

Smith Vs. Crouse

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Court : US Supreme Court

Decided On : Jun-22-1964

Appeal No. : 378 U.S. 584

Appellant : Smith

Respondent : Crouse

Judgement :

SMITH v. CROUSE - 378 U.S. 584 (1964)

U.S. Supreme Court SMITH v. CROUSE, 378 U.S. 584 (1964) **378 U.S. 584**

SMITH v. CROUSE, WARDEN.

ON PETITION FOR WRIT OF CERTIORARI TO THE SUPREME COURT OF KANSAS.

No. 915, Misc.

Decided June 22, 1964.

Certiorari granted and judgment reversed.

Reported below: 192 Kan. 171, 386 P.2d 295.

Petitioner pro se.

William M. Ferguson, Attorney General of Kansas, and J. Richard Foth, Assistant Attorney General, for respondent.

PER CURIAM.

The motion for leave to proceed in forma pauperis and the petition for writ of certiorari are granted. The judgment is reversed. *Douglas v. California*, [372 U.S. 353](#) .

MR. JUSTICE HARLAN, dissenting.

In my opinion the question whether *Douglas v. California*, [372 U.S. 353](#) , should be given retroactive application is deserving of plenary consideration. Cf. my dissenting opinion in *LaVallee v. Durocher*, 377 U.S. 998.

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