

ORDERS FOR JUNE 20 THROUGH
SEPTEMBER 30, 1992

JUNE 20, 1992

Miscellaneous Order

No. A-954. REYNOLDS *v.* INTERNATIONAL AMATEUR ATHLETIC FEDERATION ET AL. Motion of Athletics Congress of the U.S. A., Inc., to vacate the stay entered by JUSTICE STEVENS [*post*, p. 1301] denied.

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Vacated and Remanded on Appeal

No. 91-962. HARRIS *v.* CITY OF BIRMINGHAM ET AL. Appeal from D. C. N. D. Ala. Judgment vacated and case remanded with instructions to dismiss the appeal as moot. *United States v. Munsingwear, Inc.*, 340 U.S. 36 (1950). Reported below: 772 F. Supp. 1207.

Certiorari Granted—Vacated and Remanded

No. 91-505. WEST *v.* NORTHWEST AIRLINES, INC. C. A. 9th Cir. Upon consideration of petition for rehearing, the order entered June 8, 1992 [504 U.S. 972], denying the petition for writ of certiorari is vacated. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Morales v. Trans World Airlines, Inc.*, 504 U.S. 374 (1992). Reported below: 923 F. 2d 657.

No. 91-670. UNITED STATES *v.* VERDUGO-URQUIDEZ. C. A. 9th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *United States v. Alvarez-Machain*, 504 U.S. 655 (1992). Reported below: 939 F. 2d 1341.

No. 91-1269. U. S. METROLINE SERVICES, INC. *v.* SOUTHWESTERN BELL TELEPHONE Co. C. A. 5th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *FTC v. Ticor Title Ins. Co.*, 504 U.S. 621 (1992). JUSTICE O'CONNOR took no part in the consideration or decision of this case. Reported below: 947 F. 2d 1486.

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No. 91-1527. OHIO PUBLIC EMPLOYEES DEFERRED COMPENSATION PROGRAM *v.* SICHERMAN, TRUSTEE. C. A. 6th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Patterson v. Shumate*, 504 U. S. 753 (1992). Reported below: 946 F. 2d 895.

Miscellaneous Orders

No. D-1112. IN RE DISBARMENT OF WHITE. Disbarment entered. [For earlier order herein, see 503 U. S. 980.]

No. D-1113. IN RE DISBARMENT OF DAVIS. Disbarment entered. [For earlier order herein, see 503 U. S. 980.]

No. D-1141. IN RE DISBARMENT OF ELLIS. It is ordered that Robert M. Ellis, of Wilmette, Ill., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. 119, Orig. CONNECTICUT ET AL. *v.* NEW HAMPSHIRE. Motion of Massachusetts Municipal Wholesale Electric Co. for leave to participate as *amicus curiae* in this case granted. JUSTICE SOUTER took no part in the consideration or decision of this motion. [For earlier order herein, see, *e. g.*, 504 U. S. 983.]

No. 91-535. BURDICK *v.* TAKUSHI, DIRECTOR OF ELECTIONS OF HAWAII, ET AL., 504 U. S. 428. Motion of respondents for taxation of respondents' costs in printing joint appendix granted.

No. 91-7358. BRECHT *v.* ABRAHAMSON, SUPERINTENDENT, DODGE CORRECTIONAL INSTITUTION. C. A. 7th Cir. [Certiorari granted, 504 U. S. 972.] Motion for appointment of counsel granted, and it is ordered that Allen E. Shoenberger, Esq., of Chicago, Ill., be appointed to serve as counsel for petitioner in this case.

No. 91-7873. FEX *v.* MICHIGAN. Sup. Ct. Mich. [Certiorari granted, 504 U. S. 908.] Motion for appointment of counsel granted, and it is ordered that John B. Payne, Jr., Esq., of Dearborn, Mich., be appointed to serve as counsel for petitioner in this case.

No. 91-8092. DOERR *v.* DOERR. Ct. App. Cal., 4th App. Dist. Motion of petitioner for leave to proceed *in forma pauperis* de-

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nied. Petitioner is allowed until July 13, 1992, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33 of the Rules of this Court.

JUSTICE BLACKMUN and JUSTICE STEVENS, dissenting.

For the reasons expressed in *Brown v. Herald Co.*, 464 U. S. 928 (1983), we would deny the petition for writ of certiorari without reaching the merits of the motion to proceed *in forma pauperis*.

No. 91-8173. *MARTIN v. DELAWARE*. Sup. Ct. Del. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until July 13, 1992, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33 of the Rules of this Court. JUSTICE BLACKMUN and JUSTICE STEVENS would deny the petition for writ of certiorari.

Certiorari Granted

No. 91-1353. *CONROY v. ANISKOFF ET AL.* Sup. Jud. Ct. Me. Certiorari granted. Reported below: 599 A. 2d 426.

No. 91-1657. *LEATHERMAN ET AL. v. TARRANT COUNTY NARCOTICS INTELLIGENCE AND COORDINATION UNIT ET AL.* C. A. 5th Cir. Certiorari granted. Reported below: 954 F. 2d 1054.

No. 91-1826. *BARR, ATTORNEY GENERAL, ET AL. v. CATHOLIC SOCIAL SERVICES, INC., ET AL.* C. A. 9th Cir. Certiorari granted. Reported below: 956 F. 2d 914.

No. 91-610. *LOCAL 144 NURSING HOME PENSION FUND ET AL. v. DEMISAY ET AL.* C. A. 2d Cir. Motions of National Coordinating Committee for Multiemployer Plans and Central States et al. for leave to file briefs as *amici curiae* granted. Certiorari granted. Reported below: 935 F. 2d 528.

No. 91-1600. *HAZEN PAPER CO. ET AL. v. BIGGINS.* C. A. 1st Cir. Motion of National Association of Manufacturers et al. for leave to file a brief as *amici curiae* granted. Certiorari granted. Reported below: 953 F. 2d 1405.

No. 91-7804. *BUFFERD v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 2d Cir. Motion of petitioner for leave to proceed *in*

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forma pauperis granted. Certiorari granted. Reported below: 952 F. 2d 675.

Certiorari Denied

No. 91-689. CITIBANK, N. A. *v.* WELLS FARGO ASIA LTD. C. A. 2d Cir. Certiorari denied. Reported below: 936 F. 2d 723.

No. 91-884. FARM CREDIT SERVICES *v.* MORTER, DBA SWIN-ENGINEERING, INC. C. A. 7th Cir. Certiorari denied. Reported below: 937 F. 2d 354.

No. 91-1122. MOSTOLLER, TRUSTEE *v.* MESSING. C. A. 6th Cir. Certiorari denied. Reported below: 944 F. 2d 905.

No. 91-1133. SILETS *v.* UNITED STATES DEPARTMENT OF JUSTICE. C. A. 7th Cir. Certiorari denied. Reported below: 945 F. 2d 227.

No. 91-1412. GLADWELL, TRUSTEE *v.* HARLINE. C. A. 10th Cir. Certiorari denied. Reported below: 950 F. 2d 669.

No. 91-1416. MACDONALD, IN HIS OFFICIAL CAPACITY AS LABOR COMMISSIONER OF NEVADA *v.* ASSOCIATED BUILDERS & CONTRACTORS, INC., ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 949 F. 2d 270.

No. 91-1418. ABROMS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 947 F. 2d 1241.

No. 91-1549. NEW YORK STATE DEPARTMENT OF HEALTH *v.* ANDRULONIS, INDIVIDUALLY AND AS CONSERVATOR OF THE PROPERTY OF ANDRULONIS, ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 952 F. 2d 652.

No. 91-1569. HILL ET AL. *v.* TEXAS EDUCATION AGENCY (LUBBOCK INDEPENDENT SCHOOL DISTRICT) ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 952 F. 2d 399.

No. 91-1577. TONY AND SUSAN ALAMO FOUNDATION ET AL. *v.* MARTIN, SECRETARY OF LABOR. C. A. 8th Cir. Certiorari denied. Reported below: 952 F. 2d 1050.

No. 91-1589. SWAMP ET AL. *v.* KENNEDY, EXECUTIVE DIRECTOR, WISCONSIN STATE BOARD OF ELECTIONS, ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 950 F. 2d 383.

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No. 91-1592. *H. G. A. CINEMA TRUST, KANTER, TRUSTEE v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 7th Cir. Certiorari denied. Reported below: 950 F. 2d 1357.

No. 91-1674. *STAR MARKET CO. v. UNITED STATES ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 954 F. 2d 801.

No. 91-1690. *BRENNAN v. ABBOTT LABORATORIES ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 952 F. 2d 1346.

No. 91-1692. *K & S PARTNERSHIP ET AL. v. CONTINENTAL BANK, N. A.* C. A. 8th Cir. Certiorari denied. Reported below: 952 F. 2d 971.

No. 91-1703. *HALL v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 261 Ga. 778, 415 S. E. 2d 158.

No. 91-1704. *OVERSEAS MOTORS, INC. v. MITKOVSKI ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 953 F. 2d 644.

No. 91-1706. *SMITH ET AL. v. HAMMON ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 292 U. S. App. D. C. 84, 946 F. 2d 1564.

No. 91-1719. *CHARBONNET ET AL. v. LEE, SHERIFF OF JEFFERSON PARISH, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 951 F. 2d 638.

No. 91-1723. *CLINES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 958 F. 2d 578.

No. 91-1727. *BEZANSON, TRUSTEE FOR MEDOMAK CANNING CO., INC. v. METROPOLITAN INSURANCE & ANNUITY CO.* C. A. 1st Cir. Certiorari denied. Reported below: 952 F. 2d 1.

No. 91-1730. *PERFETTI v. FIRST NATIONAL BANK OF CHICAGO*. C. A. 7th Cir. Certiorari denied. Reported below: 950 F. 2d 449.

No. 91-1735. *SCHEERER v. ROSE STATE COLLEGE ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 950 F. 2d 661.

No. 91-1737. *SHISEIDO COSMETICS (AMERICA) LTD. v. FRANCHISE TAX BOARD OF CALIFORNIA*. Ct. App. Cal., 3d App. Dist.

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Certiorari denied. Reported below: 235 Cal. App. 3d 478, 286 Cal. Rptr. 690.

No. 91-1739. *GROUND ET AL. v. BARLOW*. C. A. 9th Cir. Certiorari denied. Reported below: 943 F. 2d 1132.

No. 91-1745. *ELKS NATIONAL FOUNDATION ET AL. v. WEBER ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 942 F. 2d 1480.

No. 91-1749. *TARABISHI v. MCALESTER REGIONAL HOSPITAL, AKA MCALESTER REGIONAL HEALTH CENTER AUTHORITY PUBLIC TRUST STATUS, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 951 F. 2d 1558.

No. 91-1750. *ALABAMA v. MATTHEWS*. Sup. Ct. Ala. Certiorari denied. Reported below: 601 So. 2d 52.

No. 91-1751. *KARST v. WOODS*. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 91-1752. *WOOD v. FREEDMAN ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 947 F. 2d 948.

No. 91-1755. *MURDOCK ET UX., FOR THEMSELVES AND AS PARENTS AND NEXT FRIENDS OF MURDOCK v. UNITED STATES ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 951 F. 2d 907.

No. 91-1758. *PEREZ v. BMG MUSIC ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 952 F. 2d 318.

No. 91-1762. *REGIONAL CONSTRUCTION CO. ET AL. v. DISTRICT OF COLUMBIA DEPARTMENT OF EMPLOYMENT SERVICES ET AL.* Ct. App. D. C. Certiorari denied. Reported below: 600 A. 2d 1077.

No. 91-1763. *OTTAWAY NEWSPAPERS, INC., DBA ASHLAND PUBLISHING CO., ET AL. v. OSBORNE ET AL.* Ct. App. Ky. Certiorari denied.

No. 91-1765. *AUSTIN v. BERRYMAN ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 955 F. 2d 223.

No. 91-1767. *DEANDINO v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 958 F. 2d 146.

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No. 91-1775. *GORDON v. MISSOURI*. Ct. App. Mo., Southern Dist. Certiorari denied.

No. 91-1788. *BRUNO v. CITY OF CROWN POINT, INDIANA, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 950 F. 2d 355.

No. 91-1789. *PECORA, SENATOR, 44TH PENNSYLVANIA SENATORIAL DISTRICT v. PENNSYLVANIA LEGISLATIVE REAPPORTIONMENT COMMISSION*. Sup. Ct. Pa. Certiorari denied. Reported below: 530 Pa. 335, 609 A. 2d 132.

No. 91-1790. *PARKHILL ET AL. v. ADUDDELL*. Sup. Ct. Tex. Certiorari denied. Reported below: 821 S. W. 2d 158.

No. 91-1796. *COOK v. DEPARTMENT OF THE NAVY*. C. A. Fed. Cir. Certiorari denied. Reported below: 956 F. 2d 1172.

No. 91-1834. *BUNGE EDIBLE OIL CORP. v. CANADIAN PACIFIC (BERMUDA) LTD. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 949 F. 2d 786.

No. 91-1886. *FREAS v. NEW JERSEY*. Sup. Ct. N. J. Certiorari denied. Reported below: 127 N. J. 562, 606 A. 2d 372.

No. 91-7529. *CURTIS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 951 F. 2d 350.

No. 91-7537. *CHRISTOPHER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 956 F. 2d 536.

No. 91-7693. *PELTIER v. KANSAS*. Sup. Ct. Kan. Certiorari denied. Reported below: 249 Kan. 415, 819 P. 2d 628.

No. 91-7708. *CEASAR v. HAMILTON, ON BEHALF OF CEASAR, A MINOR*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 218 Ill. App. 3d 268, 578 N. E. 2d 221.

No. 91-7777. *SLEZAK v. CANNON ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 952 F. 2d 396.

No. 91-7818. *MCGEE v. SCREW CONVEYOR CORPORATION OF WINONA, MISSISSIPPI*. C. A. 5th Cir. Certiorari denied. Reported below: 952 F. 2d 399.

No. 91-7887. *TILLMAN v. CONNECTICUT*. Sup. Ct. Conn. Certiorari denied. Reported below: 220 Conn. 487, 600 A. 2d 738.

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No. 91-8037. *YOUNG v. UNITED STATES ET AL.* C. A. 8th Cir. Certiorari denied.

No. 91-8083. *HURD v. UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA.* C. A. 9th Cir. Certiorari denied.

No. 91-8086. *TROXELL v. SEABOLD, WARDEN.* C. A. 6th Cir. Certiorari denied. Reported below: 951 F. 2d 350.

No. 91-8091. *WILLIAMS v. FAUVER ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 952 F. 2d 1395.

No. 91-8095. *MCCREADIE v. ILLINOIS.* App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 223 Ill. App. 3d 316, 584 N. E. 2d 839.

No. 91-8097. *SAUNDERS v. NEAL, WARDEN, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 91-8099. *PALMER v. FLORIDA BAR.* Sup. Ct. Fla. Certiorari denied. Reported below: 588 So. 2d 234.

No. 91-8102. *WILLIAMS v. CHRANS, WARDEN, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 945 F. 2d 926.

No. 91-8103. *WILLIAMS v. BURTON ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 943 F. 2d 1572.

No. 91-8110. *CROWHORN v. SMITH ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 959 F. 2d 235.

No. 91-8115. *MITCHELL v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 221 Ill. App. 3d 926, 583 N. E. 2d 78.

No. 91-8116. *MARTIN v. MISSOURI.* Ct. App. Mo., Eastern Dist. Certiorari denied. Reported below: 820 S. W. 2d 605.

No. 91-8117. *WHITAKER v. PASCARELLA ET AL.* Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 91-8124. *WOODSON v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 220 Ill. App. 3d 865, 581 N. E. 2d 320.

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No. 91-8126. *WICKHAM v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 593 So. 2d 191.

No. 91-8128. *AUSTIN v. RYAN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS*. C. A. 3d Cir. Certiorari denied.

No. 91-8130. *FANTI v. MITCHELL, ACTING SECRETARY OF THE COMMONWEALTH, ET AL.* Sup. Ct. Pa. Certiorari denied.

No. 91-8137. *DANDRIDGE v. ILLINOIS*. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 217 Ill. App. 3d 1111, 626 N. E. 2d 792.

No. 91-8140. *ZABRANI v. FLORIDA*. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 580 So. 2d 782.

No. 91-8141. *ALWINE v. PENNSYLVANIA*. C. A. 3d Cir. Certiorari denied.

No. 91-8142. *McGEE v. McMACKIN, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 954 F. 2d 724.

No. 91-8143. *COTTON v. PUCKETT ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 957 F. 2d 867.

No. 91-8144. *DEMPSEY v. MASSACHUSETTS*. C. A. 1st Cir. Certiorari denied. Reported below: 959 F. 2d 230.

No. 91-8146. *SMITH v. KAISER, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 951 F. 2d 1260.

No. 91-8152. *PRINCE v. WASHINGTON*. Ct. App. Wash. Certiorari denied.

No. 91-8153. *McINERNEY v. HARGETT, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 954 F. 2d 721.

No. 91-8154. *PRAYSO v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 956 F. 2d 270.

No. 91-8160. *KULKA v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 91-8171. *TRENT v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 949 F. 2d 998.

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No. 91-8184. *STANLEY v. LOCKHART, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION*. C. A. 8th Cir. Certiorari denied. Reported below: 971 F. 2d 752.

No. 91-8187. *GLASS v. GRIJALVA, DEPUTY WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 952 F. 2d 406.

No. 91-8192. *WEIMER ET AL. v. LIEBNER ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 952 F. 2d 336.

No. 91-8239. *SWENSKY v. MERIT SYSTEMS PROTECTION BOARD*. C. A. Fed. Cir. Certiorari denied. Reported below: 956 F. 2d 1171.

No. 91-8270. *WATTS v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 593 So. 2d 198.

No. 91-8271. *SLOAN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 985 F. 2d 569.

No. 91-8273. *SZYMANSKI v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 954 F. 2d 725.

No. 91-8287. *BARROZO ESPINOZA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 956 F. 2d 264.

No. 91-8291. *SALIM v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 956 F. 2d 1159.

No. 91-8300. *SHARP v. UNITED STATES*; and
No. 91-8301. *TAYLOR v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 953 F. 2d 1312.

No. 91-8305. *VALENCIA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 956 F. 2d 264.

No. 91-8306. *SELLARS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 951 F. 2d 351.

No. 91-8313. *ROBERTS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 953 F. 2d 351.

No. 91-8314. *EWING v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 957 F. 2d 115.

No. 91-8316. *KEAGLE v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 928 F. 2d 407.

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No. 91-8318. *ERDMAN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 953 F. 2d 387.

No. 91-8342. *ACOSTA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 958 F. 2d 378.

No. 91-8347. *SPARROW v. INTERNAL REVENUE SERVICE*. C. A. D. C. Cir. Certiorari denied. Reported below: 292 U. S. App. D. C. 259, 949 F. 2d 434.

No. 91-8352. *TAJEDDINI v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 945 F. 2d 458.

No. 91-8354. *AKINKOUTU, AKA BABALOLA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 955 F. 2d 42.

No. 91-8355. *CHAN CHUN-YIN, AKA AH WAI v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 294 U. S. App. D. C. 222, 958 F. 2d 440.

No. 91-8357. *CLARK v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 956 F. 2d 279.

No. 91-8362. *RAMIREZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 954 F. 2d 1035.

No. 91-8363. *MAYERS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 957 F. 2d 858.

No. 91-8364. *LEE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 955 F. 2d 14.

No. 91-8370. *MITCHELL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 955 F. 2d 42.

No. 91-8371. *MITCHELL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 955 F. 2d 48.

No. 91-8373. *ROA v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 962 F. 2d 2.

No. 91-8377. *GERALDO v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 956 F. 2d 1160.

No. 91-8383. *OLVERA v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 954 F. 2d 788.

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No. 91-8392. *ANDREWS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 954 F. 2d 722.

No. 91-8394. *SMITH v. TAYLOR, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 961 F. 2d 211.

No. 91-8396. *BORROMEO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 954 F. 2d 245.

No. 91-8399. *CLINCY v. TOOMBS, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 959 F. 2d 234.

No. 91-8402. *JOHNSON v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 91-8403. *EMANUEL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 955 F. 2d 42.

No. 91-4. *INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL NO. 12, AFL-CIO v. WILSON ET AL.* C. A. 9th Cir. Certiorari denied. JUSTICE WHITE would grant certiorari. Reported below: 915 F. 2d 535.

No. 91-1641. *FEDERAL BUREAU OF INVESTIGATION ET AL. v. WIENER*. C. A. 9th Cir. Certiorari denied. JUSTICE WHITE would grant certiorari. Reported below: 943 F. 2d 972.

No. 91-356. *MEAD CORP. v. TILLEY ET AL.* C. A. 4th Cir. Motion of American Academy of Actuaries et al. for leave to file supplemental brief as *amici curiae* denied. Certiorari denied. Reported below: 927 F. 2d 756.

No. 91-545. *BURLINGTON NORTHERN RAILROAD Co. v. BLACKFEET TRIBE OF THE BLACKFEET INDIAN RESERVATION ET AL.* C. A. 9th Cir. Motions of Reservation Telephone Cooperative and Association of American Railroads for leave to file briefs as *amici curiae* granted. Motion of California et al. for leave to file supplemental brief as *amici curiae* denied. Certiorari denied. JUSTICE WHITE would grant certiorari. Reported below: 924 F. 2d 899.

No. 91-680. *FAIRWAY SPRING CO., INC., ET AL. v. SOVRAN BANK/MARYLAND*; and

No. 91-681. *CHEMUNG CANAL TRUST CO., AS TRUSTEE OF THE FAIRWAY SPRING CO., INC., RESTATED PENSION PLAN v. SOVRAN BANK/MARYLAND*. C. A. 2d Cir. Certiorari denied.

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JUSTICE WHITE, JUSTICE BLACKMUN, and JUSTICE O'CONNOR would grant certiorari. Reported below: 939 F. 2d 12.

No. 91-707. LENNES, COMMISSIONER, DEPARTMENT OF LABOR AND INDUSTRY OF MINNESOTA, ET AL. *v.* BOISE CASCADE CORP. ET AL. C. A. 8th Cir. Motion of Mechanical Contractors Association of America for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 939 F. 2d 632.

No. 91-1586. SUPER VALU STORES, INC. *v.* IOWA DEPARTMENT OF REVENUE AND FINANCE. Sup. Ct. Iowa. Certiorari denied. JUSTICE BLACKMUN took no part in the consideration or decision of this petition. Reported below: 479 N. W. 2d 255.

No. 91-1607. KAISER STEEL RESOURCES, INC., FKA KAISER STEEL CORP. *v.* PEARL BREWING CO. ET AL. C. A. 10th Cir. Motion of Credit Managers Association of California for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 952 F. 2d 1230.

No. 91-1732. MICHIGAN *v.* SAMMONS; and MICHIGAN *v.* STONE. Ct. App. Mich. Motions of respondents Martin Howard Sammons and Alan Michael Stone for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 191 Mich. App. 351, 478 N. W. 2d 901 (first case).

No. 91-1754. ILLINOIS *v.* FREEMAN. App. Ct. Ill., 1st Dist. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 220 Ill. App. 3d 825, 581 N. E. 2d 293.

No. 91-1780. COLORADO *v.* GASKINS. Ct. App. Colo. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 91-1792. LEWIS, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL. *v.* ADAMSON. C. A. 9th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 955 F. 2d 614.

No. 91-8131. JONES *v.* GUNTER, EXECUTIVE DIRECTOR, COLORADO DEPARTMENT OF CORRECTIONS, ET AL. C. A. 10th Cir. Motion of petitioner to defer consideration of petition for certiorari denied. Certiorari denied. Reported below: 953 F. 2d 1391.

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Rehearing Denied

No. 91-734. *NORTHWEST AIRLINES, INC. v. WEST*, 504 U. S. 968;

No. 91-7225. *RUGGLES v. CITY OF RIVERSIDE*, 503 U. S. 947;

No. 91-7232. *HOFMANN v. PRESSMAN TOY CORP. ET AL.*, 503 U. S. 963;

No. 91-7472. *IN RE BALLARD*, 504 U. S. 907;

No. 91-7495. *ROMERO v. CALDWELL ET AL.*, 503 U. S. 993;

No. 91-7496. *MABERY v. RODRIGUEZ ET AL.*, 503 U. S. 993;

No. 91-7523. *GILL v. VIRGINIA*, 503 U. S. 1008;

No. 91-7541. *GRAY v. SILVA ET AL.*, 503 U. S. 1008;

No. 91-7561. *SCOTT v. VETERANS ADMINISTRATION ET AL.*, 504 U. S. 918;

No. 91-7851. *COFIELD v. OFFICE OF PERSONNEL MANAGEMENT*, 504 U. S. 959;

No. 91-7893. *STOIANOFF v. FRANCIS ET AL.*, 504 U. S. 959;

No. 91-7924. *TAYLOR v. DUCKWORTH, WARDEN, ET AL.*, 504 U. S. 960;

No. 91-7926. *IN RE THOMAS*, 504 U. S. 954;

No. 91-7941. *HENTHORN v. UNITED STATES*, 504 U. S. 928; and

No. 91-7970. *KELLEY v. UNITED STATES*, 504 U. S. 929. Petitions for rehearing denied.

No. 91-6917. *LANE v. PARRIS ET AL.*, *LANE v. STARR, JUDGE*, and *LANE v. TUNNELL ET AL.*, 502 U. S. 1116; and

No. 91-7371. *CRAWFORD v. DISTRICT OF COLUMBIA BOARD OF PAROLE*, 503 U. S. 990. Motions of petitioners for leave to file petitions for rehearing denied.

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Dismissal Under Rule 46

No. 91-8500. *BLACKSHIRE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 957 F. 2d 870.

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Affirmed on Appeal

No. 91-1270. *RICHARDS, GOVERNOR OF TEXAS, ET AL. v. TERRAZAS ET AL.* Affirmed on appeal from D. C. W. D. Tex. Reported below: 789 F. Supp. 828.

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Appeal Dismissed

No. 91-1571. MASSACHUSETTS ET AL. *v.* FRANKLIN, SECRETARY OF COMMERCE, ET AL. Cross-appeal from D. C. Mass. dismissed. Reported below: 785 F. Supp. 230.

Certiorari Granted—Reversed and Remanded. (See No. 91-7390, *ante*, p. 1079.)

Certiorari Granted—Vacated and Remanded

No. 90-1473. KOTLER, INDIVIDUALLY AND AS ADMINISTRATRIX OF THE ESTATE OF KOTLER *v.* AMERICAN TOBACCO CO. ET AL. C. A. 1st Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Cipollone v. Liggett Group, Inc.*, *ante*, p. 504. Reported below: 926 F. 2d 1217.

No. 90-1837. PAPAS ET UX. *v.* ZOECON CORP. C. A. 11th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Cipollone v. Liggett Group, Inc.*, *ante*, p. 504. Reported below: 926 F. 2d 1019.

No. 91-310. JONES ET AL. *v.* CLEAR CREEK INDEPENDENT SCHOOL DISTRICT. C. A. 5th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Lee v. Weisman*, *ante*, p. 577. Reported below: 930 F. 2d 416.

No. 91-1646. ANTARES AIRCRAFT L. P. *v.* FEDERAL REPUBLIC OF NIGERIA ET AL. C. A. 2d Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Republic of Argentina v. Weltover, Inc.*, 504 U.S. 607 (1992). Reported below: 948 F. 2d 90.

No. 91-5450. HITCHCOCK *v.* FLORIDA. Sup. Ct. Fla. Petition for rehearing granted, and order entered October 15, 1991 [502 U.S. 912], denying petition for writ of certiorari vacated. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Espinosa v. Florida*, *ante*, p. 1079. JUSTICE THOMAS took no part in the consideration or decision of this case. Reported below: 578 So. 2d 685.

No. 91-6076. BELTRAN-LOPEZ *v.* FLORIDA. Sup. Ct. Fla. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for fur-

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ther consideration in light of *Espinosa v. Florida*, ante, p. 1079. Reported below: 583 So. 2d 1030.

No. 91-6887. AGUIRRE *v.* UNITED STATES. C. A. 9th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Doggett v. United States*, ante, p. 647. Reported below: 935 F. 2d 276.

No. 91-7170. HENRY *v.* FLORIDA. Sup. Ct. Fla. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Espinosa v. Florida*, ante, p. 1079, and *Sochor v. Florida*, 504 U. S. 527 (1992). Reported below: 586 So. 2d 1033.

No. 91-7273. DAVIS *v.* FLORIDA. Sup. Ct. Fla. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Espinosa v. Florida*, ante, p. 1079. Reported below: 586 So. 2d 1038.

No. 91-7634. GASKIN *v.* FLORIDA. Sup. Ct. Fla. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Espinosa v. Florida*, ante, p. 1079. Reported below: 591 So. 2d 917.

Miscellaneous Orders

No. — — —. TOZZI *v.* JOLIET JUNIOR COLLEGE ET AL. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. A-915. RAWLINS *v.* LEWIS, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS. Application for bail, addressed to JUSTICE BLACKMUN and referred to the Court, denied.

No. D-1100. IN RE DISBARMENT OF CUNNINGHAM. Disbarment entered. [For earlier order herein, see 503 U. S. 956.]

No. D-1110. IN RE DISBARMENT OF HANSEN. Disbarment entered. [For earlier order herein, see 503 U. S. 980.]

No. D-1116. IN RE DISBARMENT OF MULDROW. Disbarment entered. [For earlier order herein, see 503 U. S. 1002.]

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No. D-1142. IN RE DISBARMENT OF SHAUGHNESSY. It is ordered that Robert William Shaughnessy, of Miami, Fla., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1143. IN RE DISBARMENT OF BYRD. It is ordered that Mitchell King Byrd, of Rock Hill, S. C., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. 91-1546. SLAGLE *v.* TERRAZAS ET AL. Appeal from D. C. W. D. Tex. Motion of appellant for establishment of deadline for submission of the views of the United States denied.

No. 91-8233. IN RE KALTENBACH. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until July 20, 1992, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33 of the Rules of this Court. JUSTICE BLACKMUN and JUSTICE STEVENS would deny the petition for writ of mandamus.

No. 91-8412. PROWS *v.* WILLIAMS, WARDEN, ET AL. C. A. 5th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until July 20, 1992, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33 of the Rules of this Court. JUSTICE BLACKMUN and JUSTICE STEVENS would deny the petition for writ of certiorari.

No. 91-8494. IN RE BURNETT; and

No. 91-8508. IN RE COCHRAN. Petitions for writs of habeas corpus denied.

Certiorari Granted

No. 91-1526. ALEXANDER *v.* UNITED STATES. C. A. 8th Cir. Certiorari granted. Reported below: 943 F. 2d 825.

No. 91-790. CSX TRANSPORTATION, INC. *v.* EASTERWOOD; and
No. 91-1206. EASTERWOOD *v.* CSX TRANSPORTATION, INC.
C. A. 11th Cir. Motion of Association of American Railroads for

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leave to file a brief as *amicus curiae* in No. 91-790 granted. Certiorari granted, cases consolidated, and a total of one hour allotted for oral argument. Reported below: 933 F. 2d 1548.

No. 91-1958. *HELLING ET AL. v. MCKINNEY*. C. A. 9th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 959 F. 2d 853.

No. 91-5397. *NEGONSOTT v. SAMUELS, WARDEN, ET AL.* C. A. 10th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 933 F. 2d 818.

Certiorari Denied

No. 90-1362. *WILSON v. NATIONAL LABOR RELATIONS BOARD*. C. A. 6th Cir. Certiorari denied. Reported below: 920 F. 2d 1282.

No. 90-1448. *ROBERTS v. MADIGAN ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 921 F. 2d 1047.

No. 90-1573. *VILLAGE OF CRESTWOOD, ILLINOIS, ET AL. v. DOE*. C. A. 7th Cir. Certiorari denied. Reported below: 917 F. 2d 1476.

No. 90-8443. *REDD v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 261 Ga. 300, 404 S. E. 2d 264.

No. 91-141. *CITY OF ROLLING MEADOWS ET AL. v. KUHN ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 927 F. 2d 1401.

No. 91-284. *BARGER v. PETROLEUM HELICOPTERS, INC., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 927 F. 2d 828.

No. 91-286. *BISHOP v. DELCHAMPS ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 926 F. 2d 1066.

No. 91-468. *CHABAD-LUBAVITCH OF VERMONT ET AL. v. CITY OF BURLINGTON, VERMONT, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 936 F. 2d 109.

No. 91-477. *MORONGO UNIFIED SCHOOL DISTRICT ET AL. v. SANDS ET AL.* Sup. Ct. Cal. Certiorari denied. Reported below: 53 Cal. 3d 863, 809 P. 2d 809.

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No. 91-614. *NORTHWEST FINANCIAL, INC. v. CALIFORNIA STATE BOARD OF EQUALIZATION ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied. Reported below: 229 Cal. App. 3d 198, 280 Cal. Rptr. 24.

No. 91-685. *LEDERLE LABORATORIES, DIVISION OF AMERICAN CYANAMID CO. v. FELDMAN.* Sup. Ct. N. J. Certiorari denied. Reported below: 125 N. J. 117, 592 A. 2d 1176.

No. 91-796. *CAMMACK ET AL. v. WAIHEE, GOVERNOR OF HAWAII, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 932 F. 2d 765.

No. 91-941. *ESPOSITO ET AL. v. SOUTH CAROLINA COASTAL COUNCIL ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 939 F. 2d 165.

No. 91-1076. *LONG BEACH EQUITIES, INC. v. COUNTY OF VENTURA, CALIFORNIA, ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 231 Cal. App. 3d 1016, 282 Cal. Rptr. 877.

No. 91-1176. *CONSTANGY v. NORTH CAROLINA CIVIL LIBERTIES UNION ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 947 F. 2d 1145.

No. 91-1211. *EVANS v. CITY OF EVANSTON ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 941 F. 2d 473.

No. 91-1462. *MURRAY ET AL. v. CITY OF AUSTIN, TEXAS, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 947 F. 2d 147.

No. 91-1511. *ROBERTS, DBA ROBERTS MOTOR CO. v. FERRARI S. P. A. ESERCIZIO FABRICHE AUTOMOBILI E CORSE.* C. A. 6th Cir. Certiorari denied. Reported below: 944 F. 2d 1235.

No. 91-1531. *CZARNECKI v. UNITED STATES.* C. A. 1st Cir. Certiorari denied. Reported below: 953 F. 2d 633.

No. 91-1551. *AYERS v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 949 F. 2d 1162.

No. 91-1582. *ELLWEST STEREO THEATRES OF MEMPHIS, INC., DBA EXECUTIVE SOUTH, ET AL. v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 952 F. 2d 404.

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No. 91-1603. *SAVE BARTON CREEK ASSN., INC., ET AL. v. FEDERAL HIGHWAY ADMINISTRATION ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 950 F. 2d 1129.

No. 91-1619. *VULPIS ET AL. v. UNITED STATES*; and
No. 91-1620. *PACCIONE ET AL. v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 949 F. 2d 1183.

No. 91-1617. *HULS ET AL. v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 952 F. 2d 866.

No. 91-1636. *RENFROE v. UNITED STATES*; and
No. 91-7625. *DANIELS v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 951 F. 2d 350.

No. 91-1644. *VIRE, INDIVIDUALLY AND AS MOTHER AND PERSONAL REPRESENTATIVE OF THE ESTATE OF VIRE, ET AL. v. SECRETARY OF HEALTH AND HUMAN SERVICES.* C. A. Fed. Cir. Certiorari denied. Reported below: 954 F. 2d 733.

No. 91-1663. *ELLIS v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 951 F. 2d 580.

No. 91-1665. *CANNON v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 10th Cir. Certiorari denied. Reported below: 949 F. 2d 345.

No. 91-1688. *LUCAS v. SCHNEIDER NATIONAL CARRIERS, INC.* C. A. 6th Cir. Certiorari denied. Reported below: 953 F. 2d 644.

No. 91-1715. *SEA-LAND SERVICE, INC. v. FANOLI ET UX.* Sup. Ct. N. J. Certiorari denied. Reported below: 127 N. J. 557, 606 A. 2d 369.

No. 91-1741. *ATCHISON, TOPEKA & SANTA FE RAILWAY CO. ET AL. v. SOUTHERN CALIFORNIA RAPID TRANSIT DISTRICT ET AL.* Sup. Ct. Cal. Certiorari denied. Reported below: 1 Cal. 4th 654, 822 P. 2d 875.

No. 91-1746. *QUINTERO-CRUZ ET AL. v. LOUISIANA.* Ct. App. La., 3d Cir. Certiorari denied. Reported below: 588 So. 2d 116.

No. 91-1747. *WESTERN FARM CREDIT BANK v. FOBIAN ET AL.*; and

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No. 91-1969. *FOBIAN ET AL. v. WESTERN FARM CREDIT BANK*. C. A. 9th Cir. Certiorari denied. Reported below: 951 F. 2d 1149.

No. 91-1771. *MILLER v. CALIFORNIA*. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 91-1773. *FLECK ET AL. v. MOBILE COMMUNICATIONS CORPORATION OF AMERICA, INC., ET AL.* Sup. Ct. Del. Certiorari denied. Reported below: 608 A. 2d 729.

No. 91-1774. *LILLIS ET AL. v. GOLINO*. C. A. 2d Cir. Certiorari denied. Reported below: 950 F. 2d 864.

No. 91-1777. *AMWEST SURETY INSURANCE CO. v. UNITED FIDELITY & TRUST CO.* C. A. 5th Cir. Certiorari denied. Reported below: 954 F. 2d 722.

No. 91-1779. *EDDINE v. EDDINE*. Sup. Ct. Va. Certiorari denied.

No. 91-1786. *MASSACHUSETTS v. TANSO*. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 411 Mass. 640, 583 N. E. 2d 1247.

No. 91-1791. *MANES v. UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA*. C. A. 9th Cir. Certiorari denied. Reported below: 947 F. 2d 1424.

No. 91-1802. *SORRELL ET AL. v. DAYTON WOMEN'S HEALTH CENTER, INC., ET AL.* Ct. App. Ohio, Montgomery County. Certiorari denied. Reported below: 68 Ohio App. 3d 579, 589 N. E. 2d 121.

No. 91-1806. *ALLIED MUTUAL INSURANCE CO. v. NORTHERN INSURANCE COMPANY OF NEW YORK*. C. A. 9th Cir. Certiorari denied. Reported below: 955 F. 2d 1353.

No. 91-1809. *TUNIS BROTHERS CO., INC., ET AL. v. FORD MOTOR CO. ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 952 F. 2d 715.

No. 91-1812. *COMMONWEALTH LAND TITLE INSURANCE CO. ET AL. v. BURNS, AS EXECUTRIX OF THE ESTATE OF ECHOLS, DECEASED, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 957 F. 2d 90.

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No. 91-1814. *COMER ET AL. v. KENTUCKY TRANSPORTATION CABINET DEPARTMENT OF HIGHWAYS*. Ct. App. Ky. Certiorari denied. Reported below: 824 S. W. 2d 881.

No. 91-1815. *WESTBOROUGH MALL, INC., ET AL. v. CITY OF CAPE GIRARDEAU, MISSOURI*. C. A. 8th Cir. Certiorari denied. Reported below: 953 F. 2d 345.

No. 91-1816. *ILLINOIS v. BREEDING*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 219 Ill. App. 3d 590, 579 N. E. 2d 1128.

No. 91-1818. *BIGGINS v. HAZEN PAPER CO. ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 953 F. 2d 1405.

No. 91-1823. *JONES v. ODOM, SHERIFF OF WHITE COUNTY, ARKANSAS*. C. A. 8th Cir. Certiorari denied.

No. 91-1824. *POINTER v. CARROLLTON-FARMERS BRANCH INDEPENDENT SCHOOL DISTRICT ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 952 F. 2d 82.

No. 91-1827. *BLANKMANN ET AL. v. SARGENT*. Ct. App. Ga. Certiorari denied. Reported below: 202 Ga. App. 156, 413 S. E. 2d 495.

No. 91-1832. *TITTJUNG v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 948 F. 2d 1292.

No. 91-1838. *ROCK v. PREATE, ATTORNEY GENERAL OF PENNSYLVANIA, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 959 F. 2d 1237.

No. 91-1896. *AVIATION ASSOCIATES, INC. v. AIRLINE PILOTS ASSN., INTERNATIONAL*. C. A. 1st Cir. Certiorari denied. Reported below: 955 F. 2d 90.

No. 91-1903. *CRESSWELL ET AL. v. SULLIVAN & CROMWELL*. C. A. 2d Cir. Certiorari denied. Reported below: 962 F. 2d 2.

No. 91-1905. *CARVER ET AL. v. WESTINGHOUSE HANFORD CO. ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 951 F. 2d 1083.

No. 91-1914. *SHORE v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 6th Cir. Certiorari denied. Reported below: 947 F. 2d 946.

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No. 91-1917. *EDGMON ET AL. v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 952 F. 2d 1206.

No. 91-1948. *URABAZO v. UNITED STATES ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 947 F. 2d 955.

No. 91-1956. *LEQUIRE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 943 F. 2d 1554.

No. 91-6344. *BULLARD v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 940 F. 2d 653.

No. 91-6373. *MING HOI WONG v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 940 F. 2d 648.

No. 91-6712. *JONES v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 144 Ill. 2d 242, 579 N. E. 2d 829.

No. 91-6785. *WELLS v. VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION (AND DIAGNOSTIC AND CLASSIFICATION CENTER) AT GRATERFORD*. C. A. 3d Cir. Certiorari denied. Reported below: 941 F. 2d 253.

No. 91-6822. *DEEB v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 815 S. W. 2d 692.

No. 91-7351. *TORO v. FAIRMAN, WARDEN, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 940 F. 2d 1065.

No. 91-7572. *MCDANIEL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 946 F. 2d 887.

No. 91-7727. *BEDOYA v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 935 F. 2d 1277.

No. 91-7783. *VADEN v. LUJAN, SECRETARY OF THE INTERIOR*. C. A. 9th Cir. Certiorari denied. Reported below: 944 F. 2d 910.

No. 91-7854. *MCGOUGH v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 949 F. 2d 396.

No. 91-7881. *MCNEAL v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 955 F. 2d 1067.

No. 91-7901. *VONTSTEEN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 950 F. 2d 1086.

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No. 91-7946. *NICOLAUS v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 54 Cal. 3d 551, 817 P. 2d 893.

No. 91-8007. *LEONARD v. NEVADA*. Sup. Ct. Nev. Certiorari denied. Reported below: 108 Nev. 79, 824 P. 2d 287.

No. 91-8009. *DAVIS v. STRUBBE ET AL.* C. A. 7th Cir. Certiorari denied.

No. 91-8049. *JOHNSON v. QUINLAN, DIRECTOR, FEDERAL BUREAU OF PRISONS, ET AL.* C. A. 7th Cir. Certiorari denied.

No. 91-8094. *POTTS v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 261 Ga. 716, 410 S. E. 2d 89.

No. 91-8111. *KENNEDY v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* Sup. Ct. Fla. Certiorari denied. Reported below: 599 So. 2d 991.

No. 91-8147. *WHITE v. TEMPLE UNIVERSITY*. C. A. 3d Cir. Certiorari denied.

No. 91-8161. *JOHNSON v. LOVE, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON*. C. A. 3d Cir. Certiorari denied.

No. 91-8162. *JEFFREY v. CONNECTICUT*. Sup. Ct. Conn. Certiorari denied. Reported below: 220 Conn. 698, 601 A. 2d 993.

No. 91-8164. *REESE v. LOVE, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON*. C. A. 3d Cir. Certiorari denied. Reported below: 958 F. 2d 364.

No. 91-8168. *KOLICHMAN v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 218 Ill. App. 3d 132, 578 N. E. 2d 569.

No. 91-8172. *MOSKALUK v. LOUISIANA ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 962 F. 2d 2.

No. 91-8174. *LONG v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 823 S. W. 2d 259.

No. 91-8175. *BENIRSCHKE v. INDIANA*. Sup. Ct. Ind. Certiorari denied. Reported below: 577 N. E. 2d 576.

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No. 91-8183. *CRAWFORD v. DISTRICT OF COLUMBIA DEPARTMENT OF CORRECTIONS*. C. A. D. C. Cir. Certiorari denied. Reported below: 293 U. S. App. D. C. 291, 953 F. 2d 687.

No. 91-8185. *GAYDOS v. GAYDOS ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 952 F. 2d 1392.

No. 91-8186. *LANGDALE v. INTERNATIONAL MONETARY MARKET*. C. A. D. C. Cir. Certiorari denied. Reported below: 288 U. S. App. D. C. 258, 925 F. 2d 489.

No. 91-8189. *EDWARDS v. BORG, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 91-8191. *DANA v. DEPARTMENT OF CORRECTIONS*. C. A. 8th Cir. Certiorari denied. Reported below: 958 F. 2d 237.

No. 91-8193. *SMITH v. SOUTHEASTERN PENNSYLVANIA TRANSPORTATION AUTHORITY (SEPTA)*. C. A. 3d Cir. Certiorari denied. Reported below: 958 F. 2d 365.

No. 91-8216. *JOHNSON v. ARKANSAS*. Sup. Ct. Ark. Certiorari denied. Reported below: 308 Ark. 7, 823 S. W. 2d 800.

No. 91-8217. *HALL v. GEORGIA*. Ct. App. Ga. Certiorari denied. Reported below: 201 Ga. App. 328, 411 S. E. 2d 274.

No. 91-8220. *TOY v. BOROUGH OF BERLIN ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 947 F. 2d 937.

No. 91-8222. *JOHNSON v. PAYLESS DRUG STORES NORTHWEST, INC., DBA WONDER WORLD, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 950 F. 2d 586.

No. 91-8223. *KISKILA ET VIR v. SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE, ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 91-8225. *BUCHMANN v. WASHINGTON*. Ct. App. Wash. Certiorari denied.

No. 91-8227. *BAKER v. MILLER ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 940 F. 2d 658.

No. 91-8231. *FAIN v. LOCKHART, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION*. C. A. 8th Cir. Certiorari denied.

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No. 91-8232. *HARRIS v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 957 F. 2d 871.

No. 91-8236. *KUDRAKO v. ALLSTATE INSURANCE CO.* C. A. 3d Cir. Certiorari denied. Reported below: 952 F. 2d 1392.

No. 91-8241. *BERRY v. HARKEN ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 945 F. 2d 404.

No. 91-8245. *HUNT v. NORTH CAROLINA.* Sup. Ct. N. C. Certiorari denied. Reported below: 330 N. C. 501, 411 S. E. 2d 806.

No. 91-8249. *KINSLOW v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 961 F. 2d 217.

No. 91-8259. *MARK v. GAMBRIELL PROPERTIES.* Ct. App. Wash. Certiorari denied. Reported below: 61 Wash. App. 1057.

No. 91-8260. *PROPE v. INDIANA.* Sup. Ct. Ind. Certiorari denied. Reported below: 587 N. E. 2d 1291.

No. 91-8261. *MUHAMMAD v. MOXON ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 952 F. 2d 400.

No. 91-8280. *JOHNS ET AL. v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 948 F. 2d 599.

No. 91-8284. *HILL v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 956 F. 2d 265.

No. 91-8293. *SWANSON v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 952 F. 2d 175.

No. 91-8310. *LONDON v. KAVANAGH ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 953 F. 2d 636.

No. 91-8324. *ZZIE v. UNITED STATES.* C. A. 11th Cir. Certiorari denied.

No. 91-8339. *HENTHORN v. UNITED STATES.* C. A. 9th Cir. Certiorari denied.

No. 91-8343. *DALEY v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 957 F. 2d 870.

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No. 91-8365. *MILLS v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 62 Ohio St. 3d 357, 582 N. E. 2d 972.

No. 91-8372. *ARNETTE v. CHIEF OF POLICE, TOWN OF MCCOLL, SOUTH CAROLINA, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 958 F. 2d 367.

No. 91-8379. *SHARP v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 953 F. 2d 1312.

No. 91-8382. *NGBENDU v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 962 F. 2d 2.

No. 91-8388. *STEWART v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 957 F. 2d 867.

No. 91-8390. *CLARKE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 953 F. 2d 640.

No. 91-8398. *STEFFENS v. DERWINSKI, SECRETARY OF VETERANS AFFAIRS*. C. A. Fed. Cir. Certiorari denied. Reported below: 954 F. 2d 734.

No. 91-8406. *COCHRAN v. TURNER, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 91-8408. *YEPES v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 958 F. 2d 365.

No. 91-8409. *CRESPO v. FLORIDA ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 957 F. 2d 871.

No. 91-8410. *RAMO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 961 F. 2d 217.

No. 91-8416. *CARLSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 959 F. 2d 242.

No. 91-8419. *ALLEN v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 603 A. 2d 1219.

No. 91-8421. *BUSH v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 951 F. 2d 367.

No. 91-8436. *REDD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 955 F. 2d 441.

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No. 91-8437. REID, AKA BROWN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 956 F. 2d 1163.

No. 91-8439. MEJIA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 957 F. 2d 870.

No. 91-8442. DIGIACOMO *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied.

No. 91-8444. BYROM *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 957 F. 2d 867.

No. 91-8446. BROOKS ET AL. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 957 F. 2d 1138.

No. 91-8447. DEGRAFFIN *v.* UNITED STATES. Ct. App. D. C. Certiorari denied.

No. 91-8449. MOORE *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 961 F. 2d 1579.

No. 91-8450. HICKS *v.* KELLY, SUPERINTENDENT, ATTICA CORRECTIONAL FACILITY, ET AL. C. A. 2d Cir. Certiorari denied.

No. 91-8452. WHALEY *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 955 F. 2d 45.

No. 91-8453. CASTRILLON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 955 F. 2d 42.

No. 91-8454. COX *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 957 F. 2d 867.

No. 91-8457. BROWN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 958 F. 2d 369.

No. 91-8461. SLAUGHTER *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 956 F. 2d 276.

No. 91-8463. SMITH *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 957 F. 2d 866.

No. 91-8465. JUSINO *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 962 F. 2d 4.

No. 91-8475. GRANVIEL *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

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No. 91-8478. BAILEY *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 957 F. 2d 439.

No. 91-8480. MARSHBURN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 956 F. 2d 1163.

No. 91-8483. PACIONE *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 950 F. 2d 1348.

No. 91-8490. COOPER *v.* SAUSER, SUPERINTENDENT, SPRING CREEK CORRECTIONAL CENTER. C. A. 9th Cir. Certiorari denied. Reported below: 956 F. 2d 274.

No. 91-299. CITY OF ZION ET AL. *v.* HARRIS ET AL. C. A. 7th Cir. Certiorari denied. JUSTICE WHITE, JUSTICE O'CONNOR, and JUSTICE THOMAS would grant certiorari. Reported below: 927 F. 2d 1401.

No. 91-1370. KING *v.* RIDLEY, DIRECTOR, DISTRICT OF COLUMBIA DEPARTMENT OF CORRECTIONS, ET AL. C. A. D. C. Cir. Certiorari denied. JUSTICE THOMAS took no part in the consideration or decision of this petition. Reported below: 292 U. S. App. D. C. 362, 950 F. 2d 771.

No. 91-8022. HUDSON *v.* WASHINGTON, IN HIS PERSONAL AND OFFICIAL CAPACITY AS COMMISSIONER OF THE COMMISSION ON MENTAL HEALTH SERVICES FOR ST. ELIZABETH'S HOSPITAL. C. A. D. C. Cir. Certiorari denied. JUSTICE THOMAS took no part in the consideration or decision of this petition. Reported below: 292 U. S. App. D. C. 85, 946 F. 2d 1565.

No. 91-1467. BORG, WARDEN *v.* MIKES. C. A. 9th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 947 F. 2d 353.

No. 91-1522. HABERSTROH, DISTRICT ATTORNEY OF BLAIR COUNTY, PENNSYLVANIA, ET AL. *v.* BURKETT. C. A. 3d Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 951 F. 2d 1431.

No. 91-1772. MUHAMMAD *v.* PRATT. C. A. 8th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 91-1518. PARKER ET AL. *v.* KING, COMMISSIONER, SOCIAL SECURITY ADMINISTRATION, ET AL. C. A. 11th Cir. Certiorari

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denied. JUSTICE WHITE would grant certiorari. Reported below: 935 F. 2d 1174.

No. 91-1742. RICHMAN BROS. RECORDS, INC. *v.* US SPRINT COMMUNICATIONS Co. C. A. 3d Cir. Certiorari denied. JUSTICE WHITE would grant certiorari. Reported below: 953 F. 2d 1431.

No. 91-1548. FRANKLIN, SECRETARY OF COMMERCE, ET AL. *v.* MASSACHUSETTS ET AL. C. A. 1st Cir. Certiorari before judgment denied.

No. 91-1626. STEVEDORING SERVICES OF AMERICA, INC. *v.* EGGERT ET UX. C. A. 9th Cir. Motion of National Association of Stevedores, Shipbuilders Council of America, Inc., et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 953 F. 2d 552.

No. 91-1757. BUNCH *v.* THOMPSON, WARDEN. C. A. 4th Cir. Motion of petitioner for leave to proceed further herein *in forma pauperis* granted. Certiorari denied. Reported below: 949 F. 2d 1354.

No. 91-1778. CALIFORNIA FAIR POLITICAL PRACTICES COMMISSION *v.* SERVICE EMPLOYEES INTERNATIONAL UNION, AFL-CIO, CLC, ET AL.; and

No. 91-1787. KOPP ET AL. *v.* SERVICE EMPLOYEES INTERNATIONAL UNION, AFL-CIO, CLC, ET AL. C. A. 9th Cir. Certiorari denied. JUSTICE WHITE and JUSTICE O'CONNOR would grant certiorari. Reported below: 955 F. 2d 1312.

No. 91-1813. COHN *v.* BOND ET AL. C. A. 4th Cir. Motion of American Chiropractic Association for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 953 F. 2d 154.

No. 91-1821. ANDERSEN *v.* ATLANTIC MARINE CONSTRUCTORS ET AL. C. A. 2d Cir. Motion of petitioner for leave to proceed as a seaman granted. Certiorari denied. Reported below: 956 F. 2d 1159.

Rehearing Granted. (See No. 91-5450, *supra*, at 1215.)

Rehearing Denied

No. 91-1151. ADKINS ET AL. *v.* GENERAL MOTORS CORP. ET AL., 504 U. S. 908;

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No. 91-1274. *WRIGHT v. FEDERAL DEPOSIT INSURANCE CORPORATION, AS RECEIVER OF UNION NATIONAL BANK OF CHICAGO*, 504 U. S. 909;

No. 91-1371. *CANINO v. UNITED STATES*, 504 U. S. 910;

No. 91-1474. *FARRINGTON v. BUREAU OF NATIONAL AFFAIRS, INC., ET AL.*, 504 U. S. 912;

No. 91-1514. *ANNE ARUNDEL COUNTY REPUBLICAN CENTRAL COMMITTEE ET AL. v. STATE ADMINISTRATIVE BOARD OF ELECTION LAWS ET AL.*, 504 U. S. 938;

No. 91-1552. *COLLINS v. UNIFIED COURT SYSTEM OF NEW YORK ET AL.*, 504 U. S. 914;

No. 91-1557. *YADAV ET UX. v. CHARLES SCHWAB & Co., INC.*, 504 U. S. 914;

No. 91-1574. *PERKINS v. WESTERN SURETY Co.*, 504 U. S. 915;

No. 91-1670. *POPE v. MCI TELECOMMUNICATIONS CORP.*, 504 U. S. 916;

No. 91-6358. *WHITE v. LOUISIANA*, 504 U. S. 916;

No. 91-7700. *HANSEN v. MISSISSIPPI*, 504 U. S. 921;

No. 91-7738. *WALTON v. AMERICAN STEEL CONTAINER ET AL.*, 504 U. S. 922;

No. 91-7768. *DIAZ v. INDIANA*, 504 U. S. 923;

No. 91-7796. *HOFFMAN v. FREILICH ET AL.*, 504 U. S. 924;

No. 91-7820. *LUCAS v. ESTELLE, WARDEN, ET AL.* (two cases), 504 U. S. 925;

No. 91-7895. *CHURCH v. HUFFMAN, WARDEN, ET AL.*, 504 U. S. 927;

No. 91-7896. *MUMIT, AKA BRYANT v. UNITED STATES PAROLE COMMISSION ET AL.*, 504 U. S. 927;

No. 91-7899. *CHAPPELL v. UNITED STATES* (two cases), 504 U. S. 927;

No. 91-7959. *BLEECKER v. MURPHY*, 504 U. S. 929; and

No. 91-8054. *THAKKAR v. DEBEVOISE*, 504 U. S. 961. Petitions for rehearing denied.

JULY 7, 1992

Dismissal Under Rule 46

No. 91-1645. *WOOD v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 4th Cir. [Certiorari granted, 504 U. S. 972.] Writ of certiorari dismissed under this Court's Rule 46.

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JULY 13, 1992

Miscellaneous Order

No. A-28 (92-5088). HOLLAND *v.* COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, granted pending the disposition by this Court of the petition for writ of certiorari. Should the petition for writ of certiorari be denied, this stay terminates automatically. In the event the petition for writ of certiorari is granted, this stay shall continue pending the sending down of the judgment of this Court.

JULY 16, 1992

Miscellaneous Order

No. A-32 (O. T. 1992). WETHERELL, SPEAKER OF THE FLORIDA HOUSE OF REPRESENTATIVES, ET AL. *v.* DE GRANDY ET AL. Application for stay, presented to JUSTICE KENNEDY, and by him referred to the Court, granted, and it is ordered that the judgment of the United States District Court for the Northern District of Florida, filed July 2, 1992, in case Nos. 92-40015-WS, 92-40131-WS, and 92-40220-WS, is stayed pending the timely filing of a statement as to jurisdiction. Should such a statement be timely filed, this order is to remain in effect pending this Court's action on the appeal. In the event the judgment is affirmed, or the appeal is dismissed, this order is to terminate automatically. Should jurisdiction be noted or postponed, or should the judgment be summarily vacated or reversed, this order is to remain in effect pending the sending down of the judgment of this Court.

JULY 17, 1992

Miscellaneous Order. (See also No. A-40, *ante*, p. 1084.)

No. A-51 (O. T. 1992). WETHERELL, SPEAKER OF THE FLORIDA HOUSE OF REPRESENTATIVES, ET AL. *v.* DE GRANDY ET AL. Application for stay, presented to JUSTICE KENNEDY, and by him referred to the Court, granted, and it is ordered that the judgment of the United States District Court for the Northern District of Florida, dated July 16, 1992, in case Nos. 92-40015-WS, 92-40131-WS, and 92-40220-WS, is stayed pending the timely filing of a statement as to jurisdiction. Should such a statement

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be timely filed, this order is to remain in effect pending this Court's action on the appeal. In the event the judgment is affirmed, or the appeal is dismissed, this order is to terminate automatically. Should jurisdiction be noted or postponed, or should the judgment be summarily vacated or reversed, this order is to remain in effect pending the sending down of the judgment of this Court. JUSTICE WHITE took no part in the consideration or decision of this application.

JULY 20, 1992

Certiorari Denied

No. 92-5194 (A-55). KENNEDY *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. Sup. Ct. Fla. Application for stay of execution of sentence of death, presented to JUSTICE KENNEDY, and by him referred to the Court, denied. Certiorari denied. Reported below: 602 So. 2d 1285.

Rehearing Denied

No. 91-8111. KENNEDY *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL., *ante*, p. 1224. Petition for rehearing denied.

JULY 22, 1992

Dismissal Under Rule 46

No. 91-908. CROMWELL ET AL. *v.* EQUICOR-EQUITABLE HCA CORP. ET AL. C. A. 6th Cir. Certiorari dismissed under this Court's Rule 46. Reported below: 944 F. 2d 1272.

Certiorari Denied

No. 92-5248 (A-59). LANE *v.* TEXAS. Ct. Crim. App. Tex. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Certiorari denied.

JULY 28, 1992

Certiorari Denied

No. 92-5239 (A-64). ANDREWS *v.* UTAH. Sup. Ct. Utah. Application for stay of execution of sentence of death, presented to JUSTICE WHITE, and by him referred to the Court, denied. Certiorari denied. JUSTICE BLACKMUN and JUSTICE STEVENS

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would grant the application for stay of execution. Reported below: 843 P. 2d 1027.

JULY 29, 1992

Miscellaneous Order

No. A-49 (92-5182). *KELLY v. TEXAS*. Ct. Crim. App. Tex. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, granted pending the disposition by this Court of the petition for writ of certiorari. Should the petition for writ of certiorari be denied, this stay terminates automatically. In the event the petition for writ of certiorari is granted, this stay shall continue pending the issuance of the mandate of this Court.

JULY 30, 1992

Certiorari Denied

No. 92-5321 (A-81). *ANDREWS v. CARVER, WARDEN*. C. A. 10th Cir. Application for stay of execution of sentence of death, presented to JUSTICE WHITE, and by him referred to the Court, denied. Certiorari denied. JUSTICE BLACKMUN and JUSTICE STEVENS would grant the application for stay of execution.

AUGUST 1, 1992

Miscellaneous Order

No. A-82 (O. T. 1992). *McNARY, COMMISSIONER, IMMIGRATION AND NATURALIZATION SERVICE, ET AL. v. HAITIAN CENTERS COUNCIL, INC., ET AL.* Application for stay, presented to JUSTICE THOMAS, and by him referred to the Court, granted, and it is ordered that the judgment of the United States Court of Appeals for the Second Circuit, case No. 92-6144, filed July 29, 1992, and the subsequent July 29, 1992, order of the United States District Court for the Eastern District of New York, case No. 92 CV 1258, are stayed pending the filing of a petition for writ of certiorari on or before August 24, 1992. Should the petition be filed on or before that date, this order is to remain in effect pending this Court's action on the petition. If the petition for writ of certiorari is denied, this order is to terminate automatically. In the event the petition is granted, this order is to remain in effect pending the sending down of the judgment of this Court. Should the Solicitor General so file a petition for writ of certiorari, respondents' response is to be filed on or before September 8, 1992.

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JUSTICE BLACKMUN, with whom JUSTICE STEVENS joins, dissenting.

An applicant for a stay pending the disposition of a petition for certiorari faces a heavy burden. The applicant must demonstrate (1) a likelihood of irreparable harm if the judgment below is not stayed; (2) a reasonable probability that certiorari will be granted; (3) a significant possibility that the judgment below will be reversed; and (4) that the balance of the equities tilts clearly in its favor. I do not think the Government has met the latter two conditions.

Eight federal judges have now considered the territorial reach of 8 U. S. C. §1253(h). Four have concluded that the statute does not apply in international waters, and four have concluded that it does. Given the thorough and careful reasoning of the majority and concurring opinions below, I do not see how the Court can conclude at this stage that the Government's likelihood of success on the merits is any better than even. That is not fatal to the Government's application, for if each party's chance of succeeding is equal, a strong showing on the equities can still carry the day for the Government. But no such showing has been made. While the Government has offered a vague invocation of harm to foreign policy, immigration policy, and the federal treasury, the plaintiffs in this case face the real and immediate prospect of persecution, terror, and possibly even death at the hands of those to whom they are being forcibly returned. So determined the District Court, to whose findings we should defer where the balance of equities is highly factual in nature. *Block v. North Side Lumber Co.*, 473 U. S. 1307 (1985) (REHNQUIST, Circuit Justice).

I would deny the application for a stay.

AUGUST 4, 1992

Dismissal Under Rule 46

No. 91-1700. CHECKETT, TRUSTEE IN BANKRUPTCY *v.* VICKERS ET UX. C. A. 8th Cir. Certiorari dismissed under this Court's Rule 46. Reported below: 954 F. 2d 1426.

Certiorari Denied

No. 92-5208 (A-67). JOHNSON *v.* COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Application for stay of execution of sentence of

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death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Certiorari denied. JUSTICE BLACKMUN and JUSTICE STEVENS would grant the application for stay. Reported below: 964 F. 2d 1527.

AUGUST 5, 1992

Miscellaneous Orders

No. A-82 (O. T. 1992). McNARY, COMMISSIONER, IMMIGRATION AND NATURALIZATION SERVICE, ET AL. *v.* HAITIAN CENTERS COUNCIL, INC., ET AL. Motion of respondents to treat the application for stay as a petition for writ of certiorari, grant the petition, and set an expedited briefing schedule denied.

No. A-98 (O. T. 1992). HOPKINS, WARDEN *v.* OTEY. Application to vacate the stay of execution of sentence of death entered by the United States District Court for the District of Nebraska, presented to JUSTICE BLACKMUN, and by him referred to the Court, denied. THE CHIEF JUSTICE, JUSTICE SCALIA, and JUSTICE THOMAS would grant the application.

AUGUST 12, 1992

Miscellaneous Order

No. 91-1160. ARAVE, WARDEN *v.* CREECH. C. A. 9th Cir. The order entered June 15, 1992 [504 U. S. 984], is amended to read as follows: Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted limited to Question 1 presented by the petition.

AUGUST 18, 1992

Miscellaneous Orders

No. A-11 (92-24). IN RE BELL. Sup. Ct. Ill. Application for stay of enforcement of judgment, addressed to JUSTICE THOMAS and referred to the Court, denied.

No. D-1117. IN RE DISBARMENT OF HUGHES. Disbarment entered. [For earlier order herein, see 504 U. S. 903.]

No. D-1118. IN RE DISBARMENT OF PLAIA. Disbarment entered. [For earlier order herein, see 504 U. S. 904.]

No. D-1120. IN RE DISBARMENT OF SEGERS. Disbarment entered. [For earlier order herein, see 504 U. S. 904.]

No. D-1122. IN RE DISBARMENT OF BALES. Disbarment entered. [For earlier order herein, see 504 U. S. 904.]

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No. D-1123. IN RE DISBARMENT OF HOUCK. Disbarment entered. [For earlier order herein, see 504 U. S. 904.]

No. D-1124. IN RE DISBARMENT OF GLUBIN. Disbarment entered. [For earlier order herein, see 504 U. S. 904.]

No. D-1125. IN RE DISBARMENT OF SCHULZ. Disbarment entered. [For earlier order herein, see 504 U. S. 905.]

No. D-1127. IN RE DISBARMENT OF WHITNALL. Disbarment entered. [For earlier order herein, see 504 U. S. 938.]

No. D-1128. IN RE DISBARMENT OF RODRIGUEZ. Disbarment entered. [For earlier order herein, see 504 U. S. 939.]

No. D-1129. IN RE DISBARMENT OF SMITH. Disbarment entered. [For earlier order herein, see 504 U. S. 953.]

No. D-1136. IN RE DISBARMENT OF PARKER. Disbarment entered. [For earlier order herein, see 504 U. S. 970.]

No. D-1137. IN RE DISBARMENT OF CAHN. Disbarment entered. [For earlier order herein, see 504 U. S. 970.]

No. D-1140. IN RE DISBARMENT OF FITZPATRICK. Disbarment entered. [For earlier order herein, see 504 U. S. 981.] JUSTICE SOUTER took no part in the consideration or decision of this order.

No. D-1144. IN RE DISBARMENT OF DRISCOLL. It is ordered that Robert Justin Driscoll, of Denver, Colo., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1145. IN RE DISBARMENT OF VAN RYE. It is ordered that Kenneth Van Rye, of Elmwood Park, N. J., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1146. IN RE DISBARMENT OF HERZIG. It is ordered that Philip Richard Herzig, of Salina, Kan., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

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No. D-1147. *IN RE DISBARMENT OF LEBEN*. It is ordered that Jeffrey Michael Leben, of Yorktown Heights, N. Y., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1148. *IN RE DISBARMENT OF TREVASKIS*. It is ordered that John P. Trevaskis, Jr., of Media, Pa., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1149. *IN RE DISBARMENT OF GREENWALD*. It is ordered that Michael I. Greenwald, of Cleveland, Ohio, be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

Rehearing Denied

- No. 90-6315. *PEREZ v. LOUISIANA*, 504 U. S. 962;
- No. 91-1035. *BUSSEY v. UNITED STATES*, 504 U. S. 908;
- No. 91-1402. *BROIDA v. SMITH ET AL.*, 503 U. S. 1005;
- No. 91-1563. *AIU INSURANCE CO. ET AL. v. SUPERINTENDENT, MAINE BUREAU OF INSURANCE*, 504 U. S. 986;
- No. 91-1597. *PENNSYLVANIA v. CHAMBERS*, 504 U. S. 946;
- No. 91-1655. *GARDNER ET AL. v. RYAN, SECRETARY OF STATE OF ILLINOIS, ET AL.*, 504 U. S. 973;
- No. 91-1683. *POLYAK v. HULEN ET AL.*, 504 U. S. 957;
- No. 91-1687. *BLANKINSHIP ET AL. v. CINCO ENTERPRISES, INC.*, 504 U. S. 974;
- No. 91-1761. *PRAVDA v. UNITED STATES ET AL.*, 504 U. S. 974;
- No. 91-6658. *KINDER v. UNITED STATES*, 504 U. S. 946;
- No. 91-6828. *NETELKOS v. UNITED STATES*, 503 U. S. 908;
- No. 91-7229. *LABOUNTY v. COUGHLIN, COMMISSIONER, NEW YORK DEPARTMENT OF CORRECTIONAL SERVICES*, 504 U. S. 917;
- No. 91-7461. *CROSBY v. WALDNER*, 503 U. S. 1007;
- No. 91-7808. *ISENBERG v. UNITED STATES*, 504 U. S. 943;
- No. 91-7838. *DICKS v. UNITED STATES*, 504 U. S. 925;
- No. 91-7891. *SMITH v. OKLAHOMA*, 504 U. S. 959;
- No. 91-7894. *STOIANOFF v. WACHTLER*, 504 U. S. 975;
- No. 91-7916. *ROTT v. CONNECTICUT GENERAL LIFE INSURANCE CO. ET AL.*, 504 U. S. 959;

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No. 91-7977. *BODINE v. DEPARTMENT OF TRANSPORTATION*, 504 U. S. 929;

No. 91-7983. *EAST v. WEST ONE BANK, N. A., PERSONAL REPRESENTATIVE OF THE ESTATE OF LOGAN*, 504 U. S. 976;

No. 91-8032. *MIDGYETTE v. GRAYSON, WARDEN*, 504 U. S. 977;

No. 91-8085. *CASTILLO-MORALES ET AL. v. INTERNAL REVENUE SERVICE ET AL.*, 504 U. S. 961;

No. 91-8165. *TOSTE v. UNITED STATES POSTAL SERVICE*, 504 U. S. 989; and

No. 91-8201. *FARKAS ET AL. v. ELLIS*, 504 U. S. 989. Petitions for rehearing denied.

No. 90-1599. *UNITED STATES v. FELIX*, 503 U. S. 378. Motion of respondent for leave to proceed further herein *in forma pauperis* granted. Motion for leave to file petition for rehearing denied.

No. 91-913. *PATTERSON, TRUSTEE v. SHUMATE*, 504 U. S. 753. Motion of petitioner to dispense with printing requirement for petition for rehearing granted. Petition for rehearing denied.

No. 91-1447. *BINGHAM v. INLAND DIVISION OF GENERAL MOTORS*, 504 U. S. 965. Petition for rehearing denied. JUSTICE BLACKMUN would call for a response to the petition for rehearing.

Assignment Order

An order of THE CHIEF JUSTICE designating and assigning Justice Marshall (retired) to perform judicial duties in the United States Court of Appeals for the Second Circuit during the period of December 2 through 4, 1992, and for such time as may be required to complete unfinished business, pursuant to 28 U. S. C. § 294(a), is ordered entered on the minutes of this Court, pursuant to 28 U. S. C. § 295.

AUGUST 25, 1992

Miscellaneous Order

No. A-112 (92-265). *IN RE VASQUEZ, WARDEN, ET AL.* Application for stay, addressed to JUSTICE THOMAS and referred to the Court, denied.

AUGUST 27, 1992

Miscellaneous Order

No. A-108 (92-253). *ILLINOIS DEPARTMENT OF CORRECTIONS v. FLOWERS*. C. A. 7th Cir. Application for stay, addressed to

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THE CHIEF JUSTICE and referred to the Court, granted, and it is ordered that the mandate of the United States Court of Appeals for the Seventh Circuit, case Nos. 91-2330 and 91-2415, is recalled and stayed pending the disposition by this Court of the petition for writ of certiorari. Should the petition for writ of certiorari be denied, this stay terminates automatically. In the event the petition for writ of certiorari is granted, this stay shall continue pending the sending down of the judgment of this Court. JUSTICE BLACKMUN and JUSTICE STEVENS would deny the application for stay.

SEPTEMBER 2, 1992

Miscellaneous Order

No. 90-985. BRAY ET AL. v. ALEXANDRIA WOMEN'S HEALTH CLINIC ET AL. C. A. 4th Cir. [Certiorari granted, 498 U. S. 1119.] Motion of respondents for leave to file a brief on reargument granted with respect to arguments addressing the potential significance of *Planned Parenthood of Southeastern Pa. v. Casey*, ante, p. 833, and the availability of injunctive relief for violations of 42 U. S. C. § 1985(3), but denied with respect to arguments addressing the hindrance clause of 42 U. S. C. § 1985(3). Petitioners may file a supplemental brief on reargument on or before September 17, 1992, responding to respondents' arguments regarding *Planned Parenthood* and the availability of injunctive relief. JUSTICE O'CONNOR would grant the motion in its entirety.

JUSTICE STEVENS, with whom JUSTICE BLACKMUN joins, dissenting.

In a statutory construction case that is important enough to merit reargument, the Court should err on the side of allowing full discussion of the entire statute at issue. Without having examined the supplemental brief attached to respondents' motion, and noting the absence of any objection from petitioners, I would therefore allow it to be filed as a matter of course. Because I intend to read the entire supplemental brief in preparation for the reargument—despite the Court's peculiar order—I would welcome comment by petitioners on all issues discussed therein.

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Miscellaneous Orders

No. D-1150. IN RE DISBARMENT OF DEUTSCH. It is ordered that Ronald E. Deutsch, of Santa Fe, N. M., be suspended from

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the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1151. IN RE DISBARMENT OF MOORE. It is ordered that Harvin Cooper Moore III, of Houston, Tex., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1152. IN RE DISBARMENT OF BACH. It is ordered that Larry Burton Bach, of Dallas, Tex., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1153. IN RE DISBARMENT OF KIRKMAN. It is ordered that Robert L. Kirkman, of Portland, Ore., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1154. IN RE DISBARMENT OF LADNER. It is ordered that Oscar Buren Ladner, of Gulfport, Miss., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1155. IN RE DISBARMENT OF UNPINGCO. It is ordered that Segundo Unpingco, of San Jose, Cal., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1156. IN RE DISBARMENT OF ROBERTSON. It is ordered that Juan Paul Robertson, of Beverly Hills, Cal., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1157. IN RE DISBARMENT OF HORN. It is ordered that Edward Horn, of Brooklyn, N. Y., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

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No. D-1158. *IN RE DISBARMENT OF SPECINER*. It is ordered that Jules V. Speciner, of Great Neck, N. Y., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1159. *IN RE DISBARMENT OF BRODO*. It is ordered that Thomas George Brodo, of Wayne, N. J., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1160. *IN RE DISBARMENT OF WEIL*. It is ordered that Joseph Hilliard Weil, of North Miami, Fla., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1161. *IN RE DISBARMENT OF JONES*. It is ordered that Curtis Lorenzo Jones, Jr., of Miami, Fla., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1162. *IN RE DISBARMENT OF SALMEN*. It is ordered that T. Jay Salmen, of St. Paul, Minn., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1163. *IN RE DISBARMENT OF KNOLL*. It is ordered that David R. Knoll, of Buffalo, N. Y., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1164. *IN RE DISBARMENT OF FRASCINELLA*. It is ordered that Phillip Frascinella, of Santa Monica, Cal., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1165. *IN RE DISBARMENT OF WATSON*. It is ordered that John D. Watson, of Denver, Colo., be suspended from the

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practice of law in this Court and that a rule issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. 91-781. UNITED STATES *v.* A PARCEL OF LAND, BUILDINGS, APPURTENANCES, AND IMPROVEMENTS, KNOWN AS 92 BUENA VISTA AVENUE, RUMSON, NEW JERSEY, ET AL. C. A. 3d Cir. [Certiorari granted, 503 U.S. 905.] Motion of Federal Home Loan Mortgage Corporation for leave to participate in oral argument as *amicus curiae*, for divided argument, and for additional time for oral argument denied.

No. 91-1030. WITHROW *v.* WILLIAMS. C. A. 6th Cir. [Certiorari granted, 503 U.S. 983.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 91-1393. LOCKHART, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION *v.* FRETWELL. C. A. 8th Cir. [Certiorari granted, 504 U.S. 908.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 91-1420. GROWE, SECRETARY OF STATE OF MINNESOTA, ET AL. *v.* EMISON ET AL. D. C. Minn. [Probable jurisdiction noted, 503 U.S. 958.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 91-7873. FEX *v.* MICHIGAN. Sup. Ct. Mich. [Certiorari granted, 504 U.S. 908.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 91-1513. UNITED STATES DEPARTMENT OF THE TREASURY ET AL. *v.* FABE, SUPERINTENDENT OF INSURANCE OF OHIO. C. A. 6th Cir. [Certiorari granted, 504 U.S. 907.] Motion of the Solicitor General to dispense with printing the joint appendix granted.

No. 91-1538. SMITH *v.* UNITED STATES. C. A. 9th Cir. [Certiorari granted, 504 U.S. 984.] Motion of petitioner to dispense with printing the joint appendix granted.

No. 91-1657. LEATHERMAN ET AL. *v.* TARRANT COUNTY NARCOTICS INTELLIGENCE AND COORDINATION UNIT ET AL. C. A.

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5th Cir. [Certiorari granted, *ante*, p. 1203.] Motion of petitioners to permit Richard Gladden to present oral argument *pro hac vice* granted.

Rehearing Denied

- No. 90-8370. MEDINA *v.* CALIFORNIA, *ante*, p. 437;
No. 90-8443. REDD *v.* GEORGIA, *ante*, p. 1218;
No. 91-141. CITY OF ROLLING MEADOWS ET AL. *v.* KUHN ET AL., *ante*, p. 1218;
No. 91-299. CITY OF ZION ET AL. *v.* HARRIS ET AL., *ante*, p. 1229;
No. 91-971. TWO PESOS, INC. *v.* TACO CABANA, INC., *ante*, p. 763;
No. 91-1752. WOOD *v.* FREEDMAN ET AL., *ante*, p. 1206;
No. 91-1757. BUNCH *v.* THOMPSON, WARDEN, *ante*, p. 1230;
No. 91-1809. TUNIS BROTHERS CO., INC., ET AL. *v.* FORD MOTOR CO. ET AL., *ante*, p. 1221;
No. 91-1914. SHORE *v.* COMMISSIONER OF INTERNAL REVENUE, *ante*, p. 1222;
No. 91-5450. HITCHCOCK *v.* FLORIDA, *ante*, p. 1215;
No. 91-6076. BELTRAN-LOPEZ *v.* FLORIDA, *ante*, p. 1215;
No. 91-6382. SAWYER *v.* WHITLEY, WARDEN, *ante*, p. 333;
No. 91-7170. HENRY *v.* FLORIDA, *ante*, p. 1216;
No. 91-7273. DAVIS *v.* FLORIDA, *ante*, p. 1216;
No. 91-7598. HILL, AKA ROBINSON *v.* UNITED STATES, 504 U. S. 975;
No. 91-7634. GASKIN *v.* FLORIDA, *ante*, p. 1216;
No. 91-7818. MCGEE *v.* SCREW CONVEYOR CORPORATION OF WINONA, MISSISSIPPI, *ante*, p. 1207;
No. 91-7939. TURNER *v.* OKLAHOMA, 504 U. S. 960;
No. 91-8024. URDENIS *v.* THERMAL INDUSTRIES, INC., 504 U. S. 987;
No. 91-8029. LYLE ET VIR *v.* DEPARTMENT OF HEALTH AND REHABILITATIVE SERVICES, 504 U. S. 988;
No. 91-8037. YOUNG *v.* UNITED STATES ET AL., *ante*, p. 1208;
No. 91-8070. SCOTT *v.* DIME SAVINGS BANK OF NEW YORK, 504 U. S. 988;
No. 91-8091. WILLIAMS *v.* FAUVER ET AL., *ante*, p. 1208;
No. 91-8144. DEMPSEY *v.* MASSACHUSETTS, *ante*, p. 1209;
No. 91-8164. REESE *v.* LOVE, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON, *ante*, p. 1224;

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- No. 91-8185. GAYDOS *v.* GAYDOS ET AL., *ante*, p. 1225;
No. 91-8223. KISKILA ET VIR *v.* SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE, ET AL., *ante*, p. 1225;
No. 91-8227. BAKER *v.* MILLER ET AL., *ante*, p. 1225;
No. 91-8236. KUDRAKO *v.* ALLSTATE INSURANCE CO., *ante*, p. 1226;
No. 91-8372. ARNETTE *v.* CHIEF OF POLICE, TOWN OF MCCOLL, SOUTH CAROLINA, ET AL., *ante*, p. 1227;
No. 91-8396. BORROMEO *v.* UNITED STATES, *ante*, p. 1212;
No. 91-8398. STEFFENS *v.* DERWINSKI, SECRETARY OF VETERANS AFFAIRS, *ante*, p. 1227; and
No. 91-8465. JUSINO *v.* UNITED STATES, *ante*, p. 1228. Petitions for rehearing denied.

No. 91-1709. IN RE MILLS, 504 U. S. 971. Motion of petitioner for leave to proceed further herein *in forma pauperis* granted. Petition for rehearing denied.

No. 91-5550. FAIN *v.* IDAHO, 504 U. S. 987. Petition for rehearing denied. JUSTICE BLACKMUN would call for a response to the petition for rehearing.

No. 91-7390. ESPINOSA *v.* FLORIDA, *ante*, p. 1079. Petition for rehearing of petitioner denied. Petition for rehearing of respondent denied.

SEPTEMBER 8, 1992

Miscellaneous Order

No. A-191 (O. T. 1992). FOX *v.* CHILES, GOVERNOR OF FLORIDA, ET AL. Application for emergency relief, addressed to THE CHIEF JUSTICE and referred to the Court, denied.

SEPTEMBER 15, 1992

Certiorari Denied

No. 92-5843 (A-209). JONES *v.* MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied. Certiorari denied. Reported below: 976 F. 2d 169.

No. 92-5855 (A-215). JONES *v.* MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. Sup. Ct. Va. Application for

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stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied. Certiorari denied.

SEPTEMBER 19, 1992

Miscellaneous Order

No. A-189 (O. T. 1992). PRICE *v.* NORTH CAROLINA. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, granted pending the timely filing and disposition by this Court of a petition for writ of certiorari. Should the petition for writ of certiorari be denied, this stay terminates automatically. In the event the petition for writ of certiorari is granted, this stay shall continue pending the issuance of the mandate of this Court.

SEPTEMBER 21, 1992

Certiorari Denied

No. 92-5914 (A-232). DEMOUCLETTE *v.* COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Certiorari denied. JUSTICE BLACKMUN and JUSTICE STEVENS would grant the application for stay. Reported below: 972 F. 2d 651.

SEPTEMBER 22, 1992

Miscellaneous Order

No. A-201 (O. T. 1992). SLAGLE *v.* TERRAZAS ET AL. D. C. W. D. Tex. Application for stay, presented to JUSTICE SCALIA, and by him referred to the Court, denied.

Certiorari Denied

No. 92-5939 (A-241). DEMOUCLETTE *v.* TEXAS. Ct. Crim. App. Tex. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Certiorari denied.

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SEPTEMBER 23, 1992

Dismissal Under Rule 46

No. 92-5499. MARINE *v.* DELAWARE. Sup. Ct. Del. Certiorari dismissed under this Court's Rule 46. Reported below: 607 A. 2d 1185.

SEPTEMBER 28, 1992

Dismissal Under Rule 46

No. 92-139. VALLEY FARMS ET AL. *v.* SHAWMUT BANK, N. A. Sup. Ct. Conn. Certiorari dismissed under this Court's Rule 46. Reported below: 222 Conn. 361, 610 A. 2d 652.

SEPTEMBER 29, 1992

Dismissal Under Rule 46

No. 92-289. IN RE LEWIS, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL. Petition for writ of mandamus dismissed under this Court's Rule 46.

Miscellaneous Order

No. A-223 (92-5846). HARRIS *v.* COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, granted pending the disposition by this Court of the petition for writ of certiorari. Should the petition for writ of certiorari be denied, this stay terminates automatically. In the event the petition for writ of certiorari is granted, this stay shall continue pending the sending down of the judgment of this Court.

SEPTEMBER 30, 1992

Miscellaneous Order

No. A-242 (O. T. 1992). LOPEZ *v.* HALE COUNTY, TEXAS, ET AL. D. C. N. D. Tex. Application for injunction and stay pending appeal, presented to JUSTICE SCALIA, and by him referred to the Court, denied.