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SACRAMENTO AP - Chief Justice Earl Warren has said he plans to preside over the opening of the fall session of the U.S. Supreme Court, although he has submitted his resignation to President Johnson.

Warren revealed his plans in an interview published Saturday in the Sacramento Bee.

The chief justice, former Republican governor of California, told newsmen he plans to return to Washington Monday.

He explained his resignation is conditioned on Senate confirmation of the President's appointment of Justice Abe Fortas to replace him as chief justice.

Warren said he has decided to open the next court session Oct. 7 because Fortas' appointment has taken so long and the court shouldn't be left without a presiding officer.

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