

Supreme Court of the United States

Memorandum

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Mr. Justice:

After we had mailed off the Katzenbach v. McClung papers to you, the attached note came around. It explains why only the jurisdictional statement was filed yesterday. The briefs for both sides will be filed on Friday, and we will hold them here for your return.

In my original conversation with Mr. Cullinan, I understood him to say that all the Government's papers would be filed yesterday. Of course I now know that this was not the case, and I thought I should explain why you received only the jurisdictional statement yesterday.

MWM

OFFICE OF THE CLERK

September 23, 1964

MEMORANDUM FOR SECRETARIES

RE: **KATZENBACH v. McCLUNG**
No. 543, October Term, 1964

Mr. Justice Black in his opinion in this case indicated that a majority of the Court was prepared to hear the case, if the parties desire, immediately following that of Heart of Atlanta Hotel, Inc. v. United States et al., No. 515, on October 5th.

Counsel have submitted a joint motion to expedite briefing and oral argument, and the jurisdictional statement was filed today. This motion also provides for the filing of briefs on the merits in type-written form on Friday, October 24, and expresses the desire that the parties be heard immediately following No. 515, on October 5th.

Clerk
EPC