70-4

Supreme Court, U.S. F I L E D

NOV 5 1970

In the

E. ROBERT SEAVER, CLERK

Supreme Court of the United States

OCTOBER TERM, 1970

No.

SALLY M. REED,

Appellant,

—v.—

CECIL R. REED, Administrator, In the Matter of the Estate of Richard Lynn Reed, Deceased.

JOINT SUPPLEMENTAL BRIEF

MELVIN L. WULF
American Civil Liberties
Union Foundation
156 Fifth Avenue
New York, N.Y. 10010

ALLEN R. DERR 817 W. Franklin Street Boise, Idaho 83701

Attorneys for Appellant

CHARLES S. STOUT
Idaho Building
Boise, Idaho 83702

Myron E. Anderson Idaho Building Boise, Idaho 83702

Attorneys for Appellee

IN THE

Supreme Court of the United States

OCTOBER TERM, 1970

No. 430

SALLY M. REED,

Appellant,

---v.---

Cecil R. Reed, Administrator, In the Matter of the Estate of Richard Lynn Reed, Deceased.

JOINT SUPPLEMENTAL BRIEF

By order dated October 12, 1970, the Court requested counsel to file supplemental briefs "on the question of the residence of each of the litigants at the time of the instigation of this litigation."

As set out in the stipulation in the Appendix, *infra*,¹ there is no issue as to residency. Both parties were residents of Idaho at the time the litigation was begun, and both parties continue to be residents of Idaho.

¹ The original copy of the stipulation has been filed with the Clerk of the Court.

Respectfully submitted,

Melvin L. Wulf American Civil Liberties Union Foundation 156 Fifth Avenue New York, N.Y. 10010

ALLEN R. DERR 817 W. Franklin Street Boise, Idaho 83701

Attorneys for Appellant

CHARLES S. STOUT Idaho Building Boise, Idaho 83702

Myron E. Anderson Idaho Building Boise, Idaho 83702

Attorneys for Appellee

November 1970

APPENDIX

APPENDIX

Stipulation as to Residency

IN THE

SUPREME COURT OF THE UNITED STATES

SALLY M. REED,

Plaintiff-Appellant,

__v.__

CECIL R. REED, Administrator, In the Matter of the Estate of Richard Lynn Reed, Deceased,

Defendant-Respondent.

Comes now, The parties above named by and through their Idaho counsel of record and stipulates that at all times pertinent to this cause both parties were and are residents of the State of Idaho.

DERR, DERR & WALTERS

By Allen R. Derr Allen R. Derr, of the Firm 817 W. Franklin Street Boise, Idaho 83701 Attorneys for Plaintiff-Appellant CHARLES S. STOUT

CHARLES S. STOUT
Charles S. Stout
Idaho Building
Boise, Idaho
Attorney for Defendant-Respondent

Myron E. Anderson

Myron E. Anderson

Myron E. Anderson

Idaho Building

Boise, Idaho

Attorney for Defendant-Respondent