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Mr Justice:

Re: City of Canton v. Harris, No. 86-1088

There has been a flurry of correspondence in this case over the last few days, and it currently looks as if there is a 4-4 split on the question of whether the case should be reversed outright or remanded. There is the possibility that BRW might change his result to outright reversal in order to break the tie. I think that by joining in his decision to remand you might prevent this possibility. Although in the particular facts of this case the difference between a remand and reversal might not be that significant, I think that the ultimate impact of the opinion will be less drastic if the remand stands.

Please let me know if there is anything else I can do on this.

Kevin