

5-1-1981

05-01-1981 Correspondence from Rehnquist to Powell

William H. Rehnquist
US Supreme Court Justice

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Recommended Citation

Rehnquist, W.H. Correspondence from Rehnquist to Powell, Beltran V. Myers, 451 U.S. 625 (1981). Box 367, Harry A. Blackmun Papers, Manuscript Division, Library of Congress, Washington, D.C.

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Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE WILLIAM H. REHNQUIST

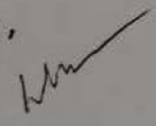
May 1, 1981

Re: No. 80-5303 Beltran v. Myers

Dear Lewis:

While I do not feel strongly about the matter, it seems to me that a "dismiss as improvidently granted" would still be the preferable treatment in this case. In view of the Boren-Long Amendment, the case has no future significance when that Amendment comes into effect, and therefore we would simply be allowing a selected group of people to argue to the Court of Appeals that one view rather than another as to the "transfer of assets" provision should apply to them. I probably would not dissent from your Per Curiam circulated April 30th if it otherwise obtains a Court.

Sincerely,



Mr. Justice Powell

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