

To: The Chief Justice  
Mr. Justice Brennan  
Mr. Justice Stewart  
Mr. Justice White  
Mr. Justice Marshall  
Mr. Justice Blackmun  
Mr. Justice Powell  
Mr. Justice Rehnquist

From: Mr. Justice Stevens

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1st DRAFT

**SUPREME COURT OF THE UNITED STATES**

No. 75-1914

Jane Monell et al., Petitioners, v. Department of Social Services of the City of New York et al.	} On Writ of Certiorari to the United States Court of Appeals for the Sec- ond Circuit.
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[May —, 1978]

MR. JUSTICE STEVENS, concurring in part.

Since Parts II and IV of the opinion of the Court are merely advisory and are not necessary to explain the Court's decision, I join only Parts I, III, and V.