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

CHAMBERS OF  
JUSTICE Wm. J. BRENNAN, JR.

June 8, 1981

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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