

STYLISTIC CHANGES ONLY

To: The Chief Justice
Justice Brennan
Justice White
Justice Marshall
Justice Blackmun
Justice O'Connor
Justice Scalia
Justice Kennedy

From: Justice Stevens

Circulated: _____

Recirculated: _____ JUN 21 1989

2nd DRAFT

SUPREME COURT OF THE UNITED STATES

Nos. 87-2084 AND 88-214

NORMAN JETT, PETITIONER

87-2084

v.

DALLAS INDEPENDENT SCHOOL DISTRICT

DALLAS INDEPENDENT SCHOOL DISTRICT,
PETITIONER

88-214

v.

NORMAN JETT

ON WRITS OF CERTIORARI TO THE UNITED STATES COURT OF
APPEALS FOR THE FIFTH CIRCUIT

[June 22, 1989]

JUSTICE STEVENS, dissenting.

My agreement with JUSTICE BRENNAN's dissent is buttressed by the views I expressed in *Middlesex County Sewerage Authority v. National Sea Clammers Assn.*, 453 U. S. 1, 22 (1981) (opinion concurring in judgment in part and dissenting in part), and in *Oklahoma City v. Tuttle*, 471 U. S. 808, 834 (1985) (dissenting opinion).