

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

CHAMBERS OF
JUSTICE SANDRA DAY O'CONNOR

December 16, 1983

No. 82-738 Migra v. Warren City School District

Dear Harry,

I have read your opinion in this case and am sure I can join it. I would like to raise one question before sending my formal joinder, however.

The opinion, at pages 7 and 9, discusses the preclusive effects of a plaintiff's prior state court litigation. FN 7 discusses your dissent in Allen. Do you think that defendants as well as plaintiffs are bound by state law of claim preclusion? Section 1738 does not limit full faith and credit to plaintiff's actions. Should this be clarified in your view?

Sincerely,

Sandra

Justice Blackmun

*As he is concerned only w/ it's preclusion
+ more is in here & I heard him
w/ too much - this as it is
why I so cover Allen's pt.
But if a man wants to I know
that he's heard to be at
least refer to it*