal constitutional protections against search and...</p>	2004	Law Review	—	—
—	<p>281. SEPARATION OF POWERS AS A SAFEGUARD OF FEDERALISM 79 Tex. L. Rev. 1321 , 1459+</p> <p>I. Supremacy, Federal Lawmaking Procedures, and Federalism. 1328 A. The Text of the Constitution. 1331 1. The Exclusivity of Federal Lawmaking Procedures. 1331 2....</p>	2001	Law Review	—	—
—	<p>282. BANK MERGERS: A NEW STANDARD OF EVALUATION? 46 Tex. L. Rev. 81 , 101</p> <p>During the first half of 1967 more mergers were consummated than in any similar period in United States history. Of these mergers, the finance-bank-insurance group accounted for a...</p>	1967	Law Review	—	—
—	<p>283. LABOR-COLLECTIVE BARGAINING-EQUITABLE REMEDIES-STRIKES AND BOYCOTTS-EMERGENCY INJUNCTION PROCEDURE UNDER LABOR MANAGEMENT RELATIONS ACT UPHELD. UNITED STEELWORKERS OF AMERICA V. UNITED STATES, 361 U.S. 39 (1959) 39 Tex. L. Rev. 237 , 241</p> <p>The union called an industry-wide strike after failing to reach a contract agreement with the steel companies. The strike being still in effect after nearly three months, the...</p>	1960	Law Review	—	—
—	<p>284. JUDGING AS ADMINISTRATION, ADMINISTRATION AS JUDGING 21 Tex. L. Rev. 1 , 16</p> <p>Lawyers, judges, and law teachers, lend me your ears. Unlike Anthony in ancient Egypt, I did come here to talk. Still unlike him in ancient Rome, I openly avow that I came not to...</p>	1942	Law Review	—	—
—	<p>285. JUDICIAL REVIEW OF ORDERS OF THE TEXAS RAILROAD COMMISSION 20 Tex. L. Rev. 457 , 469+</p> <p>In a recent opinion, Lone Star Gas Co. v. State, the Supreme Court of Texas attempted to outline the scope of judicial review of administrative orders of the Texas Railroad...</p>	1942	Law Review	—	—

Treatment	Title	Date	Type	Depth	Headnote(s)
—	286. FEDERAL PROCEDURE-SCOPE OF CRIMINAL AND CIVIL RULES-NON-APPLICABILITY TO TERRITORIAL COURTS 17 Tex. L. Rev. 94 , 95 Defendants were convicted of a criminal offense in the District Court of the Territory of Hawaii. Appeal was taken in the manner and within the time specified in a prior act, 43...	1938	Law Review	—	—
—	287. CURRENT PROPOSALS FOR THE REORGANIZATION OF THE FEDERAL REGULATORY AGENCIES 16 Tex. L. Rev. 335 , 358 The atmosphere at the present time is rife with proposals for sweeping changes in the organization and functioning of the Federal agencies that exercise administrative powers over...	1938	Law Review	—	—
—	288. REVIEW OF ADMINISTRATIVE DECISIONS: A COMPARISON 15 Tex. L. Rev. 422 , 436 A bill has been introduced in Congress, and is pending consideration, for the creation of a United States Administrative Court. The proposed measure provides for the creation of a...	1937	Law Review	—	—
—	289. EXTRADITION AND ARTICLE III: A HISTORICAL EXAMINATION OF THE "JUDICIAL POWER OF THE UNITED STATES" 10 Tul. J. Int'l & Comp. L. 37 , 119 I. An Overview of the Extradition System. 43 II. The Historical Role of Courts in Extradition Proceedings. 46 A. The Jonathan Robbins Affair. 46 B. Congressman Marshall's...	2002	Law Review	—	—
—	290. SETTLEMENT CLASS ACTIONS, THE CASE-OR-CONTROVERSY REQUIREMENT, AND THE NATURE OF THE ADJUDICATORY PROCESS 73 U. Chi. L. Rev. 545 , 615 It would hardly be an overstatement to suggest that the nature of the litigation process has changed dramatically over the past forty years. Modern procedure has been altered to...	2006	Law Review	—	—
—	291. THE STANDING OF QUI TAM RELATORS UNDER THE FALSE CLAIMS ACT 57 U. Chi. L. Rev. 543 , 571 The False Claims Act ("FCA") is the federal government's chief defense against fraud. Passed during the Civil War to help deter fraud by defense contractors, the FCA grants a...	1990	Law Review	—	—
—	292. SEPARATION OF POWERS AND JUDICIAL SERVICE ON PRESIDENTIAL COMMISSIONS 53 U. Chi. L. Rev. 993 , 1025+ The President often asks federal judges to serve on commissions which recommend and inform legislative or executive action. Chief Justice Warren, for example, stepped out of his...	1986	Law Review	—	—

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—	<p>293. THE CONSTITUTIONAL STRUCTURE OF THE COURTS OF THE UNITED STATES TERRITORIES: THE CASE OF AMERICAN SAMOA 13 U. Haw. L. Rev. 379 , 451</p> <p>For Americans who grew up in the states there is something more than a little exotic about the United States territories, those parts of our nation which are not part of any state....</p>	1991	Law Review	—	—
—	<p>294. SAME-SEX MARRIAGE, INDIAN TRIBES, AND THE CONSTITUTION 61 U. Miami L. Rev. 53 , 85</p> <p>This Article explores the impact of a same-sex marriage amendment on the place of Indian tribes in the Federal Constitution. A same-sex marriage amendment, depending on the text,...</p>	2006	Law Review	—	—
—	<p>295. THE MYTH OF THE NONDELEGATION DOCTRINE 165 U. Pa. L. Rev. 379 , 431</p> <p>For much of the nineteenth and early twentieth centuries, the nondelegation doctrine served as a robust check on governmental expansion. Then, during the New Deal revolution, the...</p>	2017	Law Review	—	—
—	<p>296. ASCERTAINING THE LAWS OF THE SEVERAL STATES: POSITIVISM AND JUDICIAL FEDERALISM AFTER ERIE 145 U. Pa. L. Rev. 1459 , 1564</p> <p>C1-3Table of Contents Introduction. 1460 I. Erie, Ambiguity, and Independent Judgment. 1466 A. Identifying Indeterminacy in State Law. 1467 B. Judicial Federalism and...</p>	1997	Law Review	—	—
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—	<p>299. THE LIMITATIONS OF ARTICLE III ON THE PROPOSED JUDICIAL REMOVAL MACHINERY: S. 1506 118 U. Pa. L. Rev. 1064 , 1090</p> <p>The recent nominations of Justice Fortas, Judge Haynsworth, and Judge Carswell to positions on the Supreme Court have once again focused the concern of the public and the...</p>	1970	Law Review	—	—

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—	<p>301. SEPARATING THE STRANDS IN SEPARATION OF POWERS CONTROVERSIES 74 Va. L. Rev. 1253 , 1314+</p> <p>Cases involving separation of powers issues have proliferated in the last decade. Congressional efforts to streamline the adjudicative process, congressional endeavors to retain...</p>	1988	Law Review	—	—
—	<p>302. SPECIALLY QUALIFIED JURIES AND EXPERT NONJURY TRIBUNALS: ALTERNATIVES FOR COPING WITH THE COMPLEXITIES OF MODERN CIVIL LITIGATION 67 Va. L. Rev. 887 , 1007</p> <p>THE seventh amendment to the United States Constitution and the policies that it embodies have been frequent sources of legal controversy for almost two hundred years. In a sense,...</p>	1981	Law Review	—	—
—	<p>303. "THE JUDGE WOULD THEN BE THE LEGISLATOR": DISMANTLING SEPARATION OF POWERS IN THE NAME OF SENTENCING REFORM-MISTRETTEA v. UNITED STATES, 109 S.C.T. 647 (1989) 65 Wash. L. Rev. 249 , 268</p> <p>Abstract: In the Sentencing Reform Act of 1984 Congress created the United States Sentencing Commission, an independent agency in the judicial branch charged with promulgating...</p>	1990	Law Review	—	—
—	<p>304. THE FEDERAL RULES IN STATE COURTS: A SURVEY OF STATE COURT SYSTEMS OF CIVIL PROCEDURE 61 Wash. L. Rev. 1367 , 1427</p> <p>In 1960 Professor Charles Alan Wright published a comprehensive survey of the degree to which the Federal Rules of Civil Procedure had been adopted as the model for practice in...</p>	1986	Law Review	—	—
—	<p>305. JUSTICE WITHOUT FAVOR: DUE PROCESS AND SEPARATION OF EXECUTIVE AND JUDICIAL POWERS IN STATE GOVERNMENT 94 Yale L.J. 1675 , 1692</p> <p>Separation of powers is a necessary 'bulwark against tyranny' in part because allowing one branch to wield executive and judicial power would impair the impartial administration of...</p>	1985	Law Review	—	—






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—	306. PROSPECTIVE OVERRULING AND RETROACTIVE APPLICATION IN THE FEDERAL COURTS 71 Yale L.J. 907 , 951 Oliver Wendell Holmes, Jr., author of The Common Law, was speaking as Mr. Justice Holmes of the United States Supreme Court when in 1910 he wrote, "I know of no authority in this..."	1962	Law Review	—	—
—	307. LEGISLATIVE AND CONSTITUTIONAL COURTS: WHAT LURKS AHEAD FOR BIFURCATION 71 Yale L.J. 979 , 1012 Petitions for certiorari are strange and wondrous documents. At a time when the Federal Rules have largely eliminated the technical mysteries of pleadings, the intricacies of...	1962	Law Review	—	—
—	308. REMOVAL TO FEDERAL COURTS FROM STATE ADMINISTRATIVE AGENCIES 69 Yale L.J. 615 , 626 The availability of federal removal jurisdiction may frustrate a state's purpose in establishing administrative agencies for the primary determination of certain issues. Federal...	1960	Law Review	—	—
—	309. THE SEARCH FOR OBJECTIVITY IN CONSTITUTIONAL LAW 57 Yale L.J. 571 , 594 "We may try to see things as objectively as we please. None the less, we can never see them with any eyes except our own." —Cardozo, The Nature of the Judicial Process This is an...	1948	Law Review	—	—
—	310. CONCEPTS AND POLICIES IN ANGLO-AMERICAN ADMINISTRATIVE LAW THEORY 47 Yale L.J. 538 , 576 Much water has run over the dam since, in the last decades of the nineteenth century, Anglo-American legal writers began to concern themselves with the previously undiscussed topic...	1938	Law Review	—	—
—	311. ADMINISTRATIVE JUSTICE AND THE ROLE OF DISCRETION 47 Yale L.J. 577 , 602 The exercise of discretionary authority by administrative agencies has probably been subjected to more criticism than any other task of governmental administration. And yet from...	1938	Law Review	—	—
—	312. THE CASE-CONCEPT AND SOME RECENT INDIRECT PROCEDURES FOR ATTACKING THE CONSTITUTIONALITY OF FEDERAL REGULATORY STATUTES 45 Yale L.J. 649 , 671 Stockholders' suits and cases framed in reorganization proceedings have been conspicuous weapons in recent phases of the constitutional battle between business and the New Deal....	1936	Law Review	—	—

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—	313. THE DISTINCTION BETWEEN LEGISLATIVE AND CONSTITUTIONAL COURTS 43 Yale L.J. 316 , 323+ Article 3, Section 1 of the Constitution vests "the judicial power of the United States" in the Supreme Court and in such inferior courts as Congress may from time to time...	1933	Law Review	—	—
—	314. APPEAL BY COMMISSIONER FROM DECISION OP BOARD OF TAX APPEALS 42 Yale L.J. 125 , 128 The political dogma of the separation of powers has resulted, since the time of Hayburn's case, in the doctrine that constitutional courts created under Article III of the...	1932	Law Review	—	—
—	315. CASES ON FEDERAL JURISDICTION AND PROCEDURE. BY FELIX FRANKFURTER AND WILBER G. KATZ. CHICAGO: CALLAGHAN AND COMPANY. 1931. PP. XIX, 769 41 Yale L.J. 649 , 650 The student who masters the cases collected in this book and who takes the time to reflect upon the problems served up to him will have a grounding in federal jurisdiction and...	1932	Law Review	—	—
—	316. FEDERAL CONTROL OF RADIO BROADCASTING 39 Yale L.J. 245 , 256+ That the federal government must control the broadcasting situation is generally admitted. The tremendous present importance and future possibilities of the radio, the limitations...	1929	Law Review	—	—
—	317. THE CONSTITUTIONALITY OF THE PROPOSED FEDERAL DECLARATORY JUDGMENT ACT 38 Yale L.J. 104 , 110 In the recent case of Willing v. Chicago Auditorium Ass, 48 Sup. Ct. 507 (U. S. 1928), the Supreme Court has strengthened the inference drawn from the opinion in the first Liberty...	1928	Law Review	—	—
—	318. DECLARATORY ACTIONS AS "CASES" OR "CONTROVERSIES" 36 Yale L.J. 845 , 853 The United States Supreme Court in the recent case of Liberty Warehouse Co. v. Grannis, 47 Sup. Ct. 282 (1927) has given an interpretation to the words "cases" or...	1927	Law Review	—	—
—	319. P 10,586 FIELDS JEEP-EAGLE, INC., ET AL. (GROSSINGER MOTORS, ET AL., APPELLANTS) V. CHRYSLER CORP., ET AL., APPELLEES. Fields Jeep-Eagle, Inc., et al. (Grossinger Motors, et al., Appellants) v. Chrysler Corp., et al., Appellees. ¶ 10,586. Supreme Court of Illinois. Dkt. Nos. 74151, 75293, 75323,...	1994	Other Secondary Source	—	—

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—	<p>321. P 282,043 TEXTILE WORKERS UNION OF AMERICA V. LINCOLN MILLS OF ALABAMA. Health Care Compliance Reporter</p> <p>353 U.S. 448 TEXTILE WORKERS UNION OF AMERICA v. LINCOLN MILLS OF ALABAMA. TEXTILE WORKERS v. LINCOLN MILLS, 353 U.S. 448 (1957) CERTIORARI TO THE UNITED STATES COURT OF APPEALS...</p>	1957	Other Secondary Source	—	—
—	<p>322. TEXTILE WORKERS UNION OF AMERICA V. LINCOLN MILLS OF ALABAMA. Labor & Employment Law</p> <p>TEXTILE WORKERS UNION OF AMERICA v. LINCOLN MILLS OF ALABAMA. TEXTILE WORKERS v. LINCOLN MILLS, 353 U.S. 448 (1957) CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE FIFTH...</p>	1957	Other Secondary Source	—	—
—	<p>323. CROWELL, DEPUTY COMMISSIONER, V. BENSON. Labor & Employment Law</p> <p>285 U.S. 22 CROWELL, DEPUTY COMMISSIONER, v. BENSON. CROWELL v. BENSON , 285 U.S. 22 (1932) CERTIORARI TO THE CIRCUIT COURT OF APPEALS FOR THE FIFTH CIRCUIT. No. 19. Argued...</p>	1932	Other Secondary Source	—	—
—	<p>324. MED-GUIDE 1995-1 MED-GUIDE-TB P 43,129, SLACK NURSING HOME, INC. V. DEPARTMENT OF SOCIAL SERVICES OF THE STATE OF NEBRASKA. Medicare and Medicaid Guide</p> <p>Nebraska Supreme Court, No. S-93-643, Mar. 3, 1995 Nebraska: Nursing home reimbursement: Administrator's salary.-- The Nebraska Medicaid agency acted within its authority by...</p>	1995	Other Secondary Source	—	—
—	<p>325. P 67,422 HORIZONS INTERNATIONAL, INC. AND KENCHEM, INC. V. MALCOLM BALDRIDGE, SECRETARY, UNITED STATES DEPARTMENT OF COMMERCE, WILLIAM FRENCH SMITH, ATTORNEY GENERAL OF THE U.S., AND UNITED STATES DEPARTMENT OF JUSTICE, Trade Regulation Reporter (Trade Cases)</p> <p>Horizons International, Inc. and Kenchem, Inc. v. Malcolm Baldrige, Secretary, United States Department of Commerce, William French Smith, Attorney General of the U.S., and United...</p>	1987	Other Secondary Source	—	—

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—	326. P 71,898 UNITED STATES V. CROCKER-ANGLO NATIONAL BANK, CITIZENS NATIONAL BANK, AND TRANSAMERICA CORPORATION. Trade Regulation Reporter (Trade Cases) United States v. Crocker-Anglo National Bank, Citizens National Bank, and Transamerica Corporation. 1966 Trade Cases ¶ 71,898. U.S. District Court, N.D. California, Southern...	1966	Other Secondary Source	—	—
—	327. Comparative constitutional law—common problems: Australia, Canada, United States of America (1977) 51 ALJ 450 , 450+ This paper is limited to a consideration of three matters, to some degree related, which involve problems of a constitutional nature common to Australia, Canada and the United...	—	Law Review	—	—

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