

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

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CHAMBERS OF
JUSTICE LEWIS F. POWELL, JR.

December 11, 1980

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

Dear Bill:

Your opinion persuades me that the punitive damages issue is properly before us.

As I stated at Conference, I consider this an important issue - particularly since suits against municipalities, without the benefit of any immunity, are now the law of the land.

I think we should grant the case, and therefore would appreciate your adding my name to your dissenting opinion.

Sincerely,

Lewis

Mr. Justice Rehnquist

Copies to the Conference

LFP/lab