

UNITED STATES COURT OF APPEALS  
EIGHTH CIRCUIT

February 10, 1961

HARVEY M. JOHNSEN  
CHIEF JUDGE

Honorable Martin D. Van Oosterhout  
United States Circuit Judge  
Sioux City, Iowa

Honorable Harry A. Blackmun  
United States Circuit Judge  
Rochester, Minnesota

Re: No. 15, 765  
Dyer v. Securities and  
Exchange Commission

Dear Judges:

At the time this case was argued, I felt it was desirable to let it wait for a while in order to see if there was any possibility of cooling off Mr. Dyer's heat against Union Electric and the Securities and Exchange Commission. I am afraid I have allowed it to wait so long that it has passed beyond mere cooling and perhaps into solid refrigeration.

Anyway, here is a copy of a proposed opinion. It is perhaps a little "preachy", but I am hoping Dyer can be made to see the light so that we won't have these proxy matters in respect to Union Electric coming before us year after year.

I am preparing proposed opinions in the subsequent Dyer cases, which will go out shortly.

Sincerely yours,

Harvey M. Johnsen

enclosure