

Tod Vs. Waldman

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SooperKanoon Citation : sooperkanoon.com/94414

Court : US Supreme Court

Decided On : Jan-12-1925

Appeal No. : 266 U.S. 547

Appellant : Tod

Respondent : Waldman

Judgement :

Tod v. Waldman - 266 U.S. 547 (1925)

U.S. Supreme Court Tod v. Waldman, 266 U.S. 547 (1925)

Tod v. Waldman

No. 95

Petition for rehearing

Decided January 12, 1925

266 U.S. 547

CERTIORARI TO THE CIRCUIT COURT OF APPEALS

FOR THE SECOND CIRCUIT

SYLLABUS

Memorandum on petition for rehearing, adding to directions heretofore given in this case. See *ante*, p. [266 U. S. 113](#) .

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MR. CHIEF JUSTICE TAFT delivered the opinion of the Court.

By opinion handed down November 17, 1924, *ante* [266 U. S. 113](#) , this Court sustained the contention of the Commissioner of Immigration that the respondents should not have been discharged under the writ of habeas corpus as directed by the circuit court of appeals, but agreed with that court, in its criticism of the action of the immigration authorities in dealing with the respondents here, and made modifications and additions to the order of that court. Counsel for the respondents, in a petition for rehearing, now ask additional modifications. Of these, the Court deems it proper to grant two.

1st. Nothing in the order of this Court shall prejudice an application on behalf of Zenia Waldman to the discretion of the Secretary of Labor under 21 of the Immigration Act of February 5, 1917, c. 29, 39 Stat. 874, 891, to accept satisfactory security against her becoming a public charge and on its being furnished to admit her to this country.

2nd. Nothing in the order of this Court shall prejudice an application for release on bail of the respondents pending compliance with the mandate of this Court.