

5 Rapp no. 4 (1954)

## BRESLIN V. NEW YORK

### HEADNOTE

by Ross E. Davies

Source: Papers of Robert Houghwout Jackson, Box 188, Manuscript Division, Library of Congress, Washington, DC

Opinion by: Robert H. Jackson (noted in source).

Opinion date: June 28, 1954 (noted in source).

Citation: *Breslin v. New York*, 5 Rapp no. 4 (1954) (Jackson, J., in chambers), 1 J. In-Chambers Practice 43 (2016).

Additional information: This opinion was typed on a sheet of plain paper.

### OPINION

On Application for Stay.

James J. Breslin, Petitioner,

v.

The People of the State of New York.

The application herein is denied. Examination of the petition for rehearing does not indicate any intervening event or consideration that was not before the Court at the time of denial of the petition for certiorari. I am unable to say, in view of the denial by the full Court, that a substantial question exists for review by this Court.

I am unable to grant the request for oral argument, as I am leaving the city. This denial is therefore without prejudice to a renewal of the application before any other Justice of this Court.

/s/ Robert H. Jackson

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Associate Justice, Supreme Court  
of the United States  
June 28, 1954