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

CHAMBERS OF JUSTICE JOHN PAUL STEVENS

June 9, 1978

Re: 76-1660 - Hutto v. Finney

Dear Potter:

The letter which I have just received from Lewis explains why I felt it necessary to include the "bad faith" discussion. If we all agree that the statute applied, I would be happy to omit the entire discussion of the "bad faith" exception.

Respectfully,

Mr. Justice Stewart

Copies to the Conference