

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

CHAMBERS OF  
JUSTICE SANDRA DAY O'CONNOR

March 7, 1986

Re: 84-1160 Pembaur v. Cincinnati

Dear Lewis,

I should have written you before circulating my opinion concurring in the judgment in this case. I have very mixed feelings about the case and I finally decided, reluctantly, to adhere to my original conference vote. Had the issue of retroactivity of Steagald been raised and argued, I would have agreed with that part of the separate writing.

Sincerely,

*Sandra*

Justice Powell