

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

June 8, 1981

CHAMBERS OF  
JUSTICE WM. J. BRENNAN, JR.

RE: No. 80-396 City of Newport v. Fact Concerts, Inc.

Dear Harry:

As I voted at conference I'll try my hand at a dissenting opinion on the question whether the punitive damages issue is properly before us in light of the city's failure to object to the instruction at the trial.

Sincerely,

*Bill*

Justice Blackmun

cc: The Conference