

ORDERS FOR OCTOBER 4, 1993, THROUGH  
MARCH 21, 1994

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OCTOBER 4, 1993

*Appeal Dismissed*

No. 93-208. IDAHO HISPANIC CAUCUS, INC., ET AL. *v.* IDAHO ET AL. Appeal from D. C. Idaho dismissed for want of jurisdiction.

*Certiorari Granted—Vacated and Remanded*

No. 92-1596. LIBERTY MORTGAGE CO. *v.* FREY ET AL. C. A. 10th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Nobelman v. American Savings Bank*, 508 U.S. 324 (1993). Reported below: 982 F. 2d 529.

No. 92-1826. TEXAS *v.* PARRISH. Ct. Crim. App. Tex. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *United States v. Dixon*, 509 U.S. 688 (1993). Reported below: 872 S. W. 2d 224.

No. 92-1968. BODIE *v.* CITY OF HUNTSVILLE ET AL. C. A. 11th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Leatherman v. Tarrant County Narcotics Intelligence and Coordination Unit*, 507 U.S. 163 (1993). Reported below: 987 F. 2d 774.

No. 92-8022. SAFFEELS *v.* UNITED STATES. C. A. 8th 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 *Stinson v. United States*, 508 U.S. 36 (1993). Reported below: 982 F. 2d 1199.

No. 92-8439. RINCON *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 *Daubert v. Merrell Dow Pharmaceuticals, Inc.*, 509 U.S. 579 (1993). Reported below: 984 F. 2d 1003.

No. 92-8613. EVANS *v.* UNITED STATES. C. A. 11th Cir. Motion of petitioner for leave to proceed *in forma pauperis*

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granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Stinson v. United States*, 508 U. S. 36 (1993). Reported below: 985 F. 2d 579.

No. 92-8964. *MCGINLEY 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 the position asserted by the Solicitor General in his brief for the United States filed August 6, 1993. Reported below: 988 F. 2d 124.

No. 92-9129. *MINES v. TEXAS*. Ct. Crim. App. Tex. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Johnson v. Texas*, 509 U. S. 350 (1993). Reported below: 852 S. W. 2d 941.

No. 93-34. *GLOVER v. McDONNELL DOUGLAS CORP.* C. A. 8th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Hazen Paper Co. v. Biggins*, 507 U. S. 604 (1993). JUSTICE O'CONNOR took no part in the consideration or decision of this case. Reported below: 981 F. 2d 388.

*Miscellaneous Orders*

- No. — — —. *CALPIN v. UNITED STATES*;
- No. — — —. *CLARK v. UNITED STATES*;
- No. — — —. *GERMANO ET UX. v. FIRST NATIONAL BANK OF BETHANY ET AL.*;
- No. — — —. *STAPLETON v. UNITED STATES*;
- No. — — —. *BASS v. COMMISSIONER OF INTERNAL REVENUE*;
- No. — — —. *OMARA v. INTERNATIONAL SERVICE SYSTEM, INC., ET AL.*;
- No. — — —. *FIRST INTERSTATE BANK OF CALIFORNIA v. MERRILL LYNCH, PIERCE, FENNER & SMITH, INC.*;
- No. — — —. *PERRY v. DIETZ*;
- No. — — —. *GOWER v. BAILEY ET AL.*;
- No. — — —. *CHABOT ET UX. v. CITY NATIONAL BANK*;
- No. — — —. *LAROCHE ET AL. v. KEZER, SECRETARY OF STATE OF CONNECTICUT*; and

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No. — — —. HSEIEH ET AL. *v.* THOMPSON ET AL. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. — — —. RILEY *v.* DOW CORNING CORP. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until October 25, 1993, 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 the Court for consideration with the motion to direct the Clerk to file petition for writ of certiorari out of time.

JUSTICE STEVENS, dissenting.

Because the Court consistently denies motions to direct the Clerk to file petitions for writs of certiorari out of time, I would take that action without reaching the merits of the motion to proceed *in forma pauperis*. Cf. *Brown v. Herald Co.*, 464 U. S. 928, 931 (1983) (STEVENS, J., dissenting).

No. — — —. UNITED KEETOOWAH BAND *v.* OKLAHOMA TAX COMMISSION. Motion of petitioner to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner denied.

No. — — —. DELK *v.* COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION;

No. — — —. JOHNSON *v.* ILLINOIS; and

No. — — —. JERMYN *v.* PENNSYLVANIA. Motions for leave to proceed *in forma pauperis* without affidavits of indigency executed by petitioners granted.

No. — — —. BABY BOY J. *v.* JOHNSON. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner granted. Motion for appointment of counsel denied. Motion for reimbursement of expenses denied.

No. A-128 (121, Orig.). LOUISIANA *v.* MISSISSIPPI ET AL. Application of Louisiana for stay of proceedings in the United States District Court for the Southern District of Mississippi, presented to JUSTICE SCALIA, and by him referred to the Court, denied.

No. A-190. CASTRO ET AL. *v.* TOFOYA, JUDGE, ET AL. Sup. Ct. Ariz. Application for stay, addressed to JUSTICE SOUTER and referred to the Court, denied.

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No. A-252 (93-405). *DIGITAL EQUIPMENT CORP. v. DESKTOP DIRECT, INC.* C. A. 10th Cir. Application for stay of the effect of the order of the United States District Court for the District of Utah, case No. 92-C-178G, issued January 5, 1993, presented to JUSTICE THOMAS, and by him referred to the Court, granted pending the 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 sending down of the judgment of this Court.

No. A-296. *POWELL v. UNITED STATES.* Application for release on bail pending appeal, presented to JUSTICE O'CONNOR, and by her referred to the Court, denied.

No. D-1259. *IN RE DISBARMENT OF BROWN.* Disbarment entered. [For earlier order herein, see 508 U. S. 903.]

No. D-1261. *IN RE DISBARMENT OF DELORENZO.* Disbarment entered. [For earlier order herein, see 508 U. S. 904.]

No. D-1267. *IN RE DISBARMENT OF MANGER.* Disbarment entered. [For earlier order herein, see 508 U. S. 936.]

No. D-1268. *IN RE DISBARMENT OF DUNFORD.* It having been reported to the Court that Sam B. Dunford, of Palm Springs, Cal., has died, the rule to show cause, heretofore issued on May 24, 1993 [508 U. S. 936], is hereby discharged.

No. D-1269. *IN RE DISBARMENT OF BECKER.* Virgil Victor Becker, of Atascadero, Cal., having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court. The rule to show cause, heretofore issued on May 24, 1993 [508 U. S. 936], is hereby discharged.

No. D-1273. *IN RE DISBARMENT OF GOLDSBOROUGH.* Disbarment entered. [For earlier order herein, see 508 U. S. 970.]

No. D-1278. *IN RE DISBARMENT OF RAPP.* Disbarment entered. [For earlier order herein, see 509 U. S. 936.]

No. D-1281. *IN RE DISBARMENT OF BEAR.* F. James Bear, of National City, Cal., having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken

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from the roll of attorneys admitted to practice before the Bar of this Court. The rule to show cause, heretofore issued on July 22, 1993 [509 U. S. 936], is hereby discharged.

No. D-1288. *IN RE DISBARMENT OF CORREA*. Dennis D. Correa, of St. Petersburg, Fla., having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court. The rule to show cause, heretofore issued on July 22, 1993 [509 U. S. 937], is hereby discharged.

No. 65, Orig. *TEXAS v. NEW MEXICO*. Motion of the River Master for fees and expenses granted, and the River Master is awarded \$6,496.59 for the period April 1 through June 30, 1993, to be paid equally by the parties. [For earlier order herein, see, *e. g.*, 508 U. S. 937.]

No. 111, Orig. *DELAWARE ET AL. v. NEW YORK*. Motion of Delaware to strike the amended complaints in intervention denied. Amended complaints in intervention and answers of New York are referred to the Special Master. Counterclaims of New York are stricken without prejudice to move for leave to file such counterclaims in this Court. Should such leave be sought and responses filed with this Court, the motion and responses will be referred to the Special Master. [For earlier decision herein, see, *e. g.*, 507 U. S. 490.]

No. 120, Orig. *NEW JERSEY v. NEW YORK*. Motion of New York for leave to file a surreply brief denied. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 92-989. *TENNESSEE v. MIDDLEBROOKS*; and *TENNESSEE v. EVANS*. Sup. Ct. Tenn. [Certiorari granted, 507 U. S. 1028.] Motion of respondent Donald Ray Middlebrooks to dismiss the writ for lack of jurisdiction denied.

No. 92-1392. *SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES v. SCHOOLCRAFT ET AL.*; and

No. 92-1395. *ROERS, DIRECTOR OF MINNESOTA DISABILITY DETERMINATION SERVICES, ET AL. v. SCHOOLCRAFT ET AL.* C. A. 8th Cir. Motion of the parties to defer consideration of petitions for writs of certiorari granted.

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No. 92-1500. CASPARI, SUPERINTENDENT, MISSOURI EASTERN CORRECTIONAL CENTER, ET AL. *v.* BOHLEN. C. A. 8th Cir. [Certiorari granted, 508 U. S. 971.] Motion for appointment of counsel granted, and it is ordered that Richard H. Sindel, Esq., of Clayton, Mo., be appointed to serve as counsel for respondent in this case.

No. 92-1662. UNITED STATES *v.* GRANDERSON. C. A. 11th Cir. [Certiorari granted, 509 U. S. 921.] Motion for appointment of counsel granted, and it is ordered that Gregory S. Smith, Esq., of Atlanta, Ga., be appointed to serve as counsel for respondent in this case.

No. 92-1831. NORTHERN KENTUCKY WELFARE RIGHTS ASSN. ET AL. *v.* JONES, GOVERNOR OF KENTUCKY. C. A. 6th Cir.;

No. 92-1920. LIVADAS *v.* AUBRY, CALIFORNIA LABOR COMMISSIONER. C. A. 9th Cir.; and

No. 93-201. ALLEN & CO. INC. *v.* PACIFIC DUNLOP HOLDINGS INC. C. A. 7th Cir. The Solicitor General is invited to file briefs in these cases expressing the views of the United States.

No. 92-1839. COLGATE-PALMOLIVE CO. *v.* FRANCHISE TAX BOARD OF CALIFORNIA. Ct. App. Cal., 3d App. Dist. Motions of Committee on State Taxation et al. and Tax Executives Institute, Inc., for leave to file briefs as *amici curiae* granted.

No. 92-2038. ASGROW SEED CO. *v.* WINTERBOER ET AL., DBA DEEBEES. C. A. Fed. Cir. Motions of American Seed Trade Association, Intellectual Property Owners, and American Intellectual Property Law Association for leave to file briefs as *amici curiae* granted. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 92-2058. HAWAIIAN AIRLINES, INC. *v.* NORRIS; and FINAZZO ET AL. *v.* NORRIS. Sup. Ct. Haw. Motion of Air Transport Association of America for leave to file a brief as *amicus curiae* granted. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 92-6259. ADAMS *v.* EVATT, COMMISSIONER, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL., 508 U. S. 974. Respondents are requested to file a response to petition for rehearing within 30 days.

No. 92-8579. ELDER *v.* HOLLOWAY ET AL. C. A. 9th Cir. [Certiorari granted, 509 U. S. 921.] Motion for appointment of

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counsel granted, and it is ordered that John C. Lynn, Esq., of Boise, Idaho, be appointed to serve as counsel for petitioner in this case.

No. 92-8873. GILBERTSON *v.* WALKER ET AL. Dist. Ct. App. Fla., 4th Dist.;

No. 92-9006. SMITH *v.* STORM ET AL. C. A. 11th Cir.;

No. 92-9146. VAKSMAN *v.* UNIVERSITY OF HOUSTON BOARD OF TRUSTEES ET AL. C. A. 5th Cir.;

No. 93-5017. GILMORE *v.* UNITED STATES POSTAL SERVICE. C. A. Fed. Cir.;

No. 93-5096. MULLINS *v.* UNITED STATES. C. A. 9th Cir.;

No. 93-5212. O'CONNOR *v.* CHICAGO TRANSIT AUTHORITY ET AL. C. A. 7th Cir.;

No. 93-5299. KENDALL *v.* KENDALL. Ct. App. Wash.; and

No. 93-5301. GREGOR *v.* NEWPORT INN JOINT VENTURE ET AL. C. A. 1st Cir. Motions of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until October 25, 1993, within which to pay the docketing fee required by Rule 38(a) and to submit petitions in compliance with Rule 33 of the Rules of this Court.

JUSTICE STEVENS, dissenting.

For the reasons expressed in *Brown v. Herald Co.*, 464 U. S. 928 (1983), I would deny the petitions for writs of certiorari without reaching the merits of the motions to proceed *in forma pauperis*.

No. 92-9014. IN RE BAUER. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until October 25, 1993, 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. 92-9180. IN RE MILLER. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until October 25, 1993, 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 STEVENS would deny the petition for writ of habeas corpus.

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No. 93-19. *TENNESSEE v. BANE*; and *TENNESSEE v. SMITH*. Sup. Ct. Tenn. Motion of respondent John Michael Bane for leave to proceed *in forma pauperis* granted.

No. 93-5204. *IN RE ROUTT*. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until October 25, 1993, 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 STEVENS, dissenting.

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

No. 93-5417. *SCHMIDT v. UTAH ET AL.* C. A. 8th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until October 25, 1993, 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 STEVENS would deny the petition for writ of certiorari.

No. 93-5420. *BRAYALL ET VIR v. DART INDUSTRIES ET AL.* C. A. 1st Cir. Motion of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until October 25, 1993, 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. 93-5622. *JONES v. JACKSON, JUDGE, UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA, ET AL.* C. A. D. C. Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until October 25, 1993, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance



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with Rule 33 of the Rules of this Court. JUSTICE STEVENS would deny the petition for writ of certiorari. JUSTICE GINSBURG took no part in the consideration or decision of this motion.

No. 92-8954. IN RE DANN;  
No. 92-8982. IN RE HENTHORN;  
No. 93-5206. IN RE MORROW;  
No. 93-5594. IN RE ANDERSON;  
No. 93-5604. IN RE DIAZ-BATISTA; and  
No. 93-5632. IN RE LOHR. Petitions for writs of habeas corpus denied.

No. 92-8986. IN RE YOUNG;  
No. 92-8987. IN RE WIRS;  
No. 92-9112. IN RE WEBBER;  
No. 92-9118. IN RE WEBBER;  
No. 92-9179. IN RE NKOP;  
No. 93-3. IN RE SCHMIDT;  
No. 93-5313. IN RE MEADE;  
No. 93-5369. IN RE HENTHORN; and  
No. 93-5636. IN RE COOPER ET UX. Petitions for writs of mandamus denied.

No. 92-2035. IN RE LEWIS, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL. Motion of respondent Jimmie Wayne Jeffers for leave to proceed *in forma pauperis* granted. Petition for writ of mandamus denied.

No. 93-176. IN RE WHITE;  
No. 93-183. IN RE PARKER;  
No. 93-235. IN RE HODGE; and  
No. 93-5078. IN RE STEEL. Petitions for writs of mandamus and/or prohibition denied.

No. 93-5022. IN RE SPITERI. Petition for writ of prohibition denied.

*Certiorari Granted*

No. 92-1856. CITY OF LADUE ET AL. *v.* GILLES. C. A. 8th Cir. Certiorari granted. Brief of petitioners is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, November 16, 1993. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3

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p.m., Tuesday, December 14, 1993. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, January 5, 1994. This Court's Rule 29 does not apply. Reported below: 986 F. 2d 1180.

No. 92-1911. PUD No. 1 OF JEFFERSON COUNTY ET AL. *v.* WASHINGTON DEPARTMENT OF ECOLOGY ET AL. Sup. Ct. Wash. Certiorari granted. Brief of petitioners is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, November 16, 1993. Brief of respondents is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 14, 1993. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, January 5, 1994. This Court's Rule 29 does not apply. Reported below: 121 Wash. 2d 179, 849 P. 2d 646.

No. 92-1941. UNITED STATES *v.* CARLTON. C. A. 9th Cir. Certiorari granted. Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, November 16, 1993. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 14, 1993. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, January 5, 1994. This Court's Rule 29 does not apply. Reported below: 972 F. 2d 1051.

No. 92-1964. NATIONAL LABOR RELATIONS BOARD *v.* HEALTH CARE & RETIREMENT CORPORATION OF AMERICA. C. A. 6th Cir. Certiorari granted limited to Question 1 presented by the petition. Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, November 16, 1993. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 14, 1993. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, January 5, 1994. This Court's Rule 29 does not apply. Reported below: 987 F. 2d 1256.

No. 92-1988. TICOR TITLE INSURANCE CO. ET AL. *v.* BROWN ET AL. C. A. 9th Cir. Certiorari granted limited to Question 1 presented by the petition. Brief of petitioners is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, November 16, 1993. Brief of respondents is to be filed

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with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 14, 1993. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, January 5, 1994. This Court's Rule 29 does not apply. Reported below: 982 F. 2d 386.

No. 93-141. WEST LYNN CREAMERY, INC., ET AL. *v.* WATSON, COMMISSIONER OF MASSACHUSETTS DEPARTMENT OF FOOD AND AGRICULTURE. Sup. Jud. Ct. Mass. Certiorari granted. Brief of petitioners is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, November 16, 1993. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 14, 1993. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, January 5, 1994. This Court's Rule 29 does not apply. Reported below: 415 Mass. 8, 611 N. E. 2d 239.

No. 92-7247. FARMER *v.* BRENNAN, WARDEN, ET AL. C. A. 7th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted. Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, November 16, 1993. Brief of respondents is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 14, 1993. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, January 5, 1994. This Court's Rule 29 does not apply.

No. 92-8841. POWELL *v.* NEVADA. Sup. Ct. Nev. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted. Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, November 16, 1993. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 14, 1993. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, January 5, 1994. This Court's Rule 29 does not apply. Reported below: 108 Nev. 700, 838 P. 2d 921.

No. 92-9059. SIMMONS *v.* SOUTH CAROLINA. Sup. Ct. S. C. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted. Brief of petitioner is to be filed

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with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, November 16, 1993. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 14, 1993. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, January 5, 1994. This Court's Rule 29 does not apply. Reported below: 310 S. C. 439, 427 S. E. 2d 175.

*Certiorari Denied*

No. 92-1511. GRYNBERG ET AL. *v.* UNITED STATES ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 986 F. 2d 367.

No. 92-1591. JOHNSON *v.* CARTER ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 983 F. 2d 1316.

No. 92-1609. ORLEBECK *v.* FLORIDA. Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 611 So. 2d 534.

No. 92-1688. DOE, A MINOR, BY HIS FATHER AND NEXT FRIEND, DOE, ET AL. *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 976 F. 2d 1071.

No. 92-1690. BALISTRIERI *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 981 F. 2d 916.

No. 92-1691. CONSOLIDATION COAL CO. *v.* NATIONAL LABOR RELATIONS BOARD ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 986 F. 2d 1408.

No. 92-1697. DODGE ET AL. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 8th Cir. Certiorari denied. Reported below: 981 F. 2d 350.

No. 92-1699. JUSTICE ET AL. *v.* SUITS ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 979 F. 2d 853.

No. 92-1703. NEWMAN *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 982 F. 2d 665.

No. 92-1710. WOHLFARTH *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 985 F. 2d 554.

No. 92-1715. MARILAO *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 986 F. 2d 1410.

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No. 92-1726. *ENRON OIL & GAS CO. v. BABBITT, SECRETARY OF THE INTERIOR, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 978 F. 2d 212.

No. 92-1727. *MADERA IRRIGATION DISTRICT v. HANCOCK ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 985 F. 2d 1397.

No. 92-1734. *NOELL, CO-EXECUTOR OF ESTATE OF NOELL, DECEASED v. FEDERAL DEPOSIT INSURANCE CORPORATION, AS CORPORATE RECEIVER FOR NORTHWAY NATIONAL BANK OF PLANO, TEXAS.* C. A. 5th Cir. Certiorari denied. Reported below: 983 F. 2d 231.

No. 92-1741. *ALPINE LAND & RESERVOIR CO. v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 984 F. 2d 1047.

No. 92-1743. *BOUGERE v. FERRARA.* C. A. 5th Cir. Certiorari denied. Reported below: 978 F. 2d 193.

No. 92-1762. *SIMMONS v. FRANKEL ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 990 F. 2d 1251.

No. 92-1767. *WHITE v. COONEY ET UX.* Sup. Ct. Wyo. Certiorari denied. Reported below: 845 P. 2d 353.

No. 92-1772. *BROUGHTON LUMBER CO. v. COLUMBIA RIVER GORGE COMMISSION.* C. A. 9th Cir. Certiorari denied. Reported below: 975 F. 2d 616.

No. 92-1784. *ARKANSAS-PLATTE & GULF PARTNERSHIP v. DOW CHEMICAL CO. ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 981 F. 2d 1177.

No. 92-1788. *REEDER v. RUNYON, POSTMASTER GENERAL.* C. A. 10th Cir. Certiorari denied. Reported below: 986 F. 2d 1428.

No. 92-1789. *EMPLOYERS INSURANCE OF WAUSAU ET AL. v. OCCIDENTAL PETROLEUM CORP. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 978 F. 2d 1422.

No. 92-1790. *CONSOLIDATED RAIL CORPORATION v. STOWERS.* C. A. 6th Cir. Certiorari denied. Reported below: 985 F. 2d 292.

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No. 92-1791. *HUMPHREYS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 982 F. 2d 254.

No. 92-1794. *KEAULII v. SIMPSON*. Sup. Ct. Haw. Certiorari denied. Reported below: 74 Haw. 417, 847 P. 2d 663.

No. 92-1795. *RATTENNI ET AL. v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 990 F. 2d 1250.

No. 92-1797. *NADEAU v. BUDLONG*. App. Ct. Conn. Certiorari denied. Reported below: 30 Conn. App. 61, 619 A. 2d 4.

No. 92-1803. *CALIFORNIA STATE BOARD OF EQUALIZATION v. McDONNELL DOUGLAS CORP.* Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 10 Cal. App. 4th 1413, 13 Cal. Rptr. 2d 399.

No. 92-1804. *BARCAL v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 979 F. 2d 469.

No. 92-1807. *GLOBAL DIVERS & CONTRACTORS, INC. v. LEE-VAC CORP. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 983 F. 2d 1062.

No. 92-1808. *WHITMER ET UX. v. JOHN HANCOCK MUTUAL LIFE INSURANCE CO. ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 983 F. 2d 1074.

No. 92-1813. *FHP, INC. v. SOLORZANO ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 10 Cal. App. 4th 1135, 13 Cal. Rptr. 2d 161.

No. 92-1814. *HILL v. PITT-OHIO EXPRESS, INC.* C. A. 4th Cir. Certiorari denied. Reported below: 972 F. 2d 340.

No. 92-1817. *MILES, INC. v. SONDERGARD*. C. A. 8th Cir. Certiorari denied. Reported below: 985 F. 2d 1389.

No. 92-1818. *NICHOLS ET VIR v. TUBB ET AL.* Sup. Ct. Miss. Certiorari denied. Reported below: 609 So. 2d 377.

No. 92-1819. *EDMONDS, A MINOR, BY JAMES, MOTHER AND NATURAL GUARDIAN, ET AL. v. WESTERN PENNSYLVANIA HOSPITAL ET AL.* Super. Ct. Pa. Certiorari denied. Reported below: 414 Pa. Super. 567, 607 A. 2d 1083.

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No. 92-1820. *GRYNBERG v. CITY OF NORTHGLENN, COLORADO*. Sup. Ct. Colo. Certiorari denied. Reported below: 846 P. 2d 175.

No. 92-1821. *KOERNER v. INTERNATIONAL COFFEE CORP. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 983 F. 2d 231.

No. 92-1824. *MAPCO PETROLEUM, INC. v. MEMPHIS BARGE LINE, INC.* Sup. Ct. Tenn. Certiorari denied. Reported below: 849 S. W. 2d 312.

No. 92-1825. *PETERSON v. RAUSCHER PIERCE REFSNES, INC., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1209.

No. 92-1827. *BONA v. CHAVEZ ET AL.* Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 611 So. 2d 523.

No. 92-1828. *C. J. LANGENFELDER & SON, INC. v. DANA MARINE SERVICE, INC., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 983 F. 2d 231.

No. 92-1829. *LINDY PEN CO., INC., ET AL. v. BIC PEN CORP.* C. A. 9th Cir. Certiorari denied. Reported below: 982 F. 2d 1400.

No. 92-1830. *SPICKLER v. KEY BANK OF SOUTHERN MAINE ET AL.* Sup. Jud. Ct. Me. Certiorari denied. Reported below: 618 A. 2d 204.

No. 92-1833. *IN RE LARSEN.* Sup. Ct. Pa. Certiorari denied. Reported below: 532 Pa. 326, 616 A. 2d 529.

No. 92-1834. *BRADLEY v. OHIO.* Ct. App. Ohio, Ross County. Certiorari denied.

No. 92-1835. *WOODS v. MASSACHUSETTS.* Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 414 Mass. 343, 607 N. E. 2d 1024.

No. 92-1836. *PREE v. BRUNSWICK CORP.* C. A. 8th Cir. Certiorari denied. Reported below: 983 F. 2d 863.

No. 92-1838. *BROWN v. BENTSEN, SECRETARY OF THE TREASURY.* C. A. 9th Cir. Certiorari denied. Reported below: 979 F. 2d 854.

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No. 92-1842. *DOE v. ENTERGY SERVICES, INC.* Ct. App. La., 4th Cir. Certiorari denied. Reported below: 608 So. 2d 684.

No. 92-1843. *POSTON v. POSTON.* Sup. Ct. Vt. Certiorari denied. Reported below: 160 Vt. 1, 624 A. 2d 853.

No. 92-1844. *LOUISIANA v. ABADIE.* Sup. Ct. La. Certiorari denied. Reported below: 612 So. 2d 1.

No. 92-1845. *MEDINA v. ANTHEM LIFE INSURANCE CO.* C. A. 5th Cir. Certiorari denied. Reported below: 983 F. 2d 29.

No. 92-1846. *LEVIN, EXECUTOR, ESTATE OF LEVIN PRINCE, DECEASED v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 4th Cir. Certiorari denied. Reported below: 986 F. 2d 91.

No. 92-1847. *PREECE v. KENTUCKY.* Sup. Ct. Ky. Certiorari denied. Reported below: 844 S. W. 2d 385.

No. 92-1848. *WHITWORTH BROTHERS STORAGE CO. v. CENTRAL STATES, SOUTHEAST AND SOUTHWEST AREAS PENSION FUND ET AL.*; and

No. 92-2014. *CENTRAL STATES, SOUTHEAST AND SOUTHWEST AREAS PENSION FUND ET AL. v. WHITWORTH BROTHERS STORAGE CO.* C. A. 6th Cir. Certiorari denied. Reported below: 982 F. 2d 1006.

No. 92-1849. *LUNDER v. CITY OF LOS ANGELES ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 92-1850. *CHILDS v. ALABAMA.* Ct. Crim. App. Ala. Certiorari denied. Reported below: 614 So. 2d 1064.

No. 92-1851. *DAILEY ET AL. v. NATIONAL HOCKEY LEAGUE ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 987 F. 2d 172.

No. 92-1852. *SANDERS v. SAMANIEGO, SHERIFF, EL PASO COUNTY, TEXAS.* C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1210.

No. 92-1854. *POOLE, ADMINISTRATRIX OF THE ESTATE OF POOLE v. CONSOLIDATED RAIL CORPORATION.* Ct. App. N. Y. Certiorari denied. Reported below: 80 N. Y. 2d 184, 604 N. E. 2d 63.



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No. 92-1855. MILOSLAVSKY ET AL. *v.* AES ENGINEERING SOCIETY, INC., ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1534.

No. 92-1857. ROYAL FOOD PRODUCTS, INC. *v.* BUCKEYE UNION INSURANCE CO. ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 985 F. 2d 561.

No. 92-1860. DOUGLAS ET AL. *v.* FEDERAL DEPOSIT INSURANCE CORPORATION ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 979 F. 2d 1128.

No. 92-1863. ALIOTA ET UX. *v.* GRAHAM ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 984 F. 2d 1350.

No. 92-1864. AKRIDGE ET AL. *v.* AMBAC INDEMNITY CORP. Sup. Ct. Ga. Certiorari denied. Reported below: 262 Ga. 773, 425 S. E. 2d 637.

No. 92-1865. DELEONARDIS *v.* KOCH, SPECIAL COUNSEL, OFFICE OF THE SPECIAL COUNSEL. C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 2d 725.

No. 92-1866. GOODWIN *v.* DEPARTMENT OF THE TREASURY. C. A. Fed. Cir. Certiorari denied. Reported below: 983 F. 2d 226.

No. 92-1867. BUTTS ET AL. *v.* MOUTRAY. C. A. 8th Cir. Certiorari denied. Reported below: 985 F. 2d 426.

No. 92-1868. SEA-LAND SERVICE, INC. *v.* TINSLEY ET UX. C. A. 9th Cir. Certiorari denied. Reported below: 979 F. 2d 856 and 1382.

No. 92-1869. BULLWINKLE *v.* ALASKA. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 118.

No. 92-1870. VOINCHE *v.* UNITED STATES DEPARTMENT OF THE AIR FORCE. C. A. 5th Cir. Certiorari denied. Reported below: 983 F. 2d 667.

No. 92-1871. COMMONWEALTH LAND TITLE INSURANCE CO. *v.* CORMAN CONSTRUCTION, INC., ET AL. Sup. Ct. Va. Certiorari denied.

No. 92-1872. FACEMIRE *v.* DUFF ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 789.

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No. 92-1873. *LESLIE v. SCHOOL BOARD OF BROWARD COUNTY, FLORIDA*. C. A. 11th Cir. Certiorari denied. Reported below: 986 F. 2d 507.

No. 92-1874. *SANDY RIVER NURSING CARE CENTER ET AL. v. AETNA CASUALTY & SURETY CO. ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 985 F. 2d 1138.

No. 92-1877. *HERNANDEZ v. DONLEY, ACTING SECRETARY OF THE AIR FORCE*. C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 770.

No. 92-1878. *LIMA MEMORIAL HOSPITAL ET AL. v. MANION*. C. A. 6th Cir. Certiorari denied. Reported below: 986 F. 2d 1036.

No. 92-1879. *PLUMBERS LOCAL UNION No. 94, AFL-CIO v. KOKOSING CONSTRUCTION Co. ET AL.* Ct. App. Ohio, Stark County. Certiorari denied.

No. 92-1880. *KELLY v. ELLIS ET AL.* Sup. Ct. Ala. Certiorari denied. Reported below: 611 So. 2d 262.

No. 92-1881. *THOMSEN v. JUVENILE DEPARTMENT OF WASHINGTON COUNTY ET AL.* Ct. App. Ore. Certiorari denied. Reported below: 116 Ore. App. 248, 841 P. 2d 707.

No. 92-1883. *CHASE MANHATTAN BANK, N. A. v. VILLA MARINA YACHT HARBOR, INC.* C. A. 1st Cir. Certiorari denied. Reported below: 984 F. 2d 546.

No. 92-1884. *NELSON v. CARLSON ET AL.* Ct. App. Minn. Certiorari denied.

No. 92-1885. *ALASKA v. UNITED STATES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 981 F. 2d 1259.

No. 92-1887. *QUILLER v. MILES, COMMISSIONER, DEPARTMENT OF PUBLIC SAFETY OF GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 262 Ga. 769, 425 S. E. 2d 641.

No. 92-1888. *CONSTRUCCIONES AERONAUTICAS, S. A. v. SHERER, ADMINISTRATRIX OF THE ESTATE OF SHERER, DECEASED*. C. A. 6th Cir. Certiorari denied. Reported below: 987 F. 2d 1246.

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No. 92-1889. BLUE CROSS & BLUE SHIELD MUTUAL OF OHIO *v.* LIBBEY-OWENS-FORD CO., ADMINISTRATOR OF THE GROUP HEALTH INSURANCE PLAN. C. A. 6th Cir. Certiorari denied. Reported below: 982 F. 2d 1031.

No. 92-1890. RENTON SCHOOL DISTRICT NO. 403 ET AL. *v.* GARNETT, BY AND THROUGH HIS NEXT FRIEND, SMITH, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 987 F. 2d 641.

No. 92-1891. OOT *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1532.

No. 92-1892. HARRISON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 775.

No. 92-1893. PRINCIPAL MUTUAL LIFE INSURANCE CO. *v.* MCORP. C. A. 5th Cir. Certiorari denied.

No. 92-1894. NORTH FLORIDA SHIPYARDS, INC. *v.* LYKES BROS. STEAMSHIP CO., INC. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 607 So. 2d 516.

No. 92-1895. BANK OF JACKSON COUNTY *v.* CHERRY ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 980 F. 2d 1362.

No. 92-1896. 767 THIRD AVENUE ASSOCIATES ET AL. *v.* PERMANENT MISSION OF THE REPUBLIC OF ZAIRE TO THE UNITED NATIONS. C. A. 2d Cir. Certiorari denied. Reported below: 988 F. 2d 295.

No. 92-1898. JOHNSON *v.* CROWN LIFE INSURANCE CO. ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 995 F. 2d 229.

No. 92-1899. KOKARAS ET AL. *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 980 F. 2d 20.

No. 92-1901. MORE ET AL. *v.* FARRIER ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 984 F. 2d 269.

No. 92-1902. VIENNA MORTGAGE CORP. *v.* FEDERAL DEPOSIT INSURANCE CORPORATION, AS RECEIVER FOR NATIONAL BANK OF WASHINGTON. C. A. 4th Cir. Certiorari denied. Reported below: 985 F. 2d 553.

No. 92-1903. AGAN *v.* GEORGIA. Sup. Ct. Ga. Certiorari denied. Reported below: 262 Ga. 783, 426 S. E. 2d 552.

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No. 92-1904. *GUILLORY v. PORT OF HOUSTON AUTHORITY*. Sup. Ct. Tex. Certiorari denied. Reported below: 845 S. W. 2d 812.

No. 92-1905. *RESIDENT COUNCIL OF ALLEN PARKWAY VILLAGE ET AL. v. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 980 F. 2d 1043.

No. 92-1906. *HARDAWAY CO. v. UNITED STATES DEPARTMENT OF THE ARMY CORPS OF ENGINEERS*. C. A. 11th Cir. Certiorari denied. Reported below: 980 F. 2d 1415.

No. 92-1907. *HUNTINGTON BREAKERS APARTMENTS, LTD. v. C. W. DRIVER*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 92-1908. *REDLIN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 983 F. 2d 893.

No. 92-1909. *CROUCH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 978 F. 2d 716.

No. 92-1910. *LETTIERI v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 983 F. 2d 1443.

No. 92-1912. *TUCKER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 2d 278.

No. 92-1913. *OVERMYER v. BARR, TRUSTEE OF OVERMYER*. C. A. 2d Cir. Certiorari denied. Reported below: 990 F. 2d 1251.

No. 92-1914. *LOTTIER v. WASHINGTON*. Ct. App. Wash. Certiorari denied. Reported below: 67 Wash. App. 1031.

No. 92-1915. *YOUELL & COS. ET AL. v. GETTY OIL CO. ET AL.* Sup. Ct. Tex. Certiorari denied. Reported below: 845 S. W. 2d 794.

No. 92-1916. *FARLEY ET AL. v. COMMISSIONER, MAINE DEPARTMENT OF HUMAN SERVICES, ET AL.* Sup. Jud. Ct. Me. Certiorari denied. Reported below: 621 A. 2d 404.

No. 92-1917. *BERTOLI v. UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY*. C. A. 3d Cir. Certiorari denied.

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No. 92-1918. *HAMILTON ET AL. v. GROCERS SUPPLY CO., INC.* C. A. 5th Cir. Certiorari denied. Reported below: 978 F. 2d 1441.

No. 92-1919. *HOLLEY v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 2d 100.

No. 92-1921. *AITSON v. CAMPBELL ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 989 F. 2d 507.

No. 92-1922. *TERRITORY OF GUAM v. TURNER ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 981 F. 2d 1259.

No. 92-1924. *CARTER ET AL. v. HONDA MOTOR CO., LTD., ET AL.* C. A. 8th Cir. Certiorari denied.

No. 92-1926. *MURRAY v. CONNECTICUT.* Sup. Ct. Conn. Certiorari denied. Reported below: 225 Conn. 355, 623 A. 2d 60.

No. 92-1927. *FLORES v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 985 F. 2d 557.

No. 92-1928. *EVANS v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 978 F. 2d 1112.

No. 92-1929. *CARTER ET AL. v. BROWN, SECRETARY OF VETERANS AFFAIRS.* C. A. 9th Cir. Certiorari denied. Reported below: 987 F. 2d 611.

No. 92-1930. *GRIFFIN v. NEW YORK.* Ct. App. N. Y. Certiorari denied. Reported below: 80 N. Y. 2d 723, 610 N. E. 2d 367.

No. 92-1931. *GARELICK ET AL. v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 987 F. 2d 913.

No. 92-1932. *BESING ET AL. v. HAWTHORNE.* C. A. 5th Cir. Certiorari denied. Reported below: 981 F. 2d 1488.

No. 92-1935. *GERRISH v. RUNYON, POSTMASTER GENERAL.* C. A. 2d Cir. Certiorari denied. Reported below: 992 F. 2d 320.

No. 92-1936. *YEAGER ET AL. v. CITY OF MCGREGOR, TEXAS, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 980 F. 2d 337.

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No. 92-1937. *MEDRANO v. EXCEL CORP.* C. A. 5th Cir. Certiorari denied. Reported below: 985 F. 2d 230.

No. 92-1939. *REYTLATT v. NUCLEAR REGULATORY COMMISSION.* C. A. 7th Cir. Certiorari denied. Reported below: 989 F. 2d 502.

No. 92-1940. *MONTELEONE ET AL. v. MUNICIPAL COURT OF CALIFORNIA, NORTHERN SOLANO COUNTY JUDICIAL DISTRICT, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 981 F. 2d 1258.

No. 92-1942. *AMOCO PRODUCTION Co. v. VESTA INSURANCE Co.* C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 2d 981.

No. 92-1943. *GORDON v. LYONS.* Ct. App. Okla. Certiorari denied.

No. 92-1944. *FACCHIANO CONSTRUCTION Co., INC., ET AL. v. UNITED STATES DEPARTMENT OF LABOR ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 987 F. 2d 206.

No. 92-1946. *WARD PETROLEUM CORP. ET AL. v. OKLAHOMA CORPORATION COMMISSION ET AL.* Ct. App. Okla. Certiorari denied.

No. 92-1948. *WALKER, TRUSTEE, MINRO OIL, INC. v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 983 F. 2d 231.

No. 92-1950. *PROYECT v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 989 F. 2d 84.

No. 92-1951. *JENNER v. SMITH, SUPERINTENDENT, SPRINGFIELD CORRECTIONAL FACILITY, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 982 F. 2d 329.

No. 92-1952. *READ v. UNITED STATES.* C. A. Fed. Cir. Certiorari denied. Reported below: 991 F. 2d 809.

No. 92-1953. *RAYMOND ET AL. v. MOBIL OIL CORP.* C. A. 10th Cir. Certiorari denied. Reported below: 983 F. 2d 1528.

No. 92-1954. *MASSACHUSETTS DEPARTMENT OF PUBLIC WELFARE v. UNITED STATES ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 984 F. 2d 514.

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No. 92-1955. *BLOMQUIST ET AL. v. BIETER CO. ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 987 F. 2d 1319.

No. 92-1957. *GIPSON v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 985 F. 2d 412.

No. 92-1958. *DESARROLLOS METROPOLITANOS, INC. v. TABER PARTNERS I ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 987 F. 2d 57.

No. 92-1959. *WORD OF FAITH WORLD OUTREACH CENTER CHURCH, INC., ET AL. v. MORALES, ATTORNEY GENERAL OF TEXAS.* C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 2d 962.

No. 92-1962. *BLAIS ET AL. v. BROUSSARD ET AL.* C. A. 9th Cir. Certiorari denied.

No. 92-1963. *ANDHOGA v. IMMIGRATION AND NATURALIZATION SERVICE.* C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 771.

No. 92-1965. *CAMOSCIO v. LAWTON, JUDGE.* App. Ct. Mass. Certiorari denied.

No. 92-1966. *ERRICO v. FLORIDA.* Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 608 So. 2d 930.

No. 92-1967. *SILVER CLOUD, INC., DBA COLUMBIANA PLASTICS, ET AL. v. NATIONAL KITCHEN PRODUCTS ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 989 F. 2d 501.

No. 92-1969. *HARRISON v. BANKERS FIRST FEDERAL SAVINGS & LOAN ASSN. ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 979 F. 2d 1539.

No. 92-1971. *MOORE ET AL. v. ESPY, SECRETARY OF AGRICULTURE, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 990 F. 2d 375.

No. 92-1972. *FURMANSKI v. FURMANSKI.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 92-1973. *POLYAK v. BOSTON ET AL.; and IN RE POLYAK.* C. A. 11th Cir. Certiorari denied.

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No. 92-1974. NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PENNSYLVANIA *v.* HELFAND ET UX. Ct. App. Cal., 1st App. Dist. Certiorari denied. Reported below: 10 Cal. App. 4th 869, 13 Cal. Rptr. 2d 295.

No. 92-1975. CANNON ET UX. *v.* LEFLEUR ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 983 F. 2d 1064.

No. 92-1976. ORTIZ *v.* DIETER ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 878.

No. 92-1977. FISCH ET AL. *v.* RANDALL MILL CORP. Sup. Ct. Ga. Certiorari denied. Reported below: 262 Ga. 861, 426 S. E. 2d 883.

No. 92-1978. RESERVE NATIONAL INSURANCE CO. *v.* CROWELL ET UX. Sup. Ct. Ala. Certiorari denied. Reported below: 614 So. 2d 1005.

No. 92-1979. KING *v.* COLLAGEN CORP. C. A. 1st Cir. Certiorari denied. Reported below: 983 F. 2d 1130.

No. 92-1980. OHIO *v.* RODRIGUEZ. Sup. Ct. Ohio. Certiorari denied. Reported below: 66 Ohio St. 3d 1437, 608 N. E. 2d 1083.

No. 92-1981. WIENER, DBA CHUCK'S BOOKSTORE, ET AL. *v.* CITY OF NATIONAL CITY, CALIFORNIA. Sup. Ct. Cal. Certiorari denied. Reported below: 3 Cal. 4th 832, 838 P. 2d 223.

No. 92-1983. STEIRER ET AL. *v.* BETHLEHEM AREA SCHOOL DISTRICT ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 987 F. 2d 989.

No. 92-1984. PENNSYLVANIA FEDERATION OF THE BROTHERHOOD OF MAINTENANCE OF WAY EMPLOYES ET AL. *v.* NATIONAL RAILROAD PASSENGER CORPORATION. C. A. 3d Cir. Certiorari denied. Reported below: 989 F. 2d 112.

No. 92-1985. HERRERA-MERAS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 985 F. 2d 575.

No. 92-1986. FILMTEC CORP. *v.* HYDRANAUTICS. C. A. Fed. Cir. Certiorari denied. Reported below: 982 F. 2d 1546.

No. 92-1989. STAMPS *v.* COLLAGEN CORP. C. A. 5th Cir. Certiorari denied. Reported below: 984 F. 2d 1416.



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No. 92-1990. *DOUGLAS v. MILLER, DIRECTOR, MICHIGAN DEPARTMENT OF SOCIAL SERVICES, ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 990 F. 2d 875.

No. 92-1991. *DEAN, SHERIFF OF CITRUS COUNTY, FLORIDA, ET AL. v. REDNER.* C. A. 11th Cir. Certiorari denied.

No. 92-1992. *HAROLD WASHINGTON PARTY ET AL. v. DEMOCRATIC PARTY OF COOK COUNTY, ILLINOIS, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 984 F. 2d 875.

No. 92-1993. *BEALS v. CITY OF THATCHER, ARIZONA, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 981 F. 2d 1257.

No. 92-1994. *DUNKIN ET AL. v. LOUISIANA-PACIFIC CORP. ET AL.* C. A. 10th Cir. Certiorari denied.

No. 92-1997. *CARTER v. CERTIFIED GROCERS OF CALIFORNIA, LTD.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1256.

No. 92-1998. *BEYER ET AL. v. CANNON ET AL.* Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 92-1999. *HARLOW FAY, INC. v. FEDERAL LAND BANK OF ST. LOUIS.* C. A. 8th Cir. Certiorari denied. Reported below: 993 F. 2d 1351.

No. 92-2000. *HOUCK v. STEPHENS ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 989 F. 2d 487.

No. 92-2001. *SAFIR v. CSX CORP. ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 492.

No. 92-2005. *GLEASON v. OHIO.* Ct. App. Ohio, Summit County. Certiorari denied.

No. 92-2006. *UKIAH ADVENTIST HOSPITAL ET AL. v. FEDERAL TRADE COMMISSION.* C. A. D. C. Cir. Certiorari denied. Reported below: 981 F. 2d 543.

No. 92-2007. *ROEHL v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 977 F. 2d 375.

No. 92-2008. *HEXAMER v. JOHNSON CONTROLS, INC.* C. A. 5th Cir. Certiorari denied.

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No. 92-2009. *MISSOURI v. ERWIN*. Sup. Ct. Mo. Certiorari denied. Reported below: 848 S. W. 2d 476.

No. 92-2013. *EZOLD v. WOLF, BLOCK, SCHORR & SOLIS-COHEN*. C. A. 3d Cir. Certiorari denied. Reported below: 983 F. 2d 509.

No. 92-2015. *BABER v. COMMISSION ON RETIREMENT, REMOVAL AND DISCIPLINE*. Sup. Ct. Mo. Certiorari denied. Reported below: 847 S. W. 2d 800.

No. 92-2017. *CLEARY v. ROBERT WASSERWALD, INC., ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 92-2018. *GO-VIDEO, INC. v. MATSUSHITA ELECTRIC INDUSTRIAL Co., LTD., ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 977 F. 2d 588.

No. 92-2019. *CONSOLIDATED CHEMICAL WORKS ET AL. v. MARCUS ET AL.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 237 Ill. App. 3d 1108, 655 N. E. 2d 484.

No. 92-2020. *MARSH, A MINOR BY AND THROUGH HIS GUARDIAN AD LITEM, MARSH v. ALLSTATE LIFE INSURANCE COMPANY OF NEW YORK*. C. A. 9th Cir. Certiorari denied. Reported below: 953 F. 2d 1387.

No. 92-2021. *BESING ET AL. v. HOME INSURANCE COMPANY OF INDIANA*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 625.

No. 92-2023. *FELICIANO ET AL. v. CITY OF CLEVELAND ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 988 F. 2d 649.

No. 92-2024. *FORT WAYNE EDUCATION ASSN., INC. v. FORT WAYNE COMMUNITY SCHOOLS ET AL.*; and

No. 93-127. *UNITED STATES POSTAL SERVICE v. FORT WAYNE EDUCATION ASSN., INC., ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 977 F. 2d 358.

No. 92-2026. *VISTA PAINT CORP. v. UNITED STATES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 976 F. 2d 739.

No. 92-2027. *WOODS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 986 F. 2d 669.

No. 92-2028. *PAGANUCCI ET AL. v. CITY OF NEW YORK ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 310.

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No. 92-2029. *ALVARADO v. COUNTY OF STANISLAUS ET AL.* Ct. App. Cal., 5th App. Dist. Certiorari denied.

No. 92-2030. *GREGORY v. OFFICE OF PERSONNEL MANAGEMENT.* C. A. Fed. Cir. Certiorari denied. Reported below: 996 F. 2d 317.

No. 92-2031. *SIMS v. CALIFORNIA.* Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 92-2033. *CARPENTERS HEALTH AND WELFARE TRUST FUND FOR CALIFORNIA ET AL. v. DEVELOPERS INSURANCE CO. ET AL.* Ct. App. Cal., 1st App. Dist. Certiorari denied. Reported below: 11 Cal. App. 4th 1539, 15 Cal. Rptr. 2d 85.

No. 92-2034. *CONARD ET AL. v. UNIVERSITY OF WASHINGTON ET AL.* Sup. Ct. Wash. Certiorari denied. Reported below: 119 Wash. 2d 519, 834 P. 2d 17.

No. 92-2036. *CAMPOS v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 986 F. 2d 35.

No. 92-2037. *WOLFF ET AL. v. LIFE INSURANCE COMPANY OF NORTH AMERICA ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 989 F. 2d 501.

No. 92-2039. *WELLS v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 124.

No. 92-2040. *HERNANDEZ-OVIEDO v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1199.

No. 92-2041. *SWAROVSKI INTERNATIONAL TRADING CORP., A. G., ET AL. v. EBELING & REUSS, LTD., T/A EBELING & REUSS CO.* C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 876.

No. 92-2042. *ROBINSON v. CENTRAL BRASS MANUFACTURING CO. ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 987 F. 2d 1235.

No. 92-2043. *CHILDS, EXECUTRIX OF THE ESTATE OF CHILDS, DECEASED, ET AL. v. OKLAHOMA.* Sup. Ct. Okla. Certiorari denied. Reported below: 848 P. 2d 571.

No. 92-2044. *POZO-APARICIO v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 125.

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No. 92-2046. *HUNT, GOVERNOR OF NORTH CAROLINA, ET AL. v. REPUBLICAN PARTY OF NORTH CAROLINA ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 980 F. 2d 943.

No. 92-2047. *VALENTINE v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 984 F. 2d 906.

No. 92-2048. *HOLLOWAY ET AL. v. BROWNING ET AL.*; and

No. 92-2049. *FLOJO TRADING CORP. v. BROWNING ET AL.* Ct. App. Tex., 5th Dist. Certiorari denied. Reported below: 840 S. W. 2d 14.

No. 92-2050. *CLARK v. CLARK, EXECUTOR OF THE ESTATE OF CLARK, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 984 F. 2d 272.

No. 92-2051. *LAFFERTY ET AL. v. REY.* C. A. 1st Cir. Certiorari denied. Reported below: 990 F. 2d 1379.

No. 92-2052. *CENTRAL ARIZONA WATER CONSERVATION DISTRICT ET AL. v. ENVIRONMENTAL PROTECTION AGENCY ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1531.

No. 92-2053. *PINDER v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 773.

No. 92-2054. *KELLEBBREW v. FEATHERLITE PRECAST CORP.* Ct. App. Tex., 3d Dist. Certiorari denied.

No. 92-2056. *HALL v. HARLAN ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 982 F. 2d 1255.

No. 92-2057. *RABBITT v. CALIFORNIA.* Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 92-2059. *GERRITSEN v. CONSULADO GENERAL DE MEXICO ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 989 F. 2d 340.

No. 92-2060. *PRAYSON ET AL. v. KANSAS CITY POWER & LIGHT Co.* Ct. App. Mo., Western Dist. Certiorari denied. Reported below: 847 S. W. 2d 852.

No. 92-2061. *SCIENTIFIC-ATLANTA, INC. v. HENDERSON ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 971 F. 2d 1567.

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No. 92-2062. *F. P. CORP. v. TWIN MODAL, INC.* C. A. 8th Cir. Certiorari denied. Reported below: 989 F. 2d 285.

No. 92-7727. *FELDER v. TEXAS.* Ct. Crim. App. Tex. Certiorari denied. Reported below: 848 S. W. 2d 85.

No. 92-7807. *FLANAGAN v. SHIVELY ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 980 F. 2d 722.

No. 92-7916. *YOUNG v. PENNSYLVANIA.* Sup. Ct. Pa. Certiorari denied.

No. 92-7918. *OSWALD v. METZMAKER ET AL.* C. A. 6th Cir. Certiorari denied.

No. 92-8020. *SMITH v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 981 F. 2d 1252.

No. 92-8086. *HENDERSON v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 979 F. 2d 1539.

No. 92-8099. *WILCHER v. HARGETT, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY.* C. A. 5th Cir. Certiorari denied. Reported below: 978 F. 2d 872.

No. 92-8101. *WILLIAMSON v. UNITED STATES.* Ct. App. D. C. Certiorari denied. Reported below: 607 A. 2d 471.

No. 92-8129. *YOUNG v. ILLINOIS.* Sup. Ct. Ill. Certiorari denied. Reported below: 153 Ill. 2d 383, 607 N. E. 2d 123.

No. 92-8138. *TAYLOR v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 981 F. 2d 1256.

No. 92-8174. *SMITH v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 977 F. 2d 951.

No. 92-8177. *BEASLEY v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 980 F. 2d 731.

No. 92-8182. *ABDULLAH v. NEBRASKA.* Sup. Ct. Neb. Certiorari denied. Reported below: 242 Neb. 712, 496 N. W. 2d 524.

No. 92-8187. *LATTANY v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 982 F. 2d 866.

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No. 92-8190. *LYNCH v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 234 Ill. App. 3d 141, 599 N. E. 2d 1202.

No. 92-8240. *PROWS v. FEDERAL BUREAU OF PRISONS ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 981 F. 2d 466.

No. 92-8257. *TORRES v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 983 F. 2d 1054.

No. 92-8265. *MOORE v. HAM, CORRECTIONS CAPTAIN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 986 F. 2d 1428.

No. 92-8279. *BECKER v. LOCKHART, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION*. C. A. 8th Cir. Certiorari denied. Reported below: 971 F. 2d 172.

No. 92-8285. *CHRONOPOULOS v. WISCONSIN*. Ct. App. Wis. Certiorari denied. Reported below: 171 Wis. 2d 349, 493 N. W. 2d 272.

No. 92-8288. *RODRIGUEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 979 F. 2d 1537.

No. 92-8306. *HUBANKS v. WISCONSIN*. Ct. App. Wis. Certiorari denied. Reported below: 173 Wis. 2d 1, 496 N. W. 2d 96.

No. 92-8335. *HOPE v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied.

No. 92-8362. *KADUNC v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 4th Cir. Certiorari denied. Reported below: 981 F. 2d 1251.

No. 92-8369. *RODRIGUEZ v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 609 So. 2d 493.

No. 92-8410. *LEROY v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 984 F. 2d 1095.

No. 92-8444. *NELSON v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 848 So. 2d 126.

No. 92-8448. *JENNINGS v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

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No. 92-8465. *SCOTT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 985 F. 2d 578.

No. 92-8468. *WILLIAMS v. CLELAND, SECRETARY OF STATE OF GEORGIA*. C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 236.

No. 92-8474. *MILLER-EL v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 92-8485. *HUDSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 982 F. 2d 160.

No. 92-8494. *CABAL v. DEPARTMENT OF JUSTICE ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 980 F. 2d 734.

No. 92-8499. *RODRIGUEZ v. NEW YORK*. App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 182 App. Div. 2d 439, 582 N. Y. S. 2d 166.

No. 92-8503. *DAVIS v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 92-8506. *ALLRIDGE v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 850 S. W. 2d 471.

No. 92-8507. *WRIGHT v. RENO, ATTORNEY GENERAL OF THE UNITED STATES, ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 92-8523. *SEPULVEDA AQUERRE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 983 F. 2d 1070.

No. 92-8550. *COLLINS v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES*. C. A. 5th Cir. Certiorari denied. Reported below: 985 F. 2d 556.

No. 92-8554. *WINSETT v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 153 Ill. 2d 335, 606 N. E. 2d 1186.

No. 92-8576. *FLORES v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 153 Ill. 2d 264, 606 N. E. 2d 1078.

No. 92-8578. *ELLIOT v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 985 F. 2d 901.

No. 92-8593. *LIBED v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 985 F. 2d 578.

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No. 92-8594. *GARCIA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 986 F. 2d 506.

No. 92-8609. *EVANS v. VALLES*. C. A. 7th Cir. Certiorari denied. Reported below: 986 F. 2d 1424.

No. 92-8610. *HOBBS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 981 F. 2d 1198.

No. 92-8623. *MCKINNON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 985 F. 2d 554.

No. 92-8625. *MOORE v. DEPARTMENT OF THE TREASURY*. C. A. Fed. Cir. Certiorari denied.

No. 92-8626. *LINDSAY v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 985 F. 2d 666.

No. 92-8629. *STARNES v. KERBY, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 986 F. 2d 1429.

No. 92-8643. *QURESHI v. ALEXANDRIA HOSPITAL ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 980 F. 2d 727.

No. 92-8658. *SULLIVAN v. LOVE, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 989 F. 2d 489.

No. 92-8660. *CRAWFORD v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 92-8669. *LONG v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 610 So. 2d 1268.

No. 92-8671. *PRINGLE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 992 F. 2d 320.

No. 92-8689. *GRANGER v. GOODWIN, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 237.

No. 92-8691. *CLARK v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 988 F. 2d 1459.

No. 92-8692. *WORLEY v. GEORGIA*. Ct. App. Ga. Certiorari denied. Reported below: 205 Ga. App. XXXI.

No. 92-8693. *GARDNER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 979 F. 2d 1539.



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No. 92-8694. *GONZALEZ v. CALIFORNIA*. App. Dept., Super. Ct. Cal., County of Los Angeles. Certiorari denied.

No. 92-8697. *ROLLER v. TUGGLE*. C. A. 11th Cir. Certiorari denied.

No. 92-8702. *JONES v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 92-8708. *SLAGLE v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 65 Ohio St. 3d 597, 605 N. E. 2d 916.

No. 92-8711. *BRADDY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 986 F. 2d 507.

No. 92-8712. *MARRERO v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 986 F. 2d 506.

No. 92-8713. *NICHOLS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 977 F. 2d 972.

No. 92-8722. *KIKUTS v. PANDOZY, COMMISSIONER, CLINTON COUNTY DEPARTMENT OF SOCIAL SERVICES*. App. Div., Sup. Ct. N. Y., 3d Jud. Dept. Certiorari denied. Reported below: 182 App. Div. 2d 996, 583 N. Y. S. 2d 525.

No. 92-8723. *STACK v. CASPARI, WARDEN*. C. A. 8th Cir. Certiorari denied. Reported below: 982 F. 2d 526.

No. 92-8728. *COPENY v. BURTON, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 92-8730. *LAWRENCE v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 614 So. 2d 1092.

No. 92-8732. *BRANNON v. LAMAINA*. Sup. Ct. Del. Certiorari denied. Reported below: 622 A. 2d 1094.

No. 92-8733. *HUNT v. VASQUEZ, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 119.

No. 92-8734. *HELZER v. MICHIGAN*. Sup. Ct. Mich. Certiorari denied. Reported below: 441 Mich. 893, 495 N. W. 2d 385.

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No. 92-8737. *CHAMBERS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 985 F. 2d 1263.

No. 92-8739. *GAVIN v. DUNN ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 979 F. 2d 853.

No. 92-8743. *PERSYN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 984 F. 2d 635.

No. 92-8744. *MONTGOMERY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 124.

No. 92-8749. *WRIGHT v. DELAND, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 986 F. 2d 1432.

No. 92-8751. *SAULS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 979 F. 2d 209.

No. 92-8752. *SOLIS v. TEXAS*. Ct. App. Tex., 4th Dist. Certiorari denied.

No. 92-8753. *HALL v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 614 So. 2d 473.

No. 92-8757. *GALLOWAY v. BORG, WARDEN*. Sup. Ct. Cal. Certiorari denied.

No. 92-8764. *HORTON v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 92-8766. *JOHNSON v. DETROIT COLLEGE OF LAW ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 980 F. 2d 730.

No. 92-8769. *LUGO v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 983 F. 2d 1070.

No. 92-8772. *MURPHY v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 65 Ohio St. 3d 554, 605 N. E. 2d 884.

No. 92-8773. *DORTCH ET AL. v. GODINEZ, WARDEN, ET AL.* C. A. 7th Cir. Certiorari denied.

No. 92-8774. *KUMES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 979 F. 2d 212.

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No. 92-8775. *ENQUIST v. DUCHARME*, SUPERINTENDENT, WASHINGTON STATE REFORMATORY. C. A. 9th Cir. Certiorari denied.

No. 92-8776. *ROSE v. COLLINS*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 983 F. 2d 231.

No. 92-8777. *MARTIN v. MCKUNE*, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 986 F. 2d 1428.

No. 92-8778. *PARKS v. SERVICE AMERICA CORP. ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 236.

No. 92-8780. *LUCAS ET AL. v. LIGHTFOOT ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 771.

No. 92-8781. *IVES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 984 F. 2d 649.

No. 92-8783. *FIELDS v. BRECHER ET AL.* Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 606 So. 2d 1237.

No. 92-8786. *WILLIS v. UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS ET AL.* C. A. 5th Cir. Certiorari denied.

No. 92-8787. *ZINN v. TANSY*, WARDEN. C. A. 10th Cir. Certiorari denied. Reported below: 989 F. 2d 508.

No. 92-8789. *TAMARA B. v. PETE F.* App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 185 App. Div. 2d 157, 585 N. Y. S. 2d 757.

No. 92-8791. *YAHR v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 770.

No. 92-8794. *RIVAS CRUZ v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 986 F. 2d 1415.

No. 92-8795. *FOSTER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 974 F. 2d 1474.

No. 92-8796. *KRAUSE v. WHITLEY ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 985 F. 2d 573.

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No. 92-8797. *JONES v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 612 So. 2d 1370.

No. 92-8800. *BOHLING v. WISCONSIN*. Sup. Ct. Wis. Certiorari denied. Reported below: 173 Wis. 2d 529, 494 N. W. 2d 399.

No. 92-8802. *CURRY v. LEDGER PUBLISHING CORP. ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 986 F. 2d 506.

No. 92-8805. *REED v. WISCONSIN*. Ct. App. Wis. Certiorari denied. Reported below: 173 Wis. 2d 305, 498 N. W. 2d 912.

No. 92-8806. *VAN ACKEREN v. NEBRASKA*. Sup. Ct. Neb. Certiorari denied. Reported below: 242 Neb. 479, 495 N. W. 2d 630.

No. 92-8809. *LAMB v. O'DEA, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 989 F. 2d 500.

No. 92-8810. *MANKER v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 92-8811. *SNEEZER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 983 F. 2d 920.

No. 92-8812. *WILLIAMS v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 237.

No. 92-8814. *SWEET v. COUNTY OF LOS ANGELES ET AL.* C. A. 9th Cir. Certiorari denied.

No. 92-8817. *CLARK v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 613 So. 2d 412.

No. 92-8822. *JOHNSON v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 3 Cal. 4th 1183, 842 P. 2d 1.

No. 92-8823. *HOYE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 981 F. 2d 1252.

No. 92-8825. *SHEEDER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 125.

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No. 92-8827. *STOUFFER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 2d 916.

No. 92-8831. *ISBY v. WRIGHT, SUPERINTENDENT, MAXIMUM CONTROL COMPLEX, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 986 F. 2d 1424.

No. 92-8834. *YOUNG v. HOFFMAN*. C. A. 2d Cir. Certiorari denied. Reported below: 970 F. 2d 1154.

No. 92-8843. *POWELL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 986 F. 2d 507.

No. 92-8845. *BROOKS v. GRAMLEY, WARDEN, ET AL.* C. A. 7th Cir. Certiorari denied.

No. 92-8846. *SCOTT v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 92-8847. *WATTS v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 92-8849. *BARBER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 791.

No. 92-8850. *BARKLEY v. OREGON*. Sup. Ct. Ore. Certiorari denied. Reported below: 315 Ore. 420, 846 P. 2d 390.

No. 92-8851. *SHEEHAN v. BEYER*. C. A. 3d Cir. Certiorari denied.

No. 92-8853. *FITE v. CANTRELL ET AL.* C. A. 6th Cir. Certiorari denied.

No. 92-8855. *MUNIZ v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 851 S. W. 2d 238.

No. 92-8856. *GEIGER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1213.

No. 92-8860. *REEDOM v. KHAVN RADIO ET AL.* C. A. 5th Cir. Certiorari denied.

No. 92-8862. *NEWTOP v. SAN FRANCISCO COUNTY SUPERIOR COURT*. Sup. Ct. Cal. Certiorari denied.

No. 92-8863. *NEWTOP v. SAN FRANCISCO COUNTY SUPERIOR COURT*. Sup. Ct. Cal. Certiorari denied.

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No. 92-8864. *NEWTOP v. SAN FRANCISCO COUNTY SUPERIOR COURT*. Sup. Ct. Cal. Certiorari denied.

No. 92-8865. *WILSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 770.

No. 92-8866. *McCORMICK v. CITY OF DALLAS ET AL.* C. A. 5th Cir. Certiorari denied.

No. 92-8867. *BURNS v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 92-8869. *LANGFORD v. WASHINGTON*. Ct. App. Wash. Certiorari denied. Reported below: 67 Wash. App. 572, 837 P. 2d 1037.

No. 92-8871. *YOUNG v. GROOSE, WARDEN*. C. A. 8th Cir. Certiorari denied.

No. 92-8874. *HILL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 773.

No. 92-8875. *FORD v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 11 Cal. App. 4th 175, 15 Cal. Rptr. 2d 112.

No. 92-8877. *HARRIS v. BURTON, WARDEN*. C. A. 11th Cir. Certiorari denied.

No. 92-8878. *GRISWOLD v. BRYANT, ATTORNEY GENERAL OF ARKANSAS, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 989 F. 2d 504.

No. 92-8879. *HARRIS v. GRAMLEY, WARDEN, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 986 F. 2d 1424.

No. 92-8883. *ORTIZ v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 92-8884. *JAMES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 980 F. 2d 1314.

No. 92-8886. *GLASS v. PURKETT, SUPERINTENDENT, FARMINGTON CORRECTIONAL CENTER, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 2d 502.

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No. 92-8887. *TRIPATI v. REINSTEIN, JUDGE, ET AL.*; and *TRIPATI v. SUPERIOR COURT OF ARIZONA ET AL.* Sup. Ct. Ariz. Certiorari denied.

No. 92-8889. *HODGES v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 92-8890. *SHREWSBERRY v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 980 F. 2d 1296.

No. 92-8891. *DEBBS ET UX. v. MASTAGNI, HOLSTEDT, CHIURAZZI & CURTIS.* Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 92-8892. *VALDEZ v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 774.

No. 92-8893. *CEDRIC HOUSTON T. v. CALIFORNIA.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 92-8895. *SCARBROUGH v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 990 F. 2d 296.

No. 92-8896. *VUKADINOVICH v. INDIANA.* Ct. App. Ind. Certiorari denied. Reported below: 604 N. E. 2d 1267.

No. 92-8897. *CARD v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied. Reported below: 981 F. 2d 481.

No. 92-8899. *PARKER v. UNITED STATES*; and

No. 92-9223. *PARKER v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 991 F. 2d 1493.

No. 92-8902. *ZEBULON v. TRAN ET AL.* Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 92-8903. *SIEGEL v. GRIEVANCE COMMITTEE, NINTH JUDICIAL DISTRICT.* App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 182 App. Div. 2d 170, 586 N. Y. S. 2d 822.

No. 92-8904. *THOMAS v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 971 F. 2d 147.

No. 92-8907. *GRAY v. HOPKINS, WARDEN.* C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 2d 1236.

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No. 92-8908. *KUNKLE v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 852 S. W. 2d 499.

No. 92-8909. *HOWARD v. NEVADA*. Sup. Ct. Nev. Certiorari denied. Reported below: 109 Nev. 1401, 875 P. 2d 1063.

No. 92-8910. *EVANS v. BAER ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 986 F. 2d 1413.

No. 92-8911. *JOLLY v. BOWERS ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 6 F. 3d 783.

No. 92-8912. *FRANKS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 770.

No. 92-8914. *AMANFO v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 992 F. 2d 319.

No. 92-8915. *MARCIANO v. CALIFORNIA*. Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 92-8916. *MAXIE v. SUPERIOR COURT OF LOS ANGELES*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 92-8917. *LAMBERT v. JONES, WARDEN*. C. A. 11th Cir. Certiorari denied.

No. 92-8918. *MCQUEEN v. POLLARD*. C. A. 5th Cir. Certiorari denied.

No. 92-8919. *PATINO v. LAWSON ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 772.

No. 92-8920. *CONNELL v. HOME FED BANK ET AL.* C. A. 9th Cir. Certiorari denied.

No. 92-8921. *BAKER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 236.

No. 92-8923. *GRAIBE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 774.

No. 92-8924. *BROWNE v. BUCK ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 986 F. 2d 1408.

No. 92-8925. *KAVANAGH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 983 F. 2d 1078.



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No. 92-8926. *BROWDER v. MARSHALL, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1255.

No. 92-8927. *BROWN v. KINCHELOE, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 959 F. 2d 239.

No. 92-8928. *NOEL v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 988 F. 2d 685.

No. 92-8929. *PHARM v. HATCHER, WARDEN, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 984 F. 2d 783.

No. 92-8930. *PAGAN v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 226.

No. 92-8931. *LOYD v. CRIMINAL DISTRICT COURT #1 OF DALLAS COUNTY ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1211.

No. 92-8932. *PIZZO v. WHITLEY, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 92-8935. *SAMMONS v. UNITED STATES ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 796.

No. 92-8936. *GIRALDO v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 123.

No. 92-8938. *WAGNER v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 983 F. 2d 1080.

No. 92-8939. *TAYLOR v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 92-8940. *WOODS v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 983 F. 2d 1074.

No. 92-8941. *HUFF v. ABC ENTERPRISES, INC.* C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1198.

No. 92-8942. *KECKLER v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 772.

No. 92-8943. *MARTINEZ v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 988 F. 2d 685.

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No. 92-8944. *NEWELL v. BROWN, DIRECTOR, MICHIGAN DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 981 F. 2d 880.

No. 92-8945. *BARRY ET AL. v. FEDERAL LAND BANK.* C. A. 8th Cir. Certiorari denied. Reported below: 978 F. 2d 1263.

No. 92-8946. *WHITE v. DISTRICT OF COLUMBIA.* Ct. App. D. C. Certiorari denied.

No. 92-8947. *CORRIGAN v. TOMPKINS ET AL.* Ct. App. Wash. Certiorari denied. Reported below: 67 Wash. App. 475, 836 P. 2d 260.

No. 92-8948. *ALLEN v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 771.

No. 92-8949. *HARRIS v. COUNTY OF SACRAMENTO, CALIFORNIA, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 92-8950. *ROTHWELL v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 985 F. 2d 557.

No. 92-8951. *GLOVER v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 986 F. 2d 1430.

No. 92-8952. *SCHULTZ v. WISCONSIN.* Ct. App. Wis. Certiorari denied.

No. 92-8953. *SCOTT v. JUDICIAL INQUIRY AND REVIEW BOARD.* Sup. Ct. Pa. Certiorari denied.

No. 92-8955. *CHARLIE v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 774.

No. 92-8956. *BUCKNER v. TAYLOR, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 491.

No. 92-8958. *THOMLE v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 126.

No. 92-8959. *SINCLAIR v. HENMAN, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 986 F. 2d 407.

No. 92-8960. *DAVIS v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 773.

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No. 92-8961. *ANDERSON v. ANGELONE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 983 F. 2d 1075.

No. 92-8962. *PARNELL v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 985 F. 2d 557.

No. 92-8963. *McKINNON v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 985 F. 2d 525.

No. 92-8965. *RIVERA v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 986 F. 2d 1462.

No. 92-8966. *RODRIGUEZ v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 978 F. 2d 720.

No. 92-8967. *PAYNE v. BORG, WARDEN.* C. A. 9th Cir. Certiorari denied. Reported below: 982 F. 2d 335.

No. 92-8968. *LARSON v. DORSEY, WARDEN.* C. A. 10th Cir. Certiorari denied. Reported below: 989 F. 2d 507.

No. 92-8969. *MORTON v. BURTON, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 775.

No. 92-8970. *LOVE v. BRIGANO.* C. A. 6th Cir. Certiorari denied.

No. 92-8971. *HARVEY v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 324.

No. 92-8972. *HELMS v. REYNOLDS, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 982 F. 2d 528.

No. 92-8973. *KUNIARA, AKA JONES v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 232.

No. 92-8974. *GUDER ET AL. v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 986 F. 2d 1430.

No. 92-8975. *GIBSON v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 775.

No. 92-8976. *HEATH v. STRACK, SUPERINTENDENT, FISHKILL CORRECTIONAL FACILITY.* C. A. 2d Cir. Certiorari denied.

No. 92-8977. *HORNE v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1216.

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No. 92-8978. *KANG v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 226.

No. 92-8979. *FOSTER v. BEDELL*. Sup. Ct. N. H. Certiorari denied. Reported below: 136 N. H. 728, 621 A. 2d 936.

No. 92-8980. *SALEEM v. THOMAS, WARDEN*. C. A. 11th Cir. Certiorari denied.

No. 92-8981. *STOKES v. AMERICAN EXPRESS CO. ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 989 F. 2d 508.

No. 92-8983. *WATTS v. HARGETT, WARDEN*. C. A. 5th Cir. Certiorari denied.

No. 92-8984. *VUKADINOVICH v. BOARD OF SCHOOL TRUSTEES OF THE MICHIGAN CITY AREA SCHOOLS ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 978 F. 2d 403.

No. 92-8985. *SEAY v. EATON*. C. A. 2d Cir. Certiorari denied.

No. 92-8988. *GREEN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 774.

No. 92-8989. *DOMINGUEZ-ALPARO v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 989 F. 2d 508.

No. 92-8990. *REYNOLDS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 989 F. 2d 501.

No. 92-8991. *ROCHA v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 986 F. 2d 1422.

No. 92-8992. *MOSLEY v. PUNG, COMMISSIONER, MINNESOTA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 2d 503.

No. 92-8993. *SIMARD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 797.

No. 92-8994. *CASTRO v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied. Reported below: 844 P. 2d 159.

No. 92-8995. *SCHMITZ v. WISCONSIN*. Ct. App. Wis. Certiorari denied. Reported below: 173 Wis. 2d 304, 498 N. W. 2d 912.

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No. 92-8997. *BAILEY v. HENMAN, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied.

No. 92-8998. *BOAGS v. BEVERLY HILLS MUNICIPAL COURT ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 117.

No. 92-8999. *BOUNDS v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 985 F. 2d 188.

No. 92-9001. *MORALES v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1217.

No. 92-9002. *PATRICK v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 988 F. 2d 641.

No. 92-9003. *LUCAS v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 613 So. 2d 408.

No. 92-9004. *VEALE ET AL. v. TOWN OF MARLBOROUGH, NEW HAMPSHIRE.* Super. Ct. N. H., Cheshire County. Certiorari denied.

No. 92-9005. *BELL v. DEEDS, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 92-9007. *MORGAN v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 124.

No. 92-9008. *MCGOUGH v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 496.

No. 92-9009. *PITTMAN v. WISCONSIN.* Sup. Ct. Wis. Certiorari denied. Reported below: 174 Wis. 2d 255, 496 N. W. 2d 74.

No. 92-9010. *CLARKE v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 227.

No. 92-9011. *ALLEN v. UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT.* C. A. 9th Cir. Certiorari denied.

No. 92-9013. *OKECHUKWU v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 992 F. 2d 319.

No. 92-9015. *BERRIOS-COLON v. UNITED STATES.* C. A. 1st Cir. Certiorari denied. Reported below: 989 F. 2d 485.

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No. 92-9016. *MCDONALD v. COLLINS*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 92-9017. *BALDERAS v. MERIT SYSTEMS PROTECTION BOARD*. C. A. Fed. Cir. Certiorari denied. Reported below: 989 F. 2d 1203.

No. 92-9019. *PETRY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1212.

No. 92-9020. *BONA v. GNAC CORP.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 92-9021. *BONA v. GNAC CORP.* Super. Ct. N. J., Atlantic County, Chan. Div. Certiorari denied.

No. 92-9022. *ROWLAND v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 4 Cal. 4th 238, 841 P. 2d 897.

No. 92-9023. *VELTMAN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 887.

No. 92-9024. *ZACK v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1068.

No. 92-9025. *STEELE v. CALIFORNIA DEPARTMENT OF SOCIAL SERVICES*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 92-9026. *GREENWOOD, AKA MADDOX v. KEANE*, SUPERINTENDENT, SING SING CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 302.

No. 92-9027. *HILL v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 990 F. 2d 1251.

No. 92-9028. *HUDSON v. WILLIAMS*, WARDEN. C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1199.

No. 92-9029. *PLUMMER v. NEAL*, ASSISTANT DEPUTY DIRECTOR, ILLINOIS DEPARTMENT OF CORRECTIONS. C. A. 7th Cir. Certiorari denied.

No. 92-9030. *NORTHINGTON v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

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No. 92-9031. *MITCHELL v. TOTTEN ET AL.* C. A. 6th Cir. Certiorari denied.

No. 92-9032. *LAWAL v. GEORGIA.* Sup. Ct. Ga. Certiorari denied.

No. 92-9034. *OUTLAW v. MAPP ET AL.* Cir. Ct. City of Norfolk, Va. Certiorari denied.

No. 92-9035. *PRICE v. UNITED STATES.* Ct. App. D. C. Certiorari denied.

No. 92-9036. *MCCULLOUGH v. UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF CALIFORNIA.* C. A. 9th Cir. Certiorari denied.

No. 92-9037. *COTE v. NEW HAMPSHIRE.* Sup. Ct. N. H. Certiorari denied.

No. 92-9038. *COLON v. MCCLELLAN, SUPERINTENDENT, SOUTHPORT CORRECTIONAL FACILITY, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 992 F. 2d 319.

No. 92-9039. *GETTINGS v. MCKUNE, WARDEN, ET AL.* Sup. Ct. Kan. Certiorari denied.

No. 92-9040. *GAMBINA v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 123.

No. 92-9041. *BURGER v. ZANT, WARDEN.* C. A. 11th Cir. Certiorari denied. Reported below: 984 F. 2d 1129.

No. 92-9042. *JONES v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1212.

No. 92-9043. *THRASHER v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 981 F. 2d 1260.

No. 92-9044. *UWAJE v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1068.

No. 92-9045. *SUTTLE v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1218.

No. 92-9046. *CARSON v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 80.

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No. 92-9047. *WEINER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 988 F. 2d 629.

No. 92-9048. *STEWART v. VIRGINIA*. Sup. Ct. Va. Certiorari denied. Reported below: 245 Va. 222, 427 S. E. 2d 394.

No. 92-9050. *THOMPSON v. YLST, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1260.

No. 92-9051. *HENDERSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1211.

No. 92-9052. *FOSTER v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 92-9053. *PRATT v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 995 F. 2d 306.

No. 92-9055. *TENON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 773.

No. 92-9056. *TOMAZ v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 92-9057. *SANCHEZ v. TEXAS*. Ct. App. Tex., 13th Dist. Certiorari denied.

No. 92-9058. *WEBSTER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1210.

No. 92-9060. *TABOR v. WASHINGTON*. Ct. App. Wash. Certiorari denied.

No. 92-9061. *WREST v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 3 Cal. 4th 1088, 839 P. 2d 1020.

No. 92-9062. *SILAS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 992 F. 2d 320.

No. 92-9063. *CRAWFORD v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 2d 905.

No. 92-9064. *BURROWS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 992 F. 2d 321.

No. 92-9065. *CRENSHAW v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 980 F. 2d 731.



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No. 92-9066. *SPARHAWK v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES*. C. A. 9th Cir. Certiorari denied. Reported below: 967 F. 2d 591.

No. 92-9067. *SISTRUNK v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 626.

No. 92-9068. *BOVER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1217.

No. 92-9071. *MORENO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1210.

No. 92-9072. *POTTER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 989 F. 2d 948.

No. 92-9073. *MITCHELL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1210.

No. 92-9074. *LOCKHART v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 847 S. W. 2d 568.

No. 92-9075. *WINBORN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 775.

No. 92-9076. *WALKER v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1554.

No. 92-9077. *CLARK v. NAGLE, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 92-9078. *WALKER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 797.

No. 92-9079. *WILLIAMS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1210.

No. 92-9080. *ALVAREZ v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 987 F. 2d 77.

No. 92-9081. *GILMORE v. NATIONAL LABOR RELATIONS BOARD*. C. A. 2d Cir. Certiorari denied.

No. 92-9082. *KLEINSCHMIDT v. SCHWARTZ, CHIEF JUDGE, DISTRICT COURT OF APPEAL OF FLORIDA, THIRD DISTRICT*,

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ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 981 F. 2d 1262.

No. 92-9083. FLEMING *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 983 F. 2d 1058.

No. 92-9084. KITCHENS ET AL. *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 985 F. 2d 749.

No. 92-9085. JORGENSEN *v.* WASHINGTON. Ct. App. Wash. Certiorari denied. Reported below: 67 Wash. App. 572, 837 P. 2d 1037.

No. 92-9086. GALVAN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 980 F. 2d 739.

No. 92-9087. KALTENBACH *v.* WHITLEY, WARDEN, ET AL. C. A. 5th Cir. Certiorari denied.

No. 92-9088. BARNETT *v.* UNITED STATES; and  
No. 93-5018. JORDAN *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 989 F. 2d 546.

No. 92-9089. AISPURO-AISPURO *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 122.

No. 92-9090. DOCKINS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 2d 888.

No. 92-9091. MALDONADO *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 496.

No. 92-9092. NORMAN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1198.

No. 92-9094. LACEY *v.* JONES, WARDEN. C. A. 11th Cir. Certiorari denied. Reported below: 985 F. 2d 579.

No. 92-9096. MURRAY *v.* STEMPSON ET AL. C. A. D. C. Cir. Certiorari denied.

No. 92-9097. ROBBINS *v.* GRANT. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 121.

No. 92-9099. JONES *v.* NAGLE, WARDEN, ET AL. C. A. 11th Cir. Certiorari denied.

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No. 92-9102. *CHRISTIANSON v. NEBRASKA*. Ct. App. Neb. Certiorari denied. Reported below: 2 Neb. App. 223.

No. 92-9103. *WEBB v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 989 F. 2d 501.

No. 92-9104. *DIAZ v. RICHARDS ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 983 F. 2d 1072.

No. 92-9106. *FOX v. HUTTON ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 989 F. 2d 505.

No. 92-9107. *GONSALVES v. INTERNAL REVENUE SERVICE ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 986 F. 2d 1407.

No. 92-9108. *PERRYMAN v. DEPARTMENT OF LABOR ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 983 F. 2d 1062.

No. 92-9109. *SMITH v. JOHNSON, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 92-9110. *VALDEZ v. GUNTER, EXECUTIVE DIRECTOR, COLORADO DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 988 F. 2d 91.

No. 92-9111. *VARGAS v. SHUR ET AL.* C. A. 11th Cir. Certiorari denied.

No. 92-9113. *SWEET v. VOINOVICH, GOVERNOR OF OHIO, ET AL.* C. A. 6th Cir. Certiorari denied.

No. 92-9114. *WILLIS v. CITY OF CLEVELAND*. Ct. App. Ohio, Cuyahoga County. Certiorari denied.

No. 92-9115. *SACK v. ST. FRANCIS HOSPITAL ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 989 F. 2d 508.

No. 92-9116. *TERRIZZI v. STAINER, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1260.

No. 92-9117. *SMALL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 125.

No. 92-9119. *COOKS v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied.

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No. 92-9120. *BARNWELL v. LEWIS, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 117.

No. 92-9121. *RUSSELL v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1265.

No. 92-9122. *DARBY v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 1081.

No. 92-9123. *DIXON v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 496.

No. 92-9124. *VANNORSDELL v. ROWLAND, WARDEN.* C. A. 9th Cir. Certiorari denied.

No. 92-9125. *HORNE v. UNITED STATES.* C. A. D. C. Cir. Certiorari denied. Reported below: 987 F. 2d 833.

No. 92-9126. *GUEVARA v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 123.

No. 92-9127. *JOHNSON v. TEXAS.* Ct. Crim. App. Tex. Certiorari denied. Reported below: 853 S. W. 2d 527.

No. 92-9128. *PIERCE v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1264.

No. 92-9130. *MONTALVO v. UNITED STATES PAROLE COMMISSION.* C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1211.

No. 92-9131. *LILLY v. GILMORE, WARDEN.* C. A. 7th Cir. Certiorari denied. Reported below: 988 F. 2d 783.

No. 92-9132. *SLOAN v. VIRGINIA.* Sup. Ct. Va. Certiorari denied.

No. 92-9133. *THURMAN v. CURRAN, ATTORNEY GENERAL OF MARYLAND.* C. A. 4th Cir. Certiorari denied. Reported below: 986 F. 2d 1415.

No. 92-9134. *DANG MINH TRAN v. MAASS, SUPERINTENDENT, OREGON STATE PENITENTIARY.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1260.

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No. 92-9135. *TARAZON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 989 F. 2d 1045.

No. 92-9136. *WILLIAMS v. UNITED STATES*; and  
No. 93-5500. *FRISON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1218.

No. 92-9137. *SEALS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 1102.

No. 92-9138. *WOOTEN v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 262 Ga. 876, 426 S. E. 2d 852.

No. 92-9139. *TOWARD v. GOMEZ, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 985 F. 2d 574.

No. 92-9140. *JONES v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 989 F. 2d 501.

No. 92-9141. *PARISH v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1210.

No. 92-9142. *PERSLEY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1264.

No. 92-9143. *MACK v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1216.

No. 92-9144. *MINGO v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 990 F. 2d 1377.

No. 92-9145. *OWENS v. ASHLEY*. C. A. 11th Cir. Certiorari denied.

No. 92-9147. *ANDERSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 251.

No. 92-9148. *CLAYTON v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 92-9149. *BROOKS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 773.

No. 92-9150. *BROWN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 625.

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No. 92-9151. *BUSTILLO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1261.

No. 92-9152. *BROWN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 982 F. 2d 526.

No. 92-9154. *WOOTEN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1266.

No. 92-9155. *ALVAREZ v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 92-9156. *AUGUST v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 984 F. 2d 705.

No. 92-9157. *KELLY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 162.

No. 92-9159. *JEFFRESS v. RENO, ATTORNEY GENERAL OF THE UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 493.

No. 92-9160. *HILL v. PENNSYLVANIA*. C. A. 3d Cir. Certiorari denied.

No. 92-9161. *HILL v. PENNSYLVANIA*. C. A. 3d Cir. Certiorari denied.

No. 92-9162. *HILL v. PENNSYLVANIA*. C. A. 3d Cir. Certiorari denied.

No. 92-9163. *HILL v. PENNSYLVANIA*. C. A. 3d Cir. Certiorari denied.

No. 92-9164. *LAVIGUER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1263.

No. 92-9165. *ARMANDO RUEDA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 982 F. 2d 906.

No. 92-9166. *RIVERA v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 227.

No. 92-9167. *REYES ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 496.

No. 92-9168. *SCOTT v. TYSON FOODS, INC.* C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 2d 503.

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No. 92-9169. *WARD v. WHITE, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 92-9170. *DAVIS v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1198.

No. 92-9171. *WASHINGTON v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 92-9172. *OGUNLEYE v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 626.

No. 92-9173. *MYERS v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 983 F. 2d 1058.

No. 92-9174. *ROBINSON ET AL. v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 238.

No. 92-9175. *MARTIN v. MARYLAND.* Ct. App. Md. Certiorari denied. Reported below: 329 Md. 351, 619 A. 2d 992.

No. 92-9176. *SPELL v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 496.

No. 92-9177. *LOPEZ-ALVAREZ v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1263.

No. 92-9178. *DAVIAS v. CUNNINGHAM, WARDEN.* C. A. 1st Cir. Certiorari denied.

No. 92-9181. *MARTINEZ v. COLORADO.* Sup. Ct. Colo. Certiorari denied.

No. 92-9183. *LIGGINS v. CLARKE ET AL.* C. A. 8th Cir. Certiorari denied.

No. 92-9184. *CROSS v. SLOCUM.* Sup. Ct. Cal. Certiorari denied.

No. 92-9185. *CAMELO v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1197.

No. 92-9186. *LAOS v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 978 F. 2d 720.

No. 92-9187. *MARISIO-GONZALEZ v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 243.

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No. 92-9188. *GONZALES RODRIGUEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 625.

No. 92-9189. *HOPE v. DAVIS, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 1083.

No. 92-9190. *FRIAS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 983 F. 2d 369.

No. 92-9191. *BROWN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 982 F. 2d 526.

No. 92-9192. *McFALL v. WILKINSON ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 977 F. 2d 582.

No. 92-9193. *LANE v. RAMEY ET AL.* C. A. 5th Cir. Certiorari denied.

No. 92-9194. *NORTHINGTON v. HOFFMAN ET AL.* C. A. 6th Cir. Certiorari denied.

No. 92-9195. *MITCHELL v. HECKEMEYER, JUDGE, CIRCUIT COURT, MISSISSIPPI COUNTY, MISSOURI*. Sup. Ct. Mo. Certiorari denied.

No. 92-9196. *KEISTER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1197.

No. 92-9197. *ARNOLD v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 985 F. 2d 970.

No. 92-9198. *HARRIS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1262.

No. 92-9199. *DUNBAR v. UTAH*. Sup. Ct. Utah. Certiorari denied. Reported below: 853 P. 2d 897.

No. 92-9200. *COTE v. DONOVAN, WARDEN, ET AL.* C. A. 1st Cir. Certiorari denied.

No. 92-9201. *BELLMAN v. CHESNEY, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT FRACKVILLE, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 92-9202. *CRAYTON v. KENTUCKY*. Sup. Ct. Ky. Certiorari denied. Reported below: 846 S. W. 2d 684.



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No. 92-9203. *AGRON v. CLINTON, PRESIDENT OF THE UNITED STATES, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 92-9204. *CHRISTIANSSEN v. CLINTON, PRESIDENT OF THE UNITED STATES, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 985 F. 2d 571.

No. 92-9205. *BERTRAM v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 771.

No. 92-9206. *BRADY v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 988 F. 2d 664.

No. 92-9207. *ALLUM v. VALLEY BANK OF NEVADA ET AL.* Sup. Ct. Nev. Certiorari denied. Reported below: 109 Nev. 280, 849 P. 2d 297.

No. 92-9208. *JOHNSON v. ENGLISH ET AL.* C. A. 3d Cir. Certiorari denied.

No. 92-9209. *JOHNSON v. SIGISMONTI ET AL.* C. A. 3d Cir. Certiorari denied.

No. 92-9210. *HARRIS v. MCCAUGHTRY, WARDEN, ET AL.* Ct. App. Wis. Certiorari denied.

No. 92-9211. *GRANDISON, AKA TARIQ v. FEDERAL BUREAU OF PRISONS ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 492.

No. 92-9212. *HARVEY v. SMITH, JUDGE, UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 304.

No. 92-9213. *THORNTON v. CALIFORNIA.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 92-9214. *WILLIS v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 992 F. 2d 489.

No. 92-9215. *WRIGHT v. DUTTON, WARDEN.* C. A. 6th Cir. Certiorari denied. Reported below: 989 F. 2d 501.

No. 92-9216. *KENNY v. BORGERT, WARDEN.* C. A. 6th Cir. Certiorari denied.

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No. 92-9217. *GILES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1262.

No. 92-9218. *RYLES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 13.

No. 92-9219. *OTIS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 626.

No. 92-9220. *McLAUGHLIN v. RHODE ISLAND*. Sup. Ct. R. I. Certiorari denied. Reported below: 621 A. 2d 170.

No. 92-9221. *BOYD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 796.

No. 92-9222. *CRUZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1199.

No. 92-9224. *HICKEY, AKA HABERSTROH v. NEVADA*. Sup. Ct. Nev. Certiorari denied. Reported below: 109 Nev. 22, 846 P. 2d 289.

No. 92-9225. *DENT v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 984 F. 2d 1453.

No. 92-9226. *SNOW v. NEVADA*. Sup. Ct. Nev. Certiorari denied. Reported below: 109 Nev. 1416, 875 P. 2d 1078.

No. 92-9227. *CANGA-RENTERIA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 626.

No. 92-9229. *BERNSTEIN v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 879.

No. 92-9230. *GONZALES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 16.

No. 92-9231. *TAYLOR v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1265 and 991 F. 2d 533.

No. 92-9232. *SUTHERLAND v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 155 Ill. 2d 1, 610 N. E. 2d 1.

No. 92-9233. *STRICKLAND v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 154 Ill. 2d 489, 609 N. E. 2d 1366.

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No. 92-9234. *DEMPSEY v. SEARS, ROEBUCK & Co.* App. Ct. Mass. Certiorari denied.

No. 92-9235. *CATO v. MORALES, ATTORNEY GENERAL OF TEXAS, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1212.

No. 92-9236. *COBLE v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 983 F. 2d 1078.

No. 92-9237. *DOWNES v. KING, WARDEN.* C. A. 11th Cir. Certiorari denied.

No. 92-9238. *BEAVERS v. VIRGINIA.* Sup. Ct. Va. Certiorari denied. Reported below: 245 Va. 268, 427 S. E. 2d 411.

No. 92-9239. *BROWNING v. MARANS ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1256.

No. 92-9240. *DENLINGER v. UNITED STATES.* C. A. 7th Cir. Certiorari denied.

No. 93-1. *LAVESPERE v. NIAGARA MACHINE & TOOL WORKS, INC.* C. A. 5th Cir. Certiorari denied.

No. 93-2. *DULA ET AL. v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 989 F. 2d 772.

No. 93-5. *WATERS ET AL. v. ALABAMA ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 986 F. 2d 507.

No. 93-6. *YARI v. WINDSOR PROPERTIES, INC., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 771.

No. 93-7. *AMERICAN DENTAL ASSN. v. REICH, SECRETARY OF LABOR, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 984 F. 2d 823.

No. 93-8. *GLEESON v. KAMINSKI ET AL.* Super. Ct. Pa. Certiorari denied. Reported below: 420 Pa. Super. 228, 616 A. 2d 667.

No. 93-10. *CULLEN v. TRAINOR, ROBERTSON, SMITS & WADE ET AL.* Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 93-11. *QUILL CORP. v. NORTH DAKOTA, BY AND THROUGH ITS TAX COMMISSIONER, HANSON.* Sup. Ct. N. D. Certiorari denied. Reported below: 500 N. W. 2d 196.

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No. 93-12. *RACKLEY v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 986 F. 2d 1357.

No. 93-13. *PRUDENTIAL INSURANCE COMPANY OF AMERICA ET AL. v. RICE*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-15. *NERO v. DONLEY, ACTING SECRETARY OF THE AIR FORCE, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 986 F. 2d 1428.

No. 93-16. *ST. HILAIRE v. MAINE SUPERINTENDENT OF INSURANCE*. Sup. Jud. Ct. Me. Certiorari denied.

No. 93-18. *SWENSON ET AL. v. OGLALA SIOUX TRIBE*. Sup. Ct. Idaho. Certiorari denied. Reported below: 123 Idaho 464, 849 P. 2d 925.

No. 93-20. *JOHNSTON v. ZEFF & ZEFF ET AL.* Ct. App. Mich. Certiorari denied.

No. 93-21. *MS. B v. MONTGOMERY COUNTY EMERGENCY SERVICES ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 989 F. 2d 488.

No. 93-22. *CHAMBERS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 1083.

No. 93-23. *MAXWELL v. MONSANTO CO. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 2d 1419.

No. 93-24. *PROGRESSIVE CELLULAR III B-3 v. FEDERAL COMMUNICATIONS COMMISSION ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 986 F. 2d 546.

No. 93-25. *STRAIN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 772.

No. 93-26. *DUNCAN v. COBB ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1198.

No. 93-27. *HAZRA v. NATIONAL RX SERVICES, INC.* C. A. 6th Cir. Certiorari denied. Reported below: 985 F. 2d 560.

No. 93-28. *VOULGARELIS v. VOULGARELIS*. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 183 App. Div. 2d 891, 584 N. Y. S. 2d 149.

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No. 93-30. *HAMMOND ET AL. v. AIR LINE PILOTS ASSN., INTERNATIONAL, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 981 F. 2d 1524.

No. 93-31. *WEST v. BUFFALO CENTER-RAKE SCHOOL DISTRICT, BY ITS BOARD OF DIRECTORS.* Ct. App. Iowa. Certiorari denied.

No. 93-32. *PHELPS v. YALE SECURITY, INC.* C. A. 6th Cir. Certiorari denied. Reported below: 986 F. 2d 1020.

No. 93-33. *ALVAREZ-AGUIRRE v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 627.

No. 93-35. *HERRING v. M/A COM, INC., ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 976 F. 2d 742.

No. 93-36. *DAVIS v. ALEXANDER ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 978 F. 2d 714.

No. 93-37. *DIMMIG v. WAHL, SHERIFF, LASALLE COUNTY, ILLINOIS.* C. A. 7th Cir. Certiorari denied. Reported below: 983 F. 2d 86.

No. 93-39. *NATIONAL CAR RENTAL SYSTEM, INC. v. COMPUTER ASSOCIATES INTERNATIONAL, INC.* C. A. 8th Cir. Certiorari denied. Reported below: 991 F. 2d 426.

No. 93-40. *SCINTO v. STAMM ET AL.* Sup. Ct. Conn. Certiorari denied. Reported below: 224 Conn. 524, 620 A. 2d 99.

No. 93-41. *HOFFNER v. ILLINOIS.* App. Ct. Ill., 2d Dist. Certiorari denied. Reported below: 237 Ill. App. 3d 462, 603 N. E. 2d 1280.

No. 93-42. *MITCHELL ET AL. v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 9th Cir. Certiorari denied. Reported below: 992 F. 2d 1219.

No. 93-43. *ILLINOIS CENTRAL RAILROAD v. MARTIN, SPECIAL ADMINISTRATOR OF THE ESTATE OF MARTIN, DECEASED.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 237 Ill. App. 3d 910, 606 N. E. 2d 9.

No. 93-46. *MARTIN v. SHEARSON LEHMAN HUTTON, INC.* C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 2d 242.

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No. 93-47. ARA AUTOMOTIVE GROUP, DIVISION OF REEVES BROTHERS, INC. *v.* NATIONAL LABOR RELATIONS BOARD. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 1252.

No. 93-48. CURTIS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 946.

No. 93-49. ELDRIDGE, INDIVIDUALLY AND AS ADMINISTRATOR OF THE ESTATE OF ELDRIDGE, DECEASED *v.* COBB COUNTY ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 986 F. 2d 507.

No. 93-54. KELLEY *v.* KIRKPATRICK & LOCKHART ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1199.

No. 93-55. BOOKER *v.* MERIT SYSTEMS PROTECTION BOARD. C. A. Fed. Cir. Certiorari denied. Reported below: 982 F. 2d 517.

No. 93-56. HUCKE *v.* OREGON ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 992 F. 2d 950.

No. 93-57. EASTON *v.* NEW YORK ET AL. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 185 App. Div. 2d 230, 585 N. Y. S. 2d 776.

No. 93-59. ELECTRICAL WORKERS' PENSION TRUST FUND OF LOCAL UNION #58 ET AL. *v.* ELECTRIC ONE, INC., ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 794.

No. 93-61. CASHIN *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 796.

No. 93-62. COAR *v.* KAZIMIR ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 990 F. 2d 1413.

No. 93-64. BI, INDIVIDUALLY AND ON BEHALF OF THE CHILDREN OF KAHN, AND AS REPRESENTATIVE OF THE ESTATE OF KAHN, ET AL. *v.* UNION CARBIDE CHEMICALS & PLASTICS CO., INC., ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 984 F. 2d 582.

No. 93-65. LONG *v.* ALABAMA. Ct. Crim. App. Ala. Certiorari denied. Reported below: 615 So. 2d 114.

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No. 93-67. *HARRIS v. OFFICE OF DISCIPLINARY COUNSEL OF THE SUPREME COURT OF PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied.

No. 93-72. *LINCOLN ET AL. v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 93-74. *CHEPPA v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 421 Pa. Super. 649, 613 A. 2d 29.

No. 93-75. *PLYMOUTH HEALTHCARE SYSTEMS, INC., ET AL. v. KEYSTONE HEALTH PLAN EAST, INC., ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 878.

No. 93-76. *CHERREY ET UX. v. DIAZ ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 787.

No. 93-77. *RANDOL ET VIR v. MID-WEST NATIONAL LIFE INSURANCE Co. OF TENNESSEE*. C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 1547.

No. 93-78. *GILHOOLY v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 979 F. 2d 846.

No. 93-79. *EDWARDS v. ARLINGTON HOSPITAL ASSN. ET AL.* Sup. Ct. Va. Certiorari denied.

No. 93-80. *SUZUKI MOTOR CORP. ET AL. v. MALAUTEA ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 1536.

No. 93-82. *REGENTS OF UNIVERSITY OF CALIFORNIA ET AL. v. SMITH ET AL.* Sup. Ct. Cal. Certiorari denied. Reported below: 4 Cal. 4th 843, 844 P. 2d 500.

No. 93-83. *ADAMS ET AL. v. WALTER INDUSTRIES, INC., ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-84. *SHELL OIL Co. v. NELSON ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-87. *MCI TELECOMMUNICATIONS CORP. v. DANELLA CONSTRUCTION CORP.* C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 876.

No. 93-88. *FERNANDES v. ROCKAWAY TOWNSHIP TOWN COUNCIL ET AL.* Super. Ct. N. J., App. Div. Certiorari denied.

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No. 93-89. *HOUSER v. UNITED STATES*. Ct. Mil. App. Certiorari denied. Reported below: 36 M. J. 392.

No. 93-91. *KITTAY, CHAPTER 11 TRUSTEE FOR STOCKBRIDGE FUNDING CORP. v. FARMERS BANK ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 988 F. 2d 498.

No. 93-92. *WILLIAMS v. PALMORE, SECRETARY, LABOR CABINET OF KENTUCKY, ET AL.* Ct. App. Ky. Certiorari denied.

No. 93-93. *ROANOKE RIVER BASIN ASSN. v. HUDSON ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 132.

No. 93-94. *BISER v. TOWN OF BEL AIR, MARYLAND, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 100.

No. 93-95. *EDWARDS v. FEDERAL COMMUNICATIONS COMMISSION*. C. A. D. C. Cir. Certiorari denied.

No. 93-98. *ROBB v. ELECTRONIC DATA SYSTEMS*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 1253.

No. 93-99. *U. S. METROLINE SERVICES, INC. v. SOUTHWESTERN BELL TELEPHONE CO.* C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 601.

No. 93-101. *GATES ET UX. v. PORT SAN LUIS HARBOR DISTRICT ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-103. *TEXAS v. MITCHELL*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 853 S. W. 2d 1.

No. 93-104. *FESTA v. LOCAL 3, INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1532.

No. 93-106. *AREA INTERSTATE TRUCKING, INC., ET AL. v. INDIANA DEPARTMENT OF REVENUE ET AL.* Tax Ct. Ind. Certiorari denied. Reported below: 605 N. E. 2d 272.

No. 93-107. *NOACK ET UX. v. STATE FARM FIRE & CASUALTY CO. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 1252.

No. 93-110. *AMERICAN COUNCIL OF THE BLIND OF COLORADO, INC., ET AL. v. ROMER, GOVERNOR OF COLORADO, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 992 F. 2d 249.



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No. 93-112. *PRITCHARD ET UX. v. GOODIE ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 626.

No. 93-113. *BERTHOLD v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 985 F. 2d 574.

No. 93-114. *LEGACY, LTD. v. CHANNEL HOME CENTERS, INC., ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 989 F. 2d 682.

No. 93-117. *BRISCOE v. DEVAL TOWING & BOAT SERVICE OF HACKBERRY, INC.* C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 323.

No. 93-118. *KRIEGEL v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1213.

No. 93-119. *CADLE CO. II, INC. v. CHASTEEN ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 991 F. 2d 805.

No. 93-121. *WHITE PLAINS TOWING CORP., DBA DON'S TOWING, ET AL. v. WRIGHT ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 991 F. 2d 1049.

No. 93-124. *MICK ET AL. v. RESOLUTION TRUST CORPORATION, CONSERVATOR FOR IRVING FEDERAL SAVINGS & LOAN ASSN.* C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 878.

No. 93-126. *SYVERSEN ET AL. v. SUMMIT WOMEN'S CENTER WEST, INC.* C. A. 2d Cir. Certiorari denied. Reported below: 991 F. 2d 1039.

No. 93-129. *HAMANN v. THRELKEL.* Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 93-132. *DVORAK v. FRITZ.* C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 324.

No. 93-133. *SEALE v. UTAH.* Sup. Ct. Utah. Certiorari denied. Reported below: 853 P. 2d 862.

No. 93-134. *GRIFFITHS v. CIGNA CORP. ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 988 F. 2d 457.

No. 93-135. *BURGESS v. STERN ET AL.* Sup. Ct. S. C. Certiorari denied. Reported below: 311 S. C. 326, 428 S. E. 2d 880.

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No. 93-136. *WASHBURN ET UX. v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 2d Cir. Certiorari denied. Reported below: 992 F. 2d 321.

No. 93-137. *MOBILE HOME VILLAGE, INC., T/A SOUTH WIND VILLAGE v. MAYOR AND COUNCIL OF TOWNSHIP OF JACKSON, NEW JERSEY, ET AL.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 93-139. *R. S. ET AL. v. CHILDREN AND YOUTH SERVICES OF PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 417 Pa. Super. 247, 612 A. 2d 465.

No. 93-140. *CLEARY ET AL. v. KAISER FOUNDATION HEALTH PLAN OF CALIFORNIA, INC., ET AL.* Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 93-142. *BURKS v. UNITED STATES*. Ct. Mil. App. Certiorari denied. Reported below: 36 M. J. 447.

No. 93-145. *MUNICIPAL LIGHT COMPANY OF ASHBURNHAM ET AL. v. MASSACHUSETTS ET AL.* App. Ct. Mass. Certiorari denied. Reported below: 34 Mass. App. 162, 608 N. E. 2d 743.

No. 93-146. *GREENE COUNTY MEMORIAL PARK ET AL. v. BEHM FUNERAL HOMES, INC., ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 876.

No. 93-149. *FISH v. COLLINGS ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 93-150. *TAPIA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 773.

No. 93-151. *GREENE v. NEW YORK STOCK EXCHANGE, INC., ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1534.

No. 93-152. *WALL v. ROCKWELL INTERNATIONAL CORP.* C. A. 8th Cir. Certiorari denied. Reported below: 989 F. 2d 506.

No. 93-153. *ARNOLD, AKA AHMAD v. LEONARD ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 985 F. 2d 579.

No. 93-156. *MIRA SLOVAK AEROBATICS, INC. v. CALIFORNIA STATE BOARD OF EQUALIZATION*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

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No. 93-157. *CLEARY v. CONNECTICUT*. App. Ct. Conn. Certiorari denied.

No. 93-158. *HILL v. DEPARTMENT OF THE ARMY*. C. A. Fed. Cir. Certiorari denied. Reported below: 996 F. 2d 319.

No. 93-160. *HAWKINS ET AL. v. MICHIGAN*. Ct. App. Mich. Certiorari denied. Reported below: 194 Mich. App. 134, 486 N. W. 2d 326.

No. 93-161. *AMERICOM DISTRIBUTING CORP. v. ACS COMMUNICATIONS, INC.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 223.

No. 93-162. *SMITH v. SCOTT PAPER Co.* Sup. Ct. Ala. Certiorari denied. Reported below: 620 So. 2d 976.

No. 93-163. *SMITH v. CITY OF DEL MAR*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 93-164. *GEOPHYSICAL SYSTEMS CORP. v. RAYTHEON CO. ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 119.

No. 93-165. *TALLEY, INDIVIDUALLY AND IN HIS CAPACITY AS CO-ADMINISTRATOR OF THE ESTATE OF TALLEY, DECEASED v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 990 F. 2d 695.

No. 93-166. *KILIMNIK ET AL. v. STOUMBOS, TRUSTEE, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 949.

No. 93-167. *PHEILS v. CITY OF PERRYSBURG*. Ct. App. Ohio, Wood County. Certiorari denied.

No. 93-168. *THOMPSON v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

No. 93-169. *ROBINSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 1252.

No. 93-170. *EPPERLY ET AL. v. UNITED STATES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 980 F. 2d 737.

No. 93-173. *ELLIOTT v. ADMINISTRATOR, ANIMAL AND PLANT HEALTH INSPECTION SERVICE, UNITED STATES DEPARTMENT OF*

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AGRICULTURE, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 990 F. 2d 140.

No. 93-174. STEWART *v.* RUNYON, POSTMASTER GENERAL. C. A. 6th Cir. Certiorari denied. Reported below: 989 F. 2d 501.

No. 93-175. MOTHERSHED *v.* GREGG ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 993 F. 2d 1551.

No. 93-177. CARLEY *v.* WHEELED COACH. C. A. 3d Cir. Certiorari denied. Reported below: 991 F. 2d 1117.

No. 93-178. JOSEPH *v.* DISTRICT OF COLUMBIA ET AL. C. A. D. C. Cir. Certiorari denied.

No. 93-181. SHORTY, INC. *v.* Q. G. PRODUCTS ET AL. C. A. Fed. Cir. Certiorari denied. Reported below: 992 F. 2d 1211.

No. 93-182. HOLABIRD SPORTS DISCOUNTERS *v.* TENNIS TUTOR, INC. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 228.

No. 93-184. JERNIGAN ET UX. *v.* ASHLAND OIL, INC., ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 989 F. 2d 812.

No. 93-185. TUCKER *v.* CITY OF HARTFORD. Sup. Ct. Conn. Certiorari denied. Reported below: 225 Conn. 211, 621 A. 2d 1339.

No. 93-186. KEMP *v.* UNITED STATES; and

No. 93-5444. PRESSLEY *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 822.

No. 93-188. WADE ET UX. *v.* HOPPER ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 993 F. 2d 1246.

No. 93-189. FETZNER *v.* PENNSYLVANIA. Super. Ct. Pa. Certiorari denied. Reported below: 420 Pa. Super. 551, 617 A. 2d 323.

No. 93-191. EF OPERATING CORP., T/A WEST MOTOR FREIGHT OF PENNSYLVANIA *v.* S. S. FISHER STEEL CORP. ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 1046.

No. 93-192. LANN ET AL. *v.* WESTERFIELD ET AL. Ct. App. Cal., 1st App. Dist. Certiorari denied.

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No. 93-195. *BAKIN v. COX ENTERPRISES, INC., ET AL.* Ct. App. Ga. Certiorari denied. Reported below: 206 Ga. App. 813, 426 S. E. 2d 651.

No. 93-197. *VENTECH EQUIPMENT, INC. v. MCNAMARA, SECRETARY OF REVENUE AND TAXATION OF LOUISIANA.* Ct. App. La., 1st Cir. Certiorari denied. Reported below: 613 So. 2d 176.

No. 93-198. *HALL v. ASSOCIATED DOCTORS HEALTH & LIFE INSURANCE CO.* C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 795.

No. 93-199. *IN RE RIVERA-ARVELO.* Sup. Ct. P. R. Certiorari denied. Reported below: 133 D. P. R. —.

No. 93-200. *COWHIG v. STONE, SECRETARY OF THE ARMY, ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 980 F. 2d 721.

No. 93-203. *MCCARY v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 1238.

No. 93-204. *WEINGARTEN v. CALIFORNIA.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-205. *CONSTRUCTION INTERIOR SYSTEMS, INC. v. MARRIOTT FAMILY RESTAURANTS, INC.* C. A. 6th Cir. Certiorari denied. Reported below: 984 F. 2d 749.

No. 93-206. *CHURCH OF SCIENTOLOGY INTERNATIONAL v. DANIELS.* C. A. 4th Cir. Certiorari denied. Reported below: 992 F. 2d 1329.

No. 93-211. *JATOI v. MEIER.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 1253.

No. 93-218. *CRAWFORD ET AL. v. AIR LINE PILOTS ASSN., INTERNATIONAL.* C. A. 4th Cir. Certiorari denied. Reported below: 992 F. 2d 1295.

No. 93-219. *RICHMOND v. NODLAND.* Sup. Ct. N. D. Certiorari denied. Reported below: 501 N. W. 2d 759.

No. 93-225. *ST. GEORGE "DIXIE" LODGE #1743, BENEVOLENT AND PROTECTIVE ORDER OF ELKS v. BEYNON.* Sup. Ct. Utah. Certiorari denied. Reported below: 854 P. 2d 513.

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No. 93-264. *WADE ET AL. v. SHOOK, TRUSTEE*. C. A. 7th Cir. Certiorari denied. Reported below: 991 F. 2d 402.

No. 93-265. *CRUMP v. DEPARTMENT OF HEALTH AND HUMAN SERVICES ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 986 F. 2d 1413.

No. 93-267. *LAWMASTER v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 993 F. 2d 773.

No. 93-269. *SHIEH v. NEWMAN ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-272. *SULCER v. CITIZENS BAND POTAWATOMI INDIAN TRIBE OF OKLAHOMA ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 986 F. 2d 1429.

No. 93-280. *VEREB v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 880.

No. 93-287. *WISE ET AL. v. EL PASO NATURAL GAS CO.* C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 2d 929.

No. 93-291. *CHURCH OF SPIRITUAL TECHNOLOGY v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 991 F. 2d 812.

No. 93-303. *CARTER ET AL. v. UNITED STATES ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 988 F. 2d 68.

No. 93-316. *BARNETTE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1553.

No. 93-322. *GILBERT ET AL. v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 2d 1548.

No. 93-5001. *CORDOVA v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 990 F. 2d 1035.

No. 93-5002. *ANGUIANO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1261.

No. 93-5003. *DOUGLAS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1262.

No. 93-5008. *MOBLEY v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 262 Ga. 808, 426 S. E. 2d 150.

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No. 93-5009. *RODRIGUEZ v. MARSHALL, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-5010. *RUCHMAN ET AL. v. WOLFF ET AL.* Ct. App. N. Y. Certiorari denied. Reported below: 81 N. Y. 2d 880, 613 N. E. 2d 962.

No. 93-5011. *POMPE v. CITY OF YONKERS ET AL.* Ct. App. N. Y. Certiorari denied. Reported below: 81 N. Y. 2d 706, 613 N. E. 2d 968.

No. 93-5012. *THRIFT v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1199.

No. 93-5013. *STEWART v. UNITED STATES*; and  
No. 93-5102. *GERARD v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 626.

No. 93-5014. *HAMILTON v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 797.

No. 93-5015. *JONES v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1198.

No. 93-5016. *ECKERT v. ECKERT.* Ct. App. Kan. Certiorari denied.

No. 93-5020. *WRIGHT v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 990 F. 2d 147.

No. 93-5021. *TAYLOR v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 328.

No. 93-5023. *SLOAN v. SLOAN.* Sup. Ct. Va. Certiorari denied.

No. 93-5024. *TILLI v. BOARD OF REVIEW.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 93-5026. *SEATON v. JABE, WARDEN.* C. A. 6th Cir. Certiorari denied. Reported below: 992 F. 2d 79.

No. 93-5027. *PULLEN v. MISSOURI.* Sup. Ct. Mo. Certiorari denied. Reported below: 843 S. W. 2d 360.

No. 93-5028. *LANGHAM v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 991 F. 2d 806.

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No. 93-5029. *MYRICKS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1218.

No. 93-5030. *BROWN v. CHICOPEE FIRE FIGHTERS, LOCAL 1710, IAFF, ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 989 F. 2d 484.

No. 93-5031. *PIERCE v. ALABAMA*. Sup. Ct. Ala. Certiorari denied. Reported below: 612 So. 2d 516.

No. 93-5032. *LOPEZ v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 989 F. 2d 24.

No. 93-5033. *OGLESBY v. MAKEL, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 93-5034. *MATTISON v. QUARLES*. C. A. 6th Cir. Certiorari denied.

No. 93-5035. *LANE v. KANSAS ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 991 F. 2d 805.

No. 93-5036. *MERCHANT v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 496.

No. 93-5038. *HOWARD v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 93-5039. *HOLTZCLAW v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 2d 1543.

No. 93-5040. *GREEN v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 990 F. 2d 1377.

No. 93-5041. *GIBBONS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 994 F. 2d 299.

No. 93-5042. *BIRDO v. SAWYER*. Ct. App. Tex., 2d Dist. Certiorari denied.

No. 93-5043. *IREDIA v. IMMIGRATION AND NATURALIZATION SERVICE*. C. A. 5th Cir. Certiorari denied. Reported below: 981 F. 2d 847.

No. 93-5046. *TAYLOR v. LOCKHART, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION*. C. A. 8th Cir. Certiorari denied.



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No. 93-5047. *DUQUE-RODRIGUEZ v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 989 F. 2d 485.

No. 93-5048. *BUCKHALTER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 2d 875.

No. 93-5049. *MOUNT v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 989 F. 2d 484.

No. 93-5050. *NELSON v. WALKER, SUPERINTENDENT, AUBURN CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied.

No. 93-5051. *WARD v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 154 Ill. 2d 272, 609 N. E. 2d 252.

No. 93-5052. *SURBER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 986 F. 2d 1416.

No. 93-5053. *SCOTT v. HILL*. C. A. 9th Cir. Certiorari denied.

No. 93-5054. *BROWN v. UNITED STATES*; and *SMITH v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 984 F. 2d 1074 (first case) and 1084 (second case).

No. 93-5056. *GRUENBERG v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 989 F. 2d 971.

No. 93-5057. *HALL v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 879.

No. 93-5058. *DEOBLER v. KINTZELE ET AL.* Ct. App. Ariz. Certiorari denied.

No. 93-5059. *CARCAISE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 236.

No. 93-5060. *VIGIL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 989 F. 2d 337.

No. 93-5061. *SCHWARZ v. UNITED STATES POSTAL SERVICE ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 311.

No. 93-5063. *WILLIAMS v. LEHIGH VALLEY CARPENTERS UNION ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 880.

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No. 93-5064. *JACOBS v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 978 F. 2d 708.

No. 93-5065. *JOHNSON v. CALVERT ET AL.* Sup. Ct. Cal. Certiorari denied. Reported below: 5 Cal. 4th 84, 851 P. 2d 776.

No. 93-5066. *KELLY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 989 F. 2d 980.

No. 93-5067. *KIM ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 885.

No. 93-5068. *ROSTON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 986 F. 2d 1287.

No. 93-5069. *MACK v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 1238.

No. 93-5070. *MONTAGUE v. CAMP, WARDEN, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 991 F. 2d 799.

No. 93-5071. *ADAMS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 495.

No. 93-5072. *BYE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1261.

No. 93-5073. *ALLEN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 229.

No. 93-5074. *BUSTAMANTE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1261.

No. 93-5075. *SMITH v. BARRY ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 985 F. 2d 180.

No. 93-5076. *ZULUAGA v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 302.

No. 93-5080. *BEY v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 879.

No. 93-5081. *DANIELSON v. ILLINOIS*. C. A. 7th Cir. Certiorari denied. Reported below: 993 F. 2d 1549.

No. 93-5082. *SPRUILL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 966 F. 2d 679.

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No. 93-5083. *SEIBERT v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 227.

No. 93-5084. *WATT v. ARVONIO, ATTORNEY GENERAL OF NEW JERSEY, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 880.

No. 93-5085. *WOODARD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 797.

No. 93-5086. *SMITH v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 987 F. 2d 888.

No. 93-5087. *TUCKER v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 984 F. 2d 1453.

No. 93-5088. *SIMPSON v. LEWIS, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1260.

No. 93-5090. *LEE v. ARMONTROUT, ASSISTANT DIRECTOR, MISSOURI DEPARTMENT OF CORRECTIONS*. C. A. 8th Cir. Certiorari denied. Reported below: 991 F. 2d 487.

No. 93-5091. *ROBINSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1197.

No. 93-5093. *MEDVECKY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 985 F. 2d 562.

No. 93-5094. *REEDY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 990 F. 2d 167.

No. 93-5095. *O'BRIEN v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 972 F. 2d 47.

No. 93-5097. *MASTON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 2d 875.

No. 93-5098. *LONGSTAFF v. FLORIDA*. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 618 So. 2d 215.

No. 93-5100. *GREEN v. SHEFFIELD, SUPERINTENDENT, DADE CORRECTIONAL INSTITUTION*. C. A. 11th Cir. Certiorari denied. Reported below: 978 F. 2d 720.

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No. 93-5101. *GILES v. THOMAS, WARDEN*. C. A. 11th Cir. Certiorari denied.

No. 93-5103. *BROWN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1213.

No. 93-5104. *RODGERS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 797.

No. 93-5105. *KIRSCHENHUNTER v. STALDER, SECRETARY, LOUISIANA DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONS, CORRECTIONS SERVICES, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 93-5106. *ST. HILAIRE v. LEWIS, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL.* Ct. App. Ariz. Certiorari denied.

No. 93-5107. *JOHNSTON v. LEHMAN, COMMISSIONER, PENNSYLVANIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1003.

No. 93-5108. *HILL v. PENNSYLVANIA*. C. A. 3d Cir. Certiorari denied.

No. 93-5109. *BALL v. MORRISON, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-5110. *GOUGH v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 93-5111. *PAUL v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 7th Cir. Certiorari denied. Reported below: 991 F. 2d 799.

No. 93-5112. *LOUCKS ET AL. v. PHILLIPS PETROLEUM CO.* C. A. 5th Cir. Certiorari denied. Reported below: 978 F. 2d 708.

No. 93-5113. *MORISSETTE v. PETERS, DIRECTOR, ILLINOIS DEPARTMENT OF CORRECTIONS*. C. A. 7th Cir. Certiorari denied.

No. 93-5114. *REIHLEY v. MCGILL ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 121.

No. 93-5115. *MARTINEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1263.

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No. 93-5116. *PARTEE v. PETERS, DIRECTOR, ILLINOIS DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-5117. *POINTER v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 797.

No. 93-5118. *LAYTON ET AL. v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 984 F. 2d 1496.

No. 93-5119. *SUAREZ v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 1252.

No. 93-5120. *WHITE v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 616 So. 2d 21.

No. 93-5121. *JAY v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 879.

No. 93-5122. *GARLAND v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 796.

No. 93-5123. *JOHNSON v. MCKASKLE ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 983 F. 2d 1063.

No. 93-5124. *JOHNSON v. HARDCASTLE ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-5125. *DEMAURO v. COLDWELL, BANKER & Co. ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 983 F. 2d 1049.

No. 93-5126. *SCOTT ET UX. v. MANILLA ET AL.* App. Div., Sup. Ct. N. Y., 4th Jud. Dept. Certiorari denied. Reported below: 187 App. Div. 2d 1051, 592 N. Y. S. 2d 544.

No. 93-5130. *ALCALA v. CALIFORNIA.* Sup. Ct. Cal. Certiorari denied. Reported below: 4 Cal. 4th 742, 842 P. 2d 1192.

No. 93-5133. *WEATHERS v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 226.

No. 93-5134. *PEARSON, AKA CHARLES v. SCULLY, SUPERINTENDENT, GREEN HAVEN CORRECTIONAL FACILITY.* C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 301.

No. 93-5135. *ROBERSON v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 990 F. 2d 1268.

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No. 93-5136. *ASHOR v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1532.

No. 93-5137. *ADENIJI v. SOCIAL SECURITY ADMINISTRATION*. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 223.

No. 93-5138. *PISCIOTTA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1264.

No. 93-5139. *SANDERS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 990 F. 2d 582.

No. 93-5141. *JORDAN v. DUCHARME, SUPERINTENDENT, WASHINGTON STATE REFORMATORY*. C. A. 9th Cir. Certiorari denied. Reported below: 983 F. 2d 933.

No. 93-5142. *LEWIS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 991 F. 2d 524.

No. 93-5143. *CRABTREE v. UNITED STATES*; and

No. 93-5192. *CRAY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 979 F. 2d 1261.

No. 93-5144. *DE OCHOA v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 992 F. 2d 1217.

No. 93-5145. *SANCHEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1384.

No. 93-5146. *DANIELS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 986 F. 2d 507.

No. 93-5147. *HILL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1197.

No. 93-5148. *HARTMAN v. POINTER ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 119.

No. 93-5149. *SANDOVAL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 481.

No. 93-5150. *THOMAS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 1083.

No. 93-5151. *TOLEDO v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 985 F. 2d 1462.

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No. 93-5152. *SEBASTIAN v. UNITED STATES*; and  
No. 93-5712. *FLYNN v. UNITED STATES*. C. A. 4th Cir.  
Certiorari denied. Reported below: 991 F. 2d 792.

No. 93-5153. *VAN DER JAGT v. BROWN ET AL.* C. A. 5th Cir.  
Certiorari denied. Reported below: 995 F. 2d 222.

No. 93-5154. *TAYLOR v. UNITED STATES*. C. A. 9th Cir.  
Certiorari denied. Reported below: 990 F. 2d 1265.

No. 93-5155. *SANCHEZ v. LOVELACE*. C. A. 5th Cir. Certio-  
rari denied.

No. 93-5156. *BEAVER v. THOMPSON, WARDEN*. Sup. Ct. Va.  
Certiorari denied.

No. 93-5157. *RUIZ-AVILA v. UNITED STATES*. C. A. 3d Cir.  
Certiorari denied. Reported below: 995 F. 2d 219.

No. 93-5159. *PEREZ v. UNITED STATES*. C. A. 5th Cir.  
Certiorari denied. Reported below: 990 F. 2d 1252.

No. 93-5162. *PATTERSON v. ILLINOIS*. Sup. Ct. Ill. Certio-  
rari denied. Reported below: 154 Ill. 2d 414, 610 N. E. 2d 16.

No. 93-5164. *TYLER v. MOORE ET AL.* C. A. 8th Cir. Cer-  
tiorari denied.

No. 93-5165. *FLETCHER v. MACDONALD, WARDEN*. C. A. 6th  
Cir. Certiorari denied.

No. 93-5166. *THOMAS v. JOHNSON CONTROLS, INC.* C. A. 5th  
Cir. Certiorari denied. Reported below: 981 F. 2d 1256.

No. 93-5167. *GALATOLO v. UNITED STATES*. C. A. 11th Cir.  
Certiorari denied. Reported below: 978 F. 2d 719.

No. 93-5168. *HANSON v. KELLY TEMPORARY SERVICES ET AL.*  
C. A. 8th Cir. Certiorari denied.

No. 93-5169. *ERVIN v. BUSBY, SHERIFF, CRITTENDEN  
COUNTY, ARKANSAS*. C. A. 8th Cir. Certiorari denied. Re-  
ported below: 992 F. 2d 147.

No. 93-5170. *FERNANDEZ v. UNITED STATES*. C. A. 9th Cir.  
Certiorari denied. Reported below: 983 F. 2d 1079.

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No. 93-5172. *FRANKLIN v. WITKOWSKI, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 986 F. 2d 1413.

No. 93-5173. *GREEN v. CHABAD JEWISH ORGANIZATION.* C. A. 3d Cir. Certiorari denied.

No. 93-5174. *KOCH v. WISCONSIN.* Sup. Ct. Wis. Certiorari denied. Reported below: 175 Wis. 2d 684, 499 N. W. 2d 152.

No. 93-5175. *WOODS v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 328.

No. 93-5176. *CIECIERSKI v. AVONDALE SHIPYARDS, INC., ET AL.* Ct. App. La., 4th Cir. Certiorari denied. Reported below: 614 So. 2d 367.

No. 93-5177. *CROZIER v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 987 F. 2d 893.

No. 93-5178. *DYKSTRA v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 991 F. 2d 450.

No. 93-5179. *TAYLOR v. JONES, SUPERINTENDENT, WASHINGTON CORRECTIONAL FACILITY.* C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1532.

No. 93-5181. *WARD v. BERRY, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-5182. *CHAPMAN v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 981 F. 2d 1259.

No. 93-5183. *MALLON v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1003.

No. 93-5184. *OJUADE v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 990 F. 2d 1250.

No. 93-5185. *MEDINA-ORTIZ v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1263.

No. 93-5186. *LAZENBY v. CALIFORNIA.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-5187. *PRUITT v. NEW YORK.* App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 190 App. Div. 2d 692, 593 N. Y. S. 2d 274.



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No. 93-5188. *NOLAN v. UNIVERSITY OF SOUTH CAROLINA ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 986 F. 2d 1414.

No. 93-5189. *KING v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 190.

No. 93-5190. *JACKSON v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1212.

No. 93-5191. *JELINEK v. WASCHE.* C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 2d 503.

No. 93-5193. *BARRIOS v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 966 F. 2d 1444.

No. 93-5194. *ANKRUM v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 626.

No. 93-5195. *ALEXANDER v. ARMONTROUT, ASSISTANT DIRECTOR, MISSOURI DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 985 F. 2d 976.

No. 93-5196. *TOWNES v. MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS, ET AL.* Cir. Ct. Mecklenburg County, Va. Certiorari denied.

No. 93-5198. *LORENZO v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 1448.

No. 93-5199. *ROJO v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 626.

No. 93-5200. *ROGERS v. UNITED STATES.* C. A. Fed. Cir. Certiorari denied. Reported below: 996 F. 2d 317.

No. 93-5201. *MORRISON v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 112.

No. 93-5202. *CUSTER v. DUNCAN, WARDEN.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 118.

No. 93-5203. *CORTEZ v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 1252.

No. 93-5205. *PEARSON v. MAHON ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 986 F. 2d 507.

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No. 93-5207. *RANKEL v. KELLY ET AL.* C. A. 2d Cir. Certiorari denied.

No. 93-5208. *BROWN v. THOMAS, WARDEN.* C. A. 11th Cir. Certiorari denied.

No. 93-5211. *REEDOM v. SUMMIT BROADCASTING CORP.* C. A. 5th Cir. Certiorari denied.

No. 93-5213. *TUITT v. GOVERNMENT OF THE VIRGIN ISLANDS.* C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 876.

No. 93-5214. *PARK v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 107.

No. 93-5215. *McCORVEY v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 124.

No. 93-5216. *MESSA-PEREZ v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 990 F. 2d 1267.

No. 93-5217. *LANGSTON v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 2d 1419.

No. 93-5218. *CARLTON v. PYTELL ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 986 F. 2d 1421.

No. 93-5219. *BROWN v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1261.

No. 93-5220. *BROWN v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 1448.

No. 93-5221. *HASSAN v. PRUZANSKY ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 999 F. 2d 536.

No. 93-5222. *FELDER v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 959 F. 2d 972.

No. 93-5223. *JACOBI v. MCCOY, SUPERINTENDENT, CAYUGA CORRECTIONAL FACILITY.* C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 302.

No. 93-5227. *MEDINA-ELENES v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1263.

No. 93-5228. *JOHNSON v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1263.

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No. 93-5229. *CHIPPAS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 236.

No. 93-5230. *ALEXANDER v. BLACK, COMMISSIONER, MISSISSIPPI DEPARTMENT OF CORRECTIONS*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1209.

No. 93-5231. *SOWDER v. TENNESSEE*. Ct. Crim. App. Tenn. Certiorari denied. Reported below: 826 S. W. 2d 924.

No. 93-5232. *BLANK v. PEERS ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 794.

No. 93-5233. *DUSO v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 992 F. 2d 1217.

No. 93-5234. *BROWN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 495.

No. 93-5235. *TRAVIS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 993 F. 2d 1316.

No. 93-5236. *RELFORD v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 328.

No. 93-5237. *DELZER v. UNITED BANK OF BISMARCK*. C. A. 8th Cir. Certiorari denied. Reported below: 989 F. 2d 504.

No. 93-5239. *CUNNINGHAM v. LEONARDO, SUPERINTENDENT, GREAT MEADOW CORRECTIONAL FACILITY, ET AL.* C. A. 2d Cir. Certiorari denied.

No. 93-5240. *WILLIAMS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 880.

No. 93-5241. *CHATMAN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 994 F. 2d 1510.

No. 93-5242. *GRANT v. NEW YORK ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 986 F. 2d 499.

No. 93-5243. *ESTRELLA, AKA ARCE v. CAMPBELL*. C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 492.

No. 93-5244. *GARCIA ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 991 F. 2d 590.

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No. 93-5245. *KAILEY v. COLORADO*. Ct. App. Colo. Certiorari denied.

No. 93-5246. *EDWARDS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 991 F. 2d 804.

No. 93-5247. *ISIAH B. v. WISCONSIN*. Sup. Ct. Wis. Certiorari denied. Reported below: 176 Wis. 2d 639, 500 N. W. 2d 637.

No. 93-5248. *JENKINS, AKA DAVIS v. LEONARDO, SUPERINTENDENT, GREAT MEADOW CORRECTIONAL FACILITY, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 991 F. 2d 1033.

No. 93-5251. *VARELA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 686.

No. 93-5253. *SIMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 328.

No. 93-5254. *SHEARON ET AL. v. LYNCH, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 2d 257.

No. 93-5255. *WILLIAMS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 991 F. 2d 806.

No. 93-5257. *SANCHEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 1253.

No. 93-5259. *DE LA BECKWITH v. MISSISSIPPI*. Sup. Ct. Miss. Certiorari denied. Reported below: 615 So. 2d 1134.

No. 93-5260. *BOOZER v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 879.

No. 93-5261. *DEMERE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 231.

No. 93-5262. *SANCHEZ v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1068.

No. 93-5263. *SWAIN v. ACCOUNTANTS ON CALL*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1554.

No. 93-5265. *MCQUEEN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 990 F. 2d 1267.

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No. 93-5266. *MUNDA v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 2d 1548.

No. 93-5267. *RANSOM v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 49.

No. 93-5268. *ONUOHA v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1533.

No. 93-5269. *LYLES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 995 F. 2d 1064.

No. 93-5270. *PIERCE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 312.

No. 93-5271. *MELTON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 797.

No. 93-5272. *MORDI v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 323.

No. 93-5273. *MITCHELL v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 93-5274. *ONTIVEROS v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-5275. *SANDERS v. ILLINOIS DEPARTMENT OF CORRECTIONS ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-5277. *TYLER v. GEILER ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 6 F. 3d 785.

No. 93-5278. *HARVEY v. PERRILL, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 991 F. 2d 805.

No. 93-5279. *HARRIS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 328.

No. 93-5280. *KAYLOR v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 992 F. 2d 1218.

No. 93-5281. *HARLEY v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 990 F. 2d 1340.

No. 93-5282. *KUKES v. DUNCAN, WARDEN*. Sup. Ct. Cal. Certiorari denied.

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No. 93-5285. *FORTNER v. DUGGER, SUPERINTENDENT, PUTNAM CORRECTIONAL INSTITUTION, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 327.

No. 93-5286. *HALEY v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1540.

No. 93-5287. *WILLIAMS ET VIR v. TRUMBAUER ET AL.* Super. Ct. Pa. Certiorari denied. Reported below: 423 Pa. Super. 649, 616 A. 2d 727.

No. 93-5289. *DEVANEY v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 992 F. 2d 75.

No. 93-5291. *ALLEN v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 323.

No. 93-5293. *WARD v. MARYLAND.* Cir. Ct. Wicomico County, Md. Certiorari denied.

No. 93-5295. *ATHERTON v. VIRGINIA.* Ct. App. Va. Certiorari denied.

No. 93-5296. *YARRITO v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 323.

No. 93-5297. *JOHNSON v. BROWN, SECRETARY OF VETERANS AFFAIRS.* C. A. Fed. Cir. Certiorari denied. Reported below: 1 F. 3d 1251.

No. 93-5298. *HARKER v. STATE USE INDUSTRIES ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 990 F. 2d 131.

No. 93-5300. *HALEY v. BORG, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-5303. *MARTINEZ v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 123.

No. 93-5304. *OKAYFOR v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 116.

No. 93-5305. *PHILLIPS v. SOLO/DISCOVERY ET AL.* Sup. Ct. Va. Certiorari denied.

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No. 93-5306. *MASON v. BAYER*. C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 790.

No. 93-5307. *MITCHELL v. BISHOP*. C. A. 6th Cir. Certiorari denied.

No. 93-5308. *MAYBERRY v. HUDSON*. C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 2d 1547.

No. 93-5309. *LONG v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1210.

No. 93-5310. *JENKINS v. LORSON, CHIEF DEPUTY CLERK*. C. A. D. C. Cir. Certiorari denied.

No. 93-5312. *BLANKENSHIP v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 328.

No. 93-5314. *RAMOS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 327.

No. 93-5315. *BLANCO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 986 F. 2d 1415.

No. 93-5316. *DEMAURO v. COLDWELL, BANKER & Co. ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-5317. *CROWELL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1228.

No. 93-5318. *PHILLIPS v. VIRGINIA ET AL.* Ct. App. Va. Certiorari denied.

No. 93-5319. *CLARK v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 327.

No. 93-5320. *HUNTER, AKA DIRKER v. AISPURO, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 982 F. 2d 344.

No. 93-5321. *CORDOBA-ZAPATA v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 301.

No. 93-5322. *DANIELS v. UNITED STATES*; and  
No. 93-5428. *GOINES v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 988 F. 2d 750.

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No. 93-5323. *BOYKIN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 2d 270.

No. 93-5324. *AZIZ, AKA GILLIARD v. WARDEN, CLINTON CORRECTIONAL FACILITY, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1533.

No. 93-5327. *SARIT ET AL. v. DRUG ENFORCEMENT ADMINISTRATION*. C. A. 1st Cir. Certiorari denied. Reported below: 987 F. 2d 10.

No. 93-5328. *WILSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 992 F. 2d 156.

No. 93-5329. *TURNER v. BOSWELL ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 495.

No. 93-5330. *SANDERS v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 224 Ill. App. 3d 1107, 644 N. E. 2d 532.

No. 93-5332. *WILLIAMS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 792.

No. 93-5333. *JAMES v. SOWDERS, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 992 F. 2d 1216.

No. 93-5334. *GLASPER v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 239 Ill. App. 3d 1106, 656 N. E. 2d 470.

No. 93-5335. *HILL v. PENNSYLVANIA*. C. A. 3d Cir. Certiorari denied.

No. 93-5336. *GOMEZ, AKA LUCHO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 979 F. 2d 212.

No. 93-5337. *LIZARRAGA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 991 F. 2d 804.

No. 93-5339. *ARELLANO-CARDENAS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 884.

No. 93-5340. *AUSTIN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 327.



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No. 93-5341. *ADAMS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 233.

No. 93-5342. *BLACK v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 979 F. 2d 856.

No. 93-5343. *CHUBB v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 992 F. 2d 1217.

No. 93-5344. *MCLEOD v. MYERS*. Sup. Ct. S. C. Certiorari denied.

No. 93-5346. *CARBAJAL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 986 F. 2d 506.

No. 93-5347. *WALTON v. ARIZONA*. Super. Ct. Ariz., Pima County. Certiorari denied.

No. 93-5348. *WIKE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 325.

No. 93-5349. *TRAVIS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 993 F. 2d 1316.

No. 93-5350. *CRANE v. LOGLI ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 992 F. 2d 136.

No. 93-5355. *ATKINS v. DRESSER INDUSTRIES ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 1252.

No. 93-5356. *CASTILLO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 986 F. 2d 506.

No. 93-5359. *ARRINGTON v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 993 F. 2d 913.

No. 93-5360. *HERNANDEZ v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 999 F. 2d 536.

No. 93-5362. *ECHOLS v. WISCONSIN*. Sup. Ct. Wis. Certiorari denied. Reported below: 175 Wis. 2d 653, 499 N. W. 2d 631.

No. 93-5363. *JACK v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 496.

No. 93-5364. *GARCIA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 123.

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No. 93-5366. *TAYLOR v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 328.

No. 93-5367. *WYSINGER v. HOKE, SUPERINTENDENT, EASTERN CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1533.

No. 93-5368. *EASTLAND v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 989 F. 2d 760.

No. 93-5371. *ESCOFFREY v. NEW JERSEY*. Super. Ct. N. J., App. Div. Certiorari denied.

No. 93-5372. *HILL v. INTERNAL REVENUE SERVICE*. C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 795.

No. 93-5373. *MURPHY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 229.

No. 93-5375. *OJO v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1532.

No. 93-5376. *TAPIA v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 93-5378. *VAUGHN v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-5380. *GOBER v. KENTUCKY*. Sup. Ct. Ky. Certiorari denied.

No. 93-5383. *RAMSEY v. OFFICE OF THE STATE ENGINEER ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 986 F. 2d 1428.

No. 93-5384. *LANGFORD v. MICHIGAN*. Sup. Ct. Mich. Certiorari denied. Reported below: 441 Mich. 904, 496 N. W. 2d 291.

No. 93-5385. *LEE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 977 F. 2d 551.

No. 93-5386. *MYERS v. ROWLAND ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1157.

No. 93-5387. *SEXSTONE v. RENO, ATTORNEY GENERAL, ET AL.* C. A. D. C. Cir. Certiorari denied.

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No. 93-5388. *WEAVER v. KAYE ET AL.* Super. Ct. Pa. Certiorari denied. Reported below: 427 Pa. Super. 656, 625 A. 2d 100.

No. 93-5389. *WEAVER v. STRINE ET AL.* Super. Ct. Pa. Certiorari denied. Reported below: 427 Pa. Super. 656, 625 A. 2d 100.

No. 93-5391. *STEWART v. GWALTNEY OF SMITHFIELD, LTD.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1539.

No. 93-5392. *LIGGINS v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 992 F. 2d 1218.

No. 93-5393. *TAYLOR v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 382.

No. 93-5394. *CURTIS v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 993 F. 2d 1552.

No. 93-5395. *BUTZ v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 982 F. 2d 1378.

No. 93-5396. *BOBO v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 2d 524.

No. 93-5397. *DOMINGUEZ v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 992 F. 2d 678.

No. 93-5398. *GREEN v. OHIO.* Sup. Ct. Ohio. Certiorari denied. Reported below: 66 Ohio St. 3d 141, 609 N. E. 2d 1253.

No. 93-5399. *ALMON v. BRELAND ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 774.

No. 93-5401. *RAZO v. UNITED STATES;* and

No. 93-5471. *RAZO, AKA RAZO-ALVARADO v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 325.

No. 93-5402. *MONROE v. CALIFORNIA.* Ct. App. Cal., 1st App. Dist. Certiorari denied. Reported below: 12 Cal. App. 4th 1174, 16 Cal. Rptr. 2d 267.

No. 93-5404. *BIVINS v. CALIFORNIA.* Sup. Ct. Cal. Certiorari denied.

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No. 93-5405. *ROYSTER v. RODRIGUEZ ET AL.* Ct. App. N. Y. Certiorari denied. Reported below: 81 N. Y. 2d 708, 615 N. E. 2d 224.

No. 93-5406. *REISE v. BOARD OF REGENTS OF THE UNIVERSITY OF WISCONSIN SYSTEM ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-5408. *JOHNSON v. STATE BAR OF KANSAS.* Sup. Ct. Kan. Certiorari denied.

No. 93-5409. *KELLY v. MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS.* C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 493.

No. 93-5410. *WHITFIELD v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 328.

No. 93-5411. *CHANNER v. MARKOWSKI ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 992 F. 2d 320.

No. 93-5412. *ASANTE v. DILLER ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 978 F. 2d 706.

No. 93-5413. *SMITH v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1210.

No. 93-5414. *YOUNG v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 887.

No. 93-5415. *COREY v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 327.

No. 93-5416. *DALTON v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 990 F. 2d 1166.

No. 93-5419. *BREWER v. STRAUSS ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 770.

No. 93-5421. *MULLET v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1264.

No. 93-5422. *ANDERSON v. GIBSON, DUNN & CRUTCHER ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 985 F. 2d 571.

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No. 93-5423. *CALIA v. TURNBOW ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 14 F. 3d 607.

No. 93-5424. *CARROLL v. GROSS ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 984 F. 2d 392.

No. 93-5425. *BURT v. UNITED STATES.* C. A. 9th Cir. Certiorari denied.

No. 93-5426. *AUGUSTIN v. WIGEN, WARDEN.* C. A. 3d Cir. Certiorari denied.

No. 93-5427. *FASS v. DALTON, SECRETARY OF THE NAVY.* C. A. 9th Cir. Certiorari denied. Reported below: 981 F. 2d 1258.

No. 93-5429. *HILL v. MUNCY BOROUGH COUNCIL ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-5432. *SOLOMAN v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 2d 1548.

No. 93-5433. *SIEGEL v. BERKHEIMER ASSOCIATES.* Super. Ct. Pa. Certiorari denied. Reported below: 423 Pa. Super. 628, 616 A. 2d 710.

No. 93-5434. *MURRAY v. VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION (AND DIAGNOSTIC AND CLASSIFICATION CENTER) AT GRATERFORD.* C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 218.

No. 93-5435. *URBAEZ-FELIZ v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1011.

No. 93-5436. *THURMON v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 227.

No. 93-5437. *BAIRD v. INDIANA.* Sup. Ct. Ind. Certiorari denied. Reported below: 604 N. E. 2d 1170.

No. 93-5438. *ORTEGA v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 327.

No. 93-5439. *TAFALLA-ORBINO v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 981 F. 2d 1035.

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No. 93-5440. *JACKSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 2d 1548.

No. 93-5442. *FEARS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 796.

No. 93-5445. *BECKFORD v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1541.

No. 93-5446. *BLANCHETTEC v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 229.

No. 93-5447. *ANDREWS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1010.

No. 93-5448. *MHOON v. HARGETT, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY*. C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 1237.

No. 93-5450. *WIRTS v. WISCONSIN*. Ct. App. Wis. Certiorari denied. Reported below: 176 Wis. 2d 174, 500 N. W. 2d 317.

No. 93-5452. *VALDEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 231.

No. 93-5453. *PATTON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 886.

No. 93-5454. *BOROWY v. YEAKEL ET AL.* Ct. App. D. C. Certiorari denied.

No. 93-5456. *GONZALEZ v. ABBOTT, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 986 F. 2d 461.

No. 93-5457. *HUFF v. CHAPMAN DESIGN & CONSTRUCTION CO.* C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1198.

No. 93-5463. *LOPEZ v. ARIZONA*. Sup. Ct. Ariz. Certiorari denied. Reported below: 174 Ariz. 131, 847 P. 2d 1078.

No. 93-5465. *MARTIN v. BUNNELL, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-5466. *MILLER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 984 F. 2d 1028.

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No. 93-5467. *OLSON v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 989 F. 2d 229.

No. 93-5468. *HART v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 328.

No. 93-5469. *GARY v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 999 F. 2d 474.

No. 93-5470. *FITZHUGH v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 984 F. 2d 143.

No. 93-5472. *GRANT v. CITY OF NEW YORK ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 992 F. 2d 320.

No. 93-5473. *BRUCE v. SUTTON, SUPERINTENDENT, CURRI-TUCK CORRECTIONAL CENTER, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1535.

No. 93-5475. *GRAHAM v. ROLLINS, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 492.

No. 93-5476. *JENSEN v. RAYL ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 2d 843.

No. 93-5477. *O'DELL v. McSPADDEN ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 2d 843.

No. 93-5478. *SHELTON v. NEW YORK*. App. Div., Sup. Ct. N. Y., 4th Jud. Dept. Certiorari denied. Reported below: 191 App. Div. 2d 976, 595 N. Y. S. 2d 343.

No. 93-5479. *SHAW v. MISSOURI*. Sup. Ct. Mo. Certiorari denied. Reported below: 847 S. W. 2d 768.

No. 93-5480. *LEBOUEF v. WHITLEY, WARDEN*. C. A. 5th Cir. Certiorari denied.

No. 93-5481. *MOORE v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1217.

No. 93-5482. *MOSIER v. REYNOLDS, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 989 F. 2d 507.

No. 93-5483. *JONES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1263.

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No. 93-5484. *MCPHERSON v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 879.

No. 93-5488. *YOUNG v. GRIFO*. Sup. Ct. Pa. Certiorari denied.

No. 93-5489. *TALIAFERRO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1541.

No. 93-5490. *SCOTT v. MOREHOUSE SCHOOL OF MEDICINE, INC., ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 978 F. 2d 720.

No. 93-5491. *SCOTT v. WILLSON*. C. A. 11th Cir. Certiorari denied. Reported below: 980 F. 2d 1447.

No. 93-5492. *GRIMM v. ROSENTHAL, ATTORNEY GENERAL OF VIRGINIA*. C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 492.

No. 93-5493. *JAMES v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 187.

No. 93-5494. *PEOPLES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 223.

No. 93-5495. *NICKENS v. CABANA ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 2d 1543.

No. 93-5496. *CHAVEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 992 F. 2d 1488.

No. 93-5497. *OZBUN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1264.

No. 93-5499. *HAISLIP v. STEPHAN, ATTORNEY GENERAL OF KANSAS, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 992 F. 2d 1085.

No. 93-5502. *BUNYAN v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 998 F. 2d 7.

No. 93-5504. *FOX ET AL. v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 990 F. 2d 1267.



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No. 93-5506. *MAYER v. BROWN, SECRETARY OF VETERANS AFFAIRS*. C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1490.

No. 93-5507. *SHEHEE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 986 F. 2d 1423.

No. 93-5508. *TEMPLE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 1236.

No. 93-5509. *VERNON v. CRUTCHFIELD*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 312.

No. 93-5510. *VERNON v. MARRIOTT HOTEL OF ALBUQUERQUE ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 312.

No. 93-5511. *VERNON v. STEVENS ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 312.

No. 93-5513. *CRITSLEY v. FLORIDA*. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 618 So. 2d 242.

No. 93-5514. *WILLIAMS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1218.

No. 93-5515. *WASHINGTON v. PARKER, WARDEN*. C. A. 4th Cir. Certiorari before judgment denied.

No. 93-5516. *SICAIROS v. BURNS, WARDEN*. Sup. Ct. Nev. Certiorari denied. Reported below: 109 Nev. 1416, 875 P. 2d 1078.

No. 93-5517. *CORTES CRUZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 885.

No. 93-5518. *DAVIS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 992 F. 2d 635.

No. 93-5519. *CARSON v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 2d 461.

No. 93-5520. *CASTRO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1212.

No. 93-5521. *FERRARA v. KEANE, SUPERINTENDENT, SING SING CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied. Reported below: 2 F. 3d 403.

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No. 93-5523. *FAIRCHILD v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1139.

No. 93-5524. *LOMPREY v. WISCONSIN*. Ct. App. Wis. Certiorari denied. Reported below: 173 Wis. 2d 209, 496 N. W. 2d 172.

No. 93-5525. *PARSONS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 38.

No. 93-5526. *NUNN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 1456.

No. 93-5527. *DEMARIN-ORREGO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 231.

No. 93-5529. *RUSSELL v. MCGINNIS, DIRECTOR, MICHIGAN DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-5533. *YOUNG v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 995 F. 2d 306.

No. 93-5534. *WASHINGTON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1068.

No. 93-5536. *CURTIS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 312.

No. 93-5537. *BROWN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1541.

No. 93-5541. *HARDWICK v. HODGE*. Sup. Ct. S. C. Certiorari denied.

No. 93-5542. *JACKSON v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 219.

No. 93-5543. *HILL v. ARIZONA*. Sup. Ct. Ariz. Certiorari denied. Reported below: 174 Ariz. 313, 848 P. 2d 1375.

No. 93-5545. *GALVIZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 1237.

No. 93-5548. *EASON v. CITY OF CHICAGO ET AL.* C. A. 7th Cir. Certiorari denied.

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No. 93-5550. *FAVELA ROMERO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 1238.

No. 93-5552. *CLAY v. MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 787.

No. 93-5553. *HILLING ET AL. v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 1236.

No. 93-5554. *GEORGE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 2d 1176.

No. 93-5556. *ESTES v. CITY OF SEATTLE ET AL.* Ct. App. Wash. Certiorari denied. Reported below: 68 Wash. App. 1039.

No. 93-5557. *HUGHES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1010.

No. 93-5558. *GACY v. WELBORN, WARDEN, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 994 F. 2d 305.

No. 93-5559. *BENJAMIN v. BROWN, SECRETARY OF VETERANS AFFAIRS*. C. A. Fed. Cir. Certiorari denied. Reported below: 991 F. 2d 811.

No. 93-5560. *DONALDSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1197.

No. 93-5563. *SHIELDS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 220.

No. 93-5564. *MORRIS v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 622 A. 2d 1116.

No. 93-5565. *LIEBMAN v. LIEBMAN*. Dist. Ct. App. Fla., 4th Dist. Certiorari denied.

No. 93-5567. *NAVARRO GARCIA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1228.

No. 93-5569. *GUZMAN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1262.

No. 93-5571. *ORTIZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 886.

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No. 93-5572. *AVANT v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 884.

No. 93-5573. *BELL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 2d 427.

No. 93-5575. *TYLER v. UNITED STATES*; and  
No. 93-5576. *SANDERS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 2d 1548.

No. 93-5587. *QUALTIERI v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 219.

No. 93-5588. *ROBERTS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 986 F. 2d 1026.

No. 93-5589. *DANIEL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 996 F. 2d 1213.

No. 93-5590. *BENSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 991 F. 2d 802.

No. 93-5591. *KENNEY v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 992 F. 2d 32.

No. 93-5595. *BERNFELD v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 976 F. 2d 738.

No. 93-5597. *HUEBNER v. FARMERS STATE BANK, GRAFTON, IOWA*. C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 2d 1222.

No. 93-5598. *CARBAJAL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 885.

No. 93-5599. *STEVENS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 886.

No. 93-5602. *HARDY ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1540.

No. 93-5609. *MAYLES v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 977 F. 2d 569.

No. 93-5610. *PINTER v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 984 F. 2d 376.

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No. 93-5611. *NEWSOME v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1541.

No. 93-5612. *PINKNEY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 232.

No. 93-5613. *RUTLEDGE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 231.

No. 93-5614. *OSORIA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 1237.

No. 93-5615. *PIORECKI v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 886.

No. 93-5618. *LOYD v. LORD ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1211.

No. 93-5620. *SPOERLEIN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 886.

No. 93-5623. *TAYLOR v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 886.

No. 93-5625. *FRIDAY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 996 F. 2d 1222.

No. 93-5627. *BRUCE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 984 F. 2d 928.

No. 93-5638. *CATES v. UTAH*. Ct. App. Utah. Certiorari denied.

No. 93-5640. *VALENCIA-VARGAS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 887.

No. 93-5643. *RODRIGUEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 982 F. 2d 474.

No. 93-5645. *BRAVO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 884.

No. 93-5647. *YOUNG v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 469.

No. 93-5651. *KIESTLER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1068.

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No. 93-5653. *KELLEY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 880.

No. 93-5655. *CARRAWAY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 985 F. 2d 395.

No. 93-5662. *WALKER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 196.

No. 93-5665. *COMBS v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1554.

No. 93-5667. *SCHULTZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1214.

No. 93-5668. *YARBROUGH v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 991 F. 2d 802.

No. 93-5670. *WINCHESTER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 229.

No. 93-5672. *BELLO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1554.

No. 93-5674. *SCHALLOM v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 196.

No. 93-5675. *WALTER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 235.

No. 93-5676. *YARBROUGH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 1 F. 3d 1248.

No. 93-5677. *WILLIAMS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 887.

No. 93-5678. *BAZUAYE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 791.

No. 93-5681. *WHITAKER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 327.

No. 93-5686. *PEREZ ZAMBRANO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 93-5687. *SALAHUDDIN v. JONES ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 992 F. 2d 447.

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No. 93-5690. *LOVETT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1554.

No. 93-5693. *MELLENDEZ v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1068.

No. 93-5694. *OILER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1553.

No. 93-5695. *ROSE v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 617 So. 2d 291.

No. 93-5704. *PLUMLEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1140.

No. 93-5705. *PERKINS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 994 F. 2d 1184.

No. 93-5707. *RODGERS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 312.

No. 93-5708. *MOMENI v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 991 F. 2d 493.

No. 93-5710. *JOHNSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 797.

No. 93-5713. *HALL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1540.

No. 93-5729. *TAYLOR v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 628 A. 2d 643.

No. 93-5736. *HAI VAN LO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 545.

No. 93-5737. *RANDOLPH v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 995 F. 2d 1064.

No. 93-5744. *ARELLANES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1261.

No. 93-5745. *THOMPSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 625.

No. 93-5748. *ISCHY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 307.

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No. 93-5749. *ANDERSON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 312.

No. 93-5751. *AUSTIN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 233.

No. 93-5754. *HORNICK v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 303.

No. 93-5757. *FEURY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1540.

No. 93-5758. *TURNER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1357.

No. 93-5761. *PAYTON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 312.

No. 93-5763. *OSORIO-GONZALEZ v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 312.

No. 93-5764. *LIBUTTI v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 983 F. 2d 1079.

No. 93-5765. *MILLS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 995 F. 2d 480.

No. 93-5769. *LUMER v. LEHMAN ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1003.

No. 93-5777. *CHUKWURAH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 885.

No. 93-5780. *DELAY ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 123.

No. 93-5786. *ENRIQUEZ, AKA BARAZA-BARAZA v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 1 F. 3d 1249.

No. 93-5830. *BALL v. CARR*. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 236.

No. 92-1678. *ALABAMA v. CALDWELL*. Ct. Crim. App. Ala. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 611 So. 2d 1149.



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No. 92-1823. JOHNSON, SPECIAL ADMINISTRATRIX OF THE ESTATE OF JOHNSON, DECEASED *v.* ROSS, REPRESENTATIVE OF THE ESTATE OF ROSS, DECEASED, ET AL. C. A. 7th Cir. Motion of respondents for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 92-1882. TEXAS *v.* DE FREECE. Ct. Crim. App. Tex. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 848 S. W. 2d 150.

No. 92-1933. PATUXENT INSTITUTION BOARD OF REVIEW *v.* HANCOCK. Ct. App. Md. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 329 Md. 556, 620 A. 2d 917.

No. 92-2022. CITY OF KANSAS CITY, MISSOURI *v.* TOLEFREE. C. A. 8th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 980 F. 2d 1171.

No. 93-69. ALABAMA *v.* JOHNSON. Sup. Ct. Ala. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 620 So. 2d 709.

No. 93-147. DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT OF LOUISIANA ET AL. *v.* COSEY. Ct. App. La., 4th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 93-196. BORG, WARDEN *v.* TURK. C. A. 9th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 992 F. 2d 1220.

No. 93-234. MICHIGAN *v.* MARSH. Ct. App. Mich. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 92-1747. APPELL *v.* RENO, ATTORNEY GENERAL OF THE UNITED STATES. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 984 F. 2d 1255.

No. 93-53. PHILLIPS, TO BE APPOINTED PERSONAL REPRESENTATIVE OF THE ESTATE OF PHILLIPS *v.* HEINE, CONSERVATOR FOR TERRELL, DISAPPEARED. C. A. D. C. Cir. Certiorari de-

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nied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 984 F. 2d 489.

No. 93-131. ASHTON *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 991 F. 2d 819.

No. 93-5089. SIMPSON *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 992 F. 2d 1224.

No. 93-5390. CAMPBELL *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 993 F. 2d 913.

No. 93-5747. STEVENS *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 990 F. 2d 1378.

No. 92-1798. RAKESTRAW ET AL. *v.* AIR LINE PILOTS ASSN., INTERNATIONAL, ET AL. C. A. 7th Cir. Motion of National Right to Work Legal Defense Foundation for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 981 F. 2d 1524.

No. 92-1806. MEYER *v.* LELSZ ET AL. C. A. 5th Cir. Motion of petitioner to strike brief in opposition of John Lelsz et al. denied. Motion of petitioner for sanctions against Garth Corbett et al. denied. Motion of petitioner to strike brief in opposition of Texas denied. Motion of petitioner for sanctions against Texas denied. Certiorari denied. Reported below: 983 F. 2d 1061.

No. 92-1810. CREDITORS OF MICRO-TIME MANAGEMENT SYSTEMS, INC. *v.* ALLARD & FISH, P. C., ET AL.; and

No. 92-1897. MICRO-TIME MANAGEMENT SYSTEMS, INC., ET AL. *v.* ALLARD & FISH, P. C., ET AL. C. A. 6th Cir. Motion of respondents for award of damages denied. Certiorari denied. Reported below: 983 F. 2d 1067.

No. 92-1925. CHICA *v.* LEE. C. A. 8th Cir. Motion of Securities Industry Association, Inc., for leave to file a brief as *amicus*

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*curiae* granted. Certiorari denied. Reported below: 983 F. 2d 883.

No. 92–1934. *J. M. v. V. C.* Sup. Ct. N. J. Motions of World Federation of Doctors Who Respect Human Life et al., Concerned Women for America et al., and University Faculty for Life et al. for leave to file briefs as *amici curiae* granted. Motion of respondent for sanctions denied. Certiorari denied.

No. 92–1947. *WOODS v. AT&T INFORMATION SYSTEMS ET AL.* C. A. 11th Cir. Certiorari denied. JUSTICE O’CONNOR took no part in the consideration or decision of this petition. Reported below: 979 F. 2d 213.

No. 92–2010. *AT&T FAMILY FEDERAL CREDIT UNION ET AL. v. FIRST NATIONAL BANK & TRUST CO. ET AL.* C. A. D. C. Cir. Certiorari denied. JUSTICE O’CONNOR took no part in the consideration or decision of this petition. Reported below: 988 F. 2d 1272.

No. 93–9. *WASHINGTON SUBURBAN SANITARY COMMISSION v. CAE-LINK CORP. ET AL.* Ct. App. Md. Certiorari denied. JUSTICE O’CONNOR took no part in the consideration or decision of this petition. Reported below: 330 Md. 115, 622 A. 2d 745.

No. 92–1982. *HILLCREST MEDICAL CENTER v. SCRIBNER.* Ct. App. Okla. Motions of American Tort Reform Association and American Hospital Association et al. for leave to file briefs as *amici curiae* granted. Certiorari denied.

No. 92–1987. *CARNIVAL CRUISE LINES, INC. v. MORTON ET VIR.* C. A. 9th Cir. Motion of International Council of Cruise Lines for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 984 F. 2d 289.

No. 92–2003. *TIMES PUBLISHING CO. v. UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF FLORIDA.* C. A. 11th Cir. Motion of petitioner to enlarge the record denied. Motion of petitioner to further enlarge the record denied. Certiorari denied. Reported below: 987 F. 2d 708.

No. 92–2004. *OHIO v. DENUNE ET AL.* Ct. App. Ohio, Butler County. Motion of Ohio Prosecuting Attorneys Association for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 82 Ohio App. 3d 497, 612 N. E. 2d 768.

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No. 92-2012. COCA-COLA BOTTLING COMPANY OF ELIZABETH-TOWN, INC., ET AL. *v.* COCA-COLA Co.; and

No. 92-2055. COCA-COLA BOTTLING COMPANY OF SHREVEPORT, INC., ET AL. *v.* COCA-COLA Co. C. A. 3d Cir. Certiorari denied. JUSTICE BLACKMUN took no part in the consideration or decision of these petitions. Reported below: No. 92-2012, 988 F. 2d 386; No. 92-2055, 988 F. 2d 414.

No. 93-128. STOLTZ, SPECIAL ADMINISTRATOR OF THE ESTATE OF STOLTZ, DECEASED *v.* FIRST PYRAMID LIFE INSURANCE COMPANY OF AMERICA ET AL. Sup. Ct. Ark. Certiorari denied. JUSTICE BLACKMUN took no part in the consideration or decision of this petition. Reported below: 311 Ark. 313 and 312 Ark. 95, 843 S. W. 2d 842.

No. 92-2016. JONES *v.* UNITED STATES. C. A. 4th Cir. Motion of petitioner for leave to correct clerical errors and omissions in the petition for writ of certiorari denied. Certiorari denied. Reported below: 977 F. 2d 574.

No. 92-8206. DUNLAP-MCCULLER *v.* RIESE ORGANIZATION ET AL. C. A. 2d Cir. Motion of NAACP Legal Defense & Educational Fund, Inc., for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 980 F. 2d 153.

No. 92-8832. KIRKENDALL *v.* LARA ET AL. C. A. 5th Cir. Motion of petitioner for sanctions denied. Certiorari denied. Reported below: 987 F. 2d 770.

No. 93-4. CITY OF CHICAGO ET AL. *v.* BILLISH ET AL. C. A. 7th Cir. Motions of National League of Cities et al., Chicago Lawyers' Committee for Civil Rights Under Law et al., and National Urban League et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 989 F. 2d 890.

No. 93-17. PIPER AIRCRAFT CORP. *v.* CLEVELAND, BY AND THROUGH THE CONSERVATOR OF HIS ESTATE, CLEVELAND. C. A. 10th Cir. Motions of Aircraft Owners and Pilots Association and Aerospace Industries Association of America et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 985 F. 2d 1438.

No. 93-63. L. A. GEAR, INC. *v.* THOM MCAN SHOE CO. ET AL. C. A. Fed. Cir. Motions of International Trademark Association

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and Athletic Footwear Association for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 988 F. 2d 1117.

No. 93–85. WHEELABRATOR CORP. *v.* BIDLACK ET AL. C. A. 7th Cir. Motion of American Automobile Manufacturers Association for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 993 F. 2d 603.

No. 93–123. VASQUEZ, WARDEN *v.* UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF CALIFORNIA (MURTI-SHAW, REAL PARTY IN INTEREST). C. A. 9th Cir. Motion of respondent David Leslie Murtishaw for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 93–230. MCGOWAN *v.* CROSS ET AL. C. A. 4th Cir. Motion of petitioner for award of costs and sanctions denied. Certiorari denied. Reported below: 991 F. 2d 790.

#### *Rehearing Denied*

No. 92–1590. KURZ ET AL. *v.* MAIRONE ET AL., 508 U. S. 912;  
No. 92–1764. POLYAK *v.* BUFORD EVANS & SONS ET AL.;  
POLYAK *v.* BOSTON ET AL.; IN RE POLYAK, 508 U. S. 961; and  
No. 92–7471. WILSON *v.* KENTUCKY, 507 U. S. 1034. Petitions for rehearing denied.

No. 91–1526. ALEXANDER *v.* UNITED STATES, 509 U. S. 544. Petition for rehearing denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition.

No. 92–8264. PETTITT *v.* WESTPORT SAVINGS BANK ET AL., 508 U. S. 929. Motion for leave to file petition for rehearing denied.

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#### *Miscellaneous Orders*

No. A–300. KOON *v.* UNITED STATES. Application for release on bail pending appeal, presented to JUSTICE O’CONNOR, and by her referred to the Court, denied.

No. A–308. GUINAN *v.* DELO, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. Application for stay of execution of sentence of death, presented to JUSTICE BLACKMUN, and by him

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referred to the Court, denied. JUSTICE BLACKMUN would grant the application for stay of execution.

JUSTICE GINSBURG, concurring.

I concur in the Court's denial of a stay of execution. I do so based upon the conclusions of the Court of Appeals for the Eighth Circuit, reached after careful review of Guinan's very recent submissions. As described by the Eighth Circuit panel, those submissions, presented 11 years after Guinan's trial, consist of statements "inconsistent with previous sworn testimony of the same witness, in some cases inconsistent with each other, inconsistent with the great bulk of evidence adduced at Guinan's trial, . . . on occasion inconsistent with defenses Guinan previously has asserted[,] . . . [and in some cases] not new at all." *Guinan v. Delo*, 7 F. 3d 111, 112 (1993).

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*Dismissal Under Rule 46*

No. 92-2002. CHURCH OF SCIENTOLOGY WESTERN UNITED STATES ET AL. *v.* UNITED STATES. C. A. 9th Cir. Certiorari dismissed under this Court's Rule 46. Reported below: 973 F. 2d 715.

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*Dismissal Under Rule 46*

No. 93-330. BRIMELOW ET AL. *v.* BENFIELD. C. A. 6th Cir. Certiorari dismissed under this Court's Rule 46.1.

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*Certiorari Granted—Vacated and Remanded*

No. 93-5258. BREAUX *v.* SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES. C. A. 5th 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 *Shalala v. Schaefer*, 509 U.S. 292 (1993). Reported below: 1 F. 3d 1237.

*Certiorari Dismissed*

No. 92-7794. PASCH *v.* ILLINOIS. Sup. Ct. Ill. [Certiorari granted, 508 U.S. 959.] The Court is advised that the petitioner

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died in Pontiac, Ill., on September 10, 1993. The Court's order granting the petition for writ of certiorari therefore is vacated, and the petition for writ of certiorari is dismissed.

*Miscellaneous Orders.* (See also Nos. 92-8788, 92-8792, 92-8888, 92-8905, 92-8906, 92-9018, 92-9101, and 93-5430, *ante*, p. 1; and Nos. 92-8933, 92-8934, 92-9228, 93-5045, 93-5127, 93-5128, 93-5129, 93-5252, 93-5358, and 93-5596, *ante*, p. 4.)

No. — — —. *RAMOUNDOS v. MULLEN*. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. — — —. *HALL v. ARKANSAS*. Motion of petitioner for leave to proceed *in forma pauperis* denied.

No. A-292. *SCHAPIRO v. SCHAPIRO*. Ct. Common Pleas of Montgomery County, Pa. Application for stay, addressed to JUSTICE STEVENS and referred to the Court, denied.

No. D-1282. *IN RE DISBARMENT OF KEITHLEY*. Disbarment entered. [For earlier order herein, see 509 U.S. 936.]

No. 92-1450. *WATERS ET AL. v. CHURCHILL ET AL.* C. A. 7th Cir. [Certiorari granted, 509 U.S. 903.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 92-1479. *MCDERMOTT, INC. v. AMCLYDE ET AL.* C. A. 5th Cir. [Certiorari granted, 509 U.S. 921.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 92-1625. *INTERNATIONAL UNION, UNITED MINE WORKERS OF AMERICA, ET AL. v. BAGWELL ET AL.* Sup. Ct. Va. [Certiorari granted, 508 U.S. 949.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 93-241. *JAFFE v. SNOW ET AL.* Dist. Ct. App. Fla., 5th Dist. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 93-5458. *IN RE KRUSE*. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until November 2, 1993, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule

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33 of the Rules of this Court. JUSTICE GINSBURG would deny the petition for writ of mandamus.

JUSTICE STEVENS, dissenting.

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

No. 93–5722. *RUPP v. DEPARTMENT OF HEALTH AND HUMAN SERVICES*. C. A. Fed. Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until November 2, 1993, 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 GINSBURG would deny the petition for writ of certiorari.

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. 93–5882. *IN RE WINSTON*. Petition for writ of habeas corpus denied.

No. 93–5626. *IN RE CORLEY*. Petition for writ of mandamus denied.

No. 93–266. *IN RE STONE, INDIVIDUALLY AND AS TRUSTEE FOR ROBERT L. STONE, INC., DEFINED BENEFIT PENSION PLAN, ET AL.*; and

No. 93–5733. *IN RE CAMPBELL*. Petitions for writs of mandamus and/or prohibition denied.

*Certiorari Granted*

No. 92–1956. *CONSOLIDATED RAIL CORPORATION v. GOTTSALL*; and *CONSOLIDATED RAIL CORPORATION v. CARLISLE*. C. A. 3d Cir. Certiorari granted. Reported below: 988 F. 2d 355 (first case); 990 F. 2d 90 (second case).

No. 92–1812. *UNITED STATES v. ALVAREZ-SANCHEZ*. C. A. 9th Cir. Motion of respondent for leave to proceed *in forma*



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*pauperis* granted. Certiorari granted. Reported below: 975 F. 2d 1396.

No. 93-5209. CUSTIS *v.* UNITED STATES. C. A. 4th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted limited to Question 1 presented by the petition. Reported below: 988 F. 2d 1355.

*Certiorari Denied*

No. 92-1938. PAPAS ET AL. *v.* ZOECON CORP. C. A. 11th Cir. Certiorari denied. Reported below: 985 F. 2d 516.

No. 92-1970. REM *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 984 F. 2d 806.

No. 92-1995. ADVANCE CHEMICAL CO. ET AL. *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 982 F. 2d 1436.

No. 92-8405. TAYLOR *v.* FLORIDA. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 610 So. 2d 644.

No. 92-8562. MCGOWEN *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 92-8996. BROKAW *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 985 F. 2d 951.

No. 92-9012. BOLDUC *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 978 F. 2d 964.

No. 92-9054. POWELL *v.* COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 92-9182. MCMULLEN *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 989 F. 2d 603.

No. 93-14. GUERRA *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 627.

No. 93-50. BISHOP *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 772.

No. 93-60. DYE ET AL. *v.* ESPY, SECRETARY OF AGRICULTURE, ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 2d 1184.

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No. 93-71. *NELSON ET AL. v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 988 F. 2d 798.

No. 93-86. *PARKINS, ADMINISTRATOR OF THE ESTATE OF PARKINS, DECEASED v. MOBAY CORP.* C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1218.

No. 93-100. *NATIONAL BUSINESS FACTORS, INC. v. ROLLINS ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 991 F. 2d 803.

No. 93-102. *MATHES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 990 F. 2d 1267.

No. 93-105. *BLUE CROSS & BLUE SHIELD OF MARYLAND, INC. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 718.

No. 93-109. *SERRANO v. UNITED STATES*; and

No. 93-5403. *WILSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 985 F. 2d 575.

No. 93-125. *RENNEISEN ET AL. v. AMERICAN AIRLINES, INC.* C. A. 7th Cir. Certiorari denied. Reported below: 990 F. 2d 918.

No. 93-155. *SOUTHARDS ET UX. v. MOTEL MANAGEMENT CO., NKA B & M MANAGEMENT CO., INC., ET AL.* Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 610 So. 2d 524.

No. 93-187. *KAHN, TRUSTEE FOR HEMINGWAY TRANSPORT, INC., ET AL. v. JUNIPER DEVELOPMENT GROUP ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 993 F. 2d 915.

No. 93-214. *BRYANT ET AL. v. KLEIN ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 994 F. 2d 1344.

No. 93-216. *SLAWEK v. GATEWAY BROADCASTING CORP. ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 989 F. 2d 489.

No. 93-217. *TAYLOR INVESTMENT, LTD., ET AL. v. UPPER DARBY TOWNSHIP ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 983 F. 2d 1285.

No. 93-220. *DUPHAR, B. V. v. TOBIN*. C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 2d 528.

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No. 93-221. *ECHARTE, A MINOR, BY AND THROUGH HER PARENTS AND NATURAL GUARDIANS, ECHARTE ET AL. v. UNIVERSITY OF MIAMI, DBA UNIVERSITY OF MIAMI SCHOOL OF MEDICINE*. Sup. Ct. Fla. Certiorari denied. Reported below: 618 So. 2d 189.

No. 93-223. *MILLER, ADMINISTRATOR OF THE ESTATE OF MOLINE v. AMERICAN PRESIDENT LINES, LTD., ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 989 F. 2d 1450.

No. 93-227. *EMPLOYERS INSURANCE OF WAUSAU v. CELOTEX CORP.* C. A. 11th Cir. Certiorari denied.

No. 93-228. *TEXAS FRUIT PALACE, INC. v. CITY OF PALESTINE*. Ct. App. Tex., 12th Dist. Certiorari denied. Reported below: 842 S. W. 2d 319.

No. 93-229. *DIXON ET AL. v. CSX TRANSPORTATION, INC.* C. A. 4th Cir. Certiorari denied. Reported below: 990 F. 2d 1440.

No. 93-233. *CALVENTO v. BELLI & SABIH ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-236. *AMERICAN SECURITY BANK, N. A., ET AL. v. DEMPSEY SUPPLY CORP.* Sup. Ct. Va. Certiorari denied.

No. 93-237. *MALONEY v. UNITED STATES ET AL.* Ct. App. Wis. Certiorari denied. Reported below: 174 Wis. 2d 601, 501 N. W. 2d 470.

No. 93-238. *GERRITSEN v. CITY OF LOS ANGELES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 994 F. 2d 570.

No. 93-239. *BARTLEY v. HANDELSMAN ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 794.

No. 93-240. *TFL, INC., ET AL. v. WALHOUT, TRUSTEE OF TUCKER FREIGHT LINES, INC.* C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 796.

No. 93-243. *JAMES ET AL. v. CITY OF LIVONIA ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 985 F. 2d 560.

No. 93-244. *MARLOWE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 2d 1548.

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No. 93-245. *RINIER ET AL. v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 218.

No. 93-246. *RUPP ET AL. v. COUNTY OF SAN DIEGO ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 93-247. *DEFAZIO v. MARTINEZ ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-250. *NATIONAL EDUCATIONAL SUPPORT SYSTEMS, INC. v. AUTOSKILL, INC.* C. A. 10th Cir. Certiorari denied. Reported below: 994 F. 2d 1476.

No. 93-251. *GUIDRY ET AL. v. MISSISSIPPI UTILITY, INC., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 2d 1543.

No. 93-252. *SANDOVAL v. ACEVEDO, WARDEN*. C. A. 7th Cir. Certiorari denied. Reported below: 996 F. 2d 145.

No. 93-258. *SCHLOESSER v. KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 991 F. 2d 806.

No. 93-261. *ARVIDA REALTY SALES, INC., ET AL. v. SEAMAN*. C. A. 11th Cir. Certiorari denied. Reported below: 985 F. 2d 543.

No. 93-262. *BUELL v. SECURITY GENERAL LIFE INSURANCE CO. ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 987 F. 2d 1467.

No. 93-268. *CUTTING ET AL. v. JEROME FOODS, INC.* C. A. 7th Cir. Certiorari denied. Reported below: 993 F. 2d 1293.

No. 93-270. *GEIGER v. NEW YORK LIFE INSURANCE CO.* C. A. 10th Cir. Certiorari denied. Reported below: 986 F. 2d 1427.

No. 93-273. *HUNTER COUNTRY CLUB, INC. v. BOURNE CO. ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 990 F. 2d 934.

No. 93-275. *WILEY v. SUPREME COURT OF COLORADO ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 993 F. 2d 1552.

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No. 93-276. *GANDOTRA ET UX. v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 11 Cal. App. 4th 1355, 14 Cal. Rptr. 2d 896.

No. 93-279. *WITTEKAMP v. GULF & WESTERN, INC., ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 991 F. 2d 1137.

No. 93-282. *SMART v. NEW HAMPSHIRE*. Sup. Ct. N. H. Certiorari denied. Reported below: 136 N. H. 639, 622 A. 2d 1197.

No. 93-283. *FONAR CORP. v. DECCAID SERVICES, INC., ET AL.* C. A. 2d Cir. Certiorari denied.

No. 93-285. *LEVY v. UNIVERSITY OF CINCINNATI ET AL.* Ct. App. Ohio, Hamilton County. Certiorari denied. Reported below: 84 Ohio App. 3d 342, 616 N. E. 2d 1132.

No. 93-286. *DOUGLASS ET AL. v. FRONTIER FEDERAL SAVINGS & LOAN ASSN.* Sup. Ct. Idaho. Certiorari denied. Reported below: 123 Idaho 808, 853 P. 2d 553.

No. 93-290. *SNYDER INDUSTRIES, INC. v. HEIL Co.* C. A. Fed. Cir. Certiorari denied. Reported below: 989 F. 2d 1203.

No. 93-296. *CIAMARICONE v. VIRGINIA*. Ct. App. Va. Certiorari denied.

No. 93-299. *LIBERTARIAN PARTY OF MAINE ET AL. v. DIAMOND, SECRETARY OF STATE OF MAINE*. C. A. 1st Cir. Certiorari denied. Reported below: 992 F. 2d 365.

No. 93-300. *SOUTHWEST WATER WELLS, INC. v. GARNEY COS., INC., ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1217.

No. 93-304. *SANFORD REDMOND, INC. v. MID-AMERICA DAIRYMEN, INC.* C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1534.

No. 93-308. *DOCKTER v. AETNA LIFE INSURANCE Co.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 118.

No. 93-312. *STEVENS v. MINNESOTA STATE BOARD OF BAR EXAMINERS*. Sup. Ct. Minn. Certiorari denied. Reported below: 500 N. W. 2d 491.

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No. 93-323. *LEWIS v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 993 F. 2d 1530.

No. 93-340. *GARRINGER v. UNITED STEELWORKERS OF AMERICA*. C. A. 7th Cir. Certiorari denied.

No. 93-344. *PELLETIER v. ZWEIFEL*. C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 716.

No. 93-347. *LOWRANCE v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 988 F. 2d 1509.

No. 93-352. *VREELAND v. TOWNSEND ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 797.

No. 93-354. *LOOMIS v. WALLIS & SHORT, P. C.* Sup. Ct. Tex. Certiorari denied.

No. 93-368. *DUNNING v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 789.

No. 93-375. *OWENS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1159.

No. 93-383. *ROJAS-HOLGUIN v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 990 F. 2d 707.

No. 93-396. *KLINGENSTEIN v. MARYLAND*. Ct. App. Md. Certiorari denied. Reported below: 330 Md. 402, 624 A. 2d 532.

No. 93-398. *CHARLTON v. BOARD OF ATTORNEYS PROFESSIONAL RESPONSIBILITY ET AL.* Sup. Ct. Wis. Certiorari denied. Reported below: 174 Wis. 2d 844, 498 N. W. 2d 380.

No. 93-399. *FERGUSON v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 223.

No. 93-407. *IN RE GARRINGER*. C. A. 7th Cir. Certiorari denied.

No. 93-5004. *BARRON-DIOSDADO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 93-5079. *OLSON v. BROWN, SECRETARY OF VETERANS AFFAIRS*. C. A. Fed. Cir. Certiorari denied. Reported below: 1 F. 3d 1252.

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No. 93-5092. *MANNING v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 1252.

No. 93-5132. *ROUSSEAU v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 855 S. W. 2d 666.

No. 93-5180. *STEWART v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 990 F. 2d 1268.

No. 93-5210. *MAJENO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1263.

No. 93-5226. *HARDY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 990 F. 2d 1267.

No. 93-5264. *MEEKS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 987 F. 2d 575.

No. 93-5283. *GARZA-FLORES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 1253.

No. 93-5288. *ATCHLEY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 2d 916.

No. 93-5292. *TABORA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1197.

No. 93-5294. *CENTENO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 986 F. 2d 1415.

No. 93-5326. *WOODS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 324.

No. 93-5331. *STEFANKO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 328.

No. 93-5352. *ZAPIEN v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 4 Cal. 4th 929, 846 P. 2d 704.

No. 93-5353. *VINCENT v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 792.

No. 93-5357. *CLEMENTS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 992 F. 2d 417.

No. 93-5379. *HAN SHO WEI v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1533.

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No. 93-5441. *POLEWSKY v. NATIONAL RAILROAD PASSENGER CORPORATION*. C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1532.

No. 93-5443. *GORE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 879.

No. 93-5512. *SCHWARZ v. CHURCH OF SCIENTOLOGY ET AL.* Sup. Ct. Utah. Certiorari denied.

No. 93-5531. *WRIGHT v. KAISER, CHIEF OF OPERATIONS, OKLAHOMA DEPARTMENT OF CORRECTIONS*. C. A. 10th Cir. Certiorari denied. Reported below: 991 F. 2d 807.

No. 93-5538. *DULOCK v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 324.

No. 93-5549. *HANCE v. ZANT, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 981 F. 2d 1180.

No. 93-5561. *TEDFORD v. HEPTING ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 990 F. 2d 745.

No. 93-5566. *LUNSFORD v. LEE, SUPERINTENDENT, CALEDONIA CORRECTIONAL INSTITUTION, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1537.

No. 93-5577. *SCHULTZ v. COPPLE ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-5578. *HOLLAND v. VAUGHN, SUPERINTENDENT, PENNSYLVANIA STATE CORRECTIONAL INSTITUTION AT GRATERFORD*. C. A. 3d Cir. Certiorari denied.

No. 93-5579. *FRIPP v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 426 Pa. Super. 636, 620 A. 2d 1233.

No. 93-5580. *GARCIA v. CALIFORNIA*. Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 93-5582. *TAYLOR v. BORG, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-5583. *SWAIN v. DETROIT BOARD OF EDUCATION*. Ct. App. Mich. Certiorari denied.



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No. 93-5584. *GUNTER v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 858 S. W. 2d 430.

No. 93-5592. *AZIZ v. GROOSE ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 14 F. 3d 608.

No. 93-5593. *CONBOY v. MONTGOMERY COUNTY, MARYLAND, GOVERNMENT*. C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 787.

No. 93-5601. *HARBOLD v. INDIANA ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 992 F. 2d 1216.

No. 93-5603. *WHITE v. INTERNATIONAL UNION PLANT GUARD WORKERS, LOCAL NO. 166*. Ct. App. Ohio, Montgomery County. Certiorari denied.

No. 93-5606. *ALLEN v. COWLEY, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 992 F. 2d 1222.

No. 93-5616. *MCGOWAN v. SOWDERS, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 2d 1547.

No. 93-5617. *LOYD v. GRANT*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1211.

No. 93-5624. *WHITSON v. HILLHAVEN WEST, INC., ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 2d 844.

No. 93-5628. *STANLEY v. WHITE ET AL.* C. A. 8th Cir. Certiorari denied.

No. 93-5629. *SHIMEK v. FLORIDA*. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 610 So. 2d 632.

No. 93-5630. *GUTIERREZ v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 93-5633. *O'DONNELL v. AMERICAN CAREER TRAINING CORP. ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-5634. *ALIFF v. DiTRAPANO ET AL.* Cir. Ct. Mercer County, W. Va. Certiorari denied.

No. 93-5635. *COLEMAN v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 610 So. 2d 1283.

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No. 93-5637. *ADKINS v. RATELLE, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 93-5639. *SWAIN v. DECATUR FEDERAL SAVINGS & LOAN ASSN.* C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 236.

No. 93-5641. *THOMAS v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 618 So. 2d 155.

No. 93-5648. *BARKER v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 93-5649. *BROOKS v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 93-5650. *GRAVES v. WORLD OMNI FINANCIAL CORP.* Ct. App. Ga. Certiorari denied. Reported below: 206 Ga. App. XXIX.

No. 93-5652. *GRIFFIN v. COOPER ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 2d 842.

No. 93-5654. *GALETKA ET AL. v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 974 F. 2d 1345.

No. 93-5656. *WANTON v. MANN, SUPERINTENDENT, SHAWAN-GUNK CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied.

No. 93-5658. *ROBICHAUX v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 565.

No. 93-5661. *NICKERSON v. PEARSON ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-5664. *FRANZEN v. MINNESOTA*. C. A. 8th Cir. Certiorari denied.

No. 93-5671. *CARROTHERS v. MISSOURI*. Ct. App. Mo., Eastern Dist. Certiorari denied. Reported below: 851 S. W. 2d 1.

No. 93-5673. *BLOUNT v. KEANE, SUPERINTENDENT, SING SING CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1532.

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No. 93-5680. *VANCE v. HAVENS*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-5684. *STEPHENSON v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 424 Pa. Super. 650, 617 A. 2d 393.

No. 93-5685. *SPENCER v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 995 F. 2d 10.

No. 93-5688. *WILLIAMS v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied.

No. 93-5689. *WARD v. DEMOSTHENES, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1230.

No. 93-5697. *LOSACCO v. F. D. RICH CONSTRUCTION Co., INC.* C. A. 1st Cir. Certiorari denied. Reported below: 992 F. 2d 382.

No. 93-5698. *RAMAGE ET AL. v. VILLINES ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 2d 843.

No. 93-5709. *HERRON v. RATELLE, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1258.

No. 93-5714. *JONES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1553.

No. 93-5719. *NEAL v. MARYLAND DEPARTMENT OF ECONOMIC AND EMPLOYMENT DEVELOPMENT*. Ct. App. Md. Certiorari denied. Reported below: 330 Md. 155, 622 A. 2d 1196.

No. 93-5720. *MARTINEZ v. POOLE, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 232.

No. 93-5721. *QUARLES v. SCUDERI ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-5723. *MCCLINTOCK v. GOMEZ, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS*. C. A. 9th Cir. Certiorari denied.

No. 93-5725. *VOLLBRECHT v. WISCONSIN*. Ct. App. Wis. Certiorari denied. Reported below: 175 Wis. 2d 625, 502 N. W. 2d 283.

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No. 93-5727. *CASTEEL, AKA AL GHASHIYAH (KAHN) v. KOLB ET AL.* Ct. App. Wis. Certiorari denied. Reported below: 176 Wis. 2d 440, 500 N. W. 2d 400.

No. 93-5734. *SCHWARZ v. CHURCH OF SCIENTOLOGY INTERNATIONAL.* C. A. 9th Cir. Certiorari denied.

No. 93-5735. *BILAL v. LOCKHART, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 993 F. 2d 643.

No. 93-5740. *DAVIS v. MCWHERTER ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-5741. *BIALEN v. MANNESMANN DEMAG CORP. ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 986 F. 2d 1421.

No. 93-5759. *CORN v. CAUDILL ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 989 F. 2d 499.

No. 93-5766. *REIDT v. UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-5771. *WRIGHT v. BLANCHARD ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-5772. *CHERRY v. RATELLE, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-5773. *DEROSA v. NEW YORK.* App. Div., Sup. Ct. N. Y., 4th Jud. Dept. Certiorari denied. Reported below: 187 App. Div. 2d 980, 591 N. Y. S. 2d 108.

No. 93-5774. *CAMARENA v. CALIFORNIA DEPARTMENT OF CORRECTIONS ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-5775. *DEALBUQUERQUE v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 93-5779. *CASTEEL v. MCCAUGHTRY, WARDEN, ET AL.* Sup. Ct. Wis. Certiorari denied. Reported below: 176 Wis. 2d 571, 500 N. W. 2d 277.

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No. 93-5782. *TORRES v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 220.

No. 93-5787. *GARCIA v. ALASKA*. Ct. App. Alaska. Certiorari denied.

No. 93-5788. *GASKIN v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 615 So. 2d 679.

No. 93-5789. *HAPP v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 618 So. 2d 205.

No. 93-5790. *FLOYD v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 996 F. 2d 1237.

No. 93-5795. *ARMSTRONG v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 233.

No. 93-5797. *BOOKER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 2d 1232.

No. 93-5801. *ELLIS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 328.

No. 93-5802. *GIBSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 1237.

No. 93-5805. *ROBINSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1068.

No. 93-5806. *PASCHALL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 972.

No. 93-5808. *PUGH v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 2d 314.

No. 93-5809. *STOKES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1541.

No. 93-5816. *CONDO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 123.

No. 93-5821. *KOROMA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 234.

No. 93-5827. *HERNANDEZ v. UNITED STATES*; and  
No. 93-5840. *JIMINEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 1020.

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No. 93-5829. *VILLANUEVA-HERNANDEZ v. UNITED STATES*; and

No. 93-5863. *GARRIDO v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 995 F. 2d 808.

No. 93-5831. *UPPOLE v. ILLINOIS*. App. Ct. Ill., 3d Dist. Certiorari denied. Reported below: 228 Ill. App. 3d 281, 591 N. E. 2d 898.

No. 93-5832. *VILLARREAL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 221.

No. 93-5833. *WILLIAMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 237.

No. 93-5837. *ANDERSON v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 93-5844. *COMMANDER ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1540.

No. 93-5847. *NWANZE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1541.

No. 93-5849. *LANDERS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 995 F. 2d 1064.

No. 93-5851. *SAMUELS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 236.

No. 93-5852. *TIPPETT v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 312.

No. 93-5854. *PUGH v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 222.

No. 93-5857. *GARZA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 171.

No. 93-5860. *THOMAS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 987 F. 2d 1298.

No. 93-5865. *LAMBERT v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 995 F. 2d 1006.

No. 93-5869. *WILLIAMS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 507.

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No. 93-5871. *WRIGHT v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 312.

No. 93-5872. *DOMINGUEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 222.

No. 93-5875. *VALENZUELA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 221.

No. 93-5876. *MEJIA-ALARCON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 995 F. 2d 982.

No. 93-5886. *PRIKAKIS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 236.

No. 93-5887. *MCDUGAL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 234.

No. 93-5888. *ROBLES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 234.

No. 93-5889. *NEWSOME v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1068.

No. 93-5890. *LANDRIGAN v. ARIZONA*. Sup. Ct. Ariz. Certiorari denied. Reported below: 176 Ariz. 1, 859 P. 2d 111.

No. 93-5898. *PIERCE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 237.

No. 93-5899. *ESCOBAR v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 986.

No. 93-5902. *GILLIAM v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 994 F. 2d 97.

No. 93-5907. *MEARIS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 307.

No. 93-5912. *HAYNIE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 324.

No. 93-5914. *EVANS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 994 F. 2d 317.

No. 93-5917. *HOGG v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 312.

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No. 93-5919. *JOHNSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 1 F. 3d 727.

No. 93-5926. *SCHIRALDI v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 990 F. 2d 1267.

No. 93-5931. *MURPHY v. VIRGINIA*. Sup. Ct. Va. Certiorari denied. Reported below: 246 Va. 136, 431 S. E. 2d 48.

No. 93-5932. *PINKERTON v. HENRY, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1157.

No. 93-5936. *MCLEOD v. CENTRAL SOYA CO., INC.* Sup. Ct. S. C. Certiorari denied.

No. 93-5940. *FRYDENLUND v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 822.

No. 93-5955. *SALAMANCA v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 990 F. 2d 629.

No. 93-5961. *BELLRICHARD v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 2d 1318.

No. 92-2025. *DOE v. WOOLSEY, DIRECTOR OF CENTRAL INTELLIGENCE*. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 981 F. 2d 1316.

No. 93-222. *McCOO v. DISTRICT OF COLUMBIA*. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition.

No. 93-212. *HIGHLAND FEDERAL SAVINGS & LOAN ASSN. ET AL. v. CALIFORNIA, BY THE CITY OF LOS ANGELES, ET AL.* Ct. App. Cal., 2d App. Dist. Motion of Savings and Community Bankers of America et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 14 Cal. App. 4th 1692, 19 Cal. Rptr. 2d 555.

No. 93-255. *CARRIE BEVERAGE INC. v. GILBERT/ROBINSON, INC.* C. A. 8th Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition. Reported below: 989 F. 2d 985.

No. 93-274. *GOLDEN GATES HEIGHTS INVESTMENTS v. CITY AND COUNTY OF SAN FRANCISCO*. Ct. App. Cal., 1st App. Dist.



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Motion of Pacific Legal Foundation for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 14 Cal. App. 4th 1203, 18 Cal. Rptr. 2d 467.

*Rehearing Denied*

No. 92-806. COSSETT ET UX. *v.* FEDERAL JUDICIARY ET AL., 506 U. S. 1052;

No. 92-8212. HUNTER *v.* MISSOURI, 509 U. S. 926; and

No. 92-8583. JONES *v.* PILLSBURY CO., 509 U. S. 910. Petitions for rehearing denied.

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*Dismissal Under Rule 46*

No. 93-5374. MADISON *v.* UNITED STATES. C. A. 5th Cir. Certiorari dismissed under this Court's Rule 46. Reported below: 990 F. 2d 178.

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*Miscellaneous Orders*

No. — — —. BLAKEY *v.* USS IOWA ET AL. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. — — —. RETTIG ET AL. *v.* OHIO ET AL. Motion to direct the Clerk to file motion for leave to file bill of complaint denied.

No. D-1286. IN RE DISBARMENT OF NEDER. Disbarment entered. [For earlier order herein, see 509 U. S. 937.]

No. D-1290. IN RE DISBARMENT OF LEATHERS. Disbarment entered. [For earlier order herein, see 509 U. S. 940.]

No. D-1315. IN RE DISBARMENT OF HUTCHESON. It is ordered that Kent Hutcheson, of Nauvoo, 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. D-1316. IN RE DISBARMENT OF BAITY. It is ordered that James Wallace Baity, of Concord, 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.

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No. D-1317. *IN RE DISBARMENT OF CASALINO*. It is ordered that Leonard Louis Casalino, of Upper Marlboro, Md., 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. 8, Orig. *ARIZONA v. CALIFORNIA ET AL.* Memorandum Opinion and Order No. 14 of the Special Master received and ordered filed. Exceptions to the opinion and order, with supporting briefs, may be filed by the parties within 45 days. Reply briefs, if any, may be filed by the parties within 30 days. [For earlier order herein, see, *e. g.*, 498 U. S. 964.]

No. 109, Orig. *OKLAHOMA ET AL. v. NEW MEXICO*. Motion of the Special Master for compensation and reimbursement of expenses granted, and the Special Master is awarded a total of \$32,539.99 for the period September 25, 1992, through September 30, 1993, to be paid one-third by each party. [For earlier order herein, see, *e. g.*, 509 U. S. 919.]

No. 93-5717. *IN RE NEWTOP*; and

No. 93-5728. *IN RE TYLER ET AL.* Petitions for writs of mandamus denied.

No. 93-5813. *IN RE DAMIAN*. Petition for writ of mandamus and/or prohibition denied.

*Certiorari Granted*

No. 93-263. *KOKKONEN v. GUARDIAN LIFE INSURANCE COMPANY OF AMERICA*. C. A. 9th Cir. Certiorari granted. Reported below: 993 F. 2d 883.

No. 93-284. *SECURITY SERVICES, INC. v. KMART CORP.* C. A. 3d Cir. Certiorari granted. Reported below: 996 F. 2d 1516.

No. 93-289. *DALTON, SECRETARY OF THE NAVY, ET AL. v. SPECTER ET AL.* C. A. 3d Cir. Certiorari granted. Reported below: 995 F. 2d 404.

*Certiorari Denied*

No. 92-2045. *SMITH ET AL. v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES*; and *CLAYBORN v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES*. C. A. 8th Cir.

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Certiorari denied. Reported below: 986 F. 2d 232 (first case) and 502 (second case).

No. 92-8922. *HILL v. ZANT, WARDEN*. Sup. Ct. Ga. Certiorari denied. Reported below: 262 Ga. 815, 425 S. E. 2d 858.

No. 93-29. *APPLEBY ET AL. v. SEPULVEDA*. C. A. 9th Cir. Certiorari denied. Reported below: 967 F. 2d 1413.

No. 93-66. *HAMEL v. PRESIDENT'S COMMISSION ON EXECUTIVE EXCHANGE*. C. A. Fed. Cir. Certiorari denied. Reported below: 987 F. 2d 1561.

No. 93-122. *DANO RESOURCE RECOVERY, INC. v. DISTRICT OF COLUMBIA*. Ct. App. D. C. Certiorari denied. Reported below: 620 A. 2d 1346.

No. 93-130. *MEYER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 992 F. 2d 194.

No. 93-172. *GLOBE INTERNATIONAL, INC. v. PEOPLES BANK & TRUST COMPANY OF MOUNTAIN HOME, CONSERVATOR OF ESTATE OF MITCHELL*. C. A. 8th Cir. Certiorari denied. Reported below: 14 F. 3d 607.

No. 93-242. *SCHMUCK v. WASHINGTON*. Sup. Ct. Wash. Certiorari denied. Reported below: 121 Wash. 2d 373, 850 P. 2d 1332.

No. 93-295. *SAY & SAY ET AL. v. LOS ANGELES COUNTY SUPERIOR COURT ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-297. *METCALF v. FELEC SERVICES ET AL.* Sup. Ct. Alaska. Certiorari denied.

No. 93-298. *CARR v. AXELROD, COMMISSIONER OF HEALTH OF NEW YORK, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 302.

No. 93-301. *PERRY ET AL. v. PERKINS, EXECUTOR OF THE ESTATE OF COBB, ET AL.* Sup. Ct. Ky. Certiorari denied.

No. 93-302. *PAYLESS WHOLESALE DISTRIBUTOR, INC., ET AL. v. ALBERTO CULVER (P. R.) INC. ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 989 F. 2d 570.

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No. 93-306. *WILLIAMS v. FIRST UNION NATIONAL BANK OF GEORGIA*. C. A. 11th Cir. Certiorari denied. Reported below: 974 F. 2d 1348.

No. 93-307. *GRIST v. RUNYON, POSTMASTER GENERAL*. C. A. D. C. Cir. Certiorari denied.

No. 93-309. *PORTER TESTING LABORATORY v. BOARD OF REGENTS FOR OKLAHOMA AGRICULTURE AND MECHANICAL COLLEGES ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 993 F. 2d 768.

No. 93-310. *INTERNATIONAL TRAVEL ARRANGERS v. NWA, INC., ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 991 F. 2d 1389.

No. 93-311. *LONG v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied. Reported below: 621 So. 2d 383.

No. 93-315. *GILLETTE v. DELMORE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 979 F. 2d 1342.

No. 93-317. *ROKKE v. ROKKE*. Sup. Ct. Wash. Certiorari denied.

No. 93-321. *PRITCHETT v. IMMIGRATION AND NATURALIZATION SERVICE*. C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 2d 80.

No. 93-327. *MYLETT v. MULLICAN ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 1347.

No. 93-328. *WAGGONER v. WAGGONER*. Sup. Ct. Ky. Certiorari denied. Reported below: 846 S. W. 2d 704.

No. 93-329. *KIRK v. MID AMERICA TITLE CO.* C. A. 7th Cir. Certiorari denied. Reported below: 991 F. 2d 417.

No. 93-331. *GOLDFLAM ET AL. v. LOS ANGELES UNIFIED SCHOOL DISTRICT OF LOS ANGELES COUNTY*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-361. *OUTDOOR MEDIA GROUP v. CALIFORNIA DEPARTMENT OF TRANSPORTATION*. Ct. App. Cal., 4th App. Dist. Certiorari denied. Reported below: 13 Cal. App. 4th 1067, 17 Cal. Rptr. 2d 19.

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No. 93-362. *DESERT OUTDOOR ADVERTISING, INC. v. CALIFORNIA DEPARTMENT OF TRANSPORTATION*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 93-367. *BLAINEY ET AL. v. AMERICAN STEAMSHIP CO. ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 990 F. 2d 885.

No. 93-386. *KNUTSON v. WISCONSIN AIR NATIONAL GUARD ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 995 F. 2d 765.

No. 93-395. *NADI ET AL. v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 548.

No. 93-430. *MEDLIN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 986 F. 2d 463.

No. 93-436. *AMERICAN FEDERATION OF GOVERNMENT EMPLOYEES, AFL-CIO, ET AL. v. DISTRICT OF COLUMBIA ET AL.* Ct. App. D. C. Certiorari denied. Reported below: 619 A. 2d 77.

No. 93-437. *HERRING ET AL. v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 784.

No. 93-5158. *PORTER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 986 F. 2d 1014.

No. 93-5302. *RICH v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 502.

No. 93-5338. *CASTILLO v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 990 F. 2d 1251.

No. 93-5354. *ZIEBARTH v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 986 F. 2d 503.

No. 93-5365. *YOUNG v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 986 F. 2d 1423.

No. 93-5370. *HENTHORN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1262.

No. 93-5461. *NOWLIN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 124.

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No. 93-5528. *MELLENDEZ v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 612 So. 2d 1366.

No. 93-5546. *HERRERA-AVILA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 236.

No. 93-5605. *CARTER v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 976 F. 2d 45.

No. 93-5642. *WOODRUFF v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied. Reported below: 846 P. 2d 1124.

No. 93-5669. *WHELOCK v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 1 F. 3d 1248.

No. 93-5706. *LARGO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1554.

No. 93-5716. *MICKENS v. DUCKWORTH, SUPERINTENDENT, INDIANA STATE REFORMATORY*. C. A. 7th Cir. Certiorari denied.

No. 93-5731. *JONES, AKA BUTLER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 990 F. 2d 405.

No. 93-5767. *PLATT v. PETROSKY*. Sup. Ct. Ohio. Certiorari denied. Reported below: 66 Ohio St. 3d 1474, 611 N. E. 2d 836.

No. 93-5781. *SANON v. TAYLOR UNIVERSITY*. C. A. 7th Cir. Certiorari denied.

No. 93-5791. *SKEEN v. FAISON ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 791.

No. 93-5792. *WELLS v. SANDAHL ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-5793. *WILLIAMS v. JENN-AIR Co.* Ct. App. Ind. Certiorari denied. Reported below: 607 N. E. 2d 733.

No. 93-5794. *PHILLIPS v. CHILES, GOVERNOR OF FLORIDA, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-5796. *COKER v. CALIFORNIA*. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 93-5798. *DEBLOIS v. LOVE, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1002.

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No. 93-5799. JACKSON *v.* YARBROUGH ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 882.

No. 93-5800. KLEIN *v.* BOXX ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 883.

No. 93-5807. McLAUGHLIN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1554.

No. 93-5811. PONTICELLI *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 618 So. 2d 154.

No. 93-5815. COLQUITT *v.* FRATUS ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 625.

No. 93-5817. BRAY *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 93-5822. RAFLA *v.* AZIZ. Sup. Ct. Tex. Certiorari denied.

No. 93-5823. PRUNTY *v.* VOINOVICH, GOVERNOR OF OHIO. C. A. 6th Cir. Certiorari denied.

No. 93-5824. RUCKER *v.* MARYLAND. Ct. App. Md. Certiorari denied. Reported below: 329 Md. 756, 621 A. 2d 897.

No. 93-5825. OWENS *v.* WILLIAMS ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1555.

No. 93-5826. REED *v.* LABORERS' INTERNATIONAL UNION OF NORTH AMERICA ET AL. C. A. 7th Cir. Certiorari denied.

No. 93-5848. MASON *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 617 So. 2d 320.

No. 93-5850. BROWN *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 995 F. 2d 1493.

No. 93-5853. RACIMO *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 234.

No. 93-5855. GREENE *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 312.

No. 93-5881. WATKINS *v.* BOWERS ET AL. C. A. 8th Cir. Certiorari denied.

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No. 93-5905. *HILL v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 93-5915. *HARDIN v. TEXAS*. C. A. 5th Cir. Certiorari denied. Reported below: 983 F. 2d 1064.

No. 93-5920. *GONZALEZ v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1005.

No. 93-5933. *MAYER v. SECRETARY OF HEALTH AND HUMAN SERVICES*. C. A. 3d Cir. Certiorari before judgment denied.

No. 93-5937. *JACKSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 995 F. 2d 1064.

No. 93-5938. *GOULETTE v. HUMPHREY, ATTORNEY GENERAL OF MINNESOTA*. C. A. 8th Cir. Certiorari denied.

No. 93-5939. *JOHNSON v. EVATT, COMMISSIONER, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1537.

No. 93-5953. *MCDONALD v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 881.

No. 93-5960. *DEBOLT v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 110.

No. 93-5962. *FUENTEZ, AKA FUENTES v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 1 F. 3d 662.

No. 93-5987. *PAUL v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 3d Cir. Certiorari denied.

No. 93-6001. *DE LEON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 307.

No. 93-6007. *DE LA CRUZ v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 996 F. 2d 1307.

No. 93-6009. *MENDOZA-BURCIAGA ET AL. v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 981 F. 2d 192.

No. 93-6010. *WASHINGTON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 992 F. 2d 785.



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No. 93-6011. *STAIR v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 972 F. 2d 1349.

No. 93-6018. *BUTLER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 229.

No. 93-6020. *GRIMALDI v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 999 F. 2d 536.

No. 93-6028. *LUCAS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 2 F. 3d 405.

No. 93-6035. *BISHOP v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 93-6041. *JOSEPH v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 996 F. 2d 36.

No. 93-6050. *WAKEFIELD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 989 F. 2d 501.

No. 93-6058. *SMITH v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 997 F. 2d 674.

No. 93-6061. *BARRERA-BARRON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 244.

No. 93-6067. *PALOMO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 998 F. 2d 253.

No. 93-6069. *CAVENDER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1228.

No. 93-6071. *CHASE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied.

No. 93-6073. *WILSON v. WISCONSIN*. Ct. App. Wis. Certiorari denied. Reported below: 176 Wis. 2d 513, 502 N. W. 2d 619.

No. 93-6076. *COX v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 307.

No. 93-6083. *JOHNSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1540.

No. 93-6084. *ORANTES-ARRIAGA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 998 F. 2d 1491.

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No. 93-6043. *SPRIGGS v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 996 F. 2d 320.

*Rehearing Denied*

No. 92-7301. *CONNOR v. UNITED STATES*, 507 U. S. 1034. Motion for leave to file petition for rehearing denied.

OCTOBER 25, 1993

*Dismissal Under Rule 46*

No. 92-1996. *KEY PACIFIC MORTGAGE v. HELFRICH ET UX.*; and *ALASKA HOUSING FINANCE CORP. v. KURTH*. C. A. 9th Cir. Certiorari dismissed as to *Key Pacific Mortgage v. Helfrich et ux.* under this Court's Rule 46. Reported below: 980 F. 2d 737.

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*Dismissal Under Rule 46*

No. 93-6232. *BABY BOY J. v. JOHNSON ET AL.* Sup. Ct. Cal. Certiorari dismissed under this Court's Rule 46.2. Reported below: 5 Cal. 4th 84, 851 P. 2d 776.

*Miscellaneous Order*

No. A-375 (93-6497). *McFARLAND 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.

OCTOBER 29, 1993

*Certiorari Granted—Vacated and Remanded*

No. 93-5923. *ZIMMERMAN v. TEXAS*. Ct. Crim. App. Tex. 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 *Johnson v. Texas*, 509 U. S. 350 (1993). Reported below: 860 S. W. 2d 89.

*Miscellaneous Order*

No. A-373. UNITED STATES DEPARTMENT OF DEFENSE ET AL. *v.* MEINHOLD. Application of the Solicitor General for stay, presented to JUSTICE O'CONNOR, and by her referred to the Court, granted in part. It is ordered that so much of the order of the United States District Court for the Central District of California, No. CV 92-6044 TJH (JR<sub>x</sub>), filed September 30, 1993, as grants relief to persons other than Volker Keith Meinhold is stayed pending disposition of the appeal by the United States Court of Appeals for the Ninth Circuit. See *Heckler v. Lopez*, 463 U. S. 1328 (REHNQUIST, J., in chambers), motion to vacate stay denied, 464 U. S. 879 (1983); *id.*, at 881 (STEVENS, J., dissenting in part). Request for stay of the portion of the injunction prohibiting the Government from maintaining records pertaining to Meinhold denied. It is further ordered that the Government can file, under seal, any such documents pending the final outcome of this litigation.

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*Vacated and Remanded After Certiorari Granted*

No. 92-1183. KNOX *v.* UNITED STATES. C. A. 3d Cir. [Certiorari granted, 508 U. S. 959.] Motion of National Law Center for Children and Families et al. for leave to participate in oral argument as *amici curiae* and for divided argument dismissed as moot. Motion of National Family Legal Foundation for leave to participate in oral argument as *amicus curiae* dismissed as moot. Judgment vacated and case remanded for further consideration in light of the position asserted by the Solicitor General in his brief for the United States filed September 17, 1993.

*Certiorari Granted—Vacated and Remanded*

No. 92-1465. CASPARI, SUPERINTENDENT, MISSOURI EASTERN CORRECTIONAL CENTER, ET AL. *v.* MCINTYRE. C. A. 8th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *United States v. Dixon*, 509 U. S. 688 (1993). Reported below: 975 F. 2d 437.

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No. 92-8957. *WOODARD v. UNITED STATES*. C. A. 11th 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 the position presented by the Solicitor General in his brief for the United States filed July 29, 1993. Reported below: 985 F. 2d 578.

*Miscellaneous Orders*

No. — — —. *KENNEDY v. UNITED STATES*. Motion of petitioner for leave to file petition for writ of certiorari under seal denied. Motion of the Solicitor General for leave to file a response under seal dismissed as moot.

No. D-1291. *IN RE DISBARMENT OF KILPATRICK*. Rule to show cause discharged, and the order suspending respondent from the practice of law in this Court, dated August 26, 1993 [509 U. S. 944], is hereby vacated.

No. D-1293. *IN RE DISBARMENT OF DAMIANI*. Disbarment entered. [For earlier order herein, see 509 U. S. 944.]

No. D-1295. *IN RE DISBARMENT OF KANALEY*. John Collins Kanaley, of Syracuse, N. Y., having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court. The rule to show cause, heretofore issued on August 26, 1993 [509 U. S. 944], is hereby discharged.

No. D-1298. *IN RE DISBARMENT OF ROONEY*. Disbarment entered. [For earlier order herein, see 509 U. S. 945.]

No. D-1301. *IN RE DISBARMENT OF POHLMANN*. John Milton Pohlmann, of Lafayette, Cal., having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court. The rule to show cause, heretofore issued on September 24, 1993 [509 U. S. 949], is hereby discharged.

No. D-1318. *IN RE DISBARMENT OF ANNIN*. It is ordered that Roselyn Costa Annin, of Manteca, Cal., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring her to show cause why she should not be disbarred from the practice of law in this Court.

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No. D-1319. *IN RE DISBARMENT OF COHN*. It is ordered that Steven Lawrence Cohn, 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-1320. *IN RE DISBARMENT OF DE LOACH*. It is ordered that Guion T. De Loach, of Naples, 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-1321. *IN RE DISBARMENT OF WERNER*. It is ordered that William Jules Werner, of New York, 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. 108, Orig. *NEBRASKA v. WYOMING ET AL.* Motion of the Special Master for award of compensation and reimbursement of expenses granted, and the Special Master is awarded a total of \$59,566.79 for the period October 16, 1992, through August 31, 1993, to be paid as follows: 30% to be paid by each Nebraska and Wyoming, 15% to be paid by Colorado, and 25% to be paid by the United States. [For earlier order herein, see, *e. g.*, 507 U. S. 1049.]

No. 121, Orig. *LOUISIANA v. MISSISSIPPI ET AL.* Motion for leave to file bill of complaint granted, and defendants are allowed 30 days within which to file answers. [For earlier order herein, see *ante*, p. 803.]

No. 92-1274. *ANAGO INC. v. TECNOL MEDICAL PRODUCTS, INC.* C. A. 5th Cir. Motion of the parties to defer consideration of petition for writ of certiorari granted until December 1, 1993.

No. 92-1988. *TICOR TITLE INSURANCE CO. ET AL. v. BROWN ET AL.* C. A. 9th Cir. [Certiorari granted, *ante*, p. 810.] Motion of respondents to defer briefing and oral argument denied.

No. 92-7247. *FARMER v. BRENNAN, WARDEN, ET AL.* C. A. 7th Cir. [Certiorari granted, *ante*, p. 811.] Motion for appointment of counsel granted, and it is ordered that Alvin J. Bronstein, Esq., of Washington, D. C., be appointed to serve as counsel for petitioner in this case.

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No. 92-8556. *NICHOLS v. UNITED STATES*. C. A. 6th Cir. [Certiorari granted, 509 U.S. 953.] Motion for appointment of counsel granted, and it is ordered that William B. Mitchell Carter, Esq., of Chattanooga, Tenn., be appointed to serve as counsel for petitioner in this case.

No. 92-9049. *SANDOVAL v. CALIFORNIA*. Sup. Ct. Cal. [Certiorari granted, 509 U.S. 954.] Motion for appointment of counsel granted, and it is ordered that Eric S. Multhaup, Esq., of San Francisco, Cal., be appointed to serve as counsel for petitioner in this case.

No. 92-9059. *SIMMONS v. SOUTH CAROLINA*. Sup. Ct. S. C. [Certiorari granted, *ante*, p. 811.] Motion for appointment of counsel granted, and it is ordered that David I. Bruck, Esq., of Columbia, S. C., be appointed to serve as counsel for petitioner in this case.

No. 93-5877. *SASSOWER v. THOMPSON, HINE & FLORY ET AL.* C. A. 6th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until November 22, 1993, 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.

No. 93-6184. *IN RE BOTELLO*. Petition for writ of habeas corpus denied.

No. 93-5503. *IN RE MYERS*;

No. 93-5555. *IN RE HOOKS*;

No. 93-5828. *IN RE WYRE*;

No. 93-5973. *IN RE NAGY*; and

No. 93-5980. *IN RE HENTHORN*. Petitions for writs of mandamus denied.

*Certiorari Granted*

No. 92-1949. *DAVIS v. UNITED STATES*. Ct. Mil. App. Certiorari granted. Reported below: 36 M. J. 337.

No. 93-405. *DIGITAL EQUIPMENT CORP. v. DESKTOP DIRECT, INC.* C. A. 10th Cir. Certiorari granted. Reported below: 993 F. 2d 755.

No. 92-1384. *BARCLAYS BANK PLC v. FRANCHISE TAX BOARD OF CALIFORNIA*; and

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No. 92-1839. COLGATE-PALMOLIVE CO. *v.* FRANCHISE TAX BOARD OF CALIFORNIA. Ct. App. Cal., 3d App. Dist. Motions of Government of the United Kingdom and Committee on State Taxation et al. for leave to file supplemental briefs as *amici curiae* in No. 92-1384 denied. Certiorari granted, cases consolidated, and a total of one and one-half hours allotted for oral argument. Reported below: No. 92-1384, 10 Cal. App. 4th 1742, 14 Cal. Rptr. 2d 537; No. 92-1839, 10 Cal. App. 4th 1768, 13 Cal. Rptr. 2d 761.

No. 93-377. DEPARTMENT OF TAXATION AND FINANCE OF NEW YORK ET AL. *v.* MILHELM ATTEA & BROS., INC., ET AL. Ct. App. N. Y. Motions of Empire State Petroleum Association, Inc., New York State Association of Tobacco and Candy Distributors, and Seneca Nation of Indians et al. for leave to file briefs as *amici curiae* granted. Certiorari granted. Reported below: 81 N. Y. 2d 417, 615 N. E. 2d 994.

No. 92-8346. SHANNON *v.* UNITED STATES. C. A. 5th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 981 F. 2d 759.

No. 92-9093. ROMANO *v.* OKLAHOMA. Ct. Crim. App. Okla. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted limited to the following question: "Does admission of evidence that a capital defendant already has been sentenced to death in another case impermissibly undermine the sentencing jury's sense of responsibility for determining the appropriateness of the defendant's death, in violation of the Eighth and Fourteenth Amendments?" Reported below: 847 P. 2d 368.

No. 93-5770. STANSBURY *v.* CALIFORNIA. Sup. Ct. Cal. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted limited to Question 3 presented by the petition. Reported below: 4 Cal. 4th 1017, 846 P. 2d 756.

*Certiorari Denied*

No. 92-1960. RESHA ET AL. *v.* TUCKER. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 600 So. 2d 16.

No. 92-1961. TIMES PUBLISHING CO. ET AL. *v.* RUSSELL. Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 592 So. 2d 808.

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No. 92-2032. WIDDOSS, NBM HINELINE, INDIVIDUALLY AND AS ADMINISTRATRIX OF THE ESTATE OF MILLER, DECEASED *v.* SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES. C. A. Fed. Cir. Certiorari denied. Reported below: 989 F. 2d 1170.

No. 92-8401. HOWARD ET UX. *v.* GREENBERG. Super. Ct. N. J., App. Div. Certiorari denied.

No. 92-8566. TODD *v.* ILLINOIS. Sup. Ct. Ill. Certiorari denied. Reported below: 154 Ill. 2d 57, 607 N. E. 2d 1189.

No. 92-9153. BENN *v.* WASHINGTON. Sup. Ct. Wash. Certiorari denied. Reported below: 120 Wash. 2d 631, 845 P. 2d 289.

No. 93-58. HARMS ET AL. *v.* CAVENHAM FOREST INDUSTRIES, INC., ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 984 F. 2d 686.

No. 93-111. HUSSMANN CORP. *v.* COOK. Sup. Ct. Mo. Certiorari denied. Reported below: 852 S. W. 2d 342.

No. 93-115. NYSA-ILA WELFARE FUND ET AL. *v.* DUNSTON, NEW JERSEY COMMISSIONER OF HEALTH, ET AL.;

No. 93-193. NEW JERSEY CARPENTERS WELFARE FUND ET AL. *v.* DUNSTON, NEW JERSEY COMMISSIONER OF HEALTH, ET AL.;

No. 93-194. UNITED WIRE, METAL & MACHINE HEALTH AND WELFARE FUND ET AL. *v.* MORRISTOWN MEMORIAL HOSPITAL ET AL.; and

No. 93-210. TRUSTEES OF THE WELFARE TRUST FUND, LOCAL UNION NO. 475, ET AL. *v.* DUNSTON, NEW JERSEY COMMISSIONER OF HEALTH, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 1179.

No. 93-159. ROWENHORST *v.* MITCHELL ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 981 F. 2d 1259.

No. 93-179. GRACE COMMUNITY CHURCH *v.* TOWN OF BETHEL ET AL. App. Ct. Conn. Certiorari denied. Reported below: 30 Conn. App. 765, 622 A. 2d 591.

No. 93-202. KURAHARA & MORRISSEY *v.* FEDERAL DEPOSIT INSURANCE CORPORATION. C. A. 9th Cir. Certiorari denied. Reported below: 985 F. 2d 572.



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No. 93-209. *BLANKSTYN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 117.

No. 93-232. *LUPARELLI, ADMINISTRATOR OF ESTATE OF LUPARELLI, DECEASED v. SOHN ET AL.* Super. Ct. Pa. Certiorari denied. Reported below: 423 Pa. Super. 648, 616 A. 2d 726.

No. 93-257. *RONWIN v. SMITH BARNEY, HARRIS UPHAM & Co., INC., ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 996 F. 2d 1221.

No. 93-260. *CHICAGO BRIDGE & IRON Co. v. CALIFORNIA BOARD OF EQUALIZATION*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-292. *FOGEL ET AL. v. KOPELSON ET AL.*; and

No. 93-293. *JEM MANAGEMENT ASSOCIATES CORP. ET AL. v. SPERBER ADAMS ASSOCIATES ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 989 F. 2d 93.

No. 93-294. *SINGLETON v. STILES ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 323.

No. 93-333. *ROBY ET AL. v. CORPORATION OF LLOYD'S ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 1353.

No. 93-334. *GARCIA v. SOUTHERN PACIFIC TRANSPORTATION Co. ET AL.* Ct. App. Tex., 9th Dist. Certiorari denied.

No. 93-338. *LAKE FOREST DEVELOPMENTS v. FIRST GIBRALTAR BANK, FSB.* C. A. 5th Cir. Certiorari denied. Reported below: 989 F. 2d 197.

No. 93-341. *LAWS v. TERRY, ATTORNEY GENERAL OF VIRGINIA.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1537.

No. 93-343. *STOCHASTIC DECISIONS, INC. v. DiDOMENICO ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 995 F. 2d 1158.

No. 93-346. *WALLIN v. INDETERMINATE SENTENCE REVIEW BOARD ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1266.

No. 93-350. *ALLSTATE LIFE INSURANCE Co. v. LINTER GROUP LTD. ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 994 F. 2d 996.

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No. 93-351. *WHITE v. KENTUCKY*. Ct. App. Ky. Certiorari denied.

No. 93-353. *HALE ET AL. v. ARIZONA ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 1387.

No. 93-355. *COSGRIFF v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

No. 93-357. *KRUEGER ET AL. v. FUHR*. C. A. 8th Cir. Certiorari denied. Reported below: 991 F. 2d 435.

No. 93-358. *JONES ET AL. v. CATERPILLAR INC.* App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 241 Ill. App. 3d 129, 607 N. E. 2d 1348.

No. 93-359. *SMITH v. CITY OF DEL MAR*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 93-360. *NOBLES v. NORTH CAROLINA*. Sup. Ct. N. C. Certiorari denied. Reported below: 333 N. C. 787, 429 S. E. 2d 716.

No. 93-363. *BEAVERS v. NEVADA DEPARTMENT OF MOTOR VEHICLES AND PUBLIC SAFETY*. Sup. Ct. Nev. Certiorari denied. Reported below: 109 Nev. 435, 851 P. 2d 432.

No. 93-364. *FRAZIER v. TEXAS*. Ct. App. Tex., 1st Dist. Certiorari denied.

No. 93-365. *BOWEN v. ILLINOIS*. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 241 Ill. App. 3d 608, 609 N. E. 2d 346.

No. 93-371. *BARNES v. NORTH CAROLINA*. Sup. Ct. N. C. Certiorari denied. Reported below: 333 N. C. 666, 430 S. E. 2d 223.

No. 93-378. *NORTH CAROLINA ASSOCIATION OF ELECTRONIC TAX FILERS, INC., ET AL. v. GRAHAM, COMMISSIONER OF BANKS, NORTH CAROLINA BANKING COMMISSION*. Sup. Ct. N. C. Certiorari denied. Reported below: 333 N. C. 555, 429 S. E. 2d 544.

No. 93-379. *VANDERVELDEN v. VICTORIA*. Ct. App. Wis. Certiorari denied. Reported below: 177 Wis. 2d 243, 502 N. W. 2d 276.

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No. 93-381. DUNSMORE, VERMONT COMMISSIONER OF AGRICULTURE, ET AL. *v.* HELEBA ET AL. Sup. Ct. Vt. Certiorari denied. Reported below: 160 Vt. 283, 628 A. 2d 1237.

No. 93-384. ENTEZARI *v.* WASHINGTON. Ct. App. Wash. Certiorari denied. Reported below: 68 Wash. App. 1044.

No. 93-385. GENERAL MILLS, INC., ET AL. *v.* POWER AUTHORITY OF NEW YORK. C. A. 2d Cir. Certiorari denied. Reported below: 990 F. 2d 726.

No. 93-391. CAPITAL IMAGING ASSOCIATES, P. C. *v.* MOHAWK VALLEY MEDICAL ASSOCIATES, INC., ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 537.

No. 93-392. GARDNER *v.* REED, INDIVIDUALLY, AS ADMINISTRATOR OF ESTATE OF REED AND AS GUARDIAN OF ESTATE OF REED, ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 986 F. 2d 1122.

No. 93-393. ALLIED PRODUCTS CORP. *v.* VAGENAS ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 104.

No. 93-394. SMITH ET AL. *v.* LOWER MERION TOWNSHIP. C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 219.

No. 93-402. EVANS ET AL. *v.* HEICHELBECH ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 237.

No. 93-403. AMAX METALS RECOVERY, INC. *v.* UNITED STEELWORKERS OF AMERICA. C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 1237.

No. 93-408. MEEK *v.* GEM BOAT SERVICE, INC. Ct. App. Ohio, Ottawa County. Certiorari denied. Reported below: 86 Ohio App. 3d 322, 620 N. E. 2d 983.

No. 93-413. LOCKRIDGE *v.* KAMBOURIS ET AL. Ct. App. Mich. Certiorari denied.

No. 93-414. BRAHM *v.* BRAHM. Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 620 So. 2d 766.

No. 93-415. HUTCHINSON *v.* COMPOSITE STATE BOARD OF MEDICAL EXAMINERS ET AL. Sup. Ct. Ga. Certiorari denied. Reported below: 263 Ga. 186, 429 S. E. 2d 661.

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No. 93-431. *LOCKARD v. DEPARTMENT OF THE ARMY ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1215.

No. 93-446. *HPY INC. v. ELECTRIC POWER AUTHORITY ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 991 F. 2d 786.

No. 93-458. *SHIEH ET AL. v. CHRISTOPHER ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-463. *GRECCO, AKA WOLSHONAK, ET AL. v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 449.

No. 93-468. *GUNTER v. ARKANSAS.* Sup. Ct. Ark. Certiorari denied. Reported below: 313 Ark. 504, 857 S. W. 2d 156.

No. 93-469. *JONES ET AL. v. COMMERCIAL STATE BANK OF EL CAMPO ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 233.

No. 93-495. *ROBBINS v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 997 F. 2d 390.

No. 93-497. *MCGINNIS v. MARYLAND.* Cir. Ct. Dorchester County, Md. Certiorari denied.

No. 93-504. *MOORE v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1541.

No. 93-508. *HAUSER v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1262.

No. 93-514. *NIEMELA ET UX. v. UNITED STATES.* C. A. 1st Cir. Certiorari denied. Reported below: 995 F. 2d 1061.

No. 93-5025. *DAVIS v. INDIANA.* Sup. Ct. Ind. Certiorari denied. Reported below: 598 N. E. 2d 1041.

No. 93-5062. *BUSCHBOM v. GOMEZ, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-5077. *SYRIANI v. NORTH CAROLINA.* Sup. Ct. N. C. Certiorari denied. Reported below: 333 N. C. 350, 428 S. E. 2d 118.

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No. 93-5160. *RILEY ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 120.

No. 93-5163. *ROSALES v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 841 S. W. 2d 368.

No. 93-5225. *EARLS ET AL. v. GARDNER, FORMER GOVERNOR OF WASHINGTON, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 122.

No. 93-5238. *STRICKLER v. WATERS*. C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 1375.

No. 93-5276. *WEST v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied.

No. 93-5345. *BLACKBURN v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 992 F. 2d 666.

No. 93-5431. *McFARLEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 1188.

No. 93-5451. *RUTH v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 328.

No. 93-5459. *HAHN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 885.

No. 93-5460. *GEURIN v. UNITED STATES ET AL.; and GEURIN v. DEPARTMENT OF THE ARMY ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-5486. *McANINCH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 994 F. 2d 1380.

No. 93-5498. *HOUSE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 626.

No. 93-5522. *EATON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 986 F. 2d 1423.

No. 93-5535. *DENSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 236.

No. 93-5540. *HOWARD v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 991 F. 2d 195.

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No. 93-5607. *ABREU v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 992 F. 2d 1217.

No. 93-5644. *COLEMAN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1540.

No. 93-5659. *RIVERA RODRIGUEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 237.

No. 93-5666. *ALEXANDER ET AL. v. WHITLEY, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 1238.

No. 93-5700. *DAVIS v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 263 Ga. 5, 426 S. E. 2d 844.

No. 93-5730. *JOHNSON v. UNITED STATES*;  
No. 93-5746. *SAGET v. UNITED STATES*; and  
No. 93-5804. *ROBERSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 991 F. 2d 702.

No. 93-5752. *AQUINO-ESTRADA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1158.

No. 93-5753. *HILL v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 263 Ga. 37, 427 S. E. 2d 770.

No. 93-5755. *WARREN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 980 F. 2d 1300.

No. 93-5783. *THOMAS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 219.

No. 93-5810. *STRAUCH v. KEANE, SUPERINTENDENT, SING SING CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied. Reported below: 999 F. 2d 536.

No. 93-5819. *NICK v. DEPARTMENT OF MOTOR VEHICLES ET AL.* Ct. App. Cal., 1st App. Dist. Certiorari denied. Reported below: 12 Cal. App. 4th 1407, 16 Cal. Rptr. 2d 305.

No. 93-5834. *CHAPPELL v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 93-5841. *BROWN v. UNKNOWN PSYCHIATRIST, UNITED STATES ATTORNEY WITNESS*. C. A. 4th Cir. Certiorari denied. Reported below: 996 F. 2d 1210.

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No. 93-5846. *RICHARDS v. MEDICAL CENTER OF DELAWARE INC. ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-5856. *HILL v. PENNSYLVANIA.* C. A. 3d Cir. Certiorari denied.

No. 93-5858. *FOSTER v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 614 So. 2d 455.

No. 93-5861. *HERRERA v. ARIZONA.* Sup. Ct. Ariz. Certiorari denied. Reported below: 176 Ariz. 21, 859 P. 2d 131.

No. 93-5862. *ENOCH v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 240 Ill. App. 3d 1108, 656 N. E. 2d 806.

No. 93-5866. *O'DIAH v. APPLIED RISK MANAGEMENT ET AL.; and O'DIAH v. CALIFORNIA WORKERS' COMPENSATION APPEALS BOARD ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 232.

No. 93-5868. *EARTHA D. v. ORANGE COUNTY SOCIAL SERVICES AGENCY.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 93-5873. *LEWIS v. WILLIAMS, WARDEN.* C. A. 11th Cir. Certiorari denied.

No. 93-5878. *BEAVERS v. TEXAS.* Ct. Crim. App. Tex. Certiorari denied. Reported below: 856 S. W. 2d 429.

No. 93-5879. *TAYLOR v. DUCKWORTH, SUPERINTENDENT, INDIANA STATE REFORMATORY.* C. A. 7th Cir. Certiorari denied.

No. 93-5880. *YOUNG v. LACKAWANNA COUNTY COURT OF COMMON PLEAS ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-5883. *WILLIAMS v. WHITLEY, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 93-5884. *WHITE v. TEMPLE UNIVERSITY.* C. A. 3d Cir. Certiorari denied.

No. 93-5885. *SHARPE v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 125.

No. 93-5896. *HATCHETT v. JONES, WARDEN.* C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 233.

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No. 93-5897. *GRESH v. GRESH*. Super. Ct. Pa. Certiorari denied. Reported below: 423 Pa. Super. 644, 616 A. 2d 723.

No. 93-5900. *ZARLING ET AL. v. UNIVERSAL LIFE CHURCH*. C. A. 7th Cir. Certiorari denied. Reported below: 989 F. 2d 503.

No. 93-5901. *THOMPSON v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 994 F. 2d 864.

No. 93-5903. *HAMMER v. SAFFLE, REGIONAL DIRECTOR, OKLAHOMA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 986 F. 2d 1427.

No. 93-5908. *MCELWEE v. RATELLE, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 883.

No. 93-5909. *LOVE v. HARSH INVESTMENT CORP.* C. A. 9th Cir. Certiorari denied. Reported below: 983 F. 2d 1076.

No. 93-5910. *SCHULTZ v. ELMER ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 93-5911. *PARTEE v. GODINEZ, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 93-5913. *FELTS v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 93-5918. *FOSS v. KANSAS*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 310.

No. 93-5921. *GIBBS v. OKLAHOMA DEPARTMENT OF TRANSPORTATION*. C. A. 10th Cir. Certiorari denied. Reported below: 999 F. 2d 547.

No. 93-5922. *GLEDA K. v. DANE COUNTY, WISCONSIN*. Ct. App. Wis. Certiorari denied. Reported below: 175 Wis. 2d 622, 502 N. W. 2d 282.

No. 93-5924. *CARTER v. MARTINEZ ET AL.* C. A. 10th Cir. Certiorari denied.

No. 93-5925. *BRAZELL v. BOYD, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 787.

No. 93-5928. *CRAIG v. GROOSE, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL CENTER, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 996 F. 2d 1221.



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No. 93-5930. *WIGHTMAN v. ST. JOHN'S HOSPITAL & HEALTH CENTER, INC., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 223.

No. 93-5934. *ROCHE v. SABO.* Sup. Ct. Mont. Certiorari denied. Reported below: 259 Mont. 76, 853 P. 2d 1258.

No. 93-5935. *NICOLAU v. CITY OF YONKERS POLICE DEPARTMENT ET AL.* C. A. 2d Cir. Certiorari denied.

No. 93-5941. *HUNT v. BEYER, ADMINISTRATOR, NEW JERSEY STATE PRISON, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1489.

No. 93-5942. *CAMARENA v. CALIFORNIA DEPARTMENT OF CORRECTIONS ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-5943. *MILLS v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 987 F. 2d 1311.

No. 93-5945. *ORTEGA v. SECOND DISTRICT COURT OF APPEAL.* Sup. Ct. Cal. Certiorari denied.

No. 93-5947. *PEARSON v. GARVIN, SUPERINTENDENT, MID-ORANGE CORRECTIONAL FACILITY, NEW YORK, ET AL.* C. A. 2d Cir. Certiorari denied.

No. 93-5948. *MILLARD v. CRUZOT ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 223.

No. 93-5949. *MCDONALD v. ESPARZA ET AL.* Sup. Ct. Tex. Certiorari denied.

No. 93-5950. *MCDONALD v. WOODS ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 881.

No. 93-5951. *DEMPSEY v. COMMISSIONER, MASSACHUSETTS DEPARTMENT OF MENTAL HEALTH, ET AL.* C. A. 1st Cir. Certiorari denied.

No. 93-5954. *TRIESTMAN v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 302.

No. 93-5957. *DAVIS v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

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No. 93-5958. *SLOAN v. ROBERTS ET AL.* Cir. Ct., City of Lynchburg, Va. Certiorari denied.

No. 93-5959. *CONN v. KAPTURE, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 93-5967. *HUMPHREY v. COLEMAN ET AL.* Sup. Ct. Tex. Certiorari denied.

No. 93-5968. *RESTREPO v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 999 F. 2d 640.

No. 93-5969. *MCGHEE v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 234.

No. 93-5970. *REAVES v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 545.

No. 93-5976. *CAMPBELL v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 223.

No. 93-5977. *CUMBER v. MORTON ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-5978. *CAMPBELL v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 544.

No. 93-5985. *ANTONELLI v. NEVILLE ET AL.* Sup. Ct. Ill. Certiorari denied.

No. 93-5986. *MILLER v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 991 F. 2d 806.

No. 93-5989. *MARTIN v. BROWN, SECRETARY OF VETERANS AFFAIRS.* C. A. Fed. Cir. Certiorari denied. Reported below: 1 F. 3d 1253.

No. 93-5995. *SEAVOY v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 995 F. 2d 1414.

No. 93-6006. *AULTMAN v. ALABAMA.* Ct. Crim. App. Ala. Certiorari denied. Reported below: 621 So. 2d 353.

No. 93-6012. *VEASEY v. RYAN, WARDEN, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-6014. *SANCHEZ v. UNITED STATES.* C. A. 1st Cir. Certiorari denied. Reported below: 995 F. 2d 307.

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No. 93-6027. *ROJAS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 985 F. 2d 576.

No. 93-6029. *PIERSON v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 996 F. 2d 318.

No. 93-6032. *GASTER v. TAYLOR, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1008.

No. 93-6038. *COWTHRAN v. BROOKSHIRE GROCERY CO.* C. A. 5th Cir. Certiorari denied.

No. 93-6044. *SANDERS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 994 F. 2d 200.

No. 93-6051. *TAYLOR v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 2d 1582.

No. 93-6054. *GUAJARDO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 306.

No. 93-6056. *HOMICK v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 980 F. 2d 740.

No. 93-6063. *DEMARCO v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 996 F. 2d 456.

No. 93-6068. *ACEVEDO-RAMIREZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1228.

No. 93-6070. *AIKEN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 2d 1232.

No. 93-6072. *CLARK v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1228.

No. 93-6075. *DE LA PAZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 232.

No. 93-6077. *GRAY v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 308.

No. 93-6078. *ADDERSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 3 F. 3d 442.

No. 93-6080. *SALAZAR v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 306.

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No. 93-6087. *RANGEL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1229.

No. 93-6096. *HOPE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 2d 314.

No. 93-6100. *LIEU THI TRAN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 235.

No. 93-6103. *MANNING v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1229.

No. 93-6107. *SIMMONS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 2d 314.

No. 93-6109. *SAA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 221.

No. 93-6110. *CURRY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1217.

No. 93-6111. *CAPELLEN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 2d 1582.

No. 93-6116. *BOHN v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1005.

No. 93-6117. *SLOAN v. JONES ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 1 F. 3d 1234.

No. 93-6118. *HELTON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1228.

No. 93-6119. *ROLFE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 997 F. 2d 189.

No. 93-6124. *COLLINS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 996 F. 2d 950.

No. 93-6125. *YEAGER v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1492.

No. 93-6126. *BAKER v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 1 F. 3d 596.

No. 93-6127. *BUTLER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 537.

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No. 93-6129. *DIAZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 880.

No. 93-6132. *BARTON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 931.

No. 93-6133. *JOHNSON v. UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA*. C. A. 3d Cir. Certiorari denied.

No. 93-6139. *RAMIREZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 307.

No. 93-6140. *MARSHALL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 996 F. 2d 1213.

No. 93-6144. *BARNES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 881.

No. 93-6148. *EATMON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 2d 314.

No. 93-6150. *HEAD v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1228.

No. 93-6153. *JORDAN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 543.

No. 93-6156. *STEWART v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 93-6158. *BEARD v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 996 F. 2d 934.

No. 93-6159. *BIRTH v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1010.

No. 93-6161. *NIX v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 308.

No. 93-6163. *MOUNT v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 996 F. 2d 1209.

No. 93-6167. *LINDEMANN ET AL. v. FLORIDA*. Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 611 So. 2d 1260.

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No. 93-6169. *HASHMI v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 306.

No. 93-6171. *JAMES v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 998 F. 2d 74.

No. 93-6179. *LOHR v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 93-6187. *WHITE v. DETROIT DIESEL ALLISON ENGINE PLANT/TRUCK & BUS GM CORPORATION DIVISION*. Ct. App. Ohio, Montgomery County. Certiorari denied.

No. 93-6189. *KOSTH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1228.

No. 93-6196. *NICHOLAS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1264.

No. 93-6197. *PEREZ v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 302.

No. 93-6208. *GRADY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 997 F. 2d 421.

No. 93-6209. *GREEN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 2d 1232.

No. 93-6210. *MEDINA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 994 F. 2d 1129.

No. 93-6214. *SANDERS v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 93-6216. *SPAGNOLI v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 980 F. 2d 726.

No. 93-6219. *WILLIAMS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1011.

No. 93-6229. *SCHILLING v. GRE INSURANCE CO. ET AL.* Ct. App. Ohio, Franklin County. Certiorari denied.

No. 93-6230. *BARROWS v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 996 F. 2d 12.

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No. 93-6236. HODGES *v.* UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MICHIGAN. C. A. 6th Cir. Certiorari denied.

No. 93-6239. JOHNSON *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 994 F. 2d 980.

No. 93-6240. FONSECA *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1010.

No. 93-6287. MUNEZ *v.* NEW YORK. Ct. App. N. Y. Certiorari denied. Reported below: 82 N. Y. 2d 723, 622 N. E. 2d 321.

No. 93-190. NORTH AMERICAN FUND MANAGEMENT CORP., DBA NORAMTRUST U. S. A., ET AL. *v.* FEDERAL DEPOSIT INSURANCE CORPORATION. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 991 F. 2d 873.

No. 93-326. SECURITY PACIFIC AUTOMOTIVE FINANCIAL SERVICES CORP. *v.* LUNDQUIST. C. A. 2d Cir. Motion of National Vehicle Leasing Association for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 993 F. 2d 11.

No. 93-374. VON ZUCKERSTEIN ET AL. *v.* ARGONNE NATIONAL LABORATORY. C. A. 7th Cir. Motion of petitioners to defer consideration of petition for writ of certiorari denied. Certiorari denied. Reported below: 984 F. 2d 1467.

No. 93-453. ROMER, GOVERNOR OF COLORADO, ET AL. *v.* EVANS ET AL. Sup. Ct. Colo. Motion of Colorado for Family Values for leave to file a brief as *amicus curiae* denied. Certiorari denied. Reported below: 854 P. 2d 1270.

No. 93-475. WATTLES, DECEASED *v.* CITY OF TROY. Ct. App. Mich. Motion of Brian J. Wattles for substitution in his capacity as personal representative of the estate of Jervis Wattles, deceased, granted. Certiorari denied.

*Rehearing Denied*

No. 92-8932. PIZZO *v.* WHITLEY, WARDEN, ET AL., *ante*, p. 841;

No. 92-8985. SEAY *v.* EATON, *ante*, p. 844;

No. 93-175. MOTHERSHED *v.* GREGG ET AL., *ante*, p. 868; and

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No. 93-5391. STEWARD *v.* GWALTNEY OF SMITHFIELD, LTD.,  
*ante*, p. 891. Petitions for rehearing denied.

NOVEMBER 3, 1993

*Dismissal Under Rule 46*

No. 93-551. CERNA *v.* UNITED STATES. C. A. 6th Cir. Certiorari dismissed under this Court's Rule 46. Reported below: 996 F. 2d 1217.

NOVEMBER 4, 1993

*Dismissal Under Rule 46*

No. 93-231. LABORERS PENSION TRUST FUND FOR NORTHERN CALIFORNIA *v.* LEVINGSTON ET AL. Ct. App. Cal., 1st App. Dist. Certiorari dismissed under this Court's Rule 46. Reported below: 12 Cal. App. 4th 1303, 16 Cal. Rptr. 2d 100.

NOVEMBER 5, 1993

*Dismissal Under Rule 46*

No. 92-787. KUHN *v.* ISLAND CREEK COAL CO. C. A. 6th Cir. Certiorari dismissed under this Court's Rule 46.1. Reported below: 974 F. 2d 1338.

NOVEMBER 8, 1993

*Miscellaneous Orders*

No. — — —. MERRELL *v.* SIMPSON ET AL.;

No. — — —. JONES *v.* DALTON, SECRETARY OF THE NAVY;

No. — — —. TRINSEY *v.* MITCHELL, SECRETARY OF COMMONWEALTH OF PENNSYLVANIA; and

No. — — —. FIGURES *v.* FIGURES. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. A-357. SHAPOURI *v.* IMMIGRATION AND NATURALIZATION SERVICE. Application for stay, addressed to JUSTICE SOUTER and referred to the Court, denied.

No. D-1279. IN RE DISBARMENT OF PIPKINS. Disbarment entered. [For earlier order herein, see 509 U.S. 936.]



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No. D-1292. IN RE DISBARMENT OF ROBINSON. Disbarment entered. [For earlier order herein, see 509 U. S. 944.]

No. D-1296. IN RE DISBARMENT OF HOHENSTEIN. Disbarment entered. [For earlier order herein, see 509 U. S. 945.]

No. D-1297. IN RE DISBARMENT OF SMITH. Disbarment entered. [For earlier order herein, see 509 U. S. 945.]

No. D-1322. IN RE DISBARMENT OF IVERSON. It is ordered that Yale H. Iverson, of West Des Moines, Iowa, 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-1323. IN RE DISBARMENT OF STEFFEN. It is ordered that Albert Joseph Steffen, of Cincinnati, 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.

No. D-1324. IN RE DISBARMENT OF RIOS. It is ordered that Raphael Rios, of Chicago, 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. 92-1392. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES *v.* SCHOOLCRAFT ET AL.; and

No. 92-1395. ROERS, DIRECTOR OF MINNESOTA DISABILITY DETERMINATION SERVICES, ET AL. *v.* SCHOOLCRAFT ET AL. C. A. 8th Cir. Motion of the parties to further defer consideration of petitions for writs of certiorari granted.

No. 92-1402. C & A CARBONE, INC., ET AL. *v.* TOWN OF CLARKSTOWN, NEW YORK. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. [Certiorari granted, 508 U. S. 938.] Motion of respondent for leave to file a limited surreply brief denied.

No. 92-1450. WATERS ET AL. *v.* CHURCHILL ET AL. C. A. 7th Cir. [Certiorari granted, 509 U. S. 903.] Motion of American Nurses Association for leave to file a brief as *amicus curiae* granted.

No. 92-1639. CITY OF CHICAGO ET AL. *v.* ENVIRONMENTAL DEFENSE FUND ET AL. C. A. 7th Cir. [Certiorari granted, 509

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U. S. 903.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted to be divided as follows: 25 minutes for petitioners, 25 minutes for respondents, and 10 minutes for the Solicitor General.

No. 92-1662. UNITED STATES *v.* GRANDERSON. C. A. 11th Cir. [Certiorari granted, 509 U. S. 921.] Motion of respondent to dismiss the writ of certiorari as improvidently granted denied.

No. 92-1941. UNITED STATES *v.* CARLTON. C. A. 9th Cir. [Certiorari granted, *ante*, p. 810.] Motion of the Solicitor General to dispense with printing the joint appendix granted.

No. 92-9014. IN RE BAUER. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 807] denied.

No. 93-70. OREGON WASTE SYSTEMS, INC., ET AL. *v.* DEPARTMENT OF ENVIRONMENTAL QUALITY OF THE STATE OF OREGON ET AL.; and

No. 93-108. COLUMBIA RESOURCE CO. *v.* ENVIRONMENTAL QUALITY COMMISSION OF THE STATE OF OREGON. Sup. Ct. Ore. [Certiorari granted, 509 U. S. 953.] Motion of petitioners to dispense with printing the joint appendix granted.

No. 93-144. DEPARTMENT OF REVENUE OF MONTANA *v.* KURTH RANCH ET AL. C. A. 9th Cir. [Certiorari granted, 509 U. S. 953.] Motion of petitioner to dispense with printing the joint appendix granted.

No. 93-5622. JONES *v.* JACKSON, JUDGE, UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA, ET AL. C. A. D. C. Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 808] denied. JUSTICE GINSBURG took no part in the consideration or decision of this motion.

No. 93-6042. KRUSE *v.* IOWA DEPARTMENT OF HUMAN SERVICES. Ct. App. Iowa; and

No. 93-6255. STEINES ET UX. *v.* INTERNAL REVENUE SERVICE. C. A. 7th Cir. Motions of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until November 29, 1993, within which to pay the docketing fee required by Rule 38(a) and to submit petitions in compliance with Rule 33 of the Rules of this Court.

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No. 93–6130. *IN RE JONES*. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court’s Rule 39.8. Petitioner is allowed until November 29, 1993, 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.

No. 93–6352. *IN RE PUNCHARD*; and

No. 93–6372. *IN RE SKURDAL*. Petitions for writs of habeas corpus denied.

*Certiorari Granted*

No. 93–5418. *REED v. FARLEY, SUPERINTENDENT, INDIANA STATE PRISON, ET AL.* C. A. 7th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 984 F. 2d 209.

*Certiorari Denied*

No. 92–1862. *B. C. v. LOUISIANA*. Ct. App. La., 3d Cir. Certiorari denied. Reported below: 610 So. 2d 204.

No. 92–8798. *HILL v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 3 Cal. 4th 959, 839 P. 2d 984.

No. 92–8872. *COX v. BUNNELL, SUPERINTENDENT, CALIFORNIA CORRECTIONAL INSTITUTION, TEHACHAPI*. C. A. 9th Cir. Certiorari denied. Reported below: 981 F. 2d 1257.

No. 92–9158. *HOUSTON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1218.

No. 93–38. *FARMER v. HAAS ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 990 F. 2d 319.

No. 93–90. *BLAKE CONSTRUCTION Co., INC. v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 987 F. 2d 743.

No. 93–97. *RIND v. SECURITIES AND EXCHANGE COMMISSION*. C. A. 9th Cir. Certiorari denied. Reported below: 991 F. 2d 1486.

No. 93–171. *KAMEHAMEHA SCHOOLS/BISHOP ESTATE v. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 458.

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No. 93-253. GRUNWALD ET AL. *v.* SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 994 F. 2d 1370.

No. 93-256. PASSAIC VALLEY SEWERAGE COMMISSIONERS *v.* UNITED STATES DEPARTMENT OF LABOR ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 992 F. 2d 474.

No. 93-259. MONROE COUNTY, FLORIDA *v.* NEW PORT LARGO, INC. C. A. 11th Cir. Certiorari denied. Reported below: 985 F. 2d 1488.

No. 93-271. MADISON LIBRARY, INC., ET AL. *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 989 F. 2d 1290.

No. 93-409. BRAINERD AREA CIVIC CENTER ET AL. *v.* MINNESOTA COMMISSIONER OF REVENUE. Sup. Ct. Minn. Certiorari denied. Reported below: 499 N. W. 2d 468.

No. 93-410. UPP *v.* MELLON BANK, N. A. C. A. 3d Cir. Certiorari denied. Reported below: 994 F. 2d 1039.

No. 93-411. SCHLOEGEL ET AL. *v.* BOSWELL. C. A. 5th Cir. Certiorari denied. Reported below: 994 F. 2d 266.

No. 93-417. REALTY PHOTO MASTER CORP. *v.* MONTGOMERY COUNTY ASSOCIATION OF REALTORS, INC. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1538.

No. 93-419. BOULET ET AL. *v.* THIBODEAUX ET AL. Sup. Ct. La. Certiorari denied. Reported below: 619 So. 2d 563.

No. 93-425. MUTUAL OF OMAHA LIFE INSURANCE CO. *v.* DAHL-EIMERS. C. A. 11th Cir. Certiorari denied.

No. 93-426. PACIFIC LIGHTING CORP. ET AL. *v.* MGW, INC. Sup. Ct. Cal. Certiorari denied.

No. 93-427. CLOWES *v.* ALLEGHENY VALLEY HOSPITAL. C. A. 3d Cir. Certiorari denied. Reported below: 991 F. 2d 1159.

No. 93-435. ST. PAUL FIRE & MARINE INSURANCE CO. *v.* CAMP ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 428.

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No. 93-441. GULF COAST INDUSTRIAL WORKERS UNION *v.* EXXON Co., USA. C. A. 5th Cir. Certiorari denied. Reported below: 991 F. 2d 244.

No. 93-443. MCINTOSH, INDIVIDUALLY AND AS CONSERVATOR FOR MCINTOSH, A PROTECTED PERSON *v.* PACIFIC HOLDING Co. ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 992 F. 2d 882.

No. 93-448. ABRAMSON ENTERPRISES, INC. *v.* THOMAS, DIRECTOR, VIRGIN ISLANDS BUREAU OF INTERNAL REVENUE. C. A. 3d Cir. Certiorari denied. Reported below: 994 F. 2d 140.

No. 93-462. BETKE *v.* NEBRASKA. Sup. Ct. Neb. Certiorari denied. Reported below: 243 Neb. xviii.

No. 93-465. SCARFONE *v.* MICHIGAN STATE BOARD OF LAW EXAMINERS. Sup. Ct. Mich. Certiorari denied.

No. 93-493. TAPERT *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 2d 1548.

No. 93-505. ALTO-SHAAM, INC. *v.* NATIONAL LABOR RELATIONS BOARD. C. A. 7th Cir. Certiorari denied. Reported below: 996 F. 2d 1219.

No. 93-511. CHISNELL, EXECUTRIX OF THE ESTATE OF ROBITZER *v.* PENNSYLVANIA STATE POLICE BUREAU OF LIQUOR CONTROL ENFORCEMENT ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1002.

No. 93-512. WILLIAMS ET AL. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 4th Cir. Certiorari denied. Reported below: 999 F. 2d 760.

No. 93-513. FODEN ET VIR *v.* GIANOLI ALDUNATE ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 3 F. 3d 54.

No. 93-546. MUSSLYN *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 991 F. 2d 801.

No. 93-552. RATLIFF *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1011.

No. 93-553. TRANDES CORP. *v.* GUY F. ATKINSON Co. C. A. 4th Cir. Certiorari denied. Reported below: 996 F. 2d 655.

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No. 93-5250. *HARRIS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 989 F. 2d 760.

No. 93-5462. *GRAY v. WHITLEY, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 324.

No. 93-5474. *MOUNT v. UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS*. C. A. 1st Cir. Certiorari denied.

No. 93-5487. *WINDHAM v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 991 F. 2d 181.

No. 93-5505. *WILDBERGER v. ROSENBAUM ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1541.

No. 93-5530. *WILLIAMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 232.

No. 93-5581. *JONES v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 155 Ill. 2d 357, 614 N. E. 2d 1219.

No. 93-5585. *ROBERSON v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 93-5586. *MORENO v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 858 S. W. 2d 453.

No. 93-5600. *VINAGERA-CESAR v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 887.

No. 93-5621. *THOMPSON v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 619 So. 2d 261.

No. 93-5631. *NICHOLS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 992 F. 2d 1218.

No. 93-5646. *CULLUM v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 979 F. 2d 210.

No. 93-5818. *RAMIREZ DELOSANTOS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 2d 1543.

No. 93-5820. *HERRERA v. ARIZONA*. Sup. Ct. Ariz. Certiorari denied. Reported below: 176 Ariz. 9, 859 P. 2d 119.

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No. 93-5874. *SPARKS v. TENNESSEE*. Sup. Ct. Tenn. Certiorari denied.

No. 93-5952. *JACKSON v. MORO ET AL.* C. A. 5th Cir. Certiorari denied.

No. 93-5965. *TAYLOR v. MICHIGAN DEPARTMENT OF CORRECTIONS ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1217.

No. 93-5966. *IRVIN v. ARMONTROUT, ASSISTANT DIRECTOR/ZONE II, MISSOURI DIVISION OF ADULT INSTITUTIONS.* C. A. 8th Cir. Certiorari denied.

No. 93-5972. *LOVETT v. ELLINGSWORTH, WARDEN, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-5974. *RUDDER v. LOS ANGELES COUNTY SUPERIOR COURT.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-5975. *RUPE v. BORG, WARDEN.* C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1227.

No. 93-5979. *THOMAS v. DUTROW ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 999 F. 2d 548.

No. 93-5981. *CAMARENA v. CALIFORNIA.* Sup. Ct. Cal. Certiorari denied.

No. 93-5982. *CAMARENA v. CALIFORNIA DEPARTMENT OF CORRECTIONS.* C. A. 9th Cir. Certiorari denied.

No. 93-5984. *CATON v. MAZE ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 995 F. 2d 881.

No. 93-5988. *LIGHTBOURNE v. CHILES, GOVERNOR OF FLORIDA, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1217.

No. 93-5993. *EL-TAYEB v. RABINOWITZ ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-5994. *JONES v. WHITE, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 1548.

No. 93-5996. *SANDERS v. HARGETT, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY.* C. A. 5th Cir. Certiorari denied.

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No. 93-5997. *ELINE v. MTV, INC., ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-5998. *BROOKS v. WOMBACHER ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-5999. *BROOKS v. GREER, WARDEN.* C. A. 7th Cir. Certiorari denied.

No. 93-6000. *BROOKS v. CHILDS, WARDEN, ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-6002. *PIPKINS v. STATE BAR OF NEVADA.* Sup. Ct. Nev. Certiorari denied. Reported below: 109 Nev. 1411, 875 P. 2d 1073.

No. 93-6003. *RUBIANI v. THOMAS, WARDEN.* C. A. 11th Cir. Certiorari denied.

No. 93-6004. *GARCIA v. UNITED STATES;*

No. 93-6104. *PAULINO v. UNITED STATES;*

No. 93-6120. *LOPEZ v. UNITED STATES;* and

No. 93-6165. *LEONARDO v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 996 F. 2d 1541.

No. 93-6005. *SCHUSTER v. SOUTH DAKOTA.* Sup. Ct. S. D. Certiorari denied. Reported below: 502 N. W. 2d 565.

No. 93-6013. *THOMAS v. NEWSOME, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-6015. *ELMORE v. BUNNELL, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 231.

No. 93-6016. *BRASFIELD v. BRASFIELD.* C. A. 10th Cir. Certiorari denied. Reported below: 992 F. 2d 1222.

No. 93-6017. *JAMES v. SHIPLEVY, WARDEN.* C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1215.

No. 93-6019. *JACKSON v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 229.

No. 93-6022. *BLAKE v. COUGHLIN, COMMISSIONER, NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES.* C. A. 2d Cir. Certiorari denied. Reported below: 4 F. 3d 983.



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No. 93-6023. *CARR v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 93-6024. *BAXTER v. ROSEMEYER, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GREENSBURG, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-6026. *BEASLEY v. TEXAS*. Ct. App. Tex., 5th Dist. Certiorari denied. Reported below: 838 S. W. 2d 695.

No. 93-6030. *PRATT v. OREGON*. Sup. Ct. Ore. Certiorari denied. Reported below: 316 Ore. 561, 853 P. 2d 827.

No. 93-6031. *GRAHAM v. NEW JERSEY*. Super. Ct. N. J., App. Div. Certiorari denied.

No. 93-6034. *REYNA v. TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 304.

No. 93-6036. *FREEMAN v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 241 Ill. App. 3d 682, 609 N. E. 2d 713.

No. 93-6037. *CLAY v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 93-6039. *INGRAM v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 985 F. 2d 562.

No. 93-6048. *SEYMOUR v. MONEY, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1217.

No. 93-6052. *ELLIS v. BORG, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 93-6053. *ERVIN v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 307.

No. 93-6055. *DUNCAN v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 619 So. 2d 279.

No. 93-6057. *WAHI v. HERMAN*. Sup. Ct. Cal. Certiorari denied.

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No. 93-6059. *WHITE v. TEMPLE UNIVERSITY*. C. A. 3d Cir. Certiorari denied.

No. 93-6079. *WASHINGTON v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 305.

No. 93-6089. *NORTH v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied.

No. 93-6090. *HYDER v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 93-6091. *MOATS v. REID ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-6092. *MORRISON v. ASSOCIATES IN INTERNAL MEDICINE ET AL.* Super. Ct. Pa. Certiorari denied.

No. 93-6101. *WILSON v. CURRAN, ATTORNEY GENERAL OF MARYLAND, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 991 F. 2d 793.

No. 93-6108. *WORONCOW v. NEW YORK*. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 191 App. Div. 2d 530, 595 N. Y. S. 2d 62.

No. 93-6141. *PETROS v. SANITATION DEPARTMENT ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1538.

No. 93-6142. *DECKER v. HALPIN ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 303.

No. 93-6157. *SATTERWHITE v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 858 S. W. 2d 412.

No. 93-6160. *ASHELMAN v. LEWIS ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-6174. *DURHAM v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 986.

No. 93-6176. *BRONSON v. ZIMMERMAN ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 216.

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No. 93-6177. *HARWOOD v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 998 F. 2d 91.

No. 93-6180. *MCQUEEN v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 93-6190. *EBOW v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 881.

No. 93-6215. *ROBERTSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 977 F. 2d 593.

No. 93-6231. *STOVALL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 546.

No. 93-6244. *OJEDA-JIMENEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1158.

No. 93-6245. *RUSSELL v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 312.

No. 93-6246. *ROQUE-ROMERO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 999 F. 2d 1580.

No. 93-6258. *MORENO v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 991 F. 2d 943.

No. 93-6259. *ROSILES-ORTIZ v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 998 F. 2d 1017.

No. 93-6263. *MURPHY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 94.

No. 93-6274. *HERNANDEZ-GARZA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 545.

No. 93-6275. *FANT v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 227.

No. 93-6276. *MCCRAY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 881.

No. 93-6277. *PENASS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 997 F. 2d 1227.

No. 93-6278. *RENO v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 992 F. 2d 739.

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No. 93-6282. *STATON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1011.

No. 93-6283. *SENIOR v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1539.

No. 93-6284. *THOMPSON v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 996 F. 2d 456.

No. 93-6285. *MARTINEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1553.

No. 93-6290. *MOUNT v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 995 F. 2d 1061.

No. 93-6346. *BARTLETT v. DOMOVICH, WARDEN, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-277. *THERIOT ET AL. v. GREAT WESTERN COCA-COLA BOTTLING, DBA COCA-COLA BOTTLING COMPANY OF HOUSTON*. C. A. 5th Cir. Certiorari denied. JUSTICE BLACKMUN took no part in the consideration or decision of this petition. Reported below: 985 F. 2d 557.

No. 93-433. *ESTATE OF PITRE v. WESTERN ELECTRIC CO., INC.* C. A. 10th Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition. Reported below: 975 F. 2d 700.

No. 93-434. *SUSAN R. M., BY HER NEXT FRIEND, CHARLES L. M. v. NORTHEAST INDEPENDENT SCHOOL DISTRICT ET AL.* C. A. 5th Cir. Motion of petitioner to strike respondent Texas Education's statement denied. Certiorari denied. Reported below: 995 F. 2d 222.

*Rehearing Denied*

No. 92-8265. *MOORE v. HAM, CORRECTIONS CAPTAIN, ET AL.*, *ante*, p. 830;

No. 92-8802. *CURRY v. LEDGER PUBLISHING CORP. ET AL.*, *ante*, p. 836;

No. 92-8853. *FITE v. CANTRELL ET AL.*, *ante*, p. 837;

No. 92-8862. *NEWTOP v. SAN FRANCISCO COUNTY SUPERIOR COURT*, *ante*, p. 837;

No. 92-8863. *NEWTOP v. SAN FRANCISCO COUNTY SUPERIOR COURT*, *ante*, p. 837;

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- No. 92-8864. *NEWTOP v. SAN FRANCISCO COUNTY SUPERIOR COURT*, *ante*, p. 838;  
No. 92-8918. *MCQUEEN v. POLLARD*, *ante*, p. 840;  
No. 92-9116. *TERRIZZI v. STAINER, WARDEN*, *ante*, p. 851;  
No. 92-9145. *OWENS v. ASHLEY*, *ante*, p. 853;  
No. 92-9234. *DEMPSEY v. SEARS, ROEBUCK & Co.*, *ante*, p. 859;  
No. 93-5024. *TILLI v. BOARD OF REVIEW*, *ante*, p. 871;  
No. 93-5090. *LEE v. ARMONTROUT, ASSISTANT DIRECTOR, MISSOURI DEPARTMENT OF CORRECTIONS*, *ante*, p. 875;  
No. 93-5100. *GREEN v. SHEFFIELD, SUPERINTENDENT, DADE CORRECTIONAL INSTITUTION*, *ante*, p. 875;  
No. 93-5172. *FRANKLIN v. WITKOWSKI, WARDEN, ET AL.*, *ante*, p. 880;  
No. 93-5181. *WARD v. BERRY, WARDEN, ET AL.*, *ante*, p. 880;  
No. 93-5183. *MALLON v. UNITED STATES*, *ante*, p. 880;  
No. 93-5193. *BARRIOS v. UNITED STATES*, *ante*, p. 881;  
No. 93-5594. *IN RE ANDERSON*, *ante*, p. 809;  
No. 93-5603. *WHITE v. INTERNATIONAL UNION PLANT GUARD WORKERS, LOCAL NO. 166*, *ante*, p. 921; and  
No. 93-5754. *HORNICK v. UNITED STATES*, *ante*, p. 904. Petitions for rehearing denied.

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*Dismissal Under Rule 46*

- No. 93-598. *MELLUZZO ET UX. v. BABBITT, SECRETARY OF THE INTERIOR*. C. A. 9th Cir. Certiorari dismissed under this Court's Rule 46. Reported below: 990 F. 2d 1258.

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*Miscellaneous Orders*

- No. — — —. *GERMANO ET UX. v. FIRST NATIONAL BANK OF BETHANY ET AL.* Motion of petitioners for reconsideration of order of October 4, 1993 [*ante*, p. 802], denied.

- No. D-1306. *IN RE DISBARMENT OF ROGERS*. John I. Rogers III, of Bennettsville, S. C., having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to practice before the

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Bar of this Court. The rule to show cause, heretofore issued on September 24, 1993 [509 U. S. 949], is hereby discharged.

No. D-1325. IN RE DISBARMENT OF SAVOCA. It is ordered that Victor V. Savoca, of Commack, 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-1326. IN RE DISBARMENT OF LOBAR. It is ordered that Mark Alan Lobar, of Washington, D. 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. D-1327. IN RE DISBARMENT OF WOLFE. It is ordered that Mark Gregory Wolfe, of Reston, Va., 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-1328. IN RE DISBARMENT OF CARVER. It is ordered that Thomas Henry Carver, 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-1329. IN RE DISBARMENT OF KRINDLE. It is ordered that Daniel Jason Krindle, 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-1330. IN RE DISBARMENT OF BUTLER. It is ordered that Vincent Arthur Butler, of Calverton, Md., 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. 93-5212. O'CONNOR *v.* CHICAGO TRANSIT AUTHORITY ET AL. C. A. 7th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [ante, p. 807] denied.

No. 93-6082. COLEMAN *v.* WARNER ET AL. Ct. App. Ohio, Lucas County; and

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No. 93-6198. SIMS ET VIR *v.* SUBWAY EQUIPMENT LEASING CORP. ET AL. C. A. 5th Cir. Motions of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until December 6, 1993, within which to pay the docketing fee required by Rule 38(a) and to submit petitions in compliance with Rule 33 of the Rules of this Court.

No. 93-6155. HILL *v.* PENNSYLVANIA. C. A. 3d Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until December 6, 1993, 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.

No. 93-6430. IN RE PORZIO; and

No. 93-6447. IN RE CAHAN. Petitions for writs of habeas corpus denied.

No. 93-6033. IN RE MANFRED. Petition for writ of mandamus denied.

No. 93-6105. IN RE MANWANI;

No. 93-6201. IN RE CORETHERS; and

No. 93-6202. IN RE CORETHERS. Petitions for writs of mandamus and/or prohibition denied.

No. 93-6114. IN RE BROOKS ET AL. Petition for writ of prohibition denied.

*Certiorari Granted*

No. 93-445. BEECHAM *v.* UNITED STATES; and JONES *v.* UNITED STATES. C. A. 4th Cir. Certiorari granted. Reported below: 993 F. 2d 1539 (first case) and 1131 (second case).

*Certiorari Denied*

No. 92-8870. TURNPAUGH *v.* MICHIGAN. Ct. App. Mich. Certiorari denied.

No. 92-9069. CRANK *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 92-9095. MCCLARY *v.* MASSACHUSETTS. App. Ct. Mass. Certiorari denied. Reported below: 33 Mass. App. 678, 604 N. E. 2d 706.

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No. 92-9098. *THOMPSON v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied. Reported below: 615 So. 2d 129.

No. 93-138. *TEICHER ET AL. v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 987 F. 2d 112.

No. 93-207. *KRAFT ET AL. v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 991 F. 2d 292.

No. 93-215. *SABLONE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 989 F. 2d 596.

No. 93-254. *GRIMES v. OHIO EDISON Co.* C. A. 2d Cir. Certiorari denied. Reported below: 992 F. 2d 455.

No. 93-278. *MOORE v. ELI LILLY & Co.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 812.

No. 93-314. *BARNES ET AL. v. MISSISSIPPI ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 1335.

No. 93-422. *MEDVIK v. CITY OF UNIVERSITY CITY ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 995 F. 2d 857.

No. 93-440. *WILLIS v. UNIVERSITY HEALTH SERVICES, INC., DBA UNIVERSITY HOSPITAL, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 837.

No. 93-456. *GUARDINO v. CALIFORNIA*. Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 93-459. *SHIEH ET AL. v. EBERSHOFF ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-467. *TILSON v. CITY OF WICHITA, KANSAS*. Sup. Ct. Kan. Certiorari denied. Reported below: 253 Kan. 285, 855 P. 2d 911.

No. 93-472. *HYDRO ALUMINIUM NORDISK AVIATION PRODUCTS, A/S v. TORGESON ET UX.* C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 881.

No. 93-473. *DIXIE MACHINE, WELDING & METAL WORKS ET AL. v. MOSS*. Ct. App. La., 4th Cir. Certiorari denied. Reported below: 617 So. 2d 959.



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No. 93-476. *MACLEOD v. MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Certiorari denied. Reported below: 946 F. 2d 886.

No. 93-477. *MACLEOD v. VIRGINIA BEACH CORRECTIONAL CENTER ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 944 F. 2d 901.

No. 93-478. *MACLEOD v. VIRGINIA BEACH CORRECTIONAL CENTER ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 948 F. 2d 1281.

No. 93-479. *MACLEOD v. VIRGINIA*. Ct. App. Va. Certiorari denied.

No. 93-480. *GONSALVES, DISTRICT ATTORNEY, KINGS COUNTY, CALIFORNIA v. GALLEGOS*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 882.

No. 93-481. *WYATT v. COLE ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 994 F. 2d 1113.

No. 93-483. *WARFEL ET AL. v. BRADY, PERSONAL REPRESENTATIVE OF THE ESTATE OF BRADY*. Ct. Sp. App. Md. Certiorari denied. Reported below: 95 Md. App. 1, 619 A. 2d 171.

No. 93-484. *ZADY NATEY, INC. v. UNITED FOOD & COMMERCIAL WORKERS, INTERNATIONAL UNION, LOCAL NO. 27*. C. A. 4th Cir. Certiorari denied. Reported below: 995 F. 2d 496.

No. 93-485. *COLLIER ET AL. v. MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1002.

No. 93-487. *AWOFOLU v. PUBLIC STORAGE MANAGEMENT, INC., ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 881.

No. 93-488. *SMITH v. ROULETTE ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 93-492. *JOHNSON v. BEKINS VAN LINES CO. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 221.

No. 93-494. *SINALOA LAKE OWNERS ASSN., INC., ET AL. v. CALIFORNIA DIVISION OF SAFETY OF DAMS*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 884.

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No. 93-499. *TAYLOR v. CENTRAL STATES, SOUTHEAST AND SOUTHWEST AREAS PENSION FUND ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1217.

No. 93-500. *SIMMONS ET AL. v. ROSS.* Cir. Ct. Boyd County, Ky. Certiorari denied.

No. 93-501. *CAZARES v. ELSESSER & RADER ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-509. *MARINO v. WRITERS' GUILD OF AMERICA ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 992 F. 2d 1480.

No. 93-534. *CITY OF NEW YORK ET AL. v. KAM SHING CHAN ET AL.*; and

No. 93-535. *CHINESE AMERICAN PLANNING COUNCIL, INC. v. KAM SHING CHAN ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 1 F. 3d 96.

No. 93-556. *SAY & SAY ET AL. v. SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES (CASTELLANO ET AL., REAL PARTIES IN INTEREST).* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-561. *MCI TELECOMMUNICATIONS CORP. v. CREDIT BUILDERS OF AMERICA, INC.* C. A. 5th Cir. Certiorari denied. Reported below: 2 F. 3d 103.

No. 93-565. *WILLIAMS v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 1299.

No. 93-574. *RAMIREZ-GONZALEZ v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 231.

No. 93-579. *HEMMERLE, DBA HEMMERLE CONSTRUCTION CO., ET AL. v. FEDERAL DEPOSIT INSURANCE CORPORATION, AS RECEIVER FOR SUNRISE SAVINGS & LOAN ASSN.* Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 606 So. 2d 437.

No. 93-585. *BALKISSOON ET UX. v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 4th Cir. Certiorari denied. Reported below: 995 F. 2d 525.

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No. 93-586. *FEDORYK v. DUDLEY*, JUDGE, CIRCUIT COURT OF MARYLAND, HOWARD COUNTY, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 995 F. 2d 1062.

No. 93-608. *KNIGHT v. KNIGHT ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1225.

No. 93-5224. *DEAN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1216.

No. 93-5311. *VALENTIN v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 93-5325. *SMITH v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 93-5544. *HUNT v. BEYER*, ADMINISTRATOR, NEW JERSEY STATE PRISON, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 877.

No. 93-5608. *JAMES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 236.

No. 93-5663. *ZIEGENHAGEN v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 996 F. 2d 1220.

No. 93-5679. *BULLARD v. MISSOURI*. Sup. Ct. Mo. Certiorari denied. Reported below: 853 S. W. 2d 921.

No. 93-5701. *CAUGHRON v. TENNESSEE*. Sup. Ct. Tenn. Certiorari denied. Reported below: 855 S. W. 2d 526.

No. 93-5711. *FAVOR v. ARVONIO*, ADMINISTRATOR, EAST JERSEY STATE PRISON, ET AL. C. A. 3d Cir. Certiorari denied.

No. 93-5726. *MARTIN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 989 F. 2d 271.

No. 93-5732. *CHARLES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 93-5742. *ARNOLD v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 879.

No. 93-5776. *ARCHULETA v. UTAH*. Sup. Ct. Utah. Certiorari denied. Reported below: 850 P. 2d 1232.

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No. 93-5864. *RHODES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 983 F. 2d 1061.

No. 93-5946. *OWENS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 496.

No. 93-6064. *MANGRUM v. MORRISON, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 237.

No. 93-6094. *SPARKS v. CONTINENTAL EAGLE CORP. ET AL.* Sup. Ct. Ala. Certiorari denied. Reported below: 629 So. 2d 816.

No. 93-6097. *BROOKE v. DUCKWORTH, SUPERINTENDENT, INDIANA STATE REFORMATORY, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 993 F. 2d 1549.

No. 93-6106. *LEWIS v. MORRIS, WARDEN, ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-6112. *WILLIAMS v. PRICE, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 999 F. 2d 548.

No. 93-6113. *SACK v. WAGONER COUNTY, OKLAHOMA, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 311.

No. 93-6115. *ANDRISANI v. CALIFORNIA ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 881.

No. 93-6121. *TANGUMA v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 1237.

No. 93-6131. *WILKERSON v. GUNN, WARDEN.* Sup. Ct. Cal. Certiorari denied.

No. 93-6135. *GACHOT v. LOUISIANA.* Ct. App. La., 3d Cir. Certiorari denied. Reported below: 609 So. 2d 269.

No. 93-6136. *SPINDLE v. BERRONG, WARDEN.* C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 311.

No. 93-6143. *STEWART v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 620 So. 2d 177.

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No. 93-6146. *AKINS ET UX. v. COTTON ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 215.

No. 93-6147. *HOWARD v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied. Reported below: 978 F. 2d 719.

No. 93-6151. *HENRY v. GULFPORT PAPER Co., INC.* C. A. 5th Cir. Certiorari denied. Reported below: 998 F. 2d 1013.

No. 93-6152. *HARMER v. ADKINS, ASSISTANT SUPERINTENDENT, INDIANA STATE PRISON, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 998 F. 2d 1016.

No. 93-6154. *HILL v. BURD.* C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 779.

No. 93-6164. *PAGE v. ILLINOIS.* Sup. Ct. Ill. Certiorari denied. Reported below: 155 Ill. 2d 232, 614 N. E. 2d 1160.

No. 93-6166. *OVERSTREET v. CASPARI, SUPERINTENDENT, MISSOURI EASTERN CORRECTIONAL CENTER, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 2d 636.

No. 93-6172. *CRUSE v. BROWN ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 2d 1546.

No. 93-6173. *HUGHEY v. HAMPTON, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 995 F. 2d 1063.

No. 93-6182. *PERRY v. MCKUNE, WARDEN, ET AL.* Sup. Ct. Kan. Certiorari denied.

No. 93-6185. *GOLDSMITH v. OKLAHOMA.* Ct. Crim. App. Okla. Certiorari denied.

No. 93-6186. *BROOKE v. DUKE ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 875.

No. 93-6192. *GORRION v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 5 F. 3d 548.

No. 93-6194. *OSBORNE ET UX. v. BALL.* Sup. Ct. Tex. Certiorari denied.

No. 93-6199. *STRICKLAND v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 999 F. 2d 541.

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No. 93-6204. *BYRD v. CUBBAGE*. C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1002.

No. 93-6205. *AUSTIN v. LINAHAN, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1555.

No. 93-6223. *DELK v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 855 S. W. 2d 700.

No. 93-6228. *TORRES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 942 F. 2d 1543 and 991 F. 2d 662.

No. 93-6269. *HARRIS, AKA JOHNSON v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 2 F. 3d 1452.

No. 93-6295. *WASHINGTON v. FLORIDA*. Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 620 So. 2d 777.

No. 93-6296. *SMITH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1265.

No. 93-6301. *ZACK v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1021.

No. 93-6302. *SCHRAM v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 9 F. 3d 741.

No. 93-6303. *WICKS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 995 F. 2d 964.

No. 93-6307. *DUNCAN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1021.

No. 93-6308. *LECHUGA v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 994 F. 2d 346.

No. 93-6309. *MORELAND v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 988 F. 2d 750.

No. 93-6310. *LINBERG v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1158.

No. 93-6313. *THORNTON v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 1 F. 3d 149.

No. 93-6314. *MONTGOMERY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 1 F. 3d 1243.

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No. 93-6315. *MARCH v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 999 F. 2d 456.

No. 93-6318. *GARCIA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 545.

No. 93-6319. *KONSTENIUS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 2 F. 3d 1152.

No. 93-6320. *HENDRIX v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 93-6322. *CORNETT v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 998 F. 2d 1013.

No. 93-6324. *BETHEA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 996 F. 2d 1212.

No. 93-6327. *HAM, AKA HAMM, AKA BREWER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1540.

No. 93-6330. *SMITH v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 995 F. 2d 1064.

No. 93-6331. *BUNKER v. SAUSER, SUPERINTENDENT, SPRING CREEK CORRECTIONAL CENTER, ALASKA DEPARTMENT OF CORRECTIONS*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1223.

No. 93-6332. *WHITLEY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 546.

No. 93-6333. *SPEARS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1495.

No. 93-6339. *ALFORD v. HUFFMAN ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1223.

No. 93-6348. *WILLIAMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1020.

No. 93-6351. *LALOR v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 996 F. 2d 1578.

No. 93-6356. *SIMPSON v. ORTIZ, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 606.

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No. 93-6361. *HAWKINS v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 66 Ohio St. 3d 339, 612 N. E. 2d 1227.

No. 93-6363. *HENRY v. NEW JERSEY*. Sup. Ct. N. J. Certiorari denied. Reported below: 133 N. J. 104, 627 A. 2d 125.

No. 93-6365. *HESSELL v. OVERTON, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 93-6369. *BUTCHER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 1 F. 3d 1242.

No. 93-6375. *OVIATT v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 125.

No. 93-6377. *OKOLO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1011.

No. 93-6380. *SIMMONS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 4 F. 3d 995.

No. 93-6390. *TOOMEY v. IOWA DEPARTMENT OF HUMAN SERVICES*. Sup. Ct. Iowa. Certiorari denied. Reported below: 504 N. W. 2d 633.

No. 93-6401. *PRUETT v. THOMPSON, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 996 F. 2d 1560.

No. 93-143. *NORTH CAROLINA v. BALLARD*; and *NORTH CAROLINA v. BATES*. Sup. Ct. N. C. Motions of respondents Lonnie Ballard and Joseph Earl Bates for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 333 N. C. 515, 428 S. E. 2d 178 (first case); 333 N. C. 523, 428 S. E. 2d 693 (second case).

No. 93-318. *CONSUMER FEDERATION OF AMERICA ET AL. v. UNITED STATES ET AL.* C. A. D. C. Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition. Reported below: 993 F. 2d 1572.

*Rehearing Denied*

No. 92-1511. *GRYNBERG ET AL. v. UNITED STATES ET AL.*, *ante*, p. 812;

No. 93-88. *FERNANDES v. ROCKAWAY TOWNSHIP TOWN COUNCIL ET AL.*, *ante*, p. 863;



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No. 93–151. *GREENE v. NEW YORK STOCK EXCHANGE, INC., ET AL.*, *ante*, p. 866;

No. 93–161. *AMERICOM DISTRIBUTING CORP. v. ACS COMMUNICATIONS, INC.*, *ante*, p. 867;

No. 93–170. *EPPERLY ET AL. v. UNITED STATES ET AL.*, *ante*, p. 867;

No. 93–230. *McGOWAN v. CROSS ET AL.*, *ante*, p. 909;

No. 93–5164. *TYLER v. MOORE ET AL.*, *ante*, p. 879;

No. 93–5277. *TYLER v. GEILER ET AL.*, *ante*, p. 885; and

No. 93–5636. *IN RE COOPER ET UX.*, *ante*, p. 809. Petitions for rehearing denied.

NOVEMBER 16, 1993

*Dismissal Under Rule 46*

No. 93–531. *FUJIKAWA ET AL. v. PML SECURITIES CO.* C. A. 9th Cir. Certiorari dismissed under this Court's Rule 46.

NOVEMBER 17, 1993

*Dismissals Under Rule 46*

No. 93–530. *KING ET AL. v. E. I. DU PONT DE NEMOURS & CO. ET AL.* C. A. 1st Cir. Certiorari dismissed under this Court's Rule 46.1. Reported below: 996 F. 2d 1346.

No. 93–337. *GENERAL CHEMICAL CORP. v. DE LA LASTRA ET AL.* Sup. Ct. Tex. Certiorari dismissed under this Court's Rule 46.1. Reported below: 852 S. W. 2d 916.

NOVEMBER 18, 1993

*Dismissal Under Rule 46*

No. 92–1646. *FORMBY v. UNITED STATES* [and other cases under this Court's Rule 12.2]. Certiorari dismissed as to petitioner James Formby under this Court's Rule 46.1. Reported below: 37 M. J. 268.

NOVEMBER 22, 1993

*Dismissal Under Rule 46*

No. 92–1274. *ANAGO INC. v. TECNOL MEDICAL PRODUCTS, INC.* C. A. 5th Cir. Certiorari dismissed under this Court's Rule 46.1. Reported below: 976 F. 2d 248.

NOVEMBER 29, 1993

*Certiorari Granted—Vacated and Remanded*

No. 93–5382. MAHON *v.* COUNTY OF LOS ANGELES ET AL. 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 *Antoine v. Byers & Anderson, Inc.*, 508 U. S. 429 (1993).

*Miscellaneous Orders*

No. — — —. SPILLER ET AL. *v.* MAINE ET AL. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. D–1294. IN RE DISBARMENT OF SPIES. Disbarment entered. [For earlier order herein, see 509 U. S. 944.]

No. D–1299. IN RE DISBARMENT OF MATTHEWS. Disbarment entered. [For earlier order herein, see 509 U. S. 948.]

No. D–1300. IN RE DISBARMENT OF STROMER. Disbarment entered. [For earlier order herein, see 509 U. S. 948.]

No. D–1302. IN RE DISBARMENT OF WILLIS. Disbarment entered. [For earlier order herein, see 509 U. S. 949.]

No. D–1303. IN RE DISBARMENT OF BLAKE. Disbarment entered. [For earlier order herein, see 509 U. S. 949.]

No. D–1305. IN RE DISBARMENT OF THRASHER. Disbarment entered. [For earlier order herein, see 509 U. S. 949.]

No. D–1307. IN RE DISBARMENT OF SHENBERG. Disbarment entered. [For earlier order herein, see 509 U. S. 949.]

No. D–1308. IN RE DISBARMENT OF GOODHART. Disbarment entered. [For earlier order herein, see 509 U. S. 949.]

No. D–1310. IN RE DISBARMENT OF ZWEIBON. Disbarment entered. [For earlier order herein, see 509 U. S. 950.]

No. D–1311. IN RE DISBARMENT OF GHOBASHY. Disbarment entered. [For earlier order herein, see 509 U. S. 950.]

No. D–1312. IN RE DISBARMENT OF RABINOWITZ. Disbarment entered. [For earlier order herein, see 509 U. S. 950.]

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No. D-1313. IN RE DISBARMENT OF RUBIN. Disbarment entered. [For earlier order herein, see 509 U. S. 950.]

No. D-1314. IN RE DISBARMENT OF BROWN. Disbarment entered. [For earlier order herein, see 509 U. S. 950.]

No. D-1315. IN RE DISBARMENT OF HUTCHESON. Kent Hutcheson, of Nauvoo, Ill., having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court. The rule to show cause, heretofore issued on October 18, 1993 [*ante*, p. 929], is hereby discharged.

No. D-1331. IN RE DISBARMENT OF O'LEARY. It is ordered that Joseph J. O'Leary, of Canton, 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.

No. D-1332. IN RE DISBARMENT OF DAYS. It is ordered that John Wesley Days, of Silver Spring, Md., 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-1333. IN RE DISBARMENT OF SHARP. It is ordered that Stephen Alan Sharp, of Washington, D. 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. 8, Orig. ARIZONA *v.* CALIFORNIA ET AL. Joint motion of the parties to suspend the briefing schedule set by order of the Court on October 18, 1993 [*ante*, p. 930], granted. [For earlier order herein, see, *e. g.*, *ante*, p. 930.]

No. 65, Orig. TEXAS *v.* NEW MEXICO. Motion of the River Master for award of fees and expenses granted, and the River Master is awarded a total of \$535.54 for the period July 1 through September 30, 1993, to be paid equally by the parties. [For earlier order herein, see, *e. g.*, *ante*, p. 805.]

No. 92-8346. SHANNON *v.* UNITED STATES. C. A. 5th Cir. [Certiorari granted, *ante*, p. 943.] Motion for appointment of counsel granted, and it is ordered that Thomas R. Trout, Esq., of

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New Albany, Miss., be appointed to serve as counsel for petitioner in this case.

No. 92-8822. *JOHNSON v. CALIFORNIA*, *ante*, p. 836. Respondent is requested to file a response to the petition for rehearing within 30 days.

No. 93-781. *SINKFIELD ET AL. v. WESCH ET AL.* C. A. 11th Cir. Motion of petitioners to expedite consideration of petition for writ of certiorari denied.

No. 93-6747. *THIGPEN ET AL. v. UNITED STATES.* C. A. 11th Cir. Motion of petitioners to expedite consideration of petition for writ of certiorari denied.

No. 93-6250. *BRUCE v. CALIFORNIA DEPARTMENT OF CORRECTIONS ET AL.* C. A. 9th Cir.;

No. 93-6253. *ALLUM v. SECOND JUDICIAL DISTRICT COURT OF NEVADA ET AL.* Sup. Ct. Nev.; and

No. 93-6293. *WILLIAMS ET UX. v. SEEGER ET AL.* C. A. 4th Cir. Motions of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until December 20, 1993, within which to pay the docketing fee required by Rule 38(a) and to submit petitions in compliance with Rule 33 of the Rules of this Court.

No. 93-6273. *ANTONELLI v. O'MALLEY.* C. A. 7th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until December 20, 1993, 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.

No. 93-5204. *IN RE ROUTT*; and

No. 93-6642. *IN RE MONROE.* Petitions for writs of habeas corpus denied.

No. 93-6175. *IN RE CONBOY*; and

No. 93-6291. *IN RE NEWTOP.* Petitions for writs of mandamus denied.

No. 93-557. *IN RE JOHNSON*; and

No. 93-6203. *IN RE CORETHERS.* Petitions for writs of mandamus and/or prohibition denied.

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*Certiorari Granted*

No. 93-489. O'MELVENY & MYERS *v.* FEDERAL DEPOSIT INSURANCE CORPORATION, AS RECEIVER FOR AMERICAN DIVERSIFIED SAVINGS BANK, ET AL. C. A. 9th Cir. Certiorari granted. Reported below: 969 F. 2d 744.

No. 93-356. MCI TELECOMMUNICATIONS CORP. *v.* AMERICAN TELEPHONE & TELEGRAPH Co.; and

No. 93-521. UNITED STATES ET AL. *v.* AMERICAN TELEPHONE & TELEGRAPH Co. ET AL. C. A. D. C. Cir. Certiorari granted, cases consolidated, and a total of one hour allotted for oral argument. JUSTICE O'CONNOR took no part in the consideration or decision of these petitions.

No. 93-517. BOARD OF EDUCATION OF KIRYAS JOEL VILLAGE SCHOOL DISTRICT *v.* GRUMET ET AL.;

No. 93-527. BOARD OF EDUCATION OF MONROE-WOODBURY CENTRAL SCHOOL DISTRICT *v.* GRUMET ET AL.; and

No. 93-539. ATTORNEY GENERAL OF NEW YORK *v.* GRUMET ET AL. Ct. App. N. Y. Certiorari granted, cases consolidated, and a total of one hour allotted for oral argument. Reported below: 81 N. Y. 2d 518, 618 N. E. 2d 94.

No. 93-518. DOLAN *v.* CITY OF TIGARD. Sup. Ct. Ore. Motions for leave to file briefs as *amici curiae* filed by the following are granted: Northwest Legal Foundation, Pacific Legal Foundation et al., National Association of Home Builders et al., Mountain States Legal Foundation et al., Washington Legal Foundation et al., and Oregon Association of Realtors. Certiorari granted. Reported below: 317 Ore. 110, 854 P. 2d 437.

No. 93-6497. MCFARLAND *v.* COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted limited to Question 2 presented by the petition. Reported below: 7 F. 3d 47.

*Certiorari Denied*

No. 92-9146. VAKSMAN *v.* UNIVERSITY OF HOUSTON BOARD OF TRUSTEES ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 986 F. 2d 1418.

No. 93-116. FALOO ET AL. *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 985 F. 2d 510.

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No. 93-226. PARDEE & CURTIN LUMBER CO. ET AL. *v.* WEBSTER COUNTY COMMISSION. Cir. Ct. Webster County, W. Va. Certiorari denied.

No. 93-249. CHAGRA ET AL. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 2d Cir. Certiorari denied. Reported below: 990 F. 2d 1250.

No. 93-288. EXXON CORP. ET AL. *v.* BOYLE, ADMINISTRATOR, NEW JERSEY SPILL COMPENSATION FUND, ET AL. Super. Ct. N. J., App. Div. Certiorari denied. Reported below: 262 N. J. Super. 264, 620 A. 2d 1068.

No. 93-305. BLANKSTYN *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1255.

No. 93-324. DIGITRON PACKAGING, INC. *v.* NATIONAL LABOR RELATIONS BOARD. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1066.

No. 93-332. MICHIGAN MUNICIPAL COOPERATIVE GROUP ET AL. *v.* FEDERAL ENERGY REGULATORY COMMISSION ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 990 F. 2d 1377.

No. 93-336. BARNETT *v.* INTERNAL REVENUE SERVICE. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1449.

No. 93-339. BURKE, PERSONAL REPRESENTATIVE OF THE ESTATE OF WILLIAMS, DECEASED *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 994 F. 2d 1576.

No. 93-342. MERCANTILE EMPLOYEES' BENEFICIARY ASSOCIATION TRUST ET AL. *v.* BANK ONE, TEXAS, N. A., ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 324.

No. 93-348. PGDH LIQUIDATING TRUST, AS SUCCESSOR-INTEREST TO PRINCE GEORGE'S HOSPITAL, INC., T/A DOCTORS' HOSPITAL OF PRINCE GEORGE'S COUNTY *v.* SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 228.

No. 93-366. MOUAWAD *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1533.

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No. 93-369. *WILLIAMS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 994 F. 2d 646.

No. 93-372. *SAM'S WHOLESALE CLUB ET AL. v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 508.

No. 93-373. *BOARD OF EDUCATION OF THE BOROUGH OF ENGLEWOOD CLIFFS v. BOARD OF EDUCATION OF THE CITY OF ENGLEWOOD ET AL.* Sup. Ct. N. J. Certiorari denied. Reported below: 132 N. J. 327, 625 A. 2d 483.

No. 93-382. *BUTTS v. OHIO*; and

No. 93-555. *OHIO v. BUTTS*. Ct. App. Ohio, Miami County. Certiorari denied.

No. 93-400. *NEW YORK CITY TRANSIT AUTHORITY v. MCCUMMINGS*. Ct. App. N. Y. Certiorari denied. Reported below: 81 N. Y. 2d 923, 613 N. E. 2d 559.

No. 93-420. *GREEN v. NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, DIVISION OF MOTOR VEHICLES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1537.

No. 93-421. *EICHELBERGER ET AL. v. BALETTE ET AL.* Ct. App. Tex., 14th Dist. Certiorari denied. Reported below: 841 S. W. 2d 508.

No. 93-424. *TRINITY INDUSTRIES, INC. v. SHIPES ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 987 F. 2d 311.

No. 93-449. *PLATT v. IHLE ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 996 F. 2d 1212.

No. 93-455. *KILLEEN ET AL. v. HALLSTROM*. C. A. 9th Cir. Certiorari denied. Reported below: 991 F. 2d 1473.

No. 93-460. *BAUGHMAN, AKA BOUGHMAN v. SOUTH CAROLINA*. Sup. Ct. S. C. Certiorari denied. Reported below: 311 S. C. 547, 430 S. E. 2d 505.

No. 93-482. *WEICHERT v. RICHARDS, ADMINISTRATOR, FEDERAL AVIATION ADMINISTRATION*. C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 301.

No. 93-491. *CROSTHWAIT EQUIPMENT Co., INC., ET AL. v. JOHN DEERE Co.* C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 525.

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No. 93-502. *IN RE CORDOVA-GONZALEZ*. C. A. 1st Cir. Certiorari denied. Reported below: 996 F. 2d 1334.

No. 93-516. *HEARTLAND FEDERAL SAVINGS & LOAN ASSN. v. BRISCOE ENTERPRISES, LTD., II*. C. A. 5th Cir. Certiorari denied. Reported below: 994 F. 2d 1160.

No. 93-519. *FEDERAL ELECTION COMMISSION v. LAROCHE ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 996 F. 2d 1263.

No. 93-520. *GEOFFREY, INC. v. SOUTH CAROLINA DEPARTMENT OF REVENUE AND TAXATION*. Sup. Ct. S. C. Certiorari denied. Reported below: 313 S. C. 15, 437 S. E. 2d 13.

No. 93-522. *HURWITZ v. PERALES, COMMISSIONER, NEW YORK STATE DEPARTMENT OF SOCIAL SERVICES, ET AL.* Ct. App. N. Y. Certiorari denied. Reported below: 81 N. Y. 2d 182, 613 N. E. 2d 163.

No. 93-524. *LONG ISLAND RAIL ROAD CO. v. BATES ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 997 F. 2d 1028.

No. 93-525. *WORLDWIDE INSURANCE MANAGEMENT CORP. v. RESOLUTION TRUST CORPORATION, AS RECEIVER FOR METROPOLITAN FINANCIAL FEDERAL SAVINGS & LOAN ASSN.* C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 325.

No. 93-526. *HERNANDEZ v. KMART CORP. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 2d 1543.

No. 93-528. *GESKE & SONS, INC. v. INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL 150, ET AL.* App. Ct. Ill., 2d Dist. Certiorari denied. Reported below: 236 Ill. App. 3d 1110, 655 N. E. 2d 331.

No. 93-529. *LAWLINE ET AL. v. AMERICAN BAR ASSN. ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 956 F. 2d 1378.

No. 93-532. *REYER v. TODD ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1259.

No. 93-533. *CAMOSCIO v. DONAHUE, ASSOCIATE JUSTICE, SUPERIOR COURT OF MASSACHUSETTS*. Sup. Jud. Ct. Mass. Certiorari denied.



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No. 93-536. *ECHLIN v. LECUREUX, WARDEN*; and  
No. 93-6317. *JOHNSON v. LECUREUX, WARDEN*. C. A. 6th  
Cir. Certiorari denied. Reported below: 995 F. 2d 1344.

No. 93-537. *YUTER v. TANDEM COMPUTERS INC. ET AL.* C. A.  
Fed. Cir. Certiorari denied. Reported below: 5 F. 3d 1502.

No. 93-540. *SUNDWALL v. GENERAL BUILDING SUPPLY CO.*  
App. Ct. Conn. Certiorari denied.

No. 93-544. *MOLINA DE HERNANDEZ v. ARIZONA*. Ct. App.  
Ariz. Certiorari denied.

No. 93-545. *LAZIRKO v. BRICKMAN-ABEGGLEN*. Sup. Ct.  
Ohio. Certiorari denied. Reported below: 66 Ohio St. 3d 1402,  
605 N. E. 2d 1260.

No. 93-547. *FRONTIER PILOTS LITIGATION STEERING COMMIT-  
TEE v. TEXAS AIR CORP. ET AL.* C. A. 3d Cir. Certiorari denied.  
Reported below: 998 F. 2d 1003.

No. 93-549. *LIFSCHULTZ FAST FREIGHT, INC. v. CONSOLI-  
DATED FREIGHTWAYS CORPORATION OF DELAWARE ET AL.* C. A.  
4th Cir. Certiorari denied. Reported below: 998 F. 2d 1009.

No. 93-550. *J. Z. G. RESOURCES, INC. v. SHELBY INSURANCE  
CO.* C. A. 2d Cir. Certiorari denied. Reported below: 987 F.  
2d 98.

No. 93-554. *VELAZQUEZ ET AL. v. FIGUEROA-GOMEZ ET AL.*  
C. A. 1st Cir. Certiorari denied. Reported below: 996 F. 2d 425.

No. 93-570. *LANDGRAF, EXECUTRIX OF THE ESTATE OF LAND-  
GRAF, DECEASED v. McDONNELL DOUGLAS HELICOPTER CO.*  
C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 2d 558.

No. 93-573. *WESTFALL v. SOUTHWEST AIRLINES CO.* C. A.  
5th Cir. Certiorari denied. Reported below: 997 F. 2d 882.

No. 93-576. *RIMMER v. OCTAGON GAS SYSTEMS, INC.* C. A.  
10th Cir. Certiorari denied. Reported below: 995 F. 2d 948.

No. 93-581. *FLETCHER v. KIDDER, PEABODY & CO., INC.* Ct.  
App. N. Y. Certiorari denied. Reported below: 81 N. Y. 2d 623,  
619 N. E. 2d 998.

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No. 93-600. *JOHN MORRELL & Co. v. UNITED FOOD & COMMERCIAL WORKERS INTERNATIONAL UNION, LOCAL 304A, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 992 F. 2d 205.

No. 93-601. *MOYER PACKING CO. ET AL. v. PETRUZZI'S IGA SUPERMARKETS, INC.* C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1224.

No. 93-610. *MCDONALD v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 994 F. 2d 970.

No. 93-616. *UNITED KEETOOWAH BAND OF CHEROKEE INDIANS v. OKLAHOMA TAX COMMISSION.* C. A. 10th Cir. Certiorari denied. Reported below: 992 F. 2d 1073.

No. 93-624. *ORR v. GENERAL MOTORS CORP., R. P. A., DAYTON-NORWOOD OPERATION.* C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1067.

No. 93-625. *SCHMIDLING ET AL. v. CITY OF CHICAGO.* C. A. 7th Cir. Certiorari denied. Reported below: 1 F. 3d 494.

No. 93-647. *MAGNOLIA BAR ASSN., INC., ET AL. v. HAWKINS ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 994 F. 2d 1143.

No. 93-649. *HOLDEN v. REGIONAL AIRPORT AUTHORITY OF LOUISVILLE AND JEFFERSON COUNTY, KENTUCKY.* C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1215.

No. 93-664. *KIRATLI v. ERSAN RESOURCES, INC., ET AL.; and OZEY v. ERSAN RESOURCES, INC., ET AL.* C. A. 4th Cir. Certiorari denied.

No. 93-5096. *MULLINS v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 992 F. 2d 1472.

No. 93-5099. *KIRSH ET VIR v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1533.

No. 93-5171. *KNIGHT v. GOVERNMENT OF THE VIRGIN ISLANDS.* C. A. 3d Cir. Certiorari denied. Reported below: 989 F. 2d 619.

No. 93-5284. *JOHNSON-JOHNSON v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 885.

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No. 93-5299. *KENDALL v. KENDALL*. Ct. App. Wash. Certiorari denied. Reported below: 67 Wash. App. 1001.

No. 93-5377. *SWINNEY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 983 F. 2d 1069.

No. 93-5485. *SPEARS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 229.

No. 93-5532. *WASHINGTON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 990 F. 2d 1267.

No. 93-5539. *ANIMASHAUN v. IMMIGRATION AND NATURALIZATION SERVICE*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 234.

No. 93-5568. *GAMBRAH v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 301.

No. 93-5660. *NYBERG v. SNOVER ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-5683. *SLOAN v. UNITED STATES*;

No. 93-5699. *DANIELS ET AL. v. UNITED STATES*;

No. 93-5750. *GRAY v. UNITED STATES*; and

No. 93-5895. *HENRY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 988 F. 2d 750.

No. 93-5696. *MAXWELL v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied. Reported below: 534 Pa. 23, 626 A. 2d 499.

No. 93-5703. *MYRE v. IOWA*. Ct. App. Iowa. Certiorari denied. Reported below: 507 N. W. 2d 419.

No. 93-5718. *RUTULANTE v. GOMEZ, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 232.

No. 93-5722. *RUPP v. DEPARTMENT OF HEALTH AND HUMAN SERVICES*. C. A. Fed. Cir. Certiorari denied. Reported below: 991 F. 2d 810.

No. 93-5778. *BROWN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1540.

No. 93-5803. *HENDERSON v. BANK OF NEW ENGLAND*. C. A. 9th Cir. Certiorari denied. Reported below: 986 F. 2d 319.

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No. 93-5842. *BRYANT v. MUTH ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 994 F. 2d 1082.

No. 93-5843. *BENAVIDES v. BUREAU OF PRISONS.* C. A. D. C. Cir. Certiorari denied. Reported below: 993 F. 2d 257.

No. 93-5867. *DESAMOUR v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1005.

No. 93-5870. *BARNETT v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1539.

No. 93-5892. *SAMA v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1553.

No. 93-5894. *WHITE v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 1456.

No. 93-5906. *HODGES v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 619 So. 2d 272.

No. 93-5991. *SANTANA v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 301.

No. 93-6088. *HARRIS v. SULLIVAN, ACTING SECRETARY OF THE ARMY, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 306.

No. 93-6098. *DE LA GARZA v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 306.

No. 93-6099. *SMITH v. TENNESSEE.* Sup. Ct. Tenn. Certiorari denied. Reported below: 857 S. W. 2d 1.

No. 93-6168. *PHILLIPS v. CHAMPION, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 993 F. 2d 1552.

No. 93-6178. *GROOMS v. MOBAY CHEMICAL CORP.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1537.

No. 93-6183. *MOORHEAD v. TEXAS.* Ct. Crim. App. Tex. Certiorari denied.

No. 93-6195. *MAURER v. KOENIG, COMMISSIONER, CALIFORNIA BOARD OF PRISON TERMS.* C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 232.

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No. 93-6200. *TRELLEZ v. NEW YORK*. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 189 App. Div. 2d 906, 593 N. Y. S. 2d 63.

No. 93-6206. *DE LOS SANTOS FERRER v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 999 F. 2d 7.

No. 93-6207. *GRIM v. MISSOURI*. Sup. Ct. Mo. Certiorari denied. Reported below: 854 S. W. 2d 403.

No. 93-6211. *NAUGLE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 997 F. 2d 819.

No. 93-6218. *TURNER v. MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Certiorari denied. Reported below: 996 F. 2d 1212.

No. 93-6226. *SCHOKA v. SHERIFF, WASHOE COUNTY, NEVADA*. Sup. Ct. Nev. Certiorari denied. Reported below: 109 Nev. 1415, 875 P. 2d 1077.

No. 93-6227. *WARD v. PETERS ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 996 F. 2d 1220.

No. 93-6233. *WINFIELD v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

No. 93-6234. *BOROS v. BAXLEY ET AL.* Sup. Ct. Ala. Certiorari denied. Reported below: 621 So. 2d 240.

No. 93-6235. *ELLIOTT, AKA YBARRA v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 858 S. W. 2d 478.

No. 93-6237. *JOHNSON, AKA VAN DER JAGT v. SOUTH MAIN BANK*. Sup. Ct. Tex. Certiorari denied.

No. 93-6238. *GOSSETT v. WALKER, SUPERINTENDENT, AUBURN CORRECTIONAL FACILITY, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 978 F. 2d 705.

No. 93-6241. *GOFF v. DAILEY, DEPUTY SUPERINTENDENT, CORRECTIONAL TREATMENT UNIT AT CLARINDA, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 991 F. 2d 1437.

No. 93-6242. *JAANKOLA v. STATE INDUSTRIAL INSURANCE SYSTEM*. Sup. Ct. Nev. Certiorari denied. Reported below: 109 Nev. 1402, 875 P. 2d 1064.

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No. 93-6254. *SLABOCHOVA v. WESTFIELD INSURANCE CO. ET AL.* Ct. App. Ohio, Mahoning County. Certiorari denied.

No. 93-6256. *SPREMO v. DURANTE ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 999 F. 2d 537.

No. 93-6260. *MITCHELL v. KEMNA, SUPERINTENDENT, WESTERN MISSOURI CORRECTIONAL CENTER.* C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 2d 843.

No. 93-6262. *PEARSALL v. PHILLIPS ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 1 F. 3d 1234.

No. 93-6264. *McKEE v. NIX, WARDEN.* C. A. 8th Cir. Certiorari denied. Reported below: 995 F. 2d 833.

No. 93-6265. *NELSON v. NEUBERT, ADMINISTRATOR, BAYSIDE STATE PRISON.* C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1004.

No. 93-6268. *GOLDBERG v. CLEVELAND CLINIC, FLORIDA.* C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1489.

No. 93-6271. *BARTON v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 985 F. 2d 556.

No. 93-6272. *BROWN v. GEORGIA.* Sup. Ct. Ga. Certiorari denied. Reported below: 262 Ga. 728, 425 S. E. 2d 856.

No. 93-6279. *MARTIN v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 2d 1018.

No. 93-6280. *RUPERT v. SOLEY.* Sup. Jud. Ct. Me. Certiorari denied.

No. 93-6286. *OMASTA v. STOKES ET AL.* Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 623 So. 2d 503.

No. 93-6288. *WOHLFORD ET UX. v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1541.

No. 93-6292. *HINES v. THURMAN, WARDEN.* Sup. Ct. Cal. Certiorari denied.

No. 93-6299. *SCHWARZ v. OFFICE OF THRIFT SUPERVISION, DEPARTMENT OF THE TREASURY.* C. A. D. C. Cir. Certiorari denied.

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No. 93-6304. *GALAN v. GEGENHEIMER ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 305.

No. 93-6311. *MITCHELL v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 998 F. 2d 1014.

No. 93-6312. *MANS v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 999 F. 2d 966.

No. 93-6335. *ABATE v. AVENENTI ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1255.

No. 93-6340. *CORETHERS v. STATE OF OHIO PROSECUTOR ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-6341. *CUMMINGS v. HUGHES ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-6342. *ANDERSON v. DISTRICT OF COLUMBIA ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 93-6347. *THORNE v. UNITED STATES.* C. A. D. C. Cir. Certiorari denied. Reported below: 997 F. 2d 1504.

No. 93-6349. *BROOKS v. BERGMAN.* C. A. 7th Cir. Certiorari denied.

No. 93-6357. *SWENSON v. TRICKEY, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 995 F. 2d 132.

No. 93-6358. *DEGLI v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 2 F. 3d 403.

No. 93-6359. *WIATER v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES.* C. A. 7th Cir. Certiorari denied. Reported below: 993 F. 2d 1550.

No. 93-6368. *TISDALE v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 228.

No. 93-6386. *CASTRO v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 999 F. 2d 1579.

No. 93-6387. *BROCKSMITH v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 991 F. 2d 1363.

No. 93-6394. *RIDEOUT v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 3 F. 3d 32.

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No. 93-6395. *PALAZZOLA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 1 F. 3d 1248.

No. 93-6396. *ROBINSON v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 998 F. 2d 1025.

No. 93-6397. *MEANS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 545.

No. 93-6398. *POLANCO v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1492.

No. 93-6399. *PARKER v. NEVADA*. Sup. Ct. Nev. Certiorari denied. Reported below: 109 Nev. 383, 849 P. 2d 1062.

No. 93-6400. *ONWUASOANYA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 880.

No. 93-6404. *WILLIAMS v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 622 So. 2d 456.

No. 93-6405. *SHELTON ET AL. v. SCOTT ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 999 F. 2d 536.

No. 93-6406. *SHELBY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1265.

No. 93-6412. *SAVAGE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 2 F. 3d 1154.

No. 93-6416. *CAMACHO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1010.

No. 93-6417. *SCIRE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 999 F. 2d 536.

No. 93-6418. *THOMAS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1023.

No. 93-6419. *REVELS v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 93-6420. *ROBINSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 2d 1583.

No. 93-6422. *NUTTLE ET AL. v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 4th Cir. Certiorari denied. Reported below: 995 F. 2d 1063.



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No. 93-6424. *HANNAH v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1010.

No. 93-6425. *FORDE, AKA TAYLOR, AKA HESCOTT v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 986.

No. 93-6428. *STEPHENS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 998 F. 2d 1014.

No. 93-6429. *BYFIELD v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 1 F. 3d 45.

No. 93-6436. *ENGLISH v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 2d 609.

No. 93-6439. *FROST v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 999 F. 2d 737.

No. 93-6440. *ARIAS VILLANUEVA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 998 F. 2d 1491.

No. 93-6444. *HANIF, AKA NOOR v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 1 F. 3d 998.

No. 93-6446. *EMRA v. MAASS, SUPERINTENDENT, OREGON STATE PENITENTIARY*. C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 542.

No. 93-6449. *PLANCARTE-RAYA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 998 F. 2d 1491.

No. 93-6451. *LAWSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 999 F. 2d 985.

No. 93-6452. *FINN, AKA DUPREE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 2d 1019.

No. 93-6453. *COSTA v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 996 F. 2d 1221.

No. 93-6456. *COREY v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 999 F. 2d 493.

No. 93-6464. *WILLIS v. RISON, WARDEN, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1007.

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No. 93-6465. *DOPICO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 2 F. 3d 404.

No. 93-6467. *CIANCA v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 9 F. 3d 1541.

No. 93-6470. *MUZINGO v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 999 F. 2d 361.

No. 93-6483. *McFARLAND v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 93-6484. *SIMMONS v. MARYLAND*. Ct. Sp. App. Md. Certiorari denied. Reported below: 95 Md. App. 741.

No. 93-6485. *MUNIZ v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 1 F. 3d 1018.

No. 93-6488. *PAZEL v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 781.

No. 93-6489. *LOVETT v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 1 F. 3d 1250.

No. 93-6490. *McWHORTER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 110.

No. 93-6504. *MOREJON-GOMEZ v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 999 F. 2d 537.

No. 93-6505. *JONES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 999 F. 2d 1579.

No. 93-6514. *WILLIAMS v. FOWLER ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-6525. *PLEDGER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 2d 1583.

No. 93-6526. *OAKS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 439.

No. 93-6529. *MANTILLA v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1006.

No. 93-6530. *NIX v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 49.

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No. 93-6531. NEKU *v.* UNITED STATES. Ct. App. D. C. Certiorari denied. Reported below: 620 A. 2d 259.

No. 93-6536. MERKL *v.* HARDY ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 991 F. 2d 799.

No. 93-6541. KABA *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 999 F. 2d 47.

No. 93-6561. SMITH *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 967 F. 2d 595.

No. 93-6564. GRAHAM *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1197.

No. 93-319. RASCH *v.* NATIONAL RAILROAD PASSENGER CORPORATION, DBA AMTRAK. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 993 F. 2d 913.

No. 93-615. ATKINS *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 993 F. 2d 913.

No. 93-5990. ABDULLAH *v.* FEDERAL BUREAU OF INVESTIGATION. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition.

No. 93-6458. FREEMAN *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 995 F. 2d 305.

No. 93-432. MORALES, DECEASED, ET AL. *v.* BARGE-WAGENER CONSTRUCTION CO. ET AL. Sup. Ct. Ga. Motions of National Employment Lawyers Association and United States of Mexico et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 263 Ga. 190, 429 S. E. 2d 671.

No. 93-451. WHITLEY ET AL. *v.* STANDEN. C. A. 9th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 994 F. 2d 1417.

No. 93-510. AETNA LIFE INSURANCE CO. ET AL. *v.* STUART CIRCLE HOSPITAL CORP. C. A. 4th Cir. Motions for leave to

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file briefs as *amici curiae* filed by the following are granted: Metropolitan Life Insurance Co., CIGNA, Travelers Insurance Co. et al., Association of Private Pension and Welfare Benefit Plans, National Coordinating Committee for Multiemployer Plans, Connecticut Business and Industry Association, American Council of Life Insurance, Group Health Association of America, Inc., and Health Insurance Association of America et al. Certiorari denied. Reported below: 995 F. 2d 500.

No. 93-559. COLORADO STATE BOARD OF AGRICULTURE, IN ITS CAPACITY AS THE GOVERNING BOARD OF THE COLORADO STATE UNIVERSITY *v.* ROBERTS ET AL. C. A. 10th Cir. Motions of Alabama Association of School Boards et al., Brown University et al., and American Council on Education et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 998 F. 2d 824.

No. 93-562. MCMANUS *v.* IOWA ET AL. Sup. Ct. Iowa. Certiorari denied. JUSTICE BLACKMUN took no part in the consideration or decision of this petition. Reported below: 499 N. W. 2d 726.

No. 93-6407. GAFFNEY *v.* ARIZONA. Ct. App. Ariz. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition.

*Rehearing Denied*

No. 92-1806. MEYER *v.* LELSZ ET AL., *ante*, p. 906;

No. 92-1827. BONA *v.* CHAVEZ ET AL., *ante*, p. 815;

No. 92-1869. BULLWINKLE *v.* ALASKA, *ante*, p. 817;

No. 92-1881. THOMSEN *v.* JUVENILE DEPARTMENT OF WASHINGTON COUNTY ET AL., *ante*, p. 818;

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No. 92-2045. SMITH ET AL. *v.* SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES; and CLAYBORN *v.* SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES, *ante*, p. 930;

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- No. 92-8732. BRANNON *v.* LAMAINA, *ante*, p. 833;  
No. 92-8766. JOHNSON *v.* DETROIT COLLEGE OF LAW ET AL.,  
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No. 92-8776. ROSE *v.* COLLINS, DIRECTOR, TEXAS DEPARTMENT  
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No. 92-8941. HUFF *v.* ABC ENTERPRISES, INC., *ante*, p. 841;  
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No. 92-9041. BURGER *v.* ZANT, WARDEN, *ante*, p. 847;  
No. 92-9077. CLARK *v.* NAGLE, WARDEN, ET AL., *ante*, p. 849;  
No. 92-9106. FOX *v.* HUTTON ET AL., *ante*, p. 851;  
No. 92-9168. SCOTT *v.* TYSON FOODS, INC., *ante*, p. 854;  
No. 92-9179. IN RE NKOP, *ante*, p. 809;  
No. 92-9192. MCFALL *v.* WILKINSON ET AL., *ante*, p. 856;  
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No. 92-9235. CATO *v.* MORALES, ATTORNEY GENERAL OF  
TEXAS, ET AL., *ante*, p. 859;  
No. 93-20. JOHNSTON *v.* ZEFF & ZEFF ET AL., *ante*, p. 860;  
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No. 93-124. MICK ET AL. *v.* RESOLUTION TRUST CORPORATION,  
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- No. 93-200. COWHIG *v.* STONE, SECRETARY OF THE ARMY, ET AL., *ante*, p. 869;
- No. 93-237. MALONEY *v.* UNITED STATES ET AL., *ante*, p. 915;
- No. 93-243. JAMES ET AL. *v.* CITY OF LIVONIA ET AL., *ante*, p. 915;
- No. 93-354. LOOMIS *v.* WALLIS & SHORT, P. C., *ante*, p. 918;
- No. 93-368. DUNNING *v.* COMMISSIONER OF INTERNAL REVENUE, *ante*, p. 918;
- No. 93-5010. RUCHMAN ET AL. *v.* WOLFF ET AL., *ante*, p. 871;
- No. 93-5011. POMPE *v.* CITY OF YONKERS ET AL., *ante*, p. 871;
- No. 93-5030. BROWN *v.* CHICOPEE FIRE FIGHTERS, LOCAL 1710, IAFF, ET AL., *ante*, p. 872;
- No. 93-5058. DEOBLER *v.* KINTZELE ET AL., *ante*, p. 873;
- No. 93-5112. LOUCKS ET AL. *v.* PHILLIPS PETROLEUM CO., *ante*, p. 876;
- No. 93-5116. PARTEE *v.* PETERS, DIRECTOR, ILLINOIS DEPARTMENT OF CORRECTIONS, ET AL., *ante*, p. 877;
- No. 93-5124. JOHNSON *v.* HARDCASTLE ET AL., *ante*, p. 877;
- No. 93-5130. ALCALA *v.* CALIFORNIA, *ante*, p. 877;
- No. 93-5198. LORENZO *v.* UNITED STATES, *ante*, p. 881;
- No. 93-5287. WILLIAMS ET VIR *v.* TRUMBAUER ET AL., *ante*, p. 886;
- No. 93-5295. ATHERTON *v.* VIRGINIA, *ante*, p. 886;
- No. 93-5300. HALEY *v.* BORG, WARDEN, ET AL., *ante*, p. 886;
- No. 93-5316. DEMAURO *v.* COLDWELL, BANKER & CO. ET AL., *ante*, p. 887;
- No. 93-5347. WALTON *v.* ARIZONA, *ante*, p. 889;
- No. 93-5383. RAMSEY *v.* OFFICE OF THE STATE ENGINEER ET AL., *ante*, p. 890;
- No. 93-5388. WEAVER *v.* KAYE ET AL., *ante*, p. 891;
- No. 93-5389. WEAVER *v.* STRINE ET AL., *ante*, p. 891;
- No. 93-5433. SIEGEL *v.* BERKHEIMER ASSOCIATES, *ante*, p. 893;
- No. 93-5479. SHAW *v.* MISSOURI, *ante*, p. 895;
- No. 93-5558. GACY *v.* WELBORN, WARDEN, ET AL., *ante*, p. 899;
- No. 93-5583. SWAIN *v.* DETROIT BOARD OF EDUCATION, *ante*, p. 920;
- No. 93-5624. WHITSON *v.* HILLHAVEN WEST, INC., ET AL., *ante*, p. 921;
- No. 93-5633. O'DONNELL *v.* AMERICAN CAREER TRAINING CORP. ET AL., *ante*, p. 921;

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No. 93–5648. *BARKER v. COLLINS*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, *ante*, p. 922;

No. 93–5725. *VOLLBRECHT v. WISCONSIN*, *ante*, p. 923;

No. 93–5733. *IN RE CAMPBELL*, *ante*, p. 912;

No. 93–5772. *CHERRY v. RATELLE*, WARDEN, ET AL., *ante*, p. 924;

No. 93–5773. *DEROSA v. NEW YORK*, *ante*, p. 924;

No. 93–5837. *ANDERSON v. UNITED STATES*, *ante*, p. 926; and

No. 93–5987. *PAUL v. COMMISSIONER OF INTERNAL REVENUE*, *ante*, p. 936. Petitions for rehearing denied.

No. 92–1947. *WOODS v. AT&T INFORMATION SYSTEMS ET AL.*, *ante*, p. 907. Petition for rehearing denied. JUSTICE O’CONNOR took no part in the consideration or decision of this petition.

No. 93–222. *MCCOO v. DISTRICT OF COLUMBIA*, *ante*, p. 928. Petition for rehearing denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition.

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*Certiorari Granted—Vacated and Remanded*

No. 93–73. *IMMIGRATION AND NATURALIZATION SERVICE ET AL. v. LEGALIZATION ASSISTANCE PROJECT OF LOS ANGELES COUNTY FEDERATION OF LABOR ET AL.* C. A. 9th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Heller v. Doe*, 509 U.S. 312 (1993), and *Reno v. Catholic Social Services, Inc.*, 509 U.S. 43 (1993). Reported below: 976 F. 2d 1198.

*Miscellaneous Orders*

No. — — —. *RETTIG ET AL. v. OHIO ET AL.* Motion for reconsideration of order denying leave to file bill of complaint [*ante*, p. 929] denied.

No. — — —. *LAWSON v. CONNECTICUT ET AL.* Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. — — —. *FIGURES v. FIGURES*. Motion for reconsideration of order denying leave to file petition for writ of certiorari out of time [*ante*, p. 960] denied.

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No. A-324. *JERREL v. ALASKA*. Application for stay of enforcement of judgment, addressed to JUSTICE GINSBURG and referred to the Court, denied.

No. A-422. *IN RE DEVERS*. Sup. Ct. Ore. Application for stay, addressed to JUSTICE STEVENS and referred to the Court, denied.

No. D-1304. *IN RE DISBARMENT OF KUMMER*. Disbarment entered. [For earlier order herein, see 509 U.S. 949.]

No. D-1334. *IN RE DISBARMENT OF BOYNE*. It is ordered that Gilbert Wentworth Boyne, of Modesto, 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. 92-989. *TENNESSEE v. MIDDLEBROOKS*; and *TENNESSEE v. EVANS*. Sup. Ct. Tenn. [Certiorari granted, 507 U.S. 1028.] Motion of respondent Donald Middlebrooks for leave to file a supplemental brief after argument granted.

No. 92-1639. *CITY OF CHICAGO ET AL. v. ENVIRONMENTAL DEFENSE FUND ET AL.* C. A. 7th Cir. [Certiorari granted, 509 U.S. 903.] Motion of respondents for reconsideration of the Solicitor General's motion for leave to participate in oral argument as *amicus curiae* and for divided argument [*ante*, p. 961] denied.

No. 92-1956. *CONSOLIDATED RAIL CORPORATION v. GOTTSCHALL*; and *CONSOLIDATED RAIL CORPORATION v. CARLISLE*. C. A. 3d Cir. [Certiorari granted, *ante*, p. 912.] Motions of Association of American Railroads, Washington Legal Foundation, and Product Liability Advisory Council, Inc., for leave to file briefs as *amici curiae* granted.

No. 92-8894. *VICTOR v. NEBRASKA*. Sup. Ct. Neb. [Certiorari granted, 509 U.S. 954]; and

No. 92-9049. *SANDOVAL v. CALIFORNIA*. Sup. Ct. Cal. [Certiorari granted, 509 U.S. 954.] Motion of respondent California for divided argument granted.

No. 92-9059. *SIMMONS v. SOUTH CAROLINA*. Sup. Ct. S. C. [Certiorari granted, *ante*, p. 811.] Motion of Donna L. Markle et al. for leave to file a brief as *amici curiae* granted.



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No. 93-144. DEPARTMENT OF REVENUE OF MONTANA *v.* KURTH RANCH ET AL. C. A. 9th Cir. [Certiorari granted, 509 U.S. 953.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 93-445. BEECHAM *v.* UNITED STATES; and JONES *v.* UNITED STATES. C. A. 4th Cir. [Certiorari granted, *ante*, p. 975.] Motion of petitioner Kirby Lee Jones for leave to proceed further herein *in forma pauperis* granted.

No. 93-5770. STANSBURY *v.* CALIFORNIA. Sup. Ct. Cal. [Certiorari granted, *ante*, p. 943.] Motion for appointment of counsel granted, and it is ordered that Robert M. Westberg, Esq., of San Francisco, Cal., be appointed to serve as counsel for petitioner in this case.

No. 93-6261. McMANUS ET AL. *v.* HOUSING AUTHORITY OF THE CITY OF ENGLEWOOD ET AL. C. A. 3d Cir.;

No. 93-6328. FEE *v.* SECURITIES AND EXCHANGE COMMISSION. C. A. 3d Cir.;

No. 93-6438. COKER *v.* GEORGIA ET AL. C. A. 11th Cir.; and

No. 93-6441. COKER *v.* GEORGIA ET AL. C. A. 11th Cir. Motions of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until December 27, 1993, within which to pay the docketing fee required by Rule 38(a) and to submit petitions in compliance with Rule 33 of the Rules of this Court.

No. 93-6878. YOUNG *v.* STEPANIK ET AL. C. A. 3d Cir. Motion of petitioner to expedite consideration of petition for writ of certiorari denied.

No. 93-6714. IN RE HARRIS. Petition for writ of habeas corpus denied.

No. 93-5619. IN RE SANDERS. Petition for writ of mandamus denied.

No. 93-6475. IN RE STEEL. Petition for writ of mandamus and/or prohibition denied.

*Certiorari Granted*

No. 93-397. ASSOCIATED INDUSTRIES OF MISSOURI ET AL. *v.* LOHMAN, DIRECTOR OF REVENUE OF MISSOURI, ET AL. Sup. Ct. Mo. Certiorari granted. Reported below: 857 S. W. 2d 182.

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No. 93-5131. *TUILAEPA v. CALIFORNIA*. Sup. Ct. Cal. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted limited to Question 2 presented by the petition. Case consolidated with No. 93-5161, *Proctor v. California*, immediately *infra*, and a total of 90 minutes allotted for oral argument. Reported below: 4 Cal. 4th 569, 842 P. 2d 1142.

No. 93-5161. *PROCTOR v. CALIFORNIA*. Sup. Ct. Cal. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted. Case consolidated with No. 93-5131, *Tuilaepa v. California*, immediately *supra*, and a total of 90 minutes allotted for oral argument. Reported below: 4 Cal. 4th 499, 842 P. 2d 1100.

*Certiorari Denied*

No. 92-1832. *PENNSYLVANIA v. MATTHEWS*. Super. Ct. Pa. Certiorari denied. Reported below: 423 Pa. Super. 636, 616 A. 2d 717.

No. 93-96. *ROGERS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1217.

No. 93-335. *LEDBETTER, COMMISSIONER, GEORGIA DEPARTMENT OF HUMAN RESOURCES v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 986 F. 2d 428.

No. 93-345. *SCHEFFEY v. RESOLUTION TRUST CORPORATION, RECEIVER FOR HERITAGE FEDERAL SAVINGS & LOAN ASSN.* C. A. 4th Cir. Certiorari denied. Reported below: 995 F. 2d 490.

No. 93-387. *MARVICH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1263.

No. 93-388. *PENNSYLVANIA OFFICE OF THE BUDGET v. DEPARTMENT OF HEALTH AND HUMAN SERVICES ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 996 F. 2d 1505.

No. 93-416. *BANFF, LTD. v. COLBERTS, INC., ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 33.

No. 93-470. *SANDERS v. UNITED STATES*. Ct. Mil. App. Certiorari denied. Reported below: 37 M. J. 116.

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No. 93-486. *KELLY ET AL. v. MERRILL LYNCH, PIERCE, FENNER & SMITH, INC.* C. A. 11th Cir. Certiorari denied. Reported below: 985 F. 2d 1067.

No. 93-490. *PRINCE GEORGE'S COUNTY, MARYLAND v. KIRSCH ET AL.* Ct. App. Md. Certiorari denied. Reported below: 331 Md. 89, 626 A. 2d 372.

No. 93-506. *WILEY v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 997 F. 2d 378.

No. 93-563. *STRATEMEYER v. LINCOLN COUNTY, MONTANA, ET AL.* Sup. Ct. Mont. Certiorari denied. Reported below: 259 Mont. 147, 855 P. 2d 506.

No. 93-566. *WESTBROOK v. CALIFORNIA.* Ct. App. Cal., 4th App. Dist. Certiorari denied. Reported below: 15 Cal. App. 4th 41, 18 Cal. Rptr. 2d 617.

No. 93-568. *ALLIED PRODUCTS CORP. v. RENKIEWICZ, PERSONAL REPRESENTATIVE OF THE ESTATE OF RENKIEWICZ, DECEASED, ET AL.* Ct. App. Mich. Certiorari denied. Reported below: 196 Mich. App. 309, 492 N. W. 2d 820.

No. 93-572. *FRUEHAUF CORP. v. STILL, TRUSTEE FOR SOUTHWEST EQUIPMENT RENTAL, INC., DBA SOUTHWEST MOTOR FREIGHT.* C. A. 6th Cir. Certiorari denied. Reported below: 1 F. 3d 1242.

No. 93-578. *SNAP-ON TOOLS CORP. ET AL. v. VETTER ET UX.* Dist. Ct. Mont., Missoula County. Certiorari denied.

No. 93-582. *BENNETT v. LSP INVESTMENT PARTNERSHIP ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 989 F. 2d 779.

No. 93-584. *S. J. T., INC., DBA TJ SMILES, ET AL. v. RICHMOND COUNTY, GEORGIA, ET AL.* Sup. Ct. Ga. Certiorari denied. Reported below: 263 Ga. 267, 430 S. E. 2d 726.

No. 93-588. *KREN v. CITY OF SPRINGFIELD, ILLINOIS.* App. Ct. Ill., 4th Dist. Certiorari denied.

No. 93-591. *SWAILS v. GEORGIA.* Sup. Ct. Ga. Certiorari denied. Reported below: 263 Ga. 276, 431 S. E. 2d 101.

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No. 93-593. *DAVIS ET AL. v. CITY AND COUNTY OF SAN FRANCISCO ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 1 F. 3d 1246.

No. 93-594. *WATTS v. RICE, SECRETARY OF THE ARMY, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 773.

No. 93-596. *BONTKOWSKI v. FIRST NATIONAL BANK OF CICERO.* C. A. 7th Cir. Certiorari denied. Reported below: 998 F. 2d 459.

No. 93-597. *WELSH, A MINOR, ET AL. v. BOY SCOUTS OF AMERICA ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 993 F. 2d 1267.

No. 93-603. *BEWLEY v. HOWELL, SUPERINTENDENT, TULSA COUNTY INDEPENDENT SCHOOL DISTRICT NO. 1, ET AL.* C. A. 10th Cir. Certiorari denied.

No. 93-604. *STATLAND v. AMERICAN AIRLINES, INC.* C. A. 7th Cir. Certiorari denied. Reported below: 998 F. 2d 539.

No. 93-612. *ASKEW ET AL. v. DCH HEALTH CARE AUTHORITY ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 1033.

No. 93-617. *DUNN v. SIMS.* Sup. Ct. Ala. Certiorari denied. Reported below: 627 So. 2d 380.

No. 93-619. *GRAHAM v. MENGEL, CLERK, SUPREME COURT OF OHIO, AND SECRETARY OF THE BOARD OF BAR EXAMINERS, ET AL.* Sup. Ct. Ohio. Certiorari denied. Reported below: 67 Ohio St. 3d 1402, 615 N. E. 2d 626.

No. 93-629. *ST. HILAIRE v. ST. HILAIRE.* Sup. Jud. Ct. Me. Certiorari denied.

No. 93-634. *WASHINGTON MILLS ELECTRO MINERALS CORP. ET AL. v. DELONG EQUIPMENT CO.* C. A. 11th Cir. Certiorari denied. Reported below: 990 F. 2d 1186.

No. 93-638. *JORDAN v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 543.

No. 93-654. *RELIN v. FRANK.* C. A. 2d Cir. Certiorari denied. Reported below: 1 F. 3d 1317.

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No. 93-663. *LAMSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1540.

No. 93-677. *ISQUIERDO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 999 F. 2d 1579.

No. 93-703. *MEDLEY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 1 F. 3d 1244.

No. 93-715. *CHMIEL v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 416 Pa. Super. 235, 610 A. 2d 1058.

No. 93-721. *ROKKE v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1157.

No. 93-728. *BRECHTEL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 1108.

No. 93-749. *KELLY ET UX. v. OBER ET AL.* Super. Ct. Pa. Certiorari denied. Reported below: 422 Pa. Super. 641, 613 A. 2d 1268.

No. 93-5019. *HAWTHORNE v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 4 Cal. 4th 43, 841 P. 2d 118.

No. 93-5197. *MARTINEZ-CORTEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 1408.

No. 93-5351. *TURNER v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 156 Ill. 2d 354, 620 N. E. 2d 1030.

No. 93-5449. *WOOD v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1216.

No. 93-5682. *BOOTS v. OREGON*. Sup. Ct. Ore. Certiorari denied. Reported below: 315 Ore. 572, 848 P. 2d 76.

No. 93-5692. *LUEVANO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 2d 1543.

No. 93-5739. *STOHLER v. HARGETT, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 989 F. 2d 508.

No. 93-5814. *DANIELS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 989 F. 2d 1199.

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No. 93-5891. *DOMINGUEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 222.

No. 93-5927. *THOMAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 991 F. 2d 206.

No. 93-5929. *DRAYTON v. EVATT, COMMISSIONER, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS*. Sup. Ct. S. C. Certiorari denied. Reported below: 312 S. C. 4, 430 S. E. 2d 517.

No. 93-5971. *MIDDLETON v. MURPHY, WARDEN*. C. A. 7th Cir. Certiorari denied. Reported below: 996 F. 2d 1219.

No. 93-6062. *D'OTTAVIO v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 992 F. 2d 319.

No. 93-6081. *WILLIAMS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 996 F. 2d 1222.

No. 93-6093. *WILLIAMS v. WHITLEY, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 994 F. 2d 226.

No. 93-6137. *SANDERS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 994 F. 2d 200.

No. 93-6222. *DOWELL v. LENSING, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 306.

No. 93-6224. *STOVALL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 2d 1232.

No. 93-6243. *AGUNBIADE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1533.

No. 93-6247. *McEADDY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 2 F. 3d 656.

No. 93-6266. *FLORAT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 231.

No. 93-6281. *LEEKES v. CUNNINGHAM ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 997 F. 2d 1330.

No. 93-6298. *CASTILLO v. STAINER, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 983 F. 2d 145 and 997 F. 2d 669.

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No. 93-6316. *RUNNINGEAGLE v. ARIZONA*. Sup. Ct. Ariz. Certiorari denied. Reported below: 176 Ariz. 59, 859 P. 2d 169.

No. 93-6323. *BROOKS v. AMERICAN BROADCASTING COS., INC., ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 999 F. 2d 167.

No. 93-6329. *HEGEDEOS v. DYKE COLLEGE BOARD OF TRUSTEES ET AL.* Sup. Ct. Ohio. Certiorari denied. Reported below: 67 Ohio St. 3d 1403, 615 N. E. 2d 627.

No. 93-6334. *WASKO v. ESTELLE, WARDEN.* C. A. 9th Cir. Certiorari denied. Reported below: 944 F. 2d 910.

No. 93-6336. *SIAS v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied.

No. 93-6338. *TYSON v. BORG, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-6350. *CAMARENA v. SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES, SOUTH DISTRICT.* C. A. 9th Cir. Certiorari denied.

No. 93-6353. *CRISP v. MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS.* C. A. 4th Cir. Certiorari denied. Reported below: 996 F. 2d 1210.

No. 93-6355. *BALLARD v. KAISER, WARDEN.* C. A. 10th Cir. Certiorari denied. Reported below: 1 F. 3d 1249.

No. 93-6362. *EPPERLY v. BOOKER, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 997 F. 2d 1.

No. 93-6364. *HOOKS v. JENRETTE, JUDGE.* C. A. 11th Cir. Certiorari denied.

No. 93-6366. *ERIKSON v. ROWLAND ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 991 F. 2d 803.

No. 93-6367. *FLEMING v. DISTRICT OF COLUMBIA ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 998 F. 2d 7.

No. 93-6370. *BRISON v. BURTON, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1020.

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No. 93-6373. *LIMPY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 885.

No. 93-6376. *REYES-SANTIAGO v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1492.

No. 93-6378. *MENDEZ v. ZINGERS*. C. A. 9th Cir. Certiorari denied.

No. 93-6379. *MCDONALD v. WOODS, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 528.

No. 93-6381. *VITALE v. BROCK ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 998 F. 2d 1001.

No. 93-6382. *KIMBLE v. HOLMES & NARVER SERVICES, INC., ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 995 F. 2d 1063.

No. 93-6383. *JOHNSON v. METROPOLITAN ATLANTA RAPID TRANSIT AUTHORITY ET AL.* Ct. App. Ga. Certiorari denied. Reported below: 207 Ga. App. 869, 429 S. E. 2d 285.

No. 93-6389. *CHILDS v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 67.

No. 93-6402. *KEY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 223.

No. 93-6403. *BENTON v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 996 F. 2d 642.

No. 93-6435. *BORTNICK v. WASHINGTON*. Ct. App. Wash. Certiorari denied.

No. 93-6442. *THOMPSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 126.

No. 93-6450. *PEEPLS v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 155 Ill. 2d 422, 616 N. E. 2d 294.

No. 93-6474. *TAYLOR v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 78.

No. 93-6477. *TOWNER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 1 F. 3d 1243.



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No. 93-6487. REYES *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 4 F. 3d 990.

No. 93-6494. DOTSON ET AL. *v.* MURPHY ET AL. C. A. 7th Cir. Certiorari denied.

No. 93-6502. HOWARD *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 440.

No. 93-6515. BREWER *v.* ROCHA, WARDEN. C. A. 9th Cir. Certiorari denied.

No. 93-6533. OPURUM *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1494.

No. 93-6542. BROWN *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 3 F. 3d 673.

No. 93-6546. FOPPE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 1444.

No. 93-6551. OGLESBY *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 227.

No. 93-6556. McDONALD *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 2d 1582.

No. 93-6558. AUGBORNE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1158.

No. 93-6565. BLAIR *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 780.

No. 93-6566. WASHINGTON *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 2d 1019.

No. 93-6571. DEVRIES *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 1 F. 3d 1112.

No. 93-6575. BOSWELL *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 1 F. 3d 1247.

No. 93-6578. ZIRPOLI *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 9 F. 3d 1542.

No. 93-6579. SIMON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 1 F. 3d 1235.

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No. 93-6580. *SCOTT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1555.

No. 93-6590. *HANOUM v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1262.

No. 93-6593. *HODGES ET AL. v. UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MICHIGAN*. C. A. 6th Cir. Certiorari denied. Reported below: 989 F. 2d 499.

No. 93-6595. *GARZA v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 1 F. 3d 1098.

No. 93-6596. *JONES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 307.

No. 93-6599. *GILES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 33.

No. 93-6602. *DOSS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 999 F. 2d 539.

No. 93-6603. *MARX v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 991 F. 2d 1369.

No. 93-6605. *MELVIN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 987.

No. 93-6608. *PAULINO v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 996 F. 2d 1541.

No. 93-6609. *LESTER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 1 F. 3d 1247.

No. 93-6610. *PATTERSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 995 F. 2d 865.

No. 93-6611. *MENDIA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 1 F. 3d 1248.

No. 93-6612. *NEALY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 999 F. 2d 1580.

No. 93-6613. *LEE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 1 F. 3d 1247.

No. 93-6614. *MEDVED v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1215.

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No. 93-6617. *GREENE v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 3 F. 3d 1577.

No. 93-6624. *CHANGCO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 1 F. 3d 837.

No. 93-6647. *CHICHY ET AL. v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 1 F. 3d 1501.

No. 93-6648. *MENTZER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 2 F. 3d 404.

No. 93-6651. *PENNINGTON v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 781.

No. 93-6658. *WILLIAMS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 2d 844.

No. 93-6661. *ERDMAN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 2d 1019.

No. 93-6666. *JOELSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 7 F. 3d 174.

No. 93-6667. *JONES v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 236.

No. 93-6669. *CORREA v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1491.

No. 93-6671. *SMITH v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 2 F. 3d 1153.

No. 93-6678. *BUNDICK v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1539.

No. 93-452. *SIoux MANUFACTURING CORP. v. ALTHEIMER & GRAY*. C. A. 7th Cir. Motion of Glenn A. Hall et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 983 F. 2d 803.

No. 93-583. *DICARLO CONSTRUCTION CO. ET AL. v. H. H. ROBERTSON CO., CUPPLES PRODUCTS DIVISION*. C. A. 8th Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition. Reported below: 994 F. 2d 476.

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No. 93-602. OLIVAREZ, WARDEN *v.* MCKINNEY. C. A. 9th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 993 F. 2d 1378.

No. 93-631. PHILADELPHIA ELECTRIC CO. ET AL. *v.* FISCHER ET AL.; and PHILADELPHIA ELECTRIC CO. ET AL. *v.* KURZ ET AL. C. A. 3d Cir. Motion of Equal Employment Advisory Council for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 994 F. 2d 130 (first case) and 136 (second case).

*Rehearing Denied*

No. 92-9032. LAWAL *v.* GEORGIA, *ante*, p. 847;

No. 92-9108. PERRYMAN *v.* DEPARTMENT OF LABOR ET AL., *ante*, p. 851;

No. 93-245. RINIER ET AL. *v.* UNITED STATES, *ante*, p. 916;

No. 93-5297. JOHNSON *v.* BROWN, SECRETARY OF VETERANS AFFAIRS, *ante*, p. 886;

No. 93-5354. ZIEBARTH *v.* UNITED STATES, *ante*, p. 933;

No. 93-5549. HANCE *v.* ZANT, WARDEN, *ante*, p. 920;

No. 93-5650. GRAVES *v.* WORLD OMNI FINANCIAL CORP., *ante*, p. 922;

No. 93-5684. STEPHENSON *v.* PENNSYLVANIA, *ante*, p. 923;

No. 93-5741. BIALEN *v.* MANNESMANN DEMAG CORP. ET AL., *ante*, p. 924;

No. 93-5793. WILLIAMS *v.* JENN-AIR Co., *ante*, p. 934;

No. 93-5823. PRUNTY *v.* VOINOVICH, GOVERNOR OF OHIO, *ante*, p. 935;

No. 93-5830. BALL *v.* CARR, *ante*, p. 904;

No. 93-5884. WHITE *v.* TEMPLE UNIVERSITY, *ante*, p. 951;

No. 93-5900. ZARLING ET AL. *v.* UNIVERSAL LIFE CHURCH, *ante*, p. 952; and

No. 93-5938. GOULETTE *v.* HUMPHREY, ATTORNEY GENERAL OF MINNESOTA, *ante*, p. 936. Petitions for rehearing denied.

No. 93-233. CALVENTO *v.* BELLI & SABIH ET AL., *ante*, p. 915. Motion of petitioner for leave to proceed further herein *in forma pauperis* granted. Petition for rehearing denied.

DECEMBER 7, 1993

*Miscellaneous Order*

No. A-471. BURGER *v.* ZANT, WARDEN. Application for stay of execution of sentence of death, presented to JUSTICE KENNEDY, and by him referred to the Court, denied.

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Statement of JUSTICE BLACKMUN, respecting the denial of stay of execution.

Today the Georgia Supreme Court declined to set aside or to stay Christopher Burger's execution. Because that decision rests on adequate and independent state grounds, it presents this Court with no basis on which to grant relief. I write separately, however, to reiterate my conviction that Mr. Burger was denied the effective assistance of counsel during both the guilt and sentencing phases of his trial. See *Burger v. Kemp*, 483 U. S. 776, 796 (1987) (BLACKMUN, J., dissenting). His lawyer's direct conflict of interest prevented him from representing Mr. Burger effectively in plea negotiations and on appeal. Just as egregiously, his counsel inexplicably failed to investigate and to present mitigating evidence—evidence that would have shown that 17-year-old Chris Burger had a diminished mental capacity, functioning at the level of a 12-year-old child, and that the unspeakable physical and psychological abuse he suffered as a child left him a troubled adolescent, with recurring psychological problems. These shortcomings by counsel, which were never remedied, leave me convinced that Mr. Burger's conviction, sentencing proceeding, and appeal cannot "be relied on as having produced a just result." *Strickland v. Washington*, 466 U. S. 668, 686 (1984).

DECEMBER 10, 1993

*Dismissal Under Rule 46*

No. 93-643. BESSEMER & LAKE ERIE RAILROAD *v.* REPUBLIC STEEL CORP. ET AL. C. A. 3d Cir. Certiorari dismissed as to Republic Steel Corp. and Jones & Laughlin Steel Corp. under this Court's Rule 46.1. Reported below: 998 F. 2d 1144.

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*Miscellaneous Orders.* (See also No. 109, Orig., *ante*, p. 126.)

No. — — —. MILFORD ET AL. *v.* NISSAN MOTOR CORPORATION IN U. S. A. ET AL.; and

No. — — —. FOSTER *v.* RUTGERS, THE STATE UNIVERSITY OF NEW JERSEY, ET AL. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. D-1335. IN RE DISBARMENT OF KRISTOFF. It is ordered that Lawrence E. Kristoff, of White Plains, N. Y., be suspended

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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-1336. *IN RE DISBARMENT OF PRICE*. It is ordered that Wayne Jeffrey Price, 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.

No. D-1337. *IN RE DISBARMENT OF AGRILLO*. It is ordered that Leo J. Agrillo, 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.

No. 111, Orig. *DELAWARE ET AL. v. NEW YORK*. Pursuant to the order entered October 4, 1993 [*ante*, p. 805], motion of New York for leave to file a counterclaim referred to the Special Master. [For earlier order herein, see, *e. g.*, *ante*, p. 805.]

No. 92-8556. *NICHOLS v. UNITED STATES*. C. A. 6th Cir. [Certiorari granted, 509 U.S. 953.] Motion of Criminal Justice Legal Foundation for leave to file a brief as *amicus curiae* granted.

No. 92-8894. *VICTOR v. NEBRASKA*. Sup. Ct. Neb. [Certiorari granted, 509 U.S. 954]; and

No. 92-9049. *SANDOVAL v. CALIFORNIA*. Sup. Ct. Cal. [Certiorari granted, 509 U.S. 954.] Motion of petitioners for divided argument granted. Motions of Criminal Justice Legal Foundation and California District Attorney's Association for leave to file briefs as *amici curiae* granted.

No. 93-180. *BOCA GRANDE CLUB, INC. v. FLORIDA POWER & LIGHT Co., INC.* C. A. 11th Cir. [Certiorari granted, 509 U.S. 953.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 93-289. *DALTON, SECRETARY OF THE NAVY, ET AL. v. SPECTER ET AL.* C. A. 3d Cir. [Certiorari granted, *ante*, p. 930.] Motion of Business Executives for National Security for leave to file a brief as *amicus curiae* granted.

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No. 93-643. *BESSEMER & LAKE ERIE RAILROAD CO. v. WHEELING-PITTSBURGH STEEL CORP. ET AL.* C. A. 3d Cir. Motions of Association of American Railroads and Business Roundtable for leave to file briefs as *amici curiae* granted. The parties are directed to file responses addressing the impact of the settlement on the questions presented by the petition for writ of certiorari within 30 days.

No. 93-6130. *IN RE JONES*. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 963] denied. Motion of petitioner for leave to amend the petition for writ of mandamus and/or prohibition denied.

No. 93-6255. *STEINES ET UX. v. INTERNAL REVENUE SERVICE*. C. A. 7th Cir. Motion of petitioners for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 962] denied.

No. 93-6498. *IN RE ANDERSON*; and

No. 93-6780. *IN RE MILLER*. Motions of petitioners for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioners are allowed until January 3, 1994, within which to pay the docketing fee required by Rule 38(a) and to submit petitions in compliance with Rule 33 of the Rules of this Court.

No. 93-6437. *IN RE IVEY*. Petition for writ of mandamus denied.

*Certiorari Granted*

No. 93-376. *KEY TRONIC CORP. v. UNITED STATES ET AL.*; and *STANTON ROAD ASSOCIATES v. LOHREY ENTERPRISES, INC., ET AL.* C. A. 9th Cir. Certiorari granted. Reported below: 984 F. 2d 1025 (first case) and 1015 (second case).

*Certiorari Denied*

No. 93-438. *NATIONAL ASSOCIATION OF RADIATION SURVIVORS ET AL. v. BROWN, SECRETARY OF VETERANS AFFAIRS, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 994 F. 2d 583.

No. 93-442. *FARR v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 451.

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No. 93-454. *LOUISIANA-PACIFIC CORP. v. BAKER*. Sup. Ct. Idaho. Certiorari denied. Reported below: 123 Idaho 799, 853 P. 2d 544.

No. 93-457. *MILLER v. SECURITIES AND EXCHANGE COMMISSION*. C. A. 2d Cir. Certiorari denied. Reported below: 998 F. 2d 62.

No. 93-466. *STERLING SUFFOLK RACECOURSE LIMITED PARTNERSHIP v. BURRILLVILLE RACING ASSN., INC.* C. A. 1st Cir. Certiorari denied. Reported below: 989 F. 2d 1266.

No. 93-498. *TOWN OF NAHANT, MASSACHUSETTS v. O'CONNOR*. C. A. 1st Cir. Certiorari denied. Reported below: 994 F. 2d 905.

No. 93-621. *LEHIGH VALLEY HOSPITAL CENTER, INC., ET AL. v. BOYER ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1488.

No. 93-623. *VALLEY FORGE INSURANCE CO. v. STRICKLAND, INDIVIDUALLY AND AS MOTHER AND NEXT FRIEND OF STRICKLAND*. Sup. Ct. Miss. Certiorari denied. Reported below: 620 So. 2d 535.

No. 93-626. *GONZALES v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 93-627. *MEUNIER ET AL. v. MINNESOTA DEPARTMENT OF REVENUE ET AL.* Sup. Ct. Minn. Certiorari denied. Reported below: 503 N. W. 2d 125.

No. 93-628. *MINEER v. FLEMING COUNTY, KENTUCKY, ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 2d 1547.

No. 93-641. *FLEMING v. BORDEN, INC.* C. A. 4th Cir. Certiorari denied. Reported below: 996 F. 2d 1210.

No. 93-645. *NEEDLER ET AL. v. OLSON ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 4 F. 3d 562.

No. 93-646. *DONAHEY v. LIVINGSTONE ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 987 F. 2d 1250.

No. 93-648. *COUNTY OF MURRAY, GEORGIA, ET AL. v. VINEYARD*. C. A. 11th Cir. Certiorari denied. Reported below: 990 F. 2d 1207.



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No. 93-665. *JABE, WARDEN, ET AL. v. BUNKER*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1066.

No. 93-725. *CHERAMIE ET AL. v. EXXON CORP. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 304.

No. 93-738. *OBERLE, AKA JONES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 328.

No. 93-746. *CONFERENCE OF AFRICAN UNION FIRST COLORED METHODIST PROTESTANT CHURCH ET AL. v. MOTHER AFRICAN UNION FIRST COLORED METHODIST PROTESTANT CHURCH ET AL.* Sup. Ct. Del. Certiorari denied. Reported below: 633 A. 2d 369.

No. 93-748. *ZARICK v. CONNECTICUT*. Sup. Ct. Conn. Certiorari denied. Reported below: 227 Conn. 207, 630 A. 2d 565.

No. 93-802. *WOTNOSKE v. WISCONSIN*. Ct. App. Wis. Certiorari denied. Reported below: 177 Wis. 2d 621, 503 N. W. 2d 22.

No. 93-5290. *BLAIR v. CINNAMOND ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-5760. *CRESPO v. UNITED STATES POSTAL SERVICE*. C. A. Fed. Cir. Certiorari denied. Reported below: 996 F. 2d 319.

No. 93-5768. *PEMBERTON v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 991 F. 2d 1218.

No. 93-5836. *ALEXANDER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 2d 314.

No. 93-5838. *GONZALEZ-LOPEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 981 F. 2d 1263.

No. 93-5839. *HAWKINS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 221.

No. 93-5963. *SOCHOR v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 619 So. 2d 285.

No. 93-5964. *TRICE v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied. Reported below: 853 P. 2d 203.

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No. 93-6049. *SANDERLIN ET VIR v. DEPARTMENT OF THE NAVY*. C. A. Fed. Cir. Certiorari denied. Reported below: 996 F. 2d 1235.

No. 93-6066. *PARRA v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 2 F. 3d 1058.

No. 93-6123. *CLARKE v. UNIVERSITY OF NORTH TEXAS ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 2d 1544.

No. 93-6217. *BLACK v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1021.

No. 93-6270. *JACKSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1068.

No. 93-6294. *SOLOMON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 2d 587.

No. 93-6297. *TURNER v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 998 F. 2d 534.

No. 93-6326. *HETHERINGTON v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES, ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1215.

No. 93-6384. *BEN-AVRAHAM v. MOSES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 1 F. 3d 1246.

No. 93-6393. *SCHURZ v. ARIZONA*. Sup. Ct. Ariz. Certiorari denied. Reported below: 176 Ariz. 46, 859 P. 2d 156.

No. 93-6409. *FRANKLIN v. ADKINS, ASSISTANT SUPERINTENDENT, INDIANA STATE PRISON*. C. A. 7th Cir. Certiorari denied. Reported below: 993 F. 2d 1549.

No. 93-6410. *HECTOR v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 307.

No. 93-6411. *YOUNG v. GRIFO*. C. A. 3d Cir. Certiorari denied.

No. 93-6413. *THOMAS v. EVANS ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1554.

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No. 93-6414. *WILLIAMS v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-6415. *WILLIAMS v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 93-6426. *IBANEZ v. TERRITORY OF GUAM.* C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 884.

No. 93-6432. *SIMMONS v. ROBINSON ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 2 F. 3d 1150.

No. 93-6433. *REEL v. VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION, PENNSYLVANIA, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1490.

No. 93-6434. *WILLIAMS v. WILSON ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 4 F. 3d 995.

No. 93-6443. *GONZALEZ v. WALKER, SUPERINTENDENT, AUBURN CORRECTIONAL FACILITY.* C. A. 2d Cir. Certiorari denied. Reported below: 7 F. 3d 220.

No. 93-6445. *FLANDERS v. HURT, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 2d 1231.

No. 93-6454. *DUEÑAS v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* Sup. Ct. Fla. Certiorari denied. Reported below: 624 So. 2d 265.

No. 93-6455. *CALDWELL v. IVERS.* Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 93-6459. *HOLLOWAY v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 93-6471. *ELINE v. HAWAII.* Sup. Ct. Haw. Certiorari denied.

No. 93-6472. *JONES v. EDGAR, GOVERNOR OF ILLINOIS.* C. A. 7th Cir. Certiorari denied. Reported below: 998 F. 2d 1016.

No. 93-6473. *JONES v. MICHIGAN.* Sup. Ct. Mich. Certiorari denied. Reported below: 442 Mich. 893, 499 N. W. 2d 344.

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No. 93-6478. *WALKER v. E. I. DU PONT DE NEMOURS & CO.* C. A. 4th Cir. Certiorari denied. Reported below: 989 F. 2d 495.

No. 93-6480. *TALON v. BROWN, SECRETARY OF VETERANS AFFAIRS.* C. A. Fed. Cir. Certiorari denied. Reported below: 999 F. 2d 514.

No. 93-6491. *MASONER v. THURMAN, WARDEN.* C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1003.

No. 93-6493. *BERGMANN v. MCCAUGHTRY, WARDEN.* C. A. 7th Cir. Certiorari denied.

No. 93-6506. *JENNINGS v. NORTH CAROLINA.* Sup. Ct. N. C. Certiorari denied. Reported below: 333 N. C. 579, 430 S. E. 2d 188.

No. 93-6520. *GORDON v. FRANK, SUPERINTENDENT, PENNSYLVANIA STATE CORRECTIONAL INSTITUTION AT CRESSON, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-6528. *MEYERS v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 4 F. 3d 995.

No. 93-6532. *MCCRIMMON v. SUMNER, DIRECTOR OF NEVADA PRISONS, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 882.

No. 93-6540. *JOHNAKIN v. VAUGHN, SUPERINTENDENT, PENNSYLVANIA STATE CORRECTIONAL INSTITUTION AT GRATERFORD, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-6544. *MCALLEESE v. MAZURKIEWICZ, WARDEN, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 1 F. 3d 159.

No. 93-6548. *HARRISON v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES.* C. A. 6th Cir. Certiorari denied. Reported below: 999 F. 2d 539.

No. 93-6557. *LAGER v. JONES.* C. A. 8th Cir. Certiorari denied.

No. 93-6592. *GHAZIBAYAT v. NEW YORK.* App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 184 App. Div. 2d 618, 584 N. Y. S. 2d 901.

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No. 93-6601. *AGUIRRE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 994 F. 2d 1454.

No. 93-6622. *CRUMB v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 235.

No. 93-6632. *ROCHETTE v. MEACHUM, COMMISSIONER, CONNECTICUT DEPARTMENT OF CORRECTION, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 7 F. 3d 221.

No. 93-6641. *MORRIS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1006.

No. 93-6646. *DONALDSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 1 F. 3d 1242.

No. 93-6654. *GONZALES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 2d 1544.

No. 93-6657. *WILLIAMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 2d 1582.

No. 93-6675. *BENNY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 93-6680. *LOGAN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 2d 1582.

No. 93-6681. *MOORE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 30.

No. 93-6685. *GONZALEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 2d 1583.

No. 93-6692. *MATHEWS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 997 F. 2d 848.

No. 93-6693. *SANCHEZ CAICEDO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 306.

No. 93-6696. *NICOL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1159.

No. 93-6699. *RODRIGUEZ v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 995 F. 2d 776.

No. 93-6700. *ELLZEY v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 2 F. 3d 1161.

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No. 93-6702. DONALDSON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 541.

No. 93-6705. RICHMOND *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 1 F. 3d 1235.

No. 93-6708. SILVA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 234.

No. 93-6709. CALDERON *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 780.

No. 93-6710. RHABURN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1159.

No. 93-6711. LOWERY *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 2 F. 3d 405.

No. 93-6715. JACKSON *v.* UNITED STATES. Ct. App. D. C. Certiorari denied. Reported below: 623 A. 2d 571.

No. 93-6716. ENCARNACION, AKA GRAHAM *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 227.

No. 93-6734. FARLEY ET AL. *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 2 F. 3d 645.

No. 93-6810. SANTORI *v.* WISCONSIN. Ct. App. Wis. Certiorari denied. Reported below: 178 Wis. 2d 317, 504 N. W. 2d 875.

No. 93-412. DALE *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 991 F. 2d 819.

No. 93-461. ALABAMA *v.* SMITH. Ct. Crim. App. Ala. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 623 So. 2d 369.

No. 93-633. AGENCY FOR HEALTH CARE ADMINISTRATION, AS SUCCESSOR IN INTEREST TO SECRETARY, FLORIDA DEPARTMENT OF HEALTH AND REHABILITATIVE SERVICES *v.* PITTMAN, BY HIS NEXT FRIEND, POPE. C. A. 11th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 998 F. 2d 887.

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No. 93-637. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS *v.* CUMBIE. C. A. 11th Cir. Motion of respondent for leave to proceed *in forma pauperis* without an affidavit of indigency granted. Certiorari denied. Reported below: 991 F. 2d 715.

No. 93-658. OWENS-CORNING FIBERGLAS CORP. *v.* DUNN. C. A. 3d Cir. Motion of Center for Claims Resolution for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 1 F. 3d 1371.

*Rehearing Denied*

No. 93-193. NEW JERSEY CARPENTERS WELFARE FUND ET AL. *v.* DUNSTON, NEW JERSEY COMMISSIONER OF HEALTH, ET AL.; and

No. 93-194. UNITED WIRE, METAL & MACHINE HEALTH AND WELFARE FUND ET AL. *v.* MORRISTOWN MEMORIAL HOSPITAL ET AL., *ante*, p. 944. Petition for rehearing denied.

DECEMBER 14, 1993

*Certiorari Denied*

No. 93-7085 (A-492). PHILLIPS, AKA BASHIR *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, JUSTICE STEVENS, and JUSTICE GINSBURG would grant the application for stay of execution. Reported below: 12 F. 3d 1097.

No. 93-7088 (A-493). PHILLIPS, AKA BASHIR *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. JUSTICE BLACKMUN, JUSTICE STEVENS, and JUSTICE GINSBURG would grant the application for stay of execution.

DECEMBER 16, 1993

*Dismissal Under Rule 46*

No. 93-376. KEY TRONIC CORP. *v.* UNITED STATES ET AL.; and STANTON ROAD ASSOCIATES *v.* LOHREY ENTERPRISES, INC.,

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ET AL. C. A. 9th Cir. [Certiorari granted, *ante*, p. 1023.] Writ of certiorari dismissed as to *Stanton Road Associates v. Lohrey Enterprises, Inc., et al.* under this Court's Rule 46.1.

*Rehearing Denied*

No. 93-6401 (A-488). PRUETT *v.* THOMPSON, WARDEN, *ante*, p. 984. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied. Petition for rehearing denied.

DECEMBER 17, 1993

*Dismissal Under Rule 46*

No. 93-643. BESSEMER & LAKE ERIE RAILROAD CO. *v.* WHEELING-PITTSBURGH STEEL CORP. ET AL. C. A. 3d Cir. Certiorari dismissed as to Erie-Western Pennsylvania Port Authority, Codan Corp., and C. D. Ambrosia Trucking Co. under this Court's Rule 46.1. Reported below: 998 F. 2d 1144.

DECEMBER 18, 1993

*Miscellaneous Order*

No. A-502. BABY BOY DOE, A FETUS, BY HIS COURT-APPOINTED GUARDIAN AD LITEM, MURPHY, COOK COUNTY PUBLIC GUARDIAN *v.* MOTHER DOE. Application for an order remanding the matter to the Circuit Court of Cook County, presented to JUSTICE STEVENS, and by him referred to the Court, denied. JUSTICE BLACKMUN would grant the application.

DECEMBER 22, 1993

*Dismissal Under Rule 46*

No. 93-761. SHANGRI-LA DEVELOPMENT CO. *v.* NATIONAL HOME INSURANCE CO. ET AL. Ct. App. Mo., Eastern Dist. Certiorari dismissed under this Court's Rule 46.1. Reported below: 857 S. W. 2d 460.

JANUARY 5, 1994

*Dismissals Under Rule 46*

No. 92-1012. SIMPSON PAPER (VERMONT) CO. *v.* DEPARTMENT OF ENVIRONMENTAL CONSERVATION ET AL. Sup. Ct. Vt. Certio-



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rari dismissed under this Court's Rule 46. Reported below: 159 Vt. 639, 628 A. 2d 944.

No. 93-899. POOLE ET AL. *v.* CITY OF KILLEEN ET AL. C. A. 5th Cir. Certiorari dismissed as to Lorraine Poole under this Court's Rule 46. Reported below: 999 F. 2d 1580.

JANUARY 6, 1994

*Miscellaneous Order*

No. A-549. WELLS, BY AND THROUGH KEHNE *v.* ARAVE, WARDEN. Application for stay of execution of sentence of death, presented to JUSTICE O'CONNOR, and by her referred to the Court, denied. JUSTICE GINSBURG would grant the motion to proceed *in forma pauperis* without an affidavit of indigency. Having considered the lodged petition for writ of certiorari filed by an alleged next friend, she would deny it, and therefore votes to deny the attendant application for stay of execution. JUSTICE BLACKMUN and JUSTICE STEVENS would grant the application for stay of execution.

JANUARY 10, 1994

*Dismissals Under Rule 46*

No. 93-809. PEAK COMPUTER, INC., ET AL. *v.* MAI SYSTEMS CORP. C. A. 9th Cir. Certiorari dismissed under this Court's Rule 46.1. Reported below: 991 F. 2d 511.

No. 93-810. SEARLE *v.* MORGAN. C. A. 9th Cir. Certiorari dismissed under this Court's Rule 46.1. Reported below: 997 F. 2d 1244.

*Certiorari Granted—Reversed and Remanded.* (See No. 92-8836, *ante*, p. 132.)

*Certiorari Granted—Vacated and Remanded*

No. 93-281. FONTROY *v.* OWENS ET AL. C. A. 3d Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Helling v. McKinney*, 509 U. S. 25 (1993). Reported below: 989 F. 2d 486.

*Miscellaneous Orders*

No. — — —. BABY BOY DOE, A FETUS, BY HIS COURT-APPOINTED GUARDIAN AD LITEM, MURPHY, COOK COUNTY PUB-

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LIC GUARDIAN *v.* MOTHER DOE. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner granted.

No. — — —. MERIDA *v.* UNITED STATES. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. — — —. WELLS, BY AND THROUGH KEHNE *v.* ARAVE, WARDEN. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner denied. JUSTICE SOUTER and JUSTICE GINSBURG would grant the motion for leave to proceed *in forma pauperis*.

No. A-453. BARTH *v.* ZIMMER. Super. Ct. N. J., Somerset County, Law Div. Application for stay, addressed to JUSTICE THOMAS and referred to the Court, denied.

No. A-505. INTERCONTINENTAL BULKTANK CORP. *v.* JORDAN. Ct. App. La., 1st Cir. Application for stay, addressed to JUSTICE O'CONNOR and referred to the Court, denied.

No. D-1309. IN RE DISBARMENT OF SHANK. Disbarment entered. [For earlier order herein, see 509 U. S. 950.]

No. D-1316. IN RE DISBARMENT OF BAITY. Disbarment entered. [For earlier order herein, see *ante*, p. 929.]

No. D-1318. IN RE DISBARMENT OF ANNIN. Disbarment entered. [For earlier order herein, see *ante*, p. 940.]

No. D-1320. IN RE DISBARMENT OF DE LOACH. Disbarment entered. [For earlier order herein, see *ante*, p. 941.]

No. D-1321. IN RE DISBARMENT OF WERNER. Disbarment entered. [For earlier order herein, see *ante*, p. 941.]

No. D-1324. IN RE DISBARMENT OF RIOS. Disbarment entered. [For earlier order herein, see *ante*, p. 961.]

No. D-1330. IN RE DISBARMENT OF BUTLER. Disbarment entered. [For earlier order herein, see *ante*, p. 974.]

No. D-1338. IN RE DISBARMENT OF SACKS. It is ordered that Carl Jay Sacks, of Baltimore, Md., be suspended from the practice of law in this Court and that a rule issue, returnable within 40

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days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-1339. IN RE DISBARMENT OF REEF. It is ordered that Norman S. Reef, of Portland, Me., 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-1340. IN RE DISBARMENT OF KENNEDY. It is ordered that Beverly B. Kennedy, of Manchester, N. H., be suspended from the practice of law in this Court and that a rule issue, returnable within 40 days, requiring her to show cause why she should not be disbarred from the practice of law in this Court.

No. D-1341. IN RE DISBARMENT OF CULLEN. It is ordered that Jerry Michael Cullen, of Kansas City, Mo., 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-1342. IN RE DISBARMENT OF KOLE. It is ordered that Bernard Patrick Kole, of Havre de Grace, Md., 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-1343. IN RE DISBARMENT OF KOPROWSKI. It is ordered that Joseph Andrew Koprowski, of Kingwood, 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-1344. IN RE DISBARMENT OF JOHNSON. It is ordered that David Lee Johnson, of Decatur, 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. D-1345. IN RE DISBARMENT OF KROHN. It is ordered that Barry Krohn, of Coral Springs, 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.

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No. D-1346. IN RE DISBARMENT OF ARDITTI. It is ordered that Victor R. Arditti, of El Paso, 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-1347. IN RE DISBARMENT OF CONAWAY. It is ordered that Charles T. Conaway, of San Antonio, 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-1348. IN RE DISBARMENT OF BAILEY. It is ordered that Joel Lynn Bailey, of Garland, 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-1349. IN RE DISBARMENT OF COOPER. It is ordered that Garry Michael Cooper, 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-1350. IN RE DISBARMENT OF LILLY. It is ordered that David Greene Lilly, of Los Angeles, 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-1351. IN RE DISBARMENT OF VENABLE. It is ordered that William H. C. Venable, of Richmond, Va., 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. 121, Orig. LOUISIANA *v.* MISSISSIPPI ET AL. Motion of Mississippi for leave to file a counterclaim granted. Plaintiff allowed 30 days within which to file an answer. [For earlier order herein, see, *e. g.*, *ante*, p. 941.]

No. 92-780. NATIONAL ORGANIZATION FOR WOMEN, INC., ET AL. *v.* SCHEIDLER ET AL. C. A. 7th Cir. [Certiorari granted, 508 U.S. 971.] Motion of respondents Randall A. Terry et al. for leave to file a supplemental brief after argument denied.

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No. 92-1384. BARCLAYS BANK PLC *v.* FRANCHISE TAX BOARD OF CALIFORNIA; and

No. 92-1839. COLGATE-PALMOLIVE CO. *v.* FRANCHISE TAX BOARD OF CALIFORNIA. Ct. App. Cal., 3d App. Dist. [Certiorari granted, *ante*, p. 942.] Motion of petitioners for divided argument granted.

No. 92-1856. CITY OF LADUE ET AL. *v.* GILLES. C. A. 8th Cir. [Certiorari granted, *ante*, p. 809.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 92-1911. PUD No. 1 OF JEFFERSON COUNTY ET AL. *v.* WASHINGTON DEPARTMENT OF ECOLOGY ET AL. Sup. Ct. Wash. [Certiorari granted, *ante*, p. 810.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 92-8841. POWELL *v.* NEVADA. Sup. Ct. Nev. [Certiorari granted, *ante*, p. 811.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 93-284. SECURITY SERVICES, INC. *v.* KMART CORP. C. A. 3d Cir. [Certiorari granted, *ante*, p. 930.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 92-1941. UNITED STATES *v.* CARLTON. C. A. 9th Cir. [Certiorari granted, *ante*, p. 810.] Motions of Anthony C. Morici, The American Cause, and Washington Legal Foundation et al. for leave to file briefs as *amici curiae* granted.

No. 92-1964. NATIONAL LABOR RELATIONS BOARD *v.* HEALTH CARE & RETIREMENT CORPORATION OF AMERICA. C. A. 6th Cir. [Certiorari granted, *ante*, p. 810.] Motion of U.S. Home Care Corporation of Hartsdale, New York, for leave to file a brief as *amicus curiae* granted.

No. 92-1988. TICOR TITLE INSURANCE CO. ET AL. *v.* BROWN ET AL. C. A. 9th Cir. [Certiorari granted, *ante*, p. 810.] Motion of Leslie O'Neal et al. for leave to file a brief as *amici curiae* granted. Motion of Leslie O'Neal et al. for leave to participate in oral argument as *amici curiae* and for divided argument denied.

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No. 93-289. DALTON, SECRETARY OF THE NAVY, ET AL. *v.* SPECTER ET AL. C. A. 3d Cir. [Certiorari granted, *ante*, p. 930.] Motion of respondents for divided argument denied.

No. 93-405. DIGITAL EQUIPMENT CORP. *v.* DESKTOP DIRECT, INC. C. A. 10th Cir. [Certiorari granted, *ante*, p. 942.] Motion of petitioner for leave to file one volume of the joint appendix under seal granted.

No. 93-5131. TUILAEPa *v.* CALIFORNIA. Sup. Ct. Cal. [Certiorari granted, *ante*, p. 1010.] Motion for appointment of counsel granted, and it is ordered that Howard Gillingham, Esq., of North Hollywood, Cal., be appointed to serve as counsel for petitioner in this case.

No. 93-5161. PROCTOR *v.* CALIFORNIA. Sup. Ct. Cal. [Certiorari granted, *ante*, p. 1010.] Motion for appointment of counsel granted, and it is ordered that Wendy C. Lascher, Esq., of Ventura, Cal., be appointed to serve as counsel for petitioner in this case.

No. 93-5209. CUSTIS *v.* UNITED STATES. C. A. 4th Cir. [Certiorari granted, *ante*, p. 913.] Motion of Criminal Justice Legal Foundation for leave to file a brief as *amicus curiae* granted.

No. 93-6499. JOHL *v.* PETERS, CHIEF JUSTICE, SUPREME COURT OF CONNECTICUT, ET AL. C. A. 2d Cir.; and

No. 93-6919. IN RE ANDERSON. Motions of petitioners for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioners are allowed until January 31, 1994, within which to pay the docketing fee required by Rule 38(a) and to submit petitions in compliance with Rule 33 of the Rules of this Court.

No. 93-6537. LAWRENCE *v.* UNITED STATES ET AL. C. A. 7th Cir.;

No. 93-6619. EISENSTEIN *v.* HABER ET AL. C. A. 2d Cir.; and

No. 93-6823. PRYOR *v.* UNITED STATES. C. A. 10th Cir. Motions of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until January 31, 1994, within which to pay the docketing fee required by Rule 38(a) and to submit petitions in compliance with Rule 33 of the Rules of this Court.

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No. 93-7074. *BEACHEM v. VIRGINIA*. C. A. 4th Cir. Motion of petitioner to consolidate this petition with No. 93-5418, *Reed v. Farley, Superintendent, Indiana State Prison, et al.* [certiorari granted, *ante*, p. 963], denied.

No. 93-6973. *IN RE SHAVER*. Petition for writ of habeas corpus denied.

No. 93-730. *IN RE PRISON INDUSTRY AUTHORITY ET AL.*;

No. 93-5458. *IN RE KRUSE*;

No. 93-6251. *IN RE ZACK*;

No. 93-6252. *IN RE LAWRENCE*;

No. 93-6510. *IN RE HABINIAK*; and

No. 93-6948. *IN RE MERIT*. Petitions for writs of mandamus denied.

No. 93-6492. *IN RE CORETHERS*; and

No. 93-6500. *IN RE GREEN*. Petitions for writs of mandamus and/or prohibition denied.

*Certiorari Granted*

No. 93-120. *THOMAS JEFFERSON UNIVERSITY, DBA THOMAS JEFFERSON UNIVERSITY HOSPITAL v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES*. C. A. 3d Cir. Certiorari granted. Reported below: 993 F. 2d 879.

No. 93-609. *MORGAN STANLEY & CO. INC. ET AL. v. PACIFIC MUTUAL LIFE INSURANCE CO. ET AL.* C. A. 5th Cir. Certiorari granted. Reported below: 997 F. 2d 39.

No. 93-714. *U. S. BANCORP MORTGAGE CO. v. BONNER MALL PARTNERSHIP*. C. A. 9th Cir. Certiorari granted. Reported below: 2 F. 3d 899.

No. 93-670. *HOWLETT v. BIRKDALE SHIPPING CO., S. A.* C. A. 3d Cir. Certiorari granted limited to Question 1 presented by the petition. Reported below: 998 F. 2d 1003.

No. 93-5256. *WILLIAMSON v. UNITED STATES*. C. A. 11th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 981 F. 2d 1262.

*Certiorari Denied*

No. 92-1398. *RICHARDSON, CHAPTER 7 PANEL TRUSTEE v. MT. ADAMS FURNITURE*. C. A. 9th Cir. Certiorari denied. Reported below: 980 F. 2d 590.

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No. 92-7971. *LOCKETT v. MISSISSIPPI* (two cases). Sup. Ct. Miss. Certiorari denied. Reported below: 614 So. 2d 888 (first case) and 898 (second case).

No. 92-8183. *COOK v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 65 Ohio St. 3d 516, 605 N. E. 2d 70.

No. 92-9000. *CHRISTOFFEL v. BENZENHOEFER ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1256.

No. 92-9070. *PAYTON v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 3 Cal. 4th 1050, 839 P. 2d 1035.

No. 93-19. *TENNESSEE v. BANE*; and *TENNESSEE v. SMITH*. Sup. Ct. Tenn. Certiorari denied. Reported below: 853 S. W. 2d 483 (first case); 857 S. W. 2d 1 (second case).

No. 93-51. *BLACKWELL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 985 F. 2d 1248.

No. 93-320. *KEOUGH, ACTING REGIONAL ADMINISTRATOR OF THE ENVIRONMENTAL PROTECTION AGENCY, REGION I v. AMERICAN POLICYHOLDERS INSURANCE CO.* C. A. 1st Cir. Certiorari denied. Reported below: 989 F. 2d 1256.

No. 93-370. *DEBRAINE ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 982 F. 2d 1365 and 992 F. 2d 1015.

No. 93-380. *PRICE v. IMMIGRATION AND NATURALIZATION SERVICE*. C. A. 9th Cir. Certiorari denied. Reported below: 962 F. 2d 836.

No. 93-389. *SWINDALL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 971 F. 2d 1531.

No. 93-390. *YOUGHIOGHENY & OHIO COAL CO. v. MCANGUES ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 130.

No. 93-418. *SOUTHERN TIMBER PURCHASERS COUNCIL ET AL. v. MEIER, ACTING REGIONAL FORESTER, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 800.

No. 93-439. *SALZMANN v. OREGON*. Ct. App. Ore. Certiorari denied. Reported below: 119 Ore. App. 217, 850 P. 2d 1122.



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No. 93-444. *CITY OF PALO ALTO ET AL. v. O'LEARY, SECRETARY OF ENERGY, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 984 F. 2d 1008.

No. 93-450. *COONES v. FEDERAL DEPOSIT INSURANCE CORPORATION.* C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 250.

No. 93-542. *RASHMI P. v. COMMISSIONER OF SOCIAL SERVICES OF NEW YORK CITY.* App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 185 App. Div. 2d 981, 587 N. Y. S. 2d 410.

No. 93-543. *GOLDSTEIN & BARON, CHARTERED v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 995 F. 2d 35.

No. 93-548. *KELLY, TRUSTEE v. TAHOE REGIONAL PLANNING AGENCY ET AL.* Sup. Ct. Nev. Certiorari denied. Reported below: 109 Nev. 638, 855 P. 2d 1027.

No. 93-558. *RELIGIOUS TECHNOLOGY CENTER ET AL. v. UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA (MAYO ET AL., REAL PARTIES IN INTEREST).* C. A. 9th Cir. Certiorari denied.

No. 93-560. *PUBLIC CITIZEN ET AL. v. UNITED STATES TRADE REPRESENTATIVE.* C. A. D. C. Cir. Certiorari denied. Reported below: 5 F. 3d 549.

No. 93-567. *CONTINENTAL ILLINOIS CORP. v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 7th Cir. Certiorari denied. Reported below: 998 F. 2d 513.

No. 93-580. *LEWIS v. OHIO.* Ct. App. Ohio, Allen County. Certiorari denied. Reported below: 85 Ohio App. 3d 29, 619 N. E. 2d 57.

No. 93-587. *SCARCE v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 397.

No. 93-592. *DOW CHEMICAL Co. v. ASOCIACION NACIONAL DE PESCADORES A PEQUENA ESCALA O ARTESANALES DE COLOMBIA ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 559.

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No. 93-595. *POINTER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1011.

No. 93-605. *ESTATE OF SMITH, BY AND THROUGH ITS PERSONAL REPRESENTATIVE, JORDAN, ET AL. v. CITY OF HOLLYWOOD ET AL.* Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 615 So. 2d 204.

No. 93-606. *KRUG v. VALLEY FIDELITY BANK & TRUST CO. ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 999 F. 2d 540.

No. 93-614. *JONES v. WILSON ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 304.

No. 93-640. *STUMPF v. MICHIGAN*. Ct. App. Mich. Certiorari denied. Reported below: 196 Mich. App. 218, 492 N. W. 2d 795.

No. 93-642. *FISHER v. RUTGERS, THE STATE UNIVERSITY OF NEW JERSEY*. C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 216.

No. 93-650. *HOLLAND ET UX. v. JOHN DEERE CO. ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 999 F. 2d 547.

No. 93-652. *BLAKEMAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 1084.

No. 93-653. *EVERETT ET AL. v. AMERICAN CENTRAL GAS COS., INC., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 223.

No. 93-656. *GAS UTILITIES COMPANY OF ALABAMA, INC. v. SOUTHERN NATURAL GAS CO. ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 2d 282.

No. 93-660. *HIRSH v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 428 Pa. Super. 637, 627 A. 2d 202.

No. 93-661. *WHITE CONSOLIDATED INDUSTRIES, INC. v. PENSION BENEFIT GUARANTY CORPORATION; and WHITE CONSOLIDATED INDUSTRIES, INC., ET AL. v. BLAW KNOX RETIREMENT*

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INCOME PLAN ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1192 (first case) and 1185 (second case).

No. 93-668. HANOVER SOCIETY FOR THE DEAF, INC. *v.* BOARD OF SUPERVISORS OF HANOVER COUNTY, VIRGINIA. Sup. Ct. Va. Certiorari denied.

No. 93-669. F. J. VOLLMER & Co. *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 1 F. 3d 1511.

No. 93-672. THOMAS *v.* PEARL. C. A. 7th Cir. Certiorari denied. Reported below: 998 F. 2d 447.

No. 93-674. PALKOVICH *v.* UNITED STATES POSTAL SERVICE. C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1021.

No. 93-675. KELLEY, INDIVIDUALLY AND ON BEHALF OF HER MINOR CHILDREN, KELLEY ET AL. *v.* INDUSTRIAL REFRIGERATED SYSTEMS, INC. C. A. 5th Cir. Certiorari denied. Reported below: 992 F. 2d 1408.

No. 93-679. STASSIS *v.* HARTMAN ET AL., MINORS, BY THEIR NEXT FRIEND, HARTMAN. Ct. App. Iowa. Certiorari denied. Reported below: 504 N. W. 2d 129.

No. 93-684. ATLANTIC HEALTHCARE BENEFITS TRUST ET AL. *v.* FOSTER, INSURANCE COMMISSIONER OF PENNSYLVANIA, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 778.

No. 93-685. ATLANTIC HEALTHCARE BENEFITS TRUST ET AL. *v.* GOOGINS, COMMISSIONER OF INSURANCE OF CONNECTICUT, ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 2 F. 3d 1.

No. 93-686. WILLIAMS ET VIR, ON BEHALF OF THEIR MINOR SON, WILLIAMS *v.* SCHOOL DISTRICT OF BETHLEHEM, PENNSYLVANIA. C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 168.

No. 93-688. HUISINGA *v.* ILLINOIS. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 242 Ill. App. 3d 418, 610 N. E. 2d 168.

No. 93-689. QUINN *v.* KANSAS ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 1 F. 3d 1249.

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No. 93-690. *PICKENS ET AL. v. LOCKHEED CORP. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 1488.

No. 93-692. *LINDQUIST v. GOLDSCHNEIDER ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 999 F. 2d 537.

No. 93-694. *PISCIOTTA ET UX. v. SMITH BARNEY SHEARSON.* Ct. App. D. C. Certiorari denied. Reported below: 629 A. 2d 520.

No. 93-698. *ADAMS v. FEDERAL AVIATION ADMINISTRATION.* C. A. 9th Cir. Certiorari denied. Reported below: 1 F. 3d 955.

No. 93-699. *KREISNER v. CITY OF SAN DIEGO.* C. A. 9th Cir. Certiorari denied. Reported below: 1 F. 3d 775.

No. 93-702. *VILLAR, INDIVIDUALLY AND AS PERSONAL REPRESENTATIVE OF VILLAR, DECEASED, ET AL. v. CROWLEY MARITIME CORP. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 1489.

No. 93-709. *G. I. TRUCKING Co. v. INSURANCE COMPANY OF NORTH AMERICA.* C. A. 9th Cir. Certiorari denied. Reported below: 1 F. 3d 903.

No. 93-710. *TALLEY v. FLATHEAD VALLEY COMMUNITY COLLEGE ET AL.* Sup. Ct. Mont. Certiorari denied. Reported below: 259 Mont. 479, 857 P. 2d 701.

No. 93-711. *DELUCA, AN INFANT, BY HER GUARDIAN AD LITEM, DELUCA, ET AL. v. MERRELL DOW PHARMACEUTICALS, INC., ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 778.

No. 93-718. *OLON ET UX. v. PENNSYLVANIA DEPARTMENT OF CORRECTIONS ET AL.* Sup. Ct. Pa. Certiorari denied. Reported below: 534 Pa. 90, 626 A. 2d 533.

No. 93-722. *DETREX CORP. v. AMCAST INDUSTRIAL CORP. ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 2 F. 3d 746.

No. 93-724. *KELLY, MAYOR OF THE DISTRICT OF COLUMBIA, ET AL. v. LASHAWN A., BY HER NEXT FRIEND, MOORE, ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 990 F. 2d 1319.

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No. 93-726. *GHOBASHY v. DEPARTMENTAL DISCIPLINARY COMMITTEE FOR THE FIRST JUDICIAL DEPARTMENT*. Ct. App. N. Y. Certiorari denied. Reported below: 82 N. Y. 2d 701, 619 N. E. 2d 653.

No. 93-727. *CALIFORNIA v. ABOGADO LUCERO ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-729. *GALLAGHER ET AL. v. VIRGINIA*. Ct. App. Va. Certiorari denied.

No. 93-731. *HALL v. ARKANSAS*. Sup. Ct. Ark. Certiorari denied. Reported below: 313 Ark. xxiii.

No. 93-732. *WHETSTONE v. WHETSTONE ET AL.* Ct. App. S. C. Certiorari denied.

No. 93-734. *MILLER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 120.

No. 93-739. *MOULTON v. CORY*. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 232.

No. 93-740. *SHU YAN ENG, AKA AH SHU v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 997 F. 2d 987.

No. 93-741. *KOSTRUBALA v. ESTATE OF CONNERS, BY HER ADMINISTRATOR, MEREDITH, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 26.

No. 93-742. *STEGE ET AL. v. GIRARD ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 999 F. 2d 548.

No. 93-747. *MOHS v. CENTURY 21 REAL ESTATE CORP.* C. A. 7th Cir. Certiorari denied. Reported below: 993 F. 2d 1550.

No. 93-751. *MURRAY v. WYOMING*. Sup. Ct. Wyo. Certiorari denied. Reported below: 855 P. 2d 350.

No. 93-752. *MITCHELL v. ALBUQUERQUE BOARD OF EDUCATION, DBA ALBUQUERQUE PUBLIC SCHOOLS, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 2 F. 3d 1160.

No. 93-755. *KUHL ET AL. v. LINCOLN NATIONAL HEALTH PLAN OF KANSAS CITY, INC.* C. A. 8th Cir. Certiorari denied. Reported below: 999 F. 2d 298.

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No. 93-757. *CLAUSEN v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-758. *RITTER ET AL. v. ROSS ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 992 F. 2d 750.

No. 93-760. *BORJA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 93-763. *MCKETHAN v. TEXAS FARM BUREAU ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 734.

No. 93-765. *BELIZE TRADING, LTD., ET AL. v. EL PIRATA DEL CARIBE, S. A., ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 790.

No. 93-766. *RYTMAN ET AL. v. KOFKOFF EGG FARM LIMITED PARTNERSHIP ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 999 F. 2d 537.

No. 93-770. *EDENSO v. HAIDA CORP.* C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1156.

No. 93-773. *PRICE ET AL. v. FCC NATIONAL BANK*. C. A. 7th Cir. Certiorari denied. Reported below: 4 F. 3d 472.

No. 93-774. *GREEN v. PRIMERICA DISABILITY INCOME PLAN ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 880.

No. 93-775. *GEORGE, AKA PROCHAZKA v. ZLOTOFF ET UX.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 93-776. *ADOLPH v. LEHMAN BROTHERS KUHN LOEB, INC.* C. A. 9th Cir. Certiorari denied.

No. 93-777. *CHAPDELAINE v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 989 F. 2d 28.

No. 93-781. *SINKFIELD ET AL. v. WESCH ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 6 F. 3d 1465.

No. 93-787. *CLEVELAND SURGI-CENTER, INC., ET AL. v. JONES ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 2 F. 3d 686.

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No. 93-788. *FARRAR ET UX. v. FRANCHISE TAX BOARD*. Ct. App. Cal., 1st App. Dist. Certiorari denied. Reported below: 15 Cal. App. 4th 10, 18 Cal. Rptr. 2d 611.

No. 93-789. *MENDEZ-VILLARREAL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 437.

No. 93-798. *BUCHBINDER ET AL. v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 542.

No. 93-801. *LERCH v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 996 F. 2d 158.

No. 93-811. *POLLEN v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1492.

No. 93-814. *HUSMAN v. CLIMAX MOLYBDENUM CO. ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 311.

No. 93-815. *HARRIS v. SKI PARK FARMS, INC.* Sup. Ct. Wash. Certiorari denied. Reported below: 120 Wash. 2d 727, 844 P. 2d 1006.

No. 93-821. *MURPHY v. UNITED STATES*. Ct. Mil. App. Certiorari denied. Reported below: 38 M. J. 468.

No. 93-838. *PERREAULT v. FISHMAN, MARITAL MASTER, SUPERIOR COURT OF NEW HAMPSHIRE, ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 998 F. 2d 1001.

No. 93-846. *BROOKMAN v. BENTSEN, SECRETARY OF THE TREASURY*. C. A. 7th Cir. Certiorari denied. Reported below: 4 F. 3d 996.

No. 93-864. *LOMBARDI ET AL. v. HALL*. C. A. 8th Cir. Certiorari denied. Reported below: 996 F. 2d 954.

No. 93-866. *SHOEMAKER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 2 F. 3d 53.

No. 93-869. *MUHAMMAD v. MUHAMMAD*. Sup. Ct. Miss. Certiorari denied. Reported below: 622 So. 2d 1239.

No. 93-905. *STRASBURG ET AL. v. STATE BAR OF WISCONSIN ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 1 F. 3d 468.

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No. 93-5407. *CAMPBELL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 988 F. 2d 544.

No. 93-5547. *HENRY v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 613 So. 2d 429.

No. 93-5551. *MARTINEZ-HIDALGO v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 993 F. 2d 1052.

No. 93-5859. *PEAK v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 987 F. 2d 773.

No. 93-5904. *JONES v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 990 F. 2d 1047.

No. 93-5916. *JAMES v. UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF INDIANA*. C. A. 7th Cir. Certiorari denied.

No. 93-5956. *UFFELMAN v. MAINE*. Sup. Jud. Ct. Me. Certiorari denied. Reported below: 626 A. 2d 340.

No. 93-5983. *VOYLES v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 91.

No. 93-5992. *ROBERTS v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 998 F. 2d 7.

No. 93-6021. *HAILEY v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 263 Ga. 210, 429 S. E. 2d 917.

No. 93-6040. *HITTLE v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 93-6060. *THOMPSON v. DEPARTMENT OF THE TREASURY*. C. A. Fed. Cir. Certiorari denied. Reported below: 996 F. 2d 318.

No. 93-6065. *MUNOZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 626.

No. 93-6085. *McGEE v. UNITED STATES*;

No. 93-6392. *EDWARDS v. UNITED STATES*; and

No. 93-6539. *JONES v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 2d 417.



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No. 93-6095. *HATLEY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 237.

No. 93-6122. *STEEN v. UNITED STATES POSTAL SERVICE*. C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1217.

No. 93-6128. *BARAKETT v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 994 F. 2d 1107.

No. 93-6138. *LOCKWOOD v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1553.

No. 93-6145. *CROUSE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 229.

No. 93-6149. *KEAN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 1 F. 3d 1241.

No. 93-6181. *MACK v. DEPARTMENT OF VETERANS AFFAIRS ET AL.* C. A. 2d Cir. Certiorari denied.

No. 93-6193. *HAUSE v. VAUGHT, DIRECTOR, HORRY COUNTY DETENTION CENTER, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1079.

No. 93-6198. *SIMS ET VIR v. SUBWAY EQUIPMENT LEASING CORP. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 994 F. 2d 210.

No. 93-6213. *STANFORD v. KENTUCKY*. Sup. Ct. Ky. Certiorari denied. Reported below: 854 S. W. 2d 742.

No. 93-6221. *JERMYN v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied. Reported below: 533 Pa. 194, 620 A. 2d 1128.

No. 93-6249. *BONACE v. MAZURKIEWICZ, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT ROCKVIEW*. C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1488.

No. 93-6255. *STEINES ET UX. v. INTERNAL REVENUE SERVICE*. C. A. 7th Cir. Certiorari denied. Reported below: 993 F. 2d 1550.

No. 93-6267. *KALAKAY v. NEWBLATT, JUDGE, UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MICHIGAN*.

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C. A. 9th Cir. Certiorari denied. Reported below: 992 F. 2d 1219.

No. 93-6306. *PYLES v. RUNYON, POSTMASTER GENERAL*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1538.

No. 93-6325. *GUTIERREZ v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 93-6337. *STEWART v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES*. C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 1236.

No. 93-6345. *ARCENEUX v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1491.

No. 93-6354. *WILLIS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 997 F. 2d 407.

No. 93-6360. *FORD v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 996 F. 2d 83.

No. 93-6371. *CLEMONS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 999 F. 2d 154.

No. 93-6374. *MIMS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 999 F. 2d 541.

No. 93-6391. *SPENCER v. ARIZONA*. Sup. Ct. Ariz. Certiorari denied. Reported below: 176 Ariz. 36, 859 P. 2d 146.

No. 93-6421. *OROPALLO v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 994 F. 2d 25.

No. 93-6423. *MILLER v. UNITED STATES*. Ct. Mil. App. Certiorari denied. Reported below: 37 M. J. 133.

No. 93-6476. *TILLMAN v. COOK, WARDEN*. Sup. Ct. Utah. Certiorari denied. Reported below: 855 P. 2d 211.

No. 93-6479. *WINSTON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 14 F. 3d 607.

No. 93-6481. *WHITAKER v. SUPERIOR COURT OF CALIFORNIA, ALAMEDA COUNTY, ET AL.* Ct. App. Cal., 1st App. Dist. Certiorari denied.

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No. 93-6482. *TRAYLOR v. LETTS*. C. A. 6th Cir. Certiorari denied. Reported below: 4 F. 3d 994.

No. 93-6501. *FRENCH v. BEARD ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 993 F. 2d 160.

No. 93-6503. *GRAY v. GARNER, SHERIFF, OUACHITA COUNTY, ARKANSAS, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 14 F. 3d 608.

No. 93-6507. *GIBSON v. GOMEZ, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS*. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 26.

No. 93-6509. *JOHNSON v. CITY OF CHEYENNE, WYOMING, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 5 F. 3d 546.

No. 93-6511. *HAMMOND v. WEEKES*. Ct. App. D. C. Certiorari denied. Reported below: 621 A. 2d 838.

No. 93-6512. *GRAHAM v. SAUNDERS, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 2 F. 3d 1149.

No. 93-6513. *SHABAZZ v. BEYER, SUPERINTENDENT, TRENTON STATE PRISON, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-6516. *STEFFEN v. MAULDIN ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 233.

No. 93-6517. *TYLER ET AL. v. ASHCROFT, GOVERNOR OF MISSOURI, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 2d 1019.

No. 93-6518. *ASHRAF v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1228.

No. 93-6519. *ARNICK v. UNION ELECTRIC CO. ET AL.* C. A. 8th Cir. Certiorari denied.

No. 93-6522. *SLOAN v. SLOAN*. Sup. Ct. Va. Certiorari denied.

No. 93-6523. *CARLUCCI v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1010.

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No. 93-6524. *DOWDY v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-6535. *MORRIS v. LAURY ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 232.

No. 93-6538. *GILES v. MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Certiorari denied. Reported below: 2 F. 3d 1149.

No. 93-6543. *LABOY v. O'MALLEY ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-6545. *GIBBS v. CLEMENTS FOOD CO.* C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 310.

No. 93-6547. *BYRD v. CARROLL, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 967 F. 2d 584.

No. 93-6549. *HUNT v. BRADLEY, COMMISSIONER, TENNESSEE DEPARTMENT OF CORRECTION, ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 2 F. 3d 1151.

No. 93-6550. *REBER ET AL. v. GOMEZ, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 539.

No. 93-6553. *LEE v. CALDWELL ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 2 F. 3d 1149.

No. 93-6554. *NWABUEZE v. IMMIGRATION AND NATURALIZATION SERVICE*. C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 544.

No. 93-6567. *FLAGG v. CONTROL DATA CORP. ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1002.

No. 93-6568. *JACKSON v. MALECEK*. C. A. 8th Cir. Certiorari denied. Reported below: 2 F. 3d 1154.

No. 93-6574. *SMITH v. DELO ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 995 F. 2d 827.

No. 93-6576. *BISHOP v. LECUREUX, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1344.

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No. 93-6582. *KELLAM v. LINAHAN, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1023.

No. 93-6584. *YOUNG v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied.

No. 93-6585. *STRIBLING v. COLLINS ET AL.* C. A. 5th Cir. Certiorari denied.

No. 93-6586. *WEDINGTON v. FEDERAL CORRECTIONAL INSTITUTION, BUTNER, NORTH CAROLINA, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 1 F. 3d 1235.

No. 93-6587. *HARRISON v. ROGERS, DIRECTOR, OFFICE OF WORKERS' COMPENSATION PROGRAMS, DEPARTMENT OF LABOR, ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 990 F. 2d 1377.

No. 93-6588. *GONZALEZ v. BURSON, ATTORNEY GENERAL OF TENNESSEE, ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-6591. *KIM v. REICH, SECRETARY OF LABOR*. C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 217.

No. 93-6594. *GARCIA v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 93-6597. *TSCHUPP v. DEPARTMENT OF THE TREASURY*. C. A. Fed. Cir. Certiorari denied.

No. 93-6598. *SCOTT v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 999 F. 2d 1579.

No. 93-6615. *BOSWELL v. LAFOREST ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 232.

No. 93-6616. *COOPER v. PAROLE AND PROBATION COMMISSION ET AL.* Sup. Ct. Fla. Certiorari denied. Reported below: 626 So. 2d 204.

No. 93-6620. *HERSHIPS v. STATE BAR OF CALIFORNIA ET AL.* Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 93-6623. *BARNES v. UNITED STATES*; and

No. 93-6762. *KECK v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 437.

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No. 93-6626. *HAMILTON v. KIRKPATRICK*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 93-6628. *MCDONALD v. HATCH ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1225.

No. 93-6629. *PENNINGTON v. ENDELL, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION*. C. A. 8th Cir. Certiorari denied.

No. 93-6631. *RODENBAUGH v. SINGER*. C. A. 3d Cir. Certiorari denied.

No. 93-6633. *PRUITT v. ROGERS ET AL.* C. A. 8th Cir. Certiorari denied.

No. 93-6634. *MEDINA v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 990 F. 2d 1267.

No. 93-6637. *MOSES v. O'DEA, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1067.

No. 93-6638. *PHELPS v. LOCKHEED MISSILES & SPACE CO., INC.* C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 232.

No. 93-6640. *LORRAINE v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 66 Ohio St. 3d 414, 613 N. E. 2d 212.

No. 93-6643. *LAGO v. FLORIDA ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 328.

No. 93-6650. *JACOB v. NEBRASKA*. Sup. Ct. Neb. Certiorari denied. Reported below: 244 Neb. xxii.

No. 93-6652. *LAFFEY v. INDEPENDENT SCHOOL DISTRICT #625*. C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 2d 843.

No. 93-6653. *ESPARZA v. MUNOZ*. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 438.

No. 93-6656. *KOWALSKI v. OREGON STATE BAR* (two cases). Sup. Ct. Ore. Certiorari denied.

No. 93-6660. *BIEBER v. COLORADO*. Sup. Ct. Colo. Certiorari denied. Reported below: 856 P. 2d 811.

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No. 93-6662. *COLE v. HOUSTON, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 22 F. 3d 306.

No. 93-6664. *STOKES ET UX. v. VILLAGE OF WURTSBORO ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 301.

No. 93-6670. *ANDRADE v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 8 F. 3d 21.

No. 93-6673. *FITE v. CANTRELL ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 107.

No. 93-6674. *BEAUFORD v. RABA ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-6679. *HARRIS v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 997 F. 2d 1235.

No. 93-6684. *MCIVER v. OREGON.* Ct. App. Ore. Certiorari denied. Reported below: 118 Ore. App. 162, 845 P. 2d 1315.

No. 93-6686. *HILL v. SCHOUBROEK ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1494.

No. 93-6688. *BURKE v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 2 F. 3d 1150.

No. 93-6689. *DISMUKES v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 438.

No. 93-6690. *SCHRODER v. COLORADO.* Ct. App. Colo. Certiorari denied.

No. 93-6691. *ALLEN v. GALLAGHER.* C. A. 9th Cir. Certiorari denied.

No. 93-6694. *HAMPTON v. GUARANTEE TRUST LIFE INSURANCE CO.* Ct. App. Mo., Eastern Dist. Certiorari denied. Reported below: 857 S. W. 2d 434.

No. 93-6695. *GUMPL v. BOST ET AL.* Ct. App. Ohio, Warren County. Certiorari denied. Reported below: 88 Ohio App. 3d 325, 623 N. E. 2d 1291.

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No. 93-6697. *ORTIZ v. STARR ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 93-6703. *WATKINS v. MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS.* C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1011.

No. 93-6704. *MARREN v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 995 F. 2d 662.

No. 93-6706. *NERO v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1492.

No. 93-6707. *TAYLOR v. MISSOURI.* Ct. App. Mo., Southern Dist. Certiorari denied. Reported below: 857 S. W. 2d 482.

No. 93-6713. *HARGROVE v. TANSY, WARDEN.* C. A. 10th Cir. Certiorari denied.

No. 93-6717. *PIONTEK v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 996 F. 2d 1219.

No. 93-6718. *HODGSON v. YLST, WARDEN.* C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1157.

No. 93-6719. *HOWICK v. UNITED STATES POSTAL SERVICE.* C. A. Fed. Cir. Certiorari denied. Reported below: 5 F. 3d 1505.

No. 93-6720. *SPIGNOR v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 2 F. 3d 574.

No. 93-6721. *VASEUR v. LOCKHART, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION.* C. A. 8th Cir. Certiorari denied. Reported below: 14 F. 3d 608.

No. 93-6722. *THERIAULT v. MILLER, GOVERNOR OF NEVADA, ET AL.* Sup. Ct. Nev. Certiorari denied. Reported below: 109 Nev. 1419, 875 P. 2d 1081.

No. 93-6723. *WAGNER v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 996 F. 2d 906.

No. 93-6726. *BATTLE v. EVANS ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 2d 1582.

No. 93-6729. *SMITH v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 436.



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No. 93-6730. *SANDERS v. BUNNELL, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 539.

No. 93-6732. *JOHNSON v. ROSEMEYER, SUPERINTENDENT, PENNSYLVANIA STATE CORRECTIONAL INSTITUTION AT GREENSBURG, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 811.

No. 93-6733. *JOHNSON v. SHILLINGER, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 7 F. 3d 1045.

No. 93-6735. *GOINES ET AL. v. JAMES ET AL.* Sup. Ct. App. W. Va. Certiorari denied. Reported below: 189 W. Va. 634, 433 S. E. 2d 572.

No. 93-6736. *ZACK v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1068.

No. 93-6737. *ZUCKERMAN v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 815.

No. 93-6738. *BERG v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 438.

No. 93-6739. *LOGAN v. LOCKHART, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION*. C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 2d 1324.

No. 93-6740. *RAMOS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 543.

No. 93-6742. *MOLAND v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 259.

No. 93-6744. *PIFER v. BUNNELL, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1157.

No. 93-6745. *CLARK v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1010.

No. 93-6746. *CRAWFORD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 106.

No. 93-6748. *SCAIFE v. HANNIGAN, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 7 F. 3d 1045.

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No. 93-6749. *WHITE v. SMITH, WARDEN*. Sup. Ct. Va. Certiorari denied.

No. 93-6751. *DEBARDELEBEN v. MATTHEWS, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 2 F. 3d 1160.

No. 93-6753. *BENSON v. HARGETT, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY*. C. A. 5th Cir. Certiorari denied.

No. 93-6754. *WILFORD v. SLUSHER ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 2 F. 3d 1152.

No. 93-6756. *DUARTE v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 1 F. 3d 644.

No. 93-6757. *GARZA-JUAREZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 992 F. 2d 896.

No. 93-6758. *KILES v. ARIZONA*. Sup. Ct. Ariz. Certiorari denied. Reported below: 175 Ariz. 358, 857 P. 2d 1212.

No. 93-6759. *GARGALLO v. MERRILL LYNCH, PIERCE, FENNER & SMITH, INC., ET AL.* (two cases). Sup. Ct. Ohio. Certiorari denied. Reported below: 66 Ohio St. 3d 1485, 612 N. E. 2d 1242 (first case); 67 Ohio St. 3d 1408, 615 N. E. 2d 1043 (second case).

No. 93-6760. *KESEL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 436.

No. 93-6761. *GLADNEY v. GILLESS ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-6763. *FORTNER v. SNOW*. C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1023.

No. 93-6765. *KURYLCZYK v. MICHIGAN*. Sup. Ct. Mich. Certiorari denied. Reported below: 443 Mich. 289, 505 N. W. 2d 528.

No. 93-6766. *KING v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 9 F. 3d 118.

No. 93-6767. *IBARRA-ALEJANDRO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 437.

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No. 93-6769. *TROTMAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 439.

No. 93-6770. *PATTERSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 4 F. 3d 1000.

No. 93-6773. *GREATHOUSE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 4 F. 3d 1000.

No. 93-6774. *WATSON v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 814.

No. 93-6775. *PITTMAN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 988.

No. 93-6776. *HICKS v. BALTIMORE GAS & ELECTRIC CO.* C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1009.

No. 93-6778. *PHILLIPS v. CITY OF THOMASTON, GEORGIA, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-6783. *BARRON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 540.

No. 93-6785. *GARRETT v. JONES, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 1548.

No. 93-6787. *KIDD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 110.

No. 93-6794. *ABDUL-KHALIQ v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 986.

No. 93-6795. *FLEMING v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 437.

No. 93-6797. *JONES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 2 F. 3d 404.

No. 93-6798. *WARD v. DEPARTMENT OF CORRECTIONS*. Ct. App. Mich. Certiorari denied.

No. 93-6800. *BOLNER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 440.

No. 93-6802. *HARRIS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1217.

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No. 93-6803. *HEIMERMAN v. WISCONSIN STATE PUBLIC DEFENDER*. Sup. Ct. Wis. Certiorari denied.

No. 93-6804. *SIMPSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 439.

No. 93-6806. *MEDINA-ORTIZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 886.

No. 93-6807. *MCADORY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 529.

No. 93-6808. *MIRANDA-ROMAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 438.

No. 93-6809. *MAYABB v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 93-6813. *THOMAS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 543.

No. 93-6816. *WALKER v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 9 F. 3d 1542.

No. 93-6818. *CARRILLO-RANGEL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 541.

No. 93-6819. *NUNLEY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 7 F. 3d 230.

No. 93-6821. *PERNELL v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 236.

No. 93-6822. *RODRIGUEZ-GALINDO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 543.

No. 93-6825. *HENDERSON, AKA STERN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1496.

No. 93-6829. *JACKSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 541.

No. 93-6832. *KUHBANDER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 7 F. 3d 1043.

No. 93-6833. *FERGUSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 5 F. 3d 532.

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No. 93-6834. *KING v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 4 F. 3d 994.

No. 93-6838. *CARANGELO ET AL. v. WEICKER, GOVERNOR OF CONNECTICUT, ET AL.* C. A. 2d Cir. Certiorari denied.

No. 93-6839. *ARGENCOURT v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 996 F. 2d 1300.

No. 93-6844. *BRANCH v. HENNEPIN COUNTY SHERIFF'S DEPARTMENT ET AL.* C. A. 8th Cir. Certiorari denied.

No. 93-6847. *HENDERSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 2d 1583.

No. 93-6851. *BARRETT v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 437.

No. 93-6852. *TERAN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 546.

No. 93-6859. *REINKE v. UNITED STATES* (three cases). C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1259.

No. 93-6860. *BETHEA v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 780.

No. 93-6861. *GRANT v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 780.

No. 93-6864. *KNOX v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 999 F. 2d 824.

No. 93-6871. *WAKEFIELD v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 4 F. 3d 989.

No. 93-6872. *NELSON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 5 F. 3d 548.

No. 93-6876. *TUESCA-NOGUERA v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 4 F. 3d 983.

No. 93-6877. *SMITH ET AL. v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 3 F. 3d 1088.

No. 93-6880. *DAVIS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 4 F. 3d 989.

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No. 93-6883. *DOWNES v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1217.

No. 93-6884. *CONTRERAS-AQUINO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 4 F. 3d 989.

No. 93-6886. *WILLIAMS v. MARYLAND HOME IMPROVEMENT COMMISSION*. Ct. Sp. App. Md. Certiorari denied.

No. 93-6890. *MARTINEZ v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 3 F. 3d 1191.

No. 93-6895. *GLOVER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 541.

No. 93-6896. *HOGG v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1496.

No. 93-6898. *NEWSOME v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1571.

No. 93-6901. *RICHARD v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 9 F. 3d 102.

No. 93-6902. *MEIER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 542.

No. 93-6903. *PERRY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 1101.

No. 93-6908. *CADEAU v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 3 F. 3d 442.

No. 93-6910. *JACKSON v. WISNESKI*. C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 233.

No. 93-6911. *HERNANDEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1216.

No. 93-6914. *FERENC, AKA ROWE v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 11th Cir. Certiorari denied. Reported below: 9 F. 3d 120.

No. 93-6920. *ARREOLA-MACIAS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1228.

No. 93-6925. *ARNOLD v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 780.

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No. 93-6926. *MCINTYRE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 997 F. 2d 687.

No. 93-6927. *ROMERO-AGUILAR v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1264.

No. 93-6929. *MOORE v. MISSISSIPPI*. Sup. Ct. Miss. Certiorari denied.

No. 93-6931. *PRICE v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 93-6934. *COOPER v. SALOMON BROTHERS, INC.* C. A. 2d Cir. Certiorari denied. Reported below: 1 F. 3d 82.

No. 93-6935. *CATALDI v. CARTER ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1020.

No. 93-6943. *NEWMAN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 987.

No. 93-6944. *RAWLS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1571.

No. 93-6945. *ROSS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 3 F. 3d 442.

No. 93-6951. *TROUT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1571.

No. 93-6954. *FLORES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 541.

No. 93-6955. *HICKS v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 93-6956. *GILBERT v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 110.

No. 93-6959. *ONO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 997 F. 2d 647.

No. 93-6960. *LIQUORI v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 435.

No. 93-6964. *LILLY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 542.

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No. 93-6965. *MARIN v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 7 F. 3d 679.

No. 93-6966. *KELLY v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 10 F. 3d 696.

No. 93-6967. *FOULKES v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 7 F. 3d 238.

No. 93-6969. *COOPER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 987.

No. 93-6972. *WALKER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 544.

No. 93-6981. *TREAS-WILSON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 3 F. 3d 1406.

No. 92-989. *TENNESSEE v. MIDDLEBROOKS*; and *TENNESSEE v. EVANS*. Sup. Ct. Tenn. Motion of respondent Jonathan Vaughn Evans for leave to proceed *in forma pauperis* granted. Certiorari as to Jonathan Vaughn Evans denied. Reported below: 838 S. W. 2d 185 (second case).

No. 93-224. *TENNESSEE v. SPARKS*. Sup. Ct. Tenn. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 93-401. *ALABAMA v. BROWNING*. C. A. 11th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 995 F. 2d 237.

No. 93-406. *LEWIS, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL. v. UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ARIZONA (CORRELL ET AL., REAL PARTIES IN INTEREST)*. C. A. 9th Cir. Motion of Criminal Justice Legal Foundation for leave to file a brief as *amicus curiae* granted. Motion of respondents Michael Emerson Correll et al. for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 93-507. *ADMINISTRATORS OF THE TULANE EDUCATIONAL FUND, DBA TULANE MEDICAL CENTER HOSPITAL AND CLINIC, ET AL. v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES*. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 987 F. 2d 790.



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No. 93-5762. PROFETA *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 995 F. 2d 306.

No. 93-6074. ESPANA *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition.

No. 93-6170. JONES *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 997 F. 2d 1475.

No. 93-680. HUBBARD, SECURITIES COMMISSIONER OF DELAWARE *v.* OLDE DISCOUNT CORP. C. A. 3d Cir. Motion of North American Securities Administrators Association, Inc., et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 1 F. 3d 202.

No. 93-6431. BUSH *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied. Reported below: 988 F. 2d 1082.

JUSTICE BLACKMUN, dissenting.

I am inclined to agree with Judge Kravitch, 988 F. 2d 1082, 1093 (CA11 1993) (opinion concurring in part and dissenting in part), and would grant certiorari on the issue whether counsel rendered effective assistance as required by the Sixth and Fourteenth Amendments.

*Rehearing Denied*

No. 92-8494. CABAL *v.* DEPARTMENT OF JUSTICE ET AL., *ante*, p. 831;

No. 92-8870. TURNPAUGH *v.* MICHIGAN, *ante*, p. 975;

No. 92-8982. IN RE HENTHORN, *ante*, p. 809;

No. 92-9114. WILLIS *v.* CITY OF CLEVELAND, *ante*, p. 851;

No. 92-9175. MARTIN *v.* MARYLAND, *ante*, p. 855;

No. 93-210. TRUSTEES OF THE WELFARE TRUST FUND, LOCAL UNION No. 475, ET AL. *v.* DUNSTON, NEW JERSEY COMMISSIONER OF HEALTH, ET AL., *ante*, p. 944;

No. 93-297. METCALF *v.* FELEC SERVICES ET AL., *ante*, p. 931;

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- No. 93-303. CARTER ET AL. *v.* UNITED STATES ET AL., *ante*, p. 870;
- No. 93-351. WHITE *v.* KENTUCKY, *ante*, p. 946;
- No. 93-434. SUSAN R. M., BY HER NEXT FRIEND, CHARLES L. M. *v.* NORTHEAST INDEPENDENT SCHOOL DISTRICT ET AL., *ante*, p. 972;
- No. 93-467. TILSON *v.* CITY OF WICHITA, KANSAS, *ante*, p. 976;
- No. 93-509. MARINO *v.* WRITERS' GUILD OF AMERICA ET AL., *ante*, p. 978;
- No. 93-5063. WILLIAMS *v.* LEHIGH VALLEY CARPENTERS UNION ET AL., *ante*, p. 873;
- No. 93-5077. SYRIANI *v.* NORTH CAROLINA, *ante*, p. 948;
- No. 93-5101. GILES *v.* THOMAS, WARDEN, *ante*, p. 876;
- No. 93-5276. WEST *v.* OKLAHOMA, *ante*, p. 949;
- No. 93-5628. STANLEY *v.* WHITE ET AL., *ante*, p. 921;
- No. 93-5700. DAVIS *v.* GEORGIA, *ante*, p. 950;
- No. 93-5753. HILL *v.* GEORGIA, *ante*, p. 950;
- No. 93-5783. THOMAS *v.* UNITED STATES, *ante*, p. 950;
- No. 93-5846. RICHARDS *v.* MEDICAL CENTER OF DELAWARE INC. ET AL., *ante*, p. 951;
- No. 93-5911. PARTEE *v.* GODINEZ, WARDEN, *ante*, p. 952;
- No. 93-5954. TRIESTMAN *v.* UNITED STATES, *ante*, p. 953;
- No. 93-5957. DAVIS *v.* COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, *ante*, p. 953;
- No. 93-5967. HUMPHREY *v.* COLEMAN ET AL., *ante*, p. 954;
- No. 93-5988. LIGHTBOURNE *v.* CHILES, GOVERNOR OF FLORIDA, ET AL., *ante*, p. 967;
- No. 93-6002. PIPKINS *v.* STATE BAR OF NEVADA, *ante*, p. 968;
- No. 93-6005. SCHUSTER *v.* SOUTH DAKOTA, *ante*, p. 968;
- No. 93-6023. CARR *v.* CALIFORNIA, *ante*, p. 969;
- No. 93-6024. BAXTER *v.* ROSEMEYER, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GREENSBURG, ET AL., *ante*, p. 969;
- No. 93-6033. IN RE MANFRED, *ante*, p. 975;
- No. 93-6034. REYNA *v.* TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, ET AL., *ante*, p. 969;
- No. 93-6038. COWTHRAN *v.* BROOKSHIRE GROCERY CO., *ante*, p. 955;
- No. 93-6089. NORTH *v.* OKLAHOMA, *ante*, p. 970;

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No. 93-6090. HYDER *v.* COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, *ante*, p. 970;

No. 93-6106. LEWIS *v.* MORRIS, WARDEN, ET AL., *ante*, p. 980;

No. 93-6114. IN RE BROOKS ET AL., *ante*, p. 975;

No. 93-6117. SLOAN *v.* JONES ET AL., *ante*, p. 956;

No. 93-6133. JOHNSON *v.* UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA, *ante*, p. 957;

No. 93-6136. SPINDLE *v.* BERRONG, WARDEN, *ante*, p. 980;

No. 93-6151. HENRY *v.* GULFPORT PAPER CO., INC., *ante*, p. 981;

No. 93-6173. HUGHEY *v.* HAMPTON, WARDEN, ET AL., *ante*, p. 981;

No. 93-6184. IN RE BOTELLO, *ante*, p. 942;

No. 93-6291. IN RE NEWTOP, *ante*, p. 988;

No. 93-6346. BARTLETT *v.* DOMOVICH, WARDEN, ET AL., *ante*, p. 972; and

No. 93-6430. IN RE PORZIO, *ante*, p. 975. Petitions for rehearing denied.

No. 90-1397. IN RE AINSWORTH, 500 U.S. 903. Motion of petitioner for leave to proceed further herein *in forma pauperis* granted. Motion for leave to file petition for rehearing denied.

No. 92-9082. KLEINSCHMIDT *v.* SCHWARTZ, CHIEF JUDGE, DISTRICT COURT OF APPEAL OF FLORIDA, THIRD DISTRICT, ET AL., *ante*, p. 849; and

No. 92-9159. JEFFRESS *v.* RENO, ATTORNEY GENERAL OF THE UNITED STATES, *ante*, p. 854. Motions for leave to file petitions for rehearing denied.

No. 93-277. THERIOT ET AL. *v.* GREAT WESTERN COCA-COLA BOTTLING, DBA COCA-COLA BOTTLING COMPANY OF HOUSTON, *ante*, p. 972. Petition for rehearing denied. JUSTICE BLACKMUN took no part in the consideration or decision of this petition.

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*Certiorari Granted*

No. 93-639. IBANEZ *v.* FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, BOARD OF ACCOUNTANCY. Dist. Ct. App. Fla., 1st Dist. Certiorari granted. Reported below: 621 So. 2d 435.

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No. 93-644. HONDA MOTOR CO., LTD., ET AL. *v.* OBERG. Sup. Ct. Ore. Certiorari granted. Reported below: 316 Ore. 263, 851 P. 2d 1084.

No. 93-744. DIRECTOR, OFFICE OF WORKERS' COMPENSATION PROGRAMS, DEPARTMENT OF LABOR *v.* GREENWICH COLLIERIES ET AL.; and DIRECTOR, OFFICE OF WORKERS' COMPENSATION PROGRAMS, DEPARTMENT OF LABOR *v.* MAHER TERMINALS, INC., ET AL. C. A. 3d Cir. Certiorari granted. Reported below: 990 F. 2d 730 (first case); 992 F. 2d 1277 (second case).

No. 93-6188. HECK *v.* HUMPHREY ET AL. C. A. 7th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 997 F. 2d 355.

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*Appeals Dismissed*

No. 93-835. MOORE, ATTORNEY GENERAL OF MISSISSIPPI, ET AL. *v.* DUPREE ET AL.; and

No. 93-836. LAMAR COUNTY BOARD OF EDUCATION AND TRUSTEES ET AL. *v.* DUPREE ET AL. Appeals from D. C. S. D. Miss. dismissed for want of jurisdiction. Reported below: 831 F. Supp. 1310.

*Certiorari Granted—Vacated and Remanded*

No. 92-1139. CARLISLE *v.* UNITED STATES. C. A. 9th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Ratzlaf v. United States*, ante, p. 135. Reported below: 967 F. 2d 592.

No. 92-1841. SHIRK *v.* UNITED STATES. C. A. 3d Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Ratzlaf v. United States*, ante, p. 135. Reported below: 981 F. 2d 1382.

No. 92-7410. PITNER *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 *Ratzlaf v. United States*, ante, p. 135. Reported below: 967 F. 2d 595 and 979 F. 2d 156.

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No. 92-8218. *DONOVAN v. UNITED STATES*. C. A. 1st 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 *Ratzlaf v. United States, ante*, p. 135. Reported below: 984 F. 2d 493.

No. 92-8761. *HANSON 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 *Ratzlaf v. United States, ante*, p. 135. Reported below: 967 F. 2d 595 and 979 F. 2d 156.

No. 92-9105. *GREEN v. UNITED STATES*. C. A. 5th 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 the position presently asserted by the Solicitor General in his brief for the United States filed November 3, 1993. Reported below: 988 F. 2d 1213.

*Miscellaneous Orders*

No. — — —. *DAS v. CIBA CORNING DIAGNOSTIC CORP.*;

No. — — —. *TOWE ANTIQUE FORD FOUNDATION v. INTERNAL REVENUE SERVICE*; and

No. — — —. *GRANT INVESTMENT FUNDS v. INTERNAL REVENUE SERVICE*. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. D-1352. *IN RE DISBARMENT OF HULNICK*. It is ordered that Robert B. Hulnick, Jr., of West Chester, 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-1353. *IN RE DISBARMENT OF CONROY*. It is ordered that J. Patrick Conroy, of Downey, 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-1354. *IN RE DISBARMENT OF MICKS*. It is ordered that Deitra Raverne Handy Micks, of Jacksonville, Fla., be suspended from the practice of law in this Court and that a rule issue,

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returnable within 40 days, requiring her to show cause why she should not be disbarred from the practice of law in this Court.

No. D-1355. *IN RE DISBARMENT OF COHEN*. It is ordered that Allen C. Cohen, of New York, 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. 93-768. *MILWAUKEE BREWERY WORKERS' PENSION PLAN v. JOS. SCHLITZ BREWING CO. ET AL.* C. A. 7th Cir. The Solicitor General is invited to file a brief in this case expressing the views of the United States with respect to Question 1 presented by the petition.

No. 93-908. *REICH v. COLLINS, REVENUE COMMISSIONER OF GEORGIA, ET AL.* Sup. Ct. Ga. Motion of petitioner to expedite consideration of petition for writ of certiorari denied.

No. 93-6250. *BRUCE v. CALIFORNIA DEPARTMENT OF CORRECTIONS ET AL.* C. A. 9th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [ante, p. 988] denied.

No. 93-6791. *MEIER v. LEVINSON ET AL.* C. A. 2d Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until February 8, 1994, 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.

No. 93-7198. *IN RE THOMAS*. Petition for writ of habeas corpus denied.

No. 93-6855. *IN RE FERRI*. Petition for writ of mandamus denied.

No. 93-6790. *IN RE SIMS*. Petition for writ of mandamus and/or prohibition denied.

*Certiorari Denied*

No. 92-8876. *KENNEDY v. WASHINGTON, WARDEN*. C. A. 7th Cir. Certiorari denied. Reported below: 986 F. 2d 1129.

No. 93-349. *MUGFORD v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 236.

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No. 93-429. EPISCOPAL HOSPITAL ET AL. *v.* SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES. C. A. D. C. Cir. Certiorari denied. Reported below: 994 F. 2d 879.

No. 93-464. G-K DEVELOPMENT CO., INC. *v.* BROADMOOR PLACE INVESTMENTS ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 994 F. 2d 744.

No. 93-575. IDAHO ET AL. *v.* ARNZEN. Sup. Ct. Idaho. Certiorari denied. Reported below: 123 Idaho 899, 854 P. 2d 242.

No. 93-590. SCHMIDT ET AL. *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 2d 843.

No. 93-613. TESORERIA GENERAL DE LA SEGURIDAD SOCIAL DE ESPANA *v.* BANCO DE CREDITO INDUSTRIAL, S. A. C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 827.

No. 93-618. SHIELDS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 999 F. 2d 1090.

No. 93-620. MILENA SHIP MANAGEMENT CO., LTD., ET AL. *v.* NEWCOMB, DIRECTOR, OFFICE OF FOREIGN ASSETS CONTROL, DEPARTMENT OF THE TREASURY, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 620.

No. 93-630. LEAGUE OF UNITED LATIN AMERICAN CITIZENS ET AL. *v.* ATTORNEY GENERAL OF TEXAS ET AL.;

No. 93-871. WOOD *v.* ATTORNEY GENERAL OF TEXAS ET AL.;  
and

No. 93-928. ATTORNEY GENERAL OF TEXAS ET AL. *v.* ENTZ ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 999 F. 2d 831.

No. 93-632. ANTARES AIRCRAFT, L. P. *v.* FEDERAL REPUBLIC OF NIGERIA ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 999 F. 2d 33.

No. 93-635. GERBER *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 999 F. 2d 1112.

No. 93-657. CITY OF CHICAGO *v.* WILLIS; and

No. 93-875. WILLIS *v.* CITY OF CHICAGO. C. A. 7th Cir. Certiorari denied. Reported below: 999 F. 2d 284.

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No. 93-691. *PHIPPS v. WILSON*. Ct. App. Ind. Certiorari denied. Reported below: 610 N. E. 2d 851.

No. 93-705. *PUDLO v. ADAMSKI ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 2 F. 3d 1153.

No. 93-706. *GRIFFES, COMMISSIONER, VERMONT DEPARTMENT OF MOTOR VEHICLES v. BARRINGER ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 1 F. 3d 1331.

No. 93-735. *GOINS v. LANG ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 996 F. 2d 1221.

No. 93-745. *SHANDS ET AL. v. CITY OF KENNETT ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 993 F. 2d 1337.

No. 93-769. *UNITED FOOD & COMMERCIAL WORKERS INTERNATIONAL UNION, AFL-CIO/CLC v. AGUINAGA ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 993 F. 2d 1463.

No. 93-778. *BP NORTH AMERICA PETROLEUM, INC. v. ROBERT E. LEE S. S. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 2d 1193 and 999 F. 2d 105.

No. 93-780. *ST. LOUIS SOUTH PARK, INC., DBA MERCY CONVALESCENT v. MISSOURI DEPARTMENT OF SOCIAL SERVICES, DIVISION OF MEDICAL SERVICES*. Ct. App. Mo., Western Dist. Certiorari denied. Reported below: 857 S. W. 2d 304.

No. 93-782. *KANZA v. EMPIRE SERVICES, INC.* C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1214.

No. 93-784. *UNITED TRANSPORTATION UNION ET AL. v. UNION PACIFIC RAILROAD Co.* C. A. 8th Cir. Certiorari denied. Reported below: 3 F. 3d 255.

No. 93-790. *LARSON v. BOARD OF FIRE AND POLICE COMMISSIONERS OF CALUMET CITY, ILLINOIS, ET AL.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 237 Ill. App. 3d 1104, 650 N. E. 2d 21.

No. 93-791. *GROENE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 2d 604.

No. 93-794. *GILLUM v. CITY OF KERRVILLE ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 117.



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No. 93-795. *BLUE CROSS/BLUE SHIELD OF CONNECTICUT v. INTER VALLEY HEALTH PLAN*. Ct. App. Cal., 4th App. Dist. Certiorari denied. Reported below: 16 Cal. App. 4th 60, 19 Cal. Rptr. 2d 782.

No. 93-805. *WOLSKY v. MEDICAL COLLEGE OF HAMPTON ROADS*. C. A. 4th Cir. Certiorari denied. Reported below: 1 F. 3d 222.

No. 93-806. *OHAI v. COMMUNITY DEVELOPMENT COMMISSION OF THE CITY OF SANTA FE SPRINGS ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-807. *WITHROW v. WILLIAMS*. C. A. 6th Cir. Certiorari denied. Reported below: 2 F. 3d 1152.

No. 93-819. *JANEAU v. PITMAN MANUFACTURING CO., INC.* C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1009.

No. 93-820. *FOX v. NATURAL GAS PIPELINE COMPANY OF AMERICA*. C. A. 5th Cir. Certiorari denied. Reported below: 2 F. 3d 1397.

No. 93-824. *VINCENT, ADMINISTRATOR OF THE ESTATE OF KNICK v. CITY OF LEXINGTON ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 988.

No. 93-826. *BERMAN ENTERPRISES, INC., ET AL. v. JORLING, COMMISSIONER OF THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 3 F. 3d 602.

No. 93-827. *BALCOR FILM INVESTORS ET AL. v. ECKSTEIN ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 8 F. 3d 1121.

No. 93-840. *SCOTT v. AVON PRODUCTS, INC., ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-844. *WARNER v. ZENT, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 997 F. 2d 116.

No. 93-847. *HICKS v. ROARK ET AL.* Sup. Ct. Va. Certiorari denied.

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No. 93-848. *STANDARD FIRE INSURANCE CO. v. BURNABY*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-853. *ROWLAND v. KINGMAN*. Sup. Jud. Ct. Me. Certiorari denied. Reported below: 629 A. 2d 613.

No. 93-872. *SMITH v. DEPARTMENT OF VETERANS AFFAIRS ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1227.

No. 93-884. *PECK v. TEGTMEYER*. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 985.

No. 93-885. *ALVAREZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1228.

No. 93-886. *FLORES ET AL. v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 5 F. 3d 1070.

No. 93-909. *LONG ET AL. v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 999 F. 2d 1290.

No. 93-917. *KEELS v. SOUTH CAROLINA ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 1 F. 3d 1233.

No. 93-918. *DEMOCRATIC CENTRAL COMMITTEE OF THE DISTRICT OF COLUMBIA ET AL. v. WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 93-922. *DEMARTINO v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 9 F. 3d 1536.

No. 93-925. *GOLDBECKER ET AL. v. FAIRFAX COUNTY ECONOMIC DEVELOPMENT AUTHORITY ET AL.* Sup. Ct. Va. Certiorari denied.

No. 93-5691. *MARTINEZ-MANCILLA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 2d 1544.

No. 93-5724. *RILES v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 93-5812. *RIVERS v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 93-5835. *BOTELLO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 991 F. 2d 189.

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No. 93-6008. *ALAGA v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 995 F. 2d 380.

No. 93-6042. *KRUSE v. IOWA DEPARTMENT OF HUMAN SERVICES*. Ct. App. Iowa. Certiorari denied. Reported below: 500 N. W. 2d 455.

No. 93-6086. *ROMULUS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 996 F. 2d 1213.

No. 93-6102. *FRITZ v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 995 F. 2d 136.

No. 93-6162. *NUNEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 1238.

No. 93-6212. *PETERS v. MISSOURI*. Sup. Ct. Mo. Certiorari denied. Reported below: 855 S. W. 2d 345.

No. 93-6293. *WILLIAMS ET UX. v. SEEGER ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1012.

No. 93-6300. *TODARO v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 1 F. 3d 1243.

No. 93-6343. *SCHAEFERS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1492.

No. 93-6344. *SMITH v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 327.

No. 93-6427. *NWOLISE v. IMMIGRATION AND NATURALIZATION SERVICE*. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 306.

No. 93-6457. *ALEXANDER v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 93-6461. *TESTA v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 9 F. 3d 977.

No. 93-6496. *JINDRA v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 7 F. 3d 113.

No. 93-6521. *THOMAS v. DEPARTMENT OF STATE ET AL.* C. A. D. C. Cir. Certiorari denied.

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No. 93-6527. *LOVEMAN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1021.

No. 93-6560. *VASQUEZ-OLVERA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 999 F. 2d 943.

No. 93-6562. *BLACKSHEAR v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 1 F. 3d 1242.

No. 93-6649. *KENNEDY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 992 F. 2d 1220.

No. 93-6698. *SHAH v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 4 F. 3d 991.

No. 93-6752. *ZARAGOZA v. ZARAGOZA*. Ct. App. S. C. Certiorari denied. Reported below: 309 S. C. 149, 420 S. E. 2d 516.

No. 93-6755. *DOBLES v. SAN DIEGO DEPARTMENT OF SOCIAL SERVICES*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 93-6764. *GROSE v. BROWN, SECRETARY OF VETERANS AFFAIRS*. C. A. Fed. Cir. Certiorari denied. Reported below: 5 F. 3d 1505.

No. 93-6768. *TAYLOR v. REGENTS OF THE UNIVERSITY OF CALIFORNIA*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 710.

No. 93-6779. *LAITY v. DEPARTMENT OF VETERANS AFFAIRS*. C. A. Fed. Cir. Certiorari denied. Reported below: 5 F. 3d 1504.

No. 93-6786. *KENNEDY v. LITTLE ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1495.

No. 93-6789. *WILSON v. O'MALLEY ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-6792. *GARCED v. NEW YORK*. App. Div., Sup. Ct. N. Y., 3d Jud. Dept. Certiorari denied. Reported below: 193 App. Div. 2d 829, 597 N. Y. S. 2d 497.

No. 93-6793. *MURTHA v. CALIFORNIA*. Ct. App. Cal., 1st App. Dist. Certiorari denied. Reported below: 14 Cal. App. 4th 1112, 18 Cal. Rptr. 2d 324.

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No. 93-6799. *GILLIAM v. MARYLAND*. Ct. App. Md. Certiorari denied. Reported below: 331 Md. 651, 629 A. 2d 685.

No. 93-6805. *WRIGHT v. FRY*. C. A. 6th Cir. Certiorari denied.

No. 93-6815. *THOMAS v. GARRETT FLUID SYSTEMS, INC., ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-6827. *JAMES v. NEW YORK*. App. Div., Sup. Ct. N. Y., 4th Jud. Dept. Certiorari denied. Reported below: 191 App. Div. 2d 957, 594 N. Y. S. 2d 499.

No. 93-6835. *BUCKNER ET AL. v. TAYLOR ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1011.

No. 93-6842. *CORETHERS v. LAKESIDE UNIVERSITY HOSPITAL ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-6845. *DOBSON v. GABRIEL ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1002.

No. 93-6867. *BIVINS v. INDIANA*. Sup. Ct. Ind. Certiorari denied.

No. 93-6868. *TREPAL v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 621 So. 2d 1361.

No. 93-6870. *CONDOSTA v. VERMONT*. C. A. 2d Cir. Certiorari denied.

No. 93-6878. *YOUNG v. STEPANIK ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 815.

No. 93-6879. *COLEMAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 997 F. 2d 1101.

No. 93-6904. *NORTON v. UNIVERSITY OF MICHIGAN ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1067.

No. 93-6907. *SMITH v. MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1010.

No. 93-6928. *McKEE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 998 F. 2d 91.

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No. 93-6932. *POLEWSKY v. BAY COLONY RAILROAD CORP.* (two cases). C. A. 2d Cir. Certiorari denied.

No. 93-6939. *CASAS ET AL. v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 999 F. 2d 1225.

No. 93-6941. *CHOICE v. BEYER, SUPERINTENDENT, NEW JERSEY STATE PRISON, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-6950. *M. R. v. TEXAS.* Sup. Ct. Tex. Certiorari denied. Reported below: 858 S. W. 2d 365.

No. 93-6970. *COLEMAN v. WEST, SECRETARY OF THE ARMY.* C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 222.

No. 93-6976. *DURAN v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 4 F. 3d 800.

No. 93-6978. *DEVERS v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 4 F. 3d 990.

No. 93-6979. *WASHINGTON v. JAMES, WARDEN.* C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 1442.

No. 93-6980. *WALTERS v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 236.

No. 93-6984. *HERSHKO v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 7 F. 3d 221.

No. 93-6995. *EDELIN v. UNITED STATES.* C. A. D. C. Cir. Certiorari denied. Reported below: 996 F. 2d 1238.

No. 93-6996. *WATTS v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 7 F. 3d 122.

No. 93-6998. *CALISE v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1019.

No. 93-6999. *ANDERS v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 5 F. 3d 532.

No. 93-7003. *O'NEILL v. SHIPLEY, WARDEN.* C. A. 6th Cir. Certiorari denied. Reported below: 12 F. 3d 213.

No. 93-7005. *LEE v. RYAN.* C. A. 2d Cir. Certiorari denied.

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No. 93-7007. NUNEZ-OROZCO *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 543.

No. 93-7008. MCKINNEY *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 542.

No. 93-7009. RESTREPO *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 3 F. 3d 442.

No. 93-7011. MULLENDORE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 437.

No. 93-7012. MCDAUGHTERY *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 537.

No. 93-7017. PAPE *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 1 F. 3d 117.

No. 93-7019. COOKS *v.* KENEDY INDEPENDENT SCHOOL DISTRICT. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 529.

No. 93-7021. BELL *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 528.

No. 93-7022. HAUGEN *v.* CLARK. Sup. Ct. Nev. Certiorari denied. Reported below: 109 Nev. 1400, 875 P. 2d 1062.

No. 93-7023. REED *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 2 F. 3d 1441.

No. 93-7037. MOORE *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 5 F. 3d 1497.

No. 93-7046. FIELDS *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 813.

No. 93-7047. GRYGAR *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied.

No. 93-7049. GREENE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 529.

No. 93-7052. BREWER *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 4 F. 3d 1001.

No. 93-7053. CASTANEDA-FERNANDEZ *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 4 F. 3d 1000.

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No. 93-7055. *SPARKS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 2 F. 3d 574.

No. 93-7058. *WEST v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1554.

No. 93-7064. *JOHNSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 529.

No. 93-7070. *SCHEPIS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 2 F. 3d 1150.

No. 93-7081. *KHAN v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 7 F. 3d 220.

No. 93-7082. *ARRIAGA v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 2d 1018.

No. 93-7083. *TYLER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 228.

No. 93-7089. *RIVERA-FARIAS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 543.

No. 93-7092. *LAWAL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 528.

No. 93-7093. *LARA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 543.

No. 93-7094. *ROCKMAN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 811.

No. 93-7096. *NWAFOR v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 1 F. 3d 473.

No. 93-7097. *BACHSIAN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 4 F. 3d 796.

No. 93-7100. *DUPARD v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 882.

No. 93-7119. *SAAVEDRA v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 622 So. 2d 952.

No. 93-7143. *SCHNEIDER v. ERICKSON, WARDEN*. C. A. 8th Cir. Certiorari denied. Reported below: 7 F. 3d 760.



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No. 93-7177. *JOHNS v. UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA*. C. A. 9th Cir. Certiorari denied.

No. 92-1392. *SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES v. SCHOOLCRAFT ET AL.*; and

No. 92-1395. *ROERS, DIRECTOR OF MINNESOTA DISABILITY DETERMINATION SERVICES, ET AL. v. SCHOOLCRAFT ET AL.* C. A. 8th Cir. Motion of respondents for leave to proceed *in forma pauperis* granted. Motion of the parties to vacate and remand denied. Certiorari denied. Reported below: 971 F. 2d 81.

No. 93-423. *KATSIS v. IMMIGRATION AND NATURALIZATION SERVICE*. C. A. 3d Cir. Motion of petitioner for leave to proceed further herein *in forma pauperis* granted. Certiorari denied. Reported below: 997 F. 2d 1067.

No. 93-720. *STEFFEN, COMMISSIONER, MINNESOTA DEPARTMENT OF HUMAN SERVICES v. MITCHELL ET AL.* Sup. Ct. Minn. Motion of respondents for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 504 N. W. 2d 198.

No. 93-772. *WILSON, GOVERNOR OF CALIFORNIA, ET AL. v. BIGGS ET AL.* C. A. 9th Cir. Motion of Pacific Legal Foundation for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 1 F. 3d 1537.

No. 93-779. *HUNTER v. CARBONDALE AREA SCHOOL DISTRICT ET AL.* C. A. 3d Cir. Certiorari denied. JUSTICE BLACKMUN would grant certiorari. Reported below: 5 F. 3d 1489.

No. 93-888. *JACKSON ET AL. v. MITCHELL ET AL.* Sup. Jud. Ct. Me. Motion of respondents for award of damages denied. Certiorari denied. Reported below: 627 A. 2d 1014.

No. 93-6788. *STEWART v. BENTSEN, SECRETARY OF THE TREASURY*. C. A. D. C. Cir. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition.

*Rehearing Denied*

No. 92-1123. *IZUMI SEIMITSU KOGYO KABUSHIKI KAISHA v. U. S. PHILIPS CORP. ET AL.*, *ante*, p. 27;

No. 93-421. *EICHELBERGER ET AL. v. BALETTE ET AL.*, *ante*, p. 991;

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- No. 93-502. *IN RE CORDOVA-GONZALEZ*, *ante*, p. 992;  
No. 93-544. *MOLINA DE HERNANDEZ v. ARIZONA*, *ante*, p. 993;  
No. 93-5263. *SWAIN v. ACCOUNTANTS ON CALL*, *ante*, p. 884;  
No. 93-5639. *SWAIN v. DECATUR FEDERAL SAVINGS & LOAN ASSN.*, *ante*, p. 922;  
No. 93-5803. *HENDERSON v. BANK OF NEW ENGLAND*, *ante*, p. 995;  
No. 93-6057. *WAHI v. HERMAN*, *ante*, p. 969;  
No. 93-6091. *MOATS v. REID ET AL.*, *ante*, p. 970;  
No. 93-6242. *JAAKKOLA v. STATE INDUSTRIAL INSURANCE SYSTEM*, *ante*, p. 997;  
No. 93-6288. *WOHLFORD ET UX. v. UNITED STATES*, *ante*, p. 998;  
No. 93-6336. *SIAS v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*, *ante*, p. 1015;  
No. 93-6340. *CORETHERS v. STATE OF OHIO PROSECUTOR ET AL.*, *ante*, p. 999;  
No. 93-6378. *MENDEZ v. ZINGERS*, *ante*, p. 1016;  
No. 93-6450. *PEEPLER v. ILLINOIS*, *ante*, p. 1016;  
No. 93-6480. *TALON v. BROWN, SECRETARY OF VETERANS AFFAIRS*, *ante*, p. 1028;  
No. 93-6529. *MANTILLA v. UNITED STATES*, *ante*, p. 1002; and  
No. 93-6642. *IN RE MONROE*, *ante*, p. 988. Petitions for rehearing denied.

No. 92-6794. *VEREEN v. UNITED STATES*, 507 U. S. 927. Motion for leave to file petition for rehearing denied.

#### *Assignment Order*

An order of THE CHIEF JUSTICE designating Justice White (retired) to perform judicial duties in the United States Court of Appeals for the Tenth Circuit during the period of March 14 through March 18, 1994, 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.

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#### *Miscellaneous Order*

No. 93-5256. *WILLIAMSON v. UNITED STATES*. C. A. 11th Cir. [Certiorari granted, *ante*, p. 1039.] In lieu of the first question

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presented by the petition for writ of certiorari, the parties are directed to brief and argue, in addition to Questions 2 and 3, the following question: “Whether a postarrest confession by an accomplice implicating a defendant, offered as an admission against penal interest of an unavailable declarant under Federal Rule of Evidence 804(b)(3), bears adequate indicia of reliability to render it admissible under Rule 804(b)(3) and the Sixth Amendment Confrontation Clause?”

*Certiorari Granted*

No. 92–1920. *LIVADAS v. AUBRY, CALIFORNIA LABOR COMMISSIONER*. C. A. 9th Cir. Certiorari granted. Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, March 4, 1994. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, April 1, 1994. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, April 15, 1994. This Court’s Rule 29 does not apply. Reported below: 987 F. 2d 552.

No. 92–2058. *HAWAIIAN AIRLINES, INC. v. NORRIS*; and *FINAZZO ET AL. v. NORRIS*. Sup. Ct. Haw. Certiorari granted limited to the following question: “Whether the Hawaii Supreme Court erred in concluding that respondent’s state law wrongful discharge claims were not preempted by the Railway Labor Act, 45 U.S.C. § 151 *et seq.*” Brief of petitioners is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, March 4, 1994. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, April 1, 1994. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, April 15, 1994. This Court’s Rule 29 does not apply. Reported below: 74 Haw. 648, 847 P. 2d 263 (first case); 74 Haw. 235, 842 P. 2d 634 (second case).

No. 93–201. *ALLEN & Co., INC. v. PACIFIC DUNLOP HOLDINGS INC.* C. A. 7th Cir. Certiorari granted. Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, March 4, 1994. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, April 1, 1994. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on

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or before 3 p.m., Friday, April 15, 1994. This Court's Rule 29 does not apply. Reported below: 993 F. 2d 578.

No. 93-880. MADSEN ET AL. *v.* WOMEN'S HEALTH CENTER, INC., ET AL. Sup. Ct. Fla. Certiorari granted. Brief of petitioners is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, March 4, 1994. Brief of respondents is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, April 1, 1994. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, April 15, 1994. This Court's Rule 29 does not apply. Reported below: 626 So. 2d 664.

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*Dismissal Under Rule 46*

No. 93-899. CLAYTON ET AL. *v.* CITY OF KILLEEN ET AL. C. A. 5th Cir. Certiorari dismissed as to Monica Poole Clayton and Mozell Carter under this Court's Rule 46. Reported below: 999 F. 2d 1580.

*Miscellaneous Orders*

No. — — —. MATTHEWS *v.* WATERS ET AL. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. A-550 (93-1095). RIVERA *v.* UNITED STATES. C. A. 2d Cir. Application for stay, addressed to JUSTICE BLACKMUN and referred to the Court, denied.

No. 93-289. DALTON, SECRETARY OF THE NAVY, ET AL. *v.* SPECTER ET AL. C. A. 3d Cir. [Certiorari granted, *ante*, p. 930.] Motion of Public Citizen for leave to file a brief as *amicus curiae* granted.

No. 93-356. MCI TELECOMMUNICATIONS CORP. *v.* AMERICAN TELEPHONE & TELEGRAPH Co.; and

No. 93-521. UNITED STATES ET AL. *v.* AMERICAN TELEPHONE & TELEGRAPH Co. ET AL. C. A. D. C. Cir. [Certiorari granted, *ante*, p. 989.] Motion of petitioners to dispense with printing the joint appendix granted. JUSTICE O'CONNOR took no part in the consideration or decision of this motion.

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No. 93–404. GUSTAFSON ET AL. *v.* ALLOYD CO., INC., FKA ALLOYD HOLDINGS, INC., ET AL. C. A. 7th Cir. Motion of petitioners to consolidate this petition with No. 93–201, *Allen & Co., Inc. v. Pacific Dunlop Holdings Inc.* [certiorari granted, *ante*, p. 1083], denied.

No. 93–696. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES *v.* OHIO STATE UNIVERSITY, DBA OHIO STATE HOSPITALS. C. A. 6th Cir. Motion of respondent to expedite consideration of petition for writ of certiorari denied.

No. 93–1151. FEDERAL ELECTION COMMISSION *v.* NRA POLITICAL VICTORY FUND ET AL. C. A. D. C. Cir. Motion of petitioner to expedite consideration of petition for writ of certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this motion.

No. 93–6498. IN RE ANDERSON. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 1023] denied.

No. 93–6781. IN RE NEWTOP; and

No. 93–6782. IN RE NEWTOP. Motions of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until February 14, 1994, within which to pay the docketing fee required by Rule 38(a) and to submit petitions in compliance with Rule 33 of the Rules of this Court.

No. 93–7286. IN RE ZILS. Petition for writ of habeas corpus denied.

No. 93–6888. IN RE WARD. Petition for writ of mandamus denied.

#### *Certiorari Denied*

No. 92–1102. GRAF *v.* UNITED STATES. Ct. Mil. App. Certiorari denied. Reported below: 35 M. J. 450.

No. 92–1519. COSNER *v.* UNITED STATES. Ct. Mil. App. Certiorari denied. Reported below: 35 M. J. 278.

No. 92–1637. IBARRA, EXECUTIVE DIRECTOR, COLORADO DEPARTMENT OF SOCIAL SERVICES, ET AL. *v.* DUC VAN LE. Sup. Ct. Colo. Certiorari denied. Reported below: 843 P. 2d 15.

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No. 92-1646. *BARKLEY v. UNITED STATES* (Reported below: 37 M. J. 198); *RICE v. UNITED STATES* (36 M. J. 264); *CARNEY v. UNITED STATES* (37 M. J. 198); *DENET v. UNITED STATES* (37 M. J. 198); *HERRON v. UNITED STATES* (37 M. J. 198); *GILL v. UNITED STATES* (37 M. J. 198); *HAYWOOD v. UNITED STATES* (37 M. J. 198); *HERLONG v. UNITED STATES* (37 M. J. 198); *HOLLAND v. UNITED STATES* (37 M. J. 198); *MCDONALD v. UNITED STATES* (37 M. J. 198); *MORRISON v. UNITED STATES* (37 M. J. 198); *SIER v. UNITED STATES* (37 M. J. 198); *AGUIAR v. UNITED STATES* (37 M. J. 200); *CLAYTON v. UNITED STATES* (37 M. J. 200); *FERGERSON v. UNITED STATES* (37 M. J. 200); *HILL v. UNITED STATES* (37 M. J. 201); *HONABACH v. UNITED STATES* (37 M. J. 200); *HYLIN v. UNITED STATES* (37 M. J. 200); *JACKSON v. UNITED STATES* (37 M. J. 200); *LEE v. UNITED STATES* (37 M. J. 200); *MARTIN v. UNITED STATES* (37 M. J. 200); *BAILEY v. UNITED STATES* (37 M. J. 202); *GERWIN v. UNITED STATES* (37 M. J. 203); *JOHNSON v. UNITED STATES* (37 M. J. 202); *O'HALLORAN v. UNITED STATES* (37 M. J. 202); *PARKER v. UNITED STATES* (37 M. J. 202); *ROBINSON v. UNITED STATES* (37 M. J. 202); *WILCOXSON v. UNITED STATES* (37 M. J. 202); *BAKER v. UNITED STATES* (37 M. J. 206); *CANTY v. UNITED STATES* (37 M. J. 206); *EVANS v. UNITED STATES* (37 M. J. 206); *GRANT v. UNITED STATES* (37 M. J. 206); *HAYWARD v. UNITED STATES* (37 M. J. 207); *MADISON v. UNITED STATES* (37 M. J. 206); *McLENDON v. UNITED STATES* (37 M. J. 206); *WOOD v. UNITED STATES* (37 M. J. 206); *BARKLEY v. UNITED STATES* (37 M. J. 208); *BELL v. UNITED STATES* (37 M. J. 208); *CAPONETTO v. UNITED STATES* (37 M. J. 208); *CLEMONS v. UNITED STATES* (37 M. J. 208); *CRAFT v. UNITED STATES* (37 M. J. 208); *CURTIS v. UNITED STATES* (37 M. J. 208); *ESTES v. UNITED STATES* (37 M. J. 208); *PHILLIPS v. UNITED STATES* (37 M. J. 208); *SAM v. UNITED STATES* (37 M. J. 208); *SENTELL v. UNITED STATES* (37 M. J. 208); *GARNER v. UNITED STATES* (37 M. J. 210); *DALLMAN v. UNITED STATES* (37 M. J. 213); *GRIM v. UNITED STATES* (37 M. J. 230); *HAMILTON v. UNITED STATES* (37 M. J. 231); *METTLER v. UNITED STATES* (37 M. J. 231); *PALAITA v. UNITED STATES* (37 M. J. 231); *BICKELS v. UNITED STATES* (37 M. J. 234); *BRADLEY v. UNITED STATES* (37 M. J. 235); *FRANCO v. UNITED STATES* (37 M. J. 235); *SCHMIDT v. UNITED STATES* (37 M. J. 234); *URICK v. UNITED STATES* (37 M. J. 237); *WALKER v. UNITED STATES* (37 M. J. 235); *BROWN v. UNITED STATES* (37 M. J. 238); *CHOY v. UNITED STATES* (37 M. J. 238); *CORREIA v. UNITED STATES* (37 M. J. 238); *GRAY v. UNITED*

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No. 92-1711. *GREGG v. UNITED STATES*. Ct. Mil. App. Certiorari denied. Reported below: 37 M. J. 260.

No. 92-1861. *CURTIS v. UNITED STATES*; *WHITE v. UNITED STATES*; *BLAKE v. UNITED STATES*; *SIMPSON v. UNITED STATES*; and *NICHOLS v. UNITED STATES*. Ct. Mil. App. Certiorari denied. Reported below: 38 M. J. 162 (first case); 36 M. J. 284 (second case); 38 M. J. 166 (third case); 38 M. J. 171 (fourth and fifth cases).

No. 92-9033. *RUD v. UNITED STATES*. Ct. Mil. App. Certiorari denied. Reported below: 37 M. J. 235.

No. 93-68. *DOUCETTE v. UNITED STATES*; *STORTS v. UNITED STATES*; *WHITFIELD v. UNITED STATES*; *GRAHAM v. UNITED STATES*; *HINOJOSA v. UNITED STATES*; *RUDOLPH v. UNITED STATES*; *BERBERENA-SIERRA v. UNITED STATES*; *FRENZ v. UNITED STATES*; *WINFIELD v. UNITED STATES*; *YOUNG v. UNITED STATES*; *GADSON v. UNITED STATES*; *MOCKMORE v. UNITED STATES*; *TRIPODI v. UNITED STATES*; *KLINKO v. UNITED STATES*; *NEWBERRY v. UNITED STATES*; *WILLIAMS v. UNITED STATES*; *BRUCE v. UNITED STATES*; *MCMILLAN v. UNITED STATES*; *MESA v. UNITED STATES*; *NAVARRO v. UNITED STATES*; *HABEGGER v. UNITED STATES*; *HERZOG v. UNITED STATES*; *STEEG v. UNITED STATES*; *COLON v. UNITED STATES*; *JONES v. UNITED STATES*; and *RUSINSKAS v. UNITED STATES*. Ct. Mil. App. Certiorari denied. Reported below: 38 M. J. 167 (1st case), 166 (2d case), 167 (3d

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case), 171 (4th case), 172 (5th and 6th cases), 198 (7th, 8th, 9th, and 10th cases), 210 (11th case), 218 (12th case), 222 (13th case), 224 (14th and 15th cases), 237 (16th case), 167 (17th case), 166 (18th, 19th, and 20th cases), 171 (21st, 22d, and 23d cases), 198 (24th and 25th cases), and 172 (26th case).

No. 93-447. *TORO v. UNITED STATES*; *LIPSCOMB v. UNITED STATES*; *COPPOCK v. UNITED STATES*; *HARVEY v. UNITED STATES*; *TETERS v. UNITED STATES*; *PERRY v. UNITED STATES*; and *PROC-TOR v. UNITED STATES*. Ct. Mil. App. Certiorari denied. Reported below: 37 M. J. 313 (first case); 38 M. J. 457 (second case); 37 M. J. 145 (third case); 37 M. J. 140 (fourth case); 37 M. J. 370 (fifth case); 37 M. J. 363 (sixth case); 37 M. J. 330 (seventh case).

No. 93-503. *LIPS v. COMMANDANT, UNITED STATES DISCIPLINARY BARRACKS*. C. A. 10th Cir. Certiorari denied. Reported below: 997 F. 2d 808.

No. 93-515. *CLARK v. DEPARTMENT OF THE ARMY*. C. A. Fed. Cir. Certiorari denied. Reported below: 997 F. 2d 1466.

No. 93-523. *DOE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 1 F. 3d 87.

No. 93-571. *UWAEZHOKE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 388.

No. 93-577. *MAXWELL v. FIRST NATIONAL BANK OF MARYLAND ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1009.

No. 93-589. *PRO-TECH SECURITY NETWORK v. NATIONAL LABOR RELATIONS BOARD*. C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1538.

No. 93-636. *WILKINS ET AL. v. BABBITT, SECRETARY OF THE INTERIOR, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 995 F. 2d 850.

No. 93-643. *BESSEMER & LAKE ERIE RAILROAD CO. v. WHEELING-PITTSBURGH STEEL CORP. ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1144.

No. 93-655. *EVANSTON HOSPITAL v. HAUCK ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 1 F. 3d 540.

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No. 93-662. *MARSHALL v. NELSON ELECTRIC ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 999 F. 2d 547.

No. 93-671. *SANTOPIETRO ET AL. v. UNITED STATES*; and  
No. 93-681. *VITARELLI v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 996 F. 2d 17.

No. 93-682. *MILLARD PROCESSING SERVICES, INC. v. NATIONAL LABOR RELATIONS BOARD*. C. A. 8th Cir. Certiorari denied. Reported below: 2 F. 3d 258.

No. 93-704. *BOTTONE ET AL. v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 2 F. 3d 17.

No. 93-736. *WEBBER v. UNITED STATES*. Ct. Mil. App. Certiorari denied. Reported below: 38 M. J. 446.

No. 93-786. *UNITED STATES v. COLORADO ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 990 F. 2d 1565.

No. 93-818. *BOCKES v. FIELDS, INDIVIDUALLY AND AS MEMBER AND CHAIRMAN OF THE BOARD OF SOCIAL SERVICES, GRAYSON COUNTY, VIRGINIA, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 999 F. 2d 788.

No. 93-829. *INTEL CORP. v. ULSI SYSTEM TECHNOLOGY, INC.* C. A. Fed. Cir. Certiorari denied. Reported below: 995 F. 2d 1566.

No. 93-833. *OPERATION RESCUE ET AL. v. WOMEN'S HEALTH CENTER ET AL.* Sup. Ct. Fla. Certiorari denied. Reported below: 626 So. 2d 664.

No. 93-837. *LOCAL 667 (A UNION AFFILIATED WITH THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN & HELPERS OF AMERICA) v. THORNE ET AL.* Ct. App. Tenn. Certiorari denied.

No. 93-843. *BURGESS v. RYAN, ILLINOIS SECRETARY OF STATE, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 996 F. 2d 180.

No. 93-845. *MIKHAIL v. CALIFORNIA WORKERS' COMPENSATION APPEALS BOARD ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

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No. 93-849. *BLAIR v. GRAHAM CORRECTIONAL CENTER ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 4 F. 3d 996.

No. 93-851. *BLACKMON v. WAL-MART STORES, INC., DBA SAM'S WHOLESALE CLUB.* C. A. 11th Cir. Certiorari denied. Reported below: 3 F. 3d 443.

No. 93-858. *SOUTH CAROLINA v. GRIFFIN.* Sup. Ct. S. C. Certiorari denied. Reported below: 315 S. C. 285, 433 S. E. 2d 862.

No. 93-859. *EISENBART v. WISCONSIN ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 993 F. 2d 1549.

No. 93-870. *LEVALD, INC. v. CITY OF PALM DESERT.* C. A. 9th Cir. Certiorari denied. Reported below: 998 F. 2d 680.

No. 93-877. *GRACEY v. DAY.* C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 779.

No. 93-881. *HAUGEN ET AL. v. BUTLER MACHINERY, INC.* C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 2d 1442.

No. 93-882. *TILTON v. RICHARDSON ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 6 F. 3d 683.

No. 93-887. *ROYAL THAI GOVERNMENT v. BELTON INDUSTRIES, INC., ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 6 F. 3d 756.

No. 93-889. *DESAMBOURG ET AL. v. PLAQUEMINES PARISH GOVERNMENT OF LOUISIANA.* Sup. Ct. La. Certiorari denied. Reported below: 621 So. 2d 602.

No. 93-891. *LOCAL 18, INTERNATIONAL UNION OF OPERATING ENGINEERS v. SHIMMAN.* C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 651.

No. 93-896. *MONGA ET VIR v. GLOVER LANDING CONDOMINIUM TRUST ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 986 F. 2d 1407.

No. 93-897. *CONCORDIA COLLEGE CORP. v. W. R. GRACE & CO. ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 999 F. 2d 326.

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No. 93-902. *SMITH v. MALLARD & MINOR ET AL.* Ct. App. Ga. Certiorari denied. Reported below: 208 Ga. App. XXVI.

No. 93-920. *FENNELL ET UX. v. FEDERAL DEPOSIT INSURANCE CORPORATION ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 438.

No. 93-921. *SULLIVAN v. BIELUCH.* C. A. 2d Cir. Certiorari denied. Reported below: 999 F. 2d 666.

No. 93-924. *BRECK v. PACIFICA BAY VILLAGE ASSOCIATES, INC., ET AL.* Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 93-929. *INTERCONTINENTAL BULKTANK CORP. v. JORDAN.* Ct. App. La., 1st Cir. Certiorari denied. Reported below: 621 So. 2d 1141.

No. 93-943. *PERKO v. DAVIS, JUSTICE OF THE SUPREME COURT OF NEW YORK, COUNTY OF NEW YORK, ET AL.* App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 187 App. Div. 2d 1049, 589 N. Y. S. 2d 387.

No. 93-951. *DARULIS v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 1 F. 3d 1242.

No. 93-953. *PSJ CORP. ET AL. v. SUPERIOR COURT OF CALIFORNIA, LOS ANGELES COUNTY (FULBRIGHT & JAWORSKI ET AL., REAL PARTIES IN INTEREST); SAY & SAY ET AL. v. SUPERIOR COURT OF CALIFORNIA, LOS ANGELES COUNTY (CASTELLANO ET AL., REAL PARTIES IN INTEREST); and SHIEH v. SUPERIOR COURT OF CALIFORNIA, LOS ANGELES COUNTY (CHRISTOPHER ET AL., REAL PARTIES IN INTEREST).* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-954. *TSACONAS ET AL. v. FEDERAL COMMUNICATIONS COMMISSION.* C. A. D. C. Cir. Certiorari denied.

No. 93-976. *SOARES v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 998 F. 2d 671.

No. 93-1010. *WILLIAMS v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1553.

No. 93-6552. *REESE ET AL. v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 870.

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No. 93-6559. SWEDZINSKI *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 2d 548.

No. 93-6569. SMITH *v.* UNITED STATES; and  
No. 93-6581. SMITH *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 2d 1582.

No. 93-6583. GONZALEZ, AKA GOANAGA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 2d 1582.

No. 93-6604. PHILLIPS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 988.

No. 93-6627. COYNE *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 4 F. 3d 100.

No. 93-6644. RANDALL *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. Sup. Ct. Fla. Certiorari denied. Reported below: 626 So. 2d 1367.

No. 93-6724. TAYLOR *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied.

No. 93-6811. ALLEN *v.* NEW YORK LIFE SECURITIES, INC., ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 998 F. 2d 1014.

No. 93-6824. PARKER *v.* OREGON STATE BAR. Sup. Ct. Ore. Certiorari denied.

No. 93-6828. HOLSEY *v.* INMATE GRIEVANCE OFFICE. Cir. Ct. Anne Arundel County, Md. Certiorari denied.

No. 93-6831. GANN *v.* REMPEL ET AL. C. A. 9th Cir. Certiorari denied.

No. 93-6840. COOKSTON *v.* REGENTS OF THE UNIVERSITY OF CALIFORNIA ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-6841. RADFORD, PERSONAL REPRESENTATIVE OF THE ESTATE OF RADFORD, DECEASED *v.* CHEVRON, U. S. A., INC. C. A. 10th Cir. Certiorari denied. Reported below: 991 F. 2d 806.

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No. 93-6849. *JOHNSON v. SMITH, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 224.

No. 93-6850. *HUNTLEY v. ALLEN ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 985.

No. 93-6854. *CORETHERS v. ATLAS BONDING CO. ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 232.

No. 93-6856. *LATIMORE v. GILBERT*. C. A. 6th Cir. Certiorari denied.

No. 93-6858. *RUBIN v. GOMILLA ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-6866. *PARKER v. SHOPTAUGH*. Ct. App. Colo. Certiorari denied.

No. 93-6873. *SULLIVAN v. BORG, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 1 F. 3d 926.

No. 93-6874. *WHITE v. GREGORY ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 1 F. 3d 267.

No. 93-6875. *SNYDER v. FROST ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 3 F. 3d 442.

No. 93-6887. *STALLINGS v. HIGGINS, WARDEN*. C. A. 8th Cir. Certiorari denied. Reported below: 5 F. 3d 532.

No. 93-6905. *NOEL v. DELO, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER*. C. A. 8th Cir. Certiorari denied. Reported below: 2 F. 3d 1154.

No. 93-6906. *DUBYAK v. SMITH ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-6909. *KOWALSKI v. COMMISSION ON JUDICIAL FITNESS*. Sup. Ct. Ore. Certiorari denied.

No. 93-6915. *THOMAS v. HARGETT, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 5 F. 3d 547.

No. 93-6916. *CESZYK v. CUNEO ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 993 F. 2d 1549.

No. 93-6917. *DREW v. DWINELL ET UX.* C. A. 5th Cir. Certiorari denied.



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No. 93-6921. *CARLTON v. FASSBENDER*. C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1214.

No. 93-6922. *BURLEY v. ULLRICH COPPER, INC., ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 216.

No. 93-6924. *BRAZILE v. LOS ANGELES UNIFIED SCHOOL DISTRICT ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-6930. *CASTRO RODRIGUEZ v. GODINEZ, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-6933. *DICK v. PETERS, DIRECTOR, ILLINOIS DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-6936. *BARBER v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 93-6942. *NASH v. OREGON*. Sup. Ct. Ore. Certiorari denied. Reported below: 316 Ore. 529, 854 P. 2d 940.

No. 93-6947. *MOSKOWITZ v. SABOL ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 999 F. 2d 537.

No. 93-6949. *LEE v. RODRIGUEZ, WARDEN*. C. A. 2d Cir. Certiorari denied.

No. 93-6953. *JOYCE D. v. ORANGE COUNTY SOCIAL SERVICES AGENCY*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 93-6958. *JEFFERS v. MAZURKIEWICZ, SUPERINTENDENT, PENNSYLVANIA STATE CORRECTIONAL INSTITUTION AT ROCKVIEW, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-6961. *PERNELL v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 236.

No. 93-6963. *JOSEPH v. CANNON ET AL.* Ct. App. La., 5th Cir. Certiorari denied. Reported below: 609 So. 2d 838.

No. 93-6971. *CARDINE v. MCANULTY ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-6975. *BIRD v. THIGPEN, COMMISSIONER, ALABAMA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 4 F. 3d 1000.

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No. 93-6977. *SCHLEEPER v. DELO, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 2 F. 3d 1154.

No. 93-6985. *KEITH v. MARKLEY.* C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 236.

No. 93-6989. *SMITH v. ILLINOIS.* App. Ct. Ill., 5th Dist. Certiorari denied. Reported below: 241 Ill. App. 3d 365, 610 N. E. 2d 91.

No. 93-6992. *CORETHERS v. CAPOTS ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-6994. *BANUELOS v. IDAHO.* Ct. App. Idaho. Certiorari denied. Reported below: 124 Idaho 569, 861 P. 2d 1234.

No. 93-7029. *RUSSELL v. EHRNFELT.* Sup. Ct. Ohio. Certiorari denied. Reported below: 67 Ohio St. 3d 132, 616 N. E. 2d 237.

No. 93-7040. *BUSCH v. JEFFES ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1488.

No. 93-7065. *HARRIS v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 236.

No. 93-7086. *KENT v. POYTHRESS ET AL.* Ct. App. Ga. Certiorari denied.

No. 93-7090. *PICKENS v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 236.

No. 93-7105. *LAPSLEY v. UNEMPLOYMENT INSURANCE REVIEW BOARD OF THE INDIANA DEPARTMENT OF EMPLOYMENT AND TRAINING SERVICES ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 9 F. 3d 113.

No. 93-7107. *NELSON v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 5 F. 3d 254.

No. 93-7112. *CONROD v. UNITED STATES.* C. A. 5th Cir. Certiorari denied.

No. 93-7113. *FINCH v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 235.

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No. 93-7114. *GARY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 235.

No. 93-7115. *CORREA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 4 F. 3d 999.

No. 93-7121. *FLANAGAN v. BRENNAN, WARDEN, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 779.

No. 93-7125. *ALI v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 236.

No. 93-7127. *DAVIS v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 93-7129. *BARBER v. GREEN ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-7132. *DUPUY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1158.

No. 93-7133. *BARKER v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 7 F. 3d 629.

No. 93-7134. *GOMEZ-SALAZAR v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 779.

No. 93-7138. *WILLIAMS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 228.

No. 93-7141. *BILLUE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 994 F. 2d 1562.

No. 93-7142. *DANIEL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1495.

No. 93-7144. *GRAFFT v. MAXWELL ET AL.* Sup. Ct. Mont. Certiorari denied. Reported below: 259 Mont. 533, 861 P. 2d 934.

No. 93-7147. *IGNAGNI v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 227.

No. 93-7150. *CARR v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1494.

No. 93-7153. *WILLIAMS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 998 F. 2d 258.

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No. 93-7154. *AVILA v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 813.

No. 93-7156. *OLMO v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 814.

No. 93-7163. *JOHNSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 236.

No. 93-7164. *HILL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 4 F. 3d 1000.

No. 93-7166. *GALLARDO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 31.

No. 93-7168. *MARTINEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 4 F. 3d 999.

No. 93-7169. *RODRIGUEZ-PEGUERO v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 814.

No. 93-7171. *LOCKHART v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 1 F. 3d 1167.

No. 93-7189. *MALDONADO v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 978 F. 2d 705.

No. 93-7204. *HERROLD v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 814.

No. 93-7268. *JERREL v. ALASKA*. Ct. App. Alaska. Certiorari denied. Reported below: 851 P. 2d 1365.

No. 93-7284. *BROWN v. PIERCE*. C. A. 2d Cir. Certiorari denied. Reported below: 14 F. 3d 590.

No. 92-8861. *PICKENS v. OKLAHOMA* (two cases). Ct. Crim. App. Okla. Certiorari denied. JUSTICE BLACKMUN would grant certiorari limited to Question 1 presented by the petition. Reported below: 850 P. 2d 328 (second case).

No. 93-834. *SHANDON INC. ET AL. v. MILES LABORATORIES, INC., ET AL.* C. A. Fed. Cir. Motion of petitioners to defer consideration of petition for writ of certiorari denied. Certiorari denied. Reported below: 997 F. 2d 870.

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No. 93-862. BELL SOUTH ADVERTISING & PUBLISHING CORP. *v.* DONNELLEY INFORMATION PUBLISHING, INC., ET AL. C. A. 11th Cir. Motions of Ameritech Publishing, Inc., et al., West Publishing Co., Martindale-Hubbell, Inc., United States Telephone Association, and Sprint Publishing & Advertising, Inc., for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 999 F. 2d 1436.

No. 93-873. UNIVERSITY OF TENNESSEE *v.* FAULKNER. Sup. Ct. Ala. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 627 So. 2d 362.

*Rehearing Denied*

No. 93-532. REYER *v.* TODD ET AL., *ante*, p. 992;

No. 93-540. SUNDWALL *v.* GENERAL BUILDING SUPPLY CO., *ante*, p. 993;

No. 93-579. HEMMERLE, DBA HEMMERLE CONSTRUCTION CO., ET AL. *v.* FEDERAL DEPOSIT INSURANCE CORPORATION, AS RECEIVER FOR SUNRISE SAVINGS & LOAN ASSN., *ante*, p. 978;

No. 93-588. KREN *v.* CITY OF SPRINGFIELD, ILLINOIS, *ante*, p. 1011;

No. 93-5739. STOHLER *v.* HARGETT, WARDEN, ET AL., *ante*, p. 1013;

No. 93-6234. BOROS *v.* BAXLEY ET AL., *ante*, p. 997;

No. 93-6268. GOLDBERG *v.* CLEVELAND CLINIC, FLORIDA, *ante*, p. 998;

No. 93-6334. WASKO *v.* ESTELLE, WARDEN, *ante*, p. 1015;

No. 93-6335. ABATE *v.* AVENENTI ET AL., *ante*, p. 999;

No. 93-6414. WILLIAMS *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL., *ante*, p. 1027; and

No. 93-6658. WILLIAMS *v.* UNITED STATES, *ante*, p. 1019. Petitions for rehearing denied.

No. 92-1806. MEYER *v.* LELSZ ET AL., *ante*, pp. 906 and 1004. Motion for leave to file second petition for rehearing denied.

No. 93-6012. VEASEY *v.* RYAN, WARDEN, ET AL., *ante*, p. 954. Motion for leave to file petition for rehearing denied.

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JANUARY 25, 1994

*Dismissal Under Rule 46*

No. 93-899. POOLE *v.* CITY OF KILLEEN ET AL. C. A. 5th Cir. Certiorari dismissed as to John Earl Poole under this Court's Rule 46. Reported below: 999 F. 2d 1580.

FEBRUARY 1, 1994

*Certiorari Denied*

No. 93-7689 (A-631). BARNARD *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 would grant the application for stay of execution. Reported below: 13 F. 3d 871.

No. 93-7691 (A-632). BARNARD *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.

No. 93-7692 (A-633). BARNARD *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. JUSTICE BLACKMUN would grant the application for stay of execution.

FEBRUARY 3, 1994

*Miscellaneous Order*

No. A-621. BELL SOUTH TELECOMMUNICATIONS, INC., DBA SOUTH CENTRAL BELL TELEPHONE CO. *v.* STINNETT ET AL. D. C. E. D. Tenn. Application for stay, addressed to JUSTICE THOMAS and referred to the Court, denied.

FEBRUARY 8, 1994

*Dismissal Under Rule 46*

No. 93-325. FINCH *v.* CHAPMAN ET AL. C. A. 7th Cir. Certiorari dismissed under this Court's Rule 46.2. Reported below: 991 F. 2d 799.

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FEBRUARY 22, 1994

*Certiorari Granted—Vacated and Remanded*

No. 93–7006. RAMIREZ *v.* UNITED STATES. C. A. 11th 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 the position presently asserted by the Solicitor General in his brief for the United States filed January 26, 1994.

*Miscellaneous Orders*

No. — — —. RUIZ *v.* UNITED STATES. Motion of petitioner for leave to file petition for writ of certiorari under seal denied without prejudice to petitioner filing a new motion accompanied by a redacted petition for writ of certiorari.

No. — — —. WEBB *v.* COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION;

No. — — —. FLEEHER *v.* TOBIN, DIRECTOR, PENNSYLVANIA DEPARTMENT OF TRANSPORTATION; and

No. — — —. THOMPSON ET AL. *v.* MURPHY ET AL. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. — — —. DINGLE *v.* UNITED STATES. Motion of petitioner for leave to file petition for writ of certiorari under seal and with a public copy with confidential material deleted denied.

No. A–450. PREWITT *v.* MOORE ET AL. Application for injunction, addressed to JUSTICE STEVENS and referred to the Court, denied.

No. A–546. BAIN *v.* FLORIDA. Dist. Ct. App. Fla., 5th Dist. Application for stay, addressed to JUSTICE BLACKMUN and referred to the Court, denied.

No. A–681. FIRST INTERSTATE BANK OF DENVER *v.* DUFFIELD. C. A. 10th Cir. Application for stay of mandate, addressed to JUSTICE SCALIA and referred to the Court, denied.

No. D–1323. IN RE DISBARMENT OF STEFFEN. Albert Joseph Steffen, of Cincinnati, Ohio, having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to practice before the

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Bar of this Court. The rule to show cause, heretofore issued on November 8, 1993 [*ante*, p. 961], is hereby discharged.

No. D-1339. IN RE DISBARMENT OF REEF. Norman S. Reef, of Portland, Me., having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court. The rule to show cause, heretofore issued on January 10, 1994 [*ante*, p. 1035], is hereby discharged.

No. D-1346. IN RE DISBARMENT OF ARDITTI. Victor R. Arditti, of El Paso, Tex., having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court. The rule to show cause, heretofore issued on January 10, 1994 [*ante*, p. 1036], is hereby discharged.

No. D-1350. IN RE DISBARMENT OF LILLY. David Greene Lilly, of Los Angeles, Cal., having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court. The rule to show cause, heretofore issued on January 10, 1994 [*ante*, p. 1036], is hereby discharged.

No. D-1356. IN RE DISBARMENT OF SEEMAN. It is ordered that Bernard M. Seeman, of Lake Success, 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-1357. IN RE DISBARMENT OF CARPENTER. It is ordered that James P. Carpenter III, of Chillicothe, 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.

No. D-1358. IN RE DISBARMENT OF HENDERSON. It is ordered that Richard Stanley Henderson, of San Diego, 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-1359. IN RE DISBARMENT OF STEINHORN. It is ordered that Neil Warren Steinhorn, of Baltimore, Md., be sus-



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pended 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-1360. IN RE DISBARMENT OF PROVDA. It is ordered that Bruce Provda, of Floral Park, 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-1361. IN RE DISBARMENT OF KRASNER. It is ordered that Barry J. Krasner, of Manhattan Beach, 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-1362. IN RE DISBARMENT OF SNEED. It is ordered that Benjamin Sneed, of New York, 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-1363. IN RE DISBARMENT OF ERDHEIM. It is ordered that Michael F. Erdheim, of New York, 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-1364. IN RE DISBARMENT OF HERRING. It is ordered that Bruce A. Herring, of Placentia, 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-1365. IN RE DISBARMENT OF MICELLI. It is ordered that Nicholas Angelo Micelli, of Los Angeles, 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-1366. IN RE DISBARMENT OF STEVENS. It is ordered that A. Karl Stevens, Jr., of Tampa, 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.

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No. D-1367. *IN RE DISBARMENT OF LONDOFF*. It is ordered that William M. Londoff, of St. Ann, Mo., 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-1368. *IN RE DISBARMENT OF SCOTT*. It is ordered that Roger Scott, of Syracuse, 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-1369. *IN RE DISBARMENT OF WOODARD*. It is ordered that Jesse Lincoln Woodard, of Washington, D. 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. D-1370. *IN RE DISBARMENT OF MORRIS*. It is ordered that Thomas John Morris, of Fairfax, Va., 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. 65, Orig. *TEXAS v. NEW MEXICO*. Motion of the River Master for award of fees and expenses granted, and the River Master is awarded a total of \$444.60 for the period October 1 through December 31, 1993, to be paid equally by the parties. [For earlier order herein, see, *e. g., ante*, p. 987.]

No. 109, Orig. *OKLAHOMA ET AL. v. NEW MEXICO*. Motion of the Special Master for compensation and reimbursement of expenses and to be discharged as Special Master granted, and the Special Master is awarded a total of \$740.71 for the period October 1 through December 15, 1993, to be paid one-third by each party. The Special Master is hereby discharged with the thanks of the Court. [For earlier decision herein, see, *e. g., ante*, p. 126.]

No. 111, Orig. *DELAWARE ET AL. v. NEW YORK*. Motion of Delaware to dismiss the complaint against New York without prejudice referred to the Special Master. [For earlier order herein, see, *e. g., ante*, p. 1022.]

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No. 92-1384. BARCLAYS BANK PLC *v.* FRANCHISE TAX BOARD OF CALIFORNIA; and

No. 92-1839. COLGATE-PALMOLIVE CO. *v.* FRANCHISE TAX BOARD OF CALIFORNIA. Ct. App. Cal., 3d App. Dist. [Certiorari granted, *ante*, p. 942.] Motion of California Legislature for leave to file a brief as *amicus curiae* granted. Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted. Motion of Government of the United Kingdom for leave to participate in oral argument as *amicus curiae*, for divided argument, and for additional time for oral argument denied.

No. 92-1956. CONSOLIDATED RAIL CORPORATION *v.* GOTTSCHALL; and CONSOLIDATED RAIL CORPORATION *v.* CARLISLE. C. A. 3d Cir. [Certiorari granted, *ante*, p. 912.] Motions of respondents James E. Gottshall and Alan Carlisle for divided argument granted.

No. 93-356. MCI TELECOMMUNICATIONS CORP. *v.* AMERICAN TELEPHONE & TELEGRAPH CO.; and

No. 93-521. UNITED STATES ET AL. *v.* AMERICAN TELEPHONE & TELEGRAPH CO. ET AL. C. A. D. C. Cir. [Certiorari granted, *ante*, p. 989.] Motion of the Solicitor General for divided argument granted. JUSTICE O'CONNOR took no part in the consideration or decision of this motion.

No. 93-377. DEPARTMENT OF TAXATION AND FINANCE OF NEW YORK ET AL. *v.* MILHELM ATTEA & BROS., INC., ET AL. Ct. App. N. Y. [Certiorari granted, *ante*, p. 943.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 93-517. BOARD OF EDUCATION OF KIRYAS JOEL VILLAGE SCHOOL DISTRICT *v.* GRUMET ET AL.;

No. 93-527. BOARD OF EDUCATION OF MONROE-WOODBURY CENTRAL SCHOOL DISTRICT *v.* GRUMET ET AL.; and

No. 93-539. ATTORNEY GENERAL OF NEW YORK *v.* GRUMET ET AL. Ct. App. N. Y. [Certiorari granted, *ante*, p. 989.] Motion of petitioner Board of Education of the Kiryas Joel Village School District for divided argument granted.

No. 93-1286. AMERICAN AIRLINES, INC. *v.* WOLENS ET AL. Sup. Ct. Ill. Motion of petitioner to expedite consideration of petition for writ of certiorari denied.

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No. 93-7034. IN RE ANDERSON; and  
No. 93-7556. IN RE MILLER. Motions of petitioners for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioners are allowed until March 15, 1994, within which to pay the docketing fee required by Rule 38(a) and to submit petitions in compliance with Rule 33 of the Rules of this Court.

No. 93-7333. IN RE USHER;  
No. 93-7344. IN RE COLBERT;  
No. 93-7365. IN RE MICHALEK;  
No. 93-7371. IN RE RICE;  
No. 93-7393. IN RE MORROW;  
No. 93-7444. IN RE FLOWERS;  
No. 93-7538. IN RE HAYNES; and  
No. 93-7607. IN RE GAY. Petitions for writs of habeas corpus denied.

No. 93-7101. IN RE DANCY;  
No. 93-7162. IN RE FAIRLEY;  
No. 93-7186. IN RE MUHAMMED;  
No. 93-7351. IN RE BURKE; and  
No. 93-7431. IN RE O'CONNOR. Petitions for writs of mandamus denied.

No. 93-6508. IN RE GIBSON; and  
No. 93-7102. IN RE STEEL. Petitions for writs of mandamus and/or prohibition denied.

No. 93-6993. IN RE JOHNSON. Petition for writ of prohibition denied.

*Certiorari Granted*

No. 93-981. UNITED STATES *v.* SHABANI. C. A. 9th Cir. Certiorari granted. Reported below: 993 F. 2d 1419.

No. 93-986. MCINTYRE *v.* OHIO ELECTIONS COMMISSION. Sup. Ct. Ohio. Certiorari granted. Reported below: 67 Ohio St. 3d 391, 618 N. E. 2d 152.

No. 93-762. JEROME B. GRUBART, INC. *v.* GREAT LAKES DREDGE & DOCK CO. ET AL.; and

No. 93-1094. CITY OF CHICAGO *v.* GREAT LAKES DREDGE & DOCK CO. ET AL. C. A. 7th Cir. Certiorari granted, cases con-

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solidated, and a total of one hour allotted for oral argument. Reported below: 3 F. 3d 225.

No. 93-908. REICH *v.* COLLINS, REVENUE COMMISSIONER OF GEORGIA, ET AL. Sup. Ct. Ga. Certiorari granted limited to Question 1 presented by the petition. Reported below: 263 Ga. 602, 437 S. E. 2d 320.

No. 93-6892. TOME *v.* UNITED STATES. C. A. 10th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted limited to Question 1 presented by the petition. Reported below: 3 F. 3d 342.

*Certiorari Denied*

No. 93-148. OLIVER *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 989 F. 2d 501.

No. 93-471. SPAWN *v.* FEDERAL DEPOSIT INSURANCE CORPORATION. C. A. 5th Cir. Certiorari denied. Reported below: 989 F. 2d 830.

No. 93-538. CITY OF HUNTINGTON, WEST VIRGINIA *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 999 F. 2d 71.

No. 93-599. KRC *v.* UNITED STATES INFORMATION AGENCY. C. A. D. C. Cir. Certiorari denied. Reported below: 989 F. 2d 1211.

No. 93-607. WILSON *v.* UNITED STATES; and

No. 93-6639. MEDINA *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 992 F. 2d 573.

No. 93-622. BELLECOURT *v.* UNITED STATES ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 2d 427.

No. 93-659. MILLER *v.* LA ROSA ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 991 F. 2d 583.

No. 93-678. DICKERSON *v.* DEPARTMENT OF JUSTICE. C. A. 6th Cir. Certiorari denied. Reported below: 992 F. 2d 1426.

No. 93-687. PUPPOLO FAMILY TRUST ET AL. *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 237.

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No. 93-693. *CITY OF BAYONNE v. TOWN OF SEACAUCUS ET AL.* Sup. Ct. N. J. Certiorari denied. Reported below: 133 N. J. 482, 628 A. 2d 288.

No. 93-695. *OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF COLUMBIA GAS TRANSMISSION CORP. v. COLUMBIA GAS TRANSMISSION CORP. ET AL.*;

No. 93-876. *OFFICIAL COMMITTEE OF CUSTOMERS OF COLUMBIA GAS TRANSMISSION CORP. v. OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF COLUMBIA GAS TRANSMISSION CORP.*;

No. 93-879. *PENNSYLVANIA PUBLIC UTILITY COMMISSION ET AL. v. OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF COLUMBIA GAS TRANSMISSION CORP.*; and

No. 93-904. *CITIES OF CHARLOTTESVILLE AND RICHMOND, VIRGINIA v. OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF COLUMBIA GAS TRANSMISSION CORP.* C. A. 3d Cir. Certiorari denied. Reported below: 997 F. 2d 1039.

No. 93-701. *CIRCUIT COURT OF THE FIRST CIRCUIT ET AL. v. Dow.* C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 922.

No. 93-707. *CONDO v. SYSCO CORP.* C. A. 7th Cir. Certiorari denied. Reported below: 1 F. 3d 599.

No. 93-712. *SANCHEZ ET AL. v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 1143 and 3 F. 3d 366.

No. 93-716. *OLIN CORP. v. FEDERAL TRADE COMMISSION.* C. A. 9th Cir. Certiorari denied. Reported below: 986 F. 2d 1295.

No. 93-719. *FIGGIE INTERNATIONAL, INC. v. FEDERAL TRADE COMMISSION.* C. A. 9th Cir. Certiorari denied. Reported below: 994 F. 2d 595.

No. 93-733. *POZSGAI ET UX. v. UNITED STATES ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 999 F. 2d 719.

No. 93-756. *MISSION OAKS MOBILE HOME PARK v. CITY OF HOLLISTER ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 989 F. 2d 359.

No. 93-759. *HESTER ET AL. v. NATIONSBANK ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 4 F. 3d 990.

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No. 93-767. *FORTNER v. UNITED STATES*. Ct. Mil. App. Certiorari denied. Reported below: 37 M. J. 349.

No. 93-771. *HUNT v. UNITED STATES*. Ct. Mil. App. Certiorari denied. Reported below: 37 M. J. 344.

No. 93-793. *BENT v. MASSACHUSETTS GENERAL HOSPITAL ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 998 F. 2d 1001.

No. 93-796. *WHITE v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 1 F. 3d 13.

No. 93-803. *NORTHWEST AIRLINES, INC. v. WEST*; and  
No. 93-901. *WEST v. NORTHWEST AIRLINES, INC.* C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 148.

No. 93-804. *LINDSEY, STEPHENSON & LINDSEY v. FEDERAL DEPOSIT INSURANCE CORPORATION*. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 626.

No. 93-816. *HERRING v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 236.

No. 93-822. *BANCO COOPERATIVO DE PUERTO RICO v. FEDERAL DEPOSIT INSURANCE CORPORATION*. C. A. 1st Cir. Certiorari denied. Reported below: 996 F. 2d 493.

No. 93-825. *GREATER ROCKFORD ENERGY & TECHNOLOGY CORP. ET AL. v. SHELL OIL CO. ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 998 F. 2d 391.

No. 93-831. *RENNIE ET AL. v. DALTON, SECRETARY OF THE NAVY*. C. A. 7th Cir. Certiorari denied. Reported below: 3 F. 3d 1100.

No. 93-832. *ST. ELIZABETH MEDICAL CENTER v. BROWNING ET AL.* Sup. Ct. Ohio. Certiorari denied. Reported below: 66 Ohio St. 3d 544, 613 N. E. 2d 993.

No. 93-841. *CITY OF NEW YORK ET AL. v. HERTZ CORP.*; and  
No. 93-1005. *HERTZ CORP. v. CITY OF NEW YORK ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 1 F. 3d 121.

No. 93-852. *MERSHON ET AL. v. BEASLEY ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 994 F. 2d 449.

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No. 93-854. *HARMON v. NORTHERN INSURANCE COMPANY OF NEW YORK ET AL.* Sup. Ct. Miss. Certiorari denied. Reported below: 621 So. 2d 938.

No. 93-855. *BANUELOS ET AL. v. DEPARTMENT OF JUSTICE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 534.

No. 93-857. *JOSSI v. BROWN, SECRETARY OF VETERANS AFFAIRS, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 883.

No. 93-861. *CHEEK v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 3 F. 3d 1057.

No. 93-863. *KREGOS, DBA AMERICAN SPORTS WIRE v. ASSOCIATED PRESS ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 3 F. 3d 656.

No. 93-865. *BLUE CROSS & BLUE SHIELD OF ALABAMA v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 2d 1542.

No. 93-874. *GREWE ET AL. v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 299.

No. 93-893. *LEIKER v. UNITED STATES; ACTON v. UNITED STATES; JACKSON v. UNITED STATES; JOHNSON v. UNITED STATES; MAXWELL v. UNITED STATES; and FRENCH v. UNITED STATES.* Ct. Mil. App. Certiorari denied. Reported below: 37 M. J. 418 (first case); 38 M. J. 330 (second case); 38 M. J. 106 (third case); 38 M. J. 88 (fourth case); 38 M. J. 148 (fifth case); 38 M. J. 420 (sixth case).

No. 93-894. *McLAREN v. UNITED STATES.* Ct. Mil. App. Certiorari denied. Reported below: 38 M. J. 112.

No. 93-895. *PLUMMER v. SPRINGFIELD TERMINAL RAILWAY CO.* C. A. 1st Cir. Certiorari denied. Reported below: 5 F. 3d 1.

No. 93-898. *GROSNICK v. EMBRIANO.* C. A. 1st Cir. Certiorari denied. Reported below: 999 F. 2d 590.

No. 93-903. *ANSCHUTZ CORP. v. AMOCO ROCMOUNT CO. ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 7 F. 3d 909.



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No. 93-906. *SCHULMERICH CARILLONS, INC. v. PENNSYLVANIA UNEMPLOYMENT COMPENSATION BOARD OF REVIEW*. Commw. Ct. Pa. Certiorari denied. Reported below: 154 Pa. Commw. 343, 623 A. 2d 921.

No. 93-907. *SHELLING v. SOUTHERN RAILWAY CO.* Ct. App. Ga. Certiorari denied. Reported below: 207 Ga. App. XXX.

No. 93-910. *BONNY ET AL. v. SOCIETY OF LLOYD'S ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 3 F. 3d 156.

No. 93-911. *PENNSYLVANIA v. FOUNTAIN*; and *PENNSYLVANIA v. THOMAS*. Super. Ct. Pa. Certiorari denied. Reported below: 423 Pa. Super. 296, 621 A. 2d 124 (first case); 430 Pa. Super. 651, 630 A. 2d 465 (second case).

No. 93-912. *PRENTICE ET UX. v. TITLE INSURANCE COMPANY OF MINNESOTA ET AL.* Sup. Ct. Wis. Certiorari denied. Reported below: 176 Wis. 2d 714, 500 N. W. 2d 658.

No. 93-913. *LOVETT, TRUSTEE OF THE BANKRUPTCY ESTATE OF JOHN PETERSON MOTORS, INC. v. GENERAL MOTORS CORP.* C. A. 8th Cir. Certiorari denied. Reported below: 998 F. 2d 575.

No. 93-914. *CUPIT ET AL. v. MCCLANAHAN CONTRACTORS, INC., FKA AWI DRILLING & WORKOVER, INC.* C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 346.

No. 93-916. *THOMAS NELSON, INC., ET AL. v. HARPER HOUSE, INC.* C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 536.

No. 93-919. *WHITMORE v. BOARD OF EDUCATION OF DEKALB COMMUNITY SCHOOL DISTRICT NO. 428 ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 1 F. 3d 1245.

No. 93-923. *ANDERSON v. DOUGLAS COUNTY, MINNESOTA, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 4 F. 3d 574.

No. 93-926. *LEDWITH v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1011.

No. 93-930. *LUMLEY v. HOGSETT ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 5 F. 3d 546.

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No. 93-931. *PRUITT ET AL. v. HOWARD COUNTY SHERIFF'S DEPARTMENT ET AL.* Ct. Sp. App. Md. Certiorari denied. Reported below: 96 Md. App. 60, 623 A. 2d 696.

No. 93-933. *MARITIME OVERSEAS CORP. ET AL. v. HAE WOO YOUN.* Sup. Ct. La. Certiorari denied. Reported below: 623 So. 2d 1257.

No. 93-934. *LANDRO v. MINNESOTA.* Sup. Ct. Minn. Certiorari denied. Reported below: 504 N. W. 2d 741.

No. 93-936. *NORTH STAR STEEL CO., INC. v. UNITED STEELWORKERS OF AMERICA, AFL-CIO-CLC.* C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 39.

No. 93-937. *ANDERSON v. STEERS, SULLIVAN, McNAMAR & ROGERS ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 998 F. 2d 495.

No. 93-940. *PATEL v. TEXAS.* Ct. App. Tex., 1st Dist. Certiorari denied. Reported below: 856 S. W. 2d 486.

No. 93-942. *SOCIETY BANK & TRUST v. MCGRAW, TRUSTEE.* C. A. 6th Cir. Certiorari denied. Reported below: 5 F. 3d 150.

No. 93-944. *WAHLSTROM ET AL. v. KAWASAKI HEAVY INDUSTRIES, INC., LTD., ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 4 F. 3d 1084.

No. 93-949. *KIDD v. DEPARTMENT OF THE INTERIOR.* C. A. Fed. Cir. Certiorari denied. Reported below: 5 F. 3d 1502.

No. 93-956. *DAVIS, GILLENWATER & LYNCH ET AL. v. TURNER, TRUSTEE, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 4 F. 3d 1556.

No. 93-957. *RAMASWAMI v. TEXAS DEPARTMENT OF HUMAN SERVICES ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 436.

No. 93-958. *WILLIAMS v. ALABAMA ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 2 F. 3d 405.

No. 93-961. *COLEMAN v. REGENTS OF THE UNIVERSITY OF CALIFORNIA ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

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No. 93-962. POPE *v.* UNIVERSITY OF WASHINGTON. Sup. Ct. Wash. Certiorari denied. Reported below: 121 Wash. 2d 479, 852 P. 2d 1055.

No. 93-965. LEVESQUE *v.* LEVESQUE. Sup. Ct. N. H. Certiorari denied. Reported below: 137 N. H. 638, 631 A. 2d 925.

No. 93-969. BERGMAN *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 3 F. 3d 432.

No. 93-970. DiCICCO *v.* TREMBLAY. Sup. Jud. Ct. Me. Certiorari denied. Reported below: 628 A. 2d 141.

No. 93-974. CENTRAL STATES, SOUTHEAST AND SOUTHWEST AREAS PENSION FUND ET AL. *v.* NAVCO ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 3 F. 3d 167.

No. 93-975. FULLER ET AL. *v.* FMC CORP. ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 255.

No. 93-977. GONZALES *v.* UNITED STATES. Ct. Mil. App. Certiorari denied. Reported below: 37 M. J. 456.

No. 93-979. LUCERO *v.* NEW MEXICO. Ct. App. N. M. Certiorari denied.

No. 93-980. ANDRISANI *v.* SUPERIOR COURT OF CALIFORNIA, APPELLATE DEPARTMENT, COUNTY OF LOS ANGELES, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 881.

No. 93-985. BENNETT *v.* INDEPENDENCE BLUE CROSS ET AL. C. A. 3d Cir. Certiorari denied.

No. 93-988. BURKE *v.* DEERE & Co., AKA JOHN DEERE Co. C. A. 8th Cir. Certiorari denied. Reported below: 6 F. 3d 497.

No. 93-989. CHILDERS *v.* SOUTH CAROLINA. Sup. Ct. S. C. Certiorari denied. Reported below: 313 S. C. 124, 437 S. E. 2d 75.

No. 93-990. STOKES *v.* HATCH ET AL. Sup. Ct. Ala. Certiorari denied. Reported below: 622 So. 2d 939.

No. 93-991. DUNBAR *v.* DEPARTMENT OF THE NAVY. C. A. Fed. Cir. Certiorari denied. Reported below: 5 F. 3d 1502.

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No. 93-992. *ABUAN ET AL. v. GENERAL ELECTRIC CO. ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 3 F. 3d 329.

No. 93-993. *MARINA VENTURES INTERNATIONALE, LTD., ET AL. v. POLYTHANE SYSTEMS, INC.* C. A. 5th Cir. Certiorari denied. Reported below: 993 F. 2d 1201.

No. 93-994. *CONTINENTAL POTASH INC. ET AL. v. FREEPORT-MCMORAN INC. ET AL.* Sup. Ct. N. M. Certiorari denied. Reported below: 115 N. M. 690, 858 P. 2d 66.

No. 93-997. *KURI v. TEXAS.* Ct. App. Tex., 14th Dist. Certiorari denied. Reported below: 846 S. W. 2d 459.

No. 93-998. *LESHER v. GEAUGA DEPARTMENT OF HUMAN SERVICES.* Ct. App. Ohio, Geauga County. Certiorari denied.

No. 93-999. *FEDERAL ELECTION COMMISSION v. POLITICAL CONTRIBUTIONS DATA, INC.* C. A. 2d Cir. Certiorari denied. Reported below: 995 F. 2d 383.

No. 93-1007. *ROCHEUX INTERNATIONAL, INC., ET AL. v. FULBRIGHT & JAWORSKI.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-1008. *SAY & SAY ET AL. v. CASTELLANO ET AL.; and SHIEH ET AL. v. CHRISTOPHER ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-1009. *SAY & SAY ET AL. v. SUPERIOR COURT OF CALIFORNIA, ORANGE COUNTY (LINDQUIST ET AL., REAL PARTIES IN INTEREST); and SAY & SAY ET AL. v. SUPERIOR COURT OF CALIFORNIA, ORANGE COUNTY (MILLER ET AL., REAL PARTIES IN INTEREST).* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 93-1011. *NYSA-ILA PENSION TRUST FUND ET AL. v. GARUDA INDONESIA ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 7 F. 3d 35.

No. 93-1017. *PILDITCH v. GOOL ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 3 F. 3d 1113.

No. 93-1021. *EVANS v. UNITED ARAB SHIPPING Co. S. A. G. ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 4 F. 3d 207.

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No. 93-1026. *MOORE v. INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS LOCAL 569 ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 989 F. 2d 1534.

No. 93-1027. *HORNING v. OHIO.* Ct. App. Ohio, Cuyahoga County. Certiorari denied.

No. 93-1028. *PLAN COMMITTEE OF BANK BUILDING & EQUIPMENT CORPORATION OF AMERICA, IN LIQUIDATION v. RELIANCE INSURANCE COMPANY OF ILLINOIS.* C. A. 8th Cir. Certiorari denied. Reported below: 5 F. 3d 532.

No. 93-1031. *D'ALBISSIN v. SHUTTS & BOWEN.* C. A. 11th Cir. Certiorari denied. Reported below: 3 F. 3d 442.

No. 93-1034. *GORE v. BABBITT, SECRETARY OF THE INTERIOR, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 5 F. 3d 546.

No. 93-1037. *BELGARD-KRAUSE ET AL. v. UNITED AIRLINES.* Ct. App. Colo. Certiorari denied. Reported below: 857 P. 2d 467.

No. 93-1040. *EMPRESA NACIONAL SIDERURGICA, S. A. v. YOUNG.* Ct. App. La., 4th Cir. Certiorari denied. Reported below: 617 So. 2d 517.

No. 93-1042. *DESALVO ET AL. v. LOUISIANA ET AL.* Sup. Ct. La. Certiorari denied. Reported below: 624 So. 2d 897.

No. 93-1045. *JEWISH MEMORIAL HOSPITAL ET AL. v. MASSACHUSETTS ET AL.* Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 416 Mass. 132, 617 N. E. 2d 598.

No. 93-1046. *WILSON v. HARLOW ET AL.* Sup. Ct. Okla. Certiorari denied. Reported below: 860 P. 2d 793.

No. 93-1048. *COOPER ET AL. v. ARMSTRONG RUBBER CO.* C. A. 5th Cir. Certiorari denied. Reported below: 989 F. 2d 822.

No. 93-1050. *E. F. ETIE SHEET METAL CO. v. SHEET METAL WORKERS LOCAL UNION No. 54, AFL-CIO, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 1464.

No. 93-1053. *SCHWARTZ ET AL. v. WORRALL PUBLICATIONS, INC., ET AL.* Super. Ct. N. J., App. Div. Certiorari denied.

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No. 93-1059. *MARSH v. PENROD DRILLING CORP.* Ct. App. La., 4th Cir. Certiorari denied. Reported below: 619 So. 2d 1124.

No. 93-1060. *KRYNICKI v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 2 F. 3d 1153.

No. 93-1064. *MOORE v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 243 Ill. App. 3d 583, 611 N. E. 2d 1246.

No. 93-1065. *HARTBARGER v. FRANK PAXTON CO.* Sup. Ct. N. M. Certiorari denied. Reported below: 115 N. M. 665, 857 P. 2d 776.

No. 93-1067. *TV NEWS CLIPS OF ATLANTA, INC., ET AL. v. GEORGIA TELEVISION CO., DBA WSB-TV.* C. A. 11th Cir. Certiorari denied. Reported below: 983 F. 2d 236.

No. 93-1069. *KATZ v. LEAR SIEGLER, INC., ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 5 F. 3d 1502.

No. 93-1072. *DELONG ET AL. v. INTERNATIONAL UNION, UNITED AUTOMOBILE, AEROSPACE & AGRICULTURAL IMPLEMENT WORKERS OF AMERICA (UAW) ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 4 F. 3d 993.

No. 93-1075. *BONAPFEL, TRUSTEE FOR THE BANKRUPTCY ESTATE OF CARPET CENTER LEASING CO., INC. v. NALLEY MOTOR TRUCKS, A DIVISION OF NALLEY CHEVROLET, INC.* C. A. 11th Cir. Certiorari denied. Reported below: 991 F. 2d 682.

No. 93-1076. *WRIGHT, ADMINISTRATOR OF THE ESTATE OF WRIGHT, DECEASED v. CRAWFORD LONG HOSPITAL OF EMORY UNIVERSITY ET AL.* Ct. App. Ga. Certiorari denied. Reported below: 205 Ga. App. 653, 423 S. E. 2d 12.

No. 93-1077. *KLINE v. ATCHISON, TOPEKA & SANTA FE RAILWAY CO.* Ct. App. Kan. Certiorari denied. Reported below: 18 Kan. App. 2d xl, 856 P. 2d 193.

No. 93-1080. *DOCTOR'S ASSOCIATES, INC. v. COX ET AL.* App. Ct. Ill., 5th Dist. Certiorari denied. Reported below: 245 Ill. App. 3d 186, 613 N. E. 2d 1306.

No. 93-1082. *MORRISON ET AL. v. MOBIL OIL CORP.* C. A. 10th Cir. Certiorari denied. Reported below: 7 F. 3d 184.

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No. 93-1084. *DiMICCO v. CITY OF NEW YORK ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 7 F. 3d 221.

No. 93-1089. *KERNAN ET AL. v. TANAKA, ADMINISTRATIVE DIRECTOR OF THE COURTS OF HAWAII.* Sup. Ct. Haw. Certiorari denied. Reported below: 75 Haw. 1, 856 P. 2d 1207.

No. 93-1093. *MURR v. UNITED STATES;*

No. 93-6682. *ROJAS v. UNITED STATES;*

No. 93-6725. *WHITED v. UNITED STATES;*

No. 93-6777. *HUCKELBY v. UNITED STATES;* and

No. 93-7347. *PHIBBS v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 999 F. 2d 1053.

No. 93-1096. *HUTSELL v. SAYRE.* C. A. 6th Cir. Certiorari denied. Reported below: 5 F. 3d 996.

No. 93-1100. *BRADLEY v. UNIVERSITY OF TEXAS, M. D. ANDERSON CANCER CENTER, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 922.

No. 93-1104. *NORDELL INTERNATIONAL RESOURCES, LTD. v. TRITON INDONESIA, INC., ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 544.

No. 93-1139. *HERNANDEZ v. SUPERINTENDENT, FREDERICKSBURG RAPPAHANOCK JOINT SECURITY CENTER.* C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 818.

No. 93-1210. *LEPRINCE v. BOARD OF TRUSTEES, TEACHERS' PENSION AND ANNUITY FUND.* Super. Ct. N. J., App. Div. Certiorari denied. Reported below: 267 N. J. Super. 270, 631 A. 2d 545.

No. 93-6046. *THOMPSON v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 990 F. 2d 625.

No. 93-6248. *RICHARDSON v. GRAMLEY, WARDEN, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 998 F. 2d 463.

No. 93-6261. *MCMANUS ET AL. v. HOUSING AUTHORITY OF THE CITY OF ENGLEWOOD ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1489.

No. 93-6305. *KARAS ET AL. v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1011.

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No. 93-6388. *DEMARCO v. UNITED STATES*;  
No. 93-6466. *BOISONEAU v. UNITED STATES*; and  
No. 93-6645. *INNAMORATI v. UNITED STATES*. C. A. 1st Cir.  
Certiorari denied. Reported below: 996 F. 2d 456.

No. 93-6460. *WILLIAMS v. LORD, SUPERINTENDENT, BEDFORD  
HILLS CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari de-  
nied. Reported below: 996 F. 2d 1481.

No. 93-6462. *WILLIAMS v. UNITED STATES*. C. A. 4th Cir.  
Certiorari denied. Reported below: 996 F. 2d 1213.

No. 93-6463. *TILLMAN v. UNITED STATES*. C. A. 11th Cir.  
Certiorari denied. Reported below: 990 F. 2d 1267.

No. 93-6468. *BALLARD v. OKLAHOMA*. Ct. Crim. App. Okla.  
Certiorari denied.

No. 93-6469. *COMMITO v. UNITED STATES*. C. A. 9th Cir.  
Certiorari denied. Reported below: 992 F. 2d 1220.

No. 93-6486. *MCDANIEL v. UNITED STATES*. C. A. 5th Cir.  
Certiorari denied. Reported below: 998 F. 2d 1014.

No. 93-6534. *PATTERSON v. UNITED STATES*. C. A. 5th Cir.  
Certiorari denied. Reported below: 996 F. 2d 305.

No. 93-6572. *LUJAN v. THOMAS, WARDEN*. C. A. 10th Cir.  
Certiorari denied. Reported below: 2 F. 3d 1031.

No. 93-6573. *JAMES, AKA FAUST v. UNITED STATES*. C. A.  
11th Cir. Certiorari denied. Reported below: 993 F. 2d 1554.

No. 93-6589. *HANA v. MICHIGAN*. Sup. Ct. Mich. Certiorari  
denied. Reported below: 443 Mich. 202, 504 N. W. 2d 166.

No. 93-6607. *RUTH v. UNITED STATES*. C. A. 11th Cir. Cer-  
tiorari denied. Reported below: 987 F. 2d 774.

No. 93-6625. *HIEN HAI HOAC v. UNITED STATES*. C. A. 9th  
Cir. Certiorari denied. Reported below: 990 F. 2d 1099.

No. 93-6663. *STEIN v. UNITED STATES ET AL.* C. A. 9th Cir.  
Certiorari denied.

No. 93-6668. *KENDALL v. O'LEARY, SECRETARY OF ENERGY,  
ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 998  
F. 2d 848.



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No. 93-6672. *CURE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 2d 1136.

No. 93-6676. *STEWART v. MCGINNIS ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 5 F. 3d 1031.

No. 93-6677. *SOWELS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 998 F. 2d 249.

No. 93-6683. *MCNEIL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 436.

No. 93-6687. *PARAMO v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1212.

No. 93-6701. *JACOB II, AKA MCCLENIC v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES*. C. A. 4th Cir. Certiorari denied. Reported below: 1 F. 3d 1233.

No. 93-6712. *JOHNSON v. ARMITAGE ET AL.* C. A. 2d Cir. Certiorari denied.

No. 93-6728. *WILLIAMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 2 F. 3d 405.

No. 93-6743. *MAXEY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 4 F. 3d 995.

No. 93-6796. *DORTCH v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 5 F. 3d 1056.

No. 93-6814. *SCHRADER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1495.

No. 93-6820. *MOSES v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 995 F. 2d 1067.

No. 93-6826. *GATHWRIGHT v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 123.

No. 93-6836. *WRIGHT v. RUNYON, POSTMASTER GENERAL*. C. A. 7th Cir. Certiorari denied. Reported below: 2 F. 3d 214.

No. 93-6853. *DREW v. INTERNAL REVENUE SERVICE*. C. A. 5th Cir. Certiorari denied.

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No. 93-6865. *PEREZ v. UNITED STATES*; and  
No. 93-6897. *HUBBARD v. UNITED STATES*. C. A. 4th Cir.  
Certiorari denied. Reported below: 4 F. 3d 987.

No. 93-6881. *ALVAREZ v. UNITED STATES*. C. A. 5th Cir.  
Certiorari denied. Reported below: 4 F. 3d 990.

No. 93-6882. *BAILEY v. OHIO*. Ct. App. Ohio, Montgomery  
County. Certiorari denied.

No. 93-6889. *SMITH v. UNITED STATES*. C. A. 4th Cir. Cer-  
tiorari denied. Reported below: 1 F. 3d 1235.

No. 93-6891. *BACHMAN v. UNITED STATES*. C. A. 3d Cir. Cer-  
tiorari denied. Reported below: 6 F. 3d 780.

No. 93-6899. *RUIZ MEJIA v. UNITED STATES*; and  
No. 93-7229. *BAUTISTA v. UNITED STATES*. C. A. 4th Cir.  
Certiorari denied. Reported below: 4 F. 3d 988.

No. 93-6912. *GALTIERI v. UNITED STATES*. C. A. 2d Cir. Cer-  
tiorari denied. Reported below: 999 F. 2d 537.

No. 93-6946. *LIGHTLE ET UX. v. FARMERS STATE BANK*.  
C. A. 7th Cir. Certiorari denied. Reported below: 4 F. 3d 997.

No. 93-6957. *BARNETT ET AL. v. UNITED STATES*. C. A. 10th  
Cir. Certiorari denied. Reported below: 5 F. 3d 545.

No. 93-6968. *WATROBA v. UNITED STATES*. C. A. 6th Cir.  
Certiorari denied. Reported below: 999 F. 2d 541.

No. 93-6982. *TODD v. UNITED STATES*. C. A. 5th Cir. Cer-  
tiorari denied. Reported below: 4 F. 3d 991.

No. 93-6987. *STEEN v. CENTRAL QUALITY ET AL.* C. A. 6th  
Cir. Certiorari denied. Reported below: 993 F. 2d 1547.

No. 93-6988. *WILKERSON v. KAISER, WARDEN*. C. A. 10th  
Cir. Certiorari denied. Reported below: 1 F. 3d 1250.

No. 93-6991. *JEFFERS v. UNITED STATES*. C. A. 4th Cir.  
Certiorari denied. Reported below: 4 F. 3d 987.

No. 93-7001. *KLUTNICK v. GIGANTI*. C. A. 7th Cir. Certio-  
rari denied. Reported below: 996 F. 2d 1219.

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No. 93-7004. *LONG v. FAUVER, COMMISSIONER, NEW JERSEY DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1489.

No. 93-7014. *STEEN v. DETROIT POLICE DEPARTMENT ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1217.

No. 93-7015. *DE VONE v. BATCHELOR ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 1 F. 3d 1232.

No. 93-7016. *BREWER ET AL. v. WILKINSON ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 816.

No. 93-7018. *NOTTINGHAM v. UNITED STATES*;  
No. 93-7214. *CARROLL v. UNITED STATES*; and  
No. 93-7215. *JOHNSON v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 4 F. 3d 904.

No. 93-7020. *KATSCHOR v. GRAYSON, WARDEN.* C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 108.

No. 93-7024. *ORTIZ v. DUNCAN, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 538.

No. 93-7030. *ROBINSON v. SCHWEIER.* C. A. 7th Cir. Certiorari denied.

No. 93-7033. *SCHWARZ v. CHURCH OF SCIENTOLOGY.* C. A. 10th Cir. Certiorari denied. Reported below: 9 F. 3d 117.

No. 93-7035. *ANDERSON v. BUCHANAN ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 93-7036. *DOVE v. WATERS ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1536.

No. 93-7038. *OSBORNE v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 987.

No. 93-7041. *CARRANZA v. CALIFORNIA.* Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 93-7043. *MASON v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 5 F. 3d 532.

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No. 93-7044. *PEREIRA-POSO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 4 F. 3d 999.

No. 93-7045. *CARTER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 999 F. 2d 539.

No. 93-7050. *KIRKENDALL v. GRAMBLING & MOUNCE, INC., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 4 F. 3d 989.

No. 93-7059. *WOODROME v. GROOSE, WARDEN*. C. A. 8th Cir. Certiorari denied.

No. 93-7060. *WICKLIFFE v. FARLEY, WARDEN, ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-7061. *HOOVER v. MORGAN COUNTY, TENNESSEE, ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-7062. *HERMAN v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 4 F. 3d 552.

No. 93-7068. *FREEMAN v. ERICKSON, WARDEN*. C. A. 8th Cir. Certiorari denied. Reported below: 4 F. 3d 675.

No. 93-7069. *WALTON v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 240 Ill. App. 3d 49, 608 N. E. 2d 59.

No. 93-7071. *STOLTZFUS v. STEPANIK, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS*. C. A. 3d Cir. Certiorari denied.

No. 93-7072. *DEAN v. MARYLAND*. Ct. Sp. App. Md. Certiorari denied. Reported below: 95 Md. App. 728.

No. 93-7073. *CORETHERS v. KMIECIK ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-7074. *BEACHEM v. VIRGINIA*. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 984.

No. 93-7076. *GRADY v. MIAMI HERALD PUBLISHING CO. ET AL.* Sup. Ct. Fla. Certiorari denied. Reported below: 624 So. 2d 266.

No. 93-7077. *HENNING v. JACOBS, CHAIRMAN, PENNSYLVANIA BOARD OF PROBATION AND PAROLE, ET AL.* C. A. 3d Cir. Certiorari denied.

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No. 93-7078. *KIMBLE v. LUNGREN, ATTORNEY GENERAL OF CALIFORNIA, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-7080. *ANOLIK v. SUNRISE BANK OF CALIFORNIA ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 119.

No. 93-7087. *ADAMS v. KERR, DEPUTY WARDEN, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 14 F. 3d 46.

No. 93-7103. *GONZALES v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 2 F. 3d 72.

No. 93-7104. *BLOUNT v. VIRGINIA.* Ct. App. Va. Certiorari denied.

No. 93-7106. *OATESS v. FLORIDA ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-7109. *CHRISTOPHER v. WADE ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 5 F. 3d 531.

No. 93-7110. *CARTER v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 93-7111. *BERNARD v. CITY OF SANTA MONICA ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-7116. *DANIELS v. ALABAMA.* C. A. 11th Cir. Certiorari denied. Reported below: 5 F. 3d 1499.

No. 93-7118. *WEST v. ZENON, SUPERINTENDENT, OREGON STATE CORRECTIONAL INSTITUTION.* C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 544.

No. 93-7122. *GRAHAM v. KAESTNER ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 818.

No. 93-7123. *GREEN v. GENERAL MOTORS ACCEPTANCE CORP. ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-7124. *CORBIN v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 227.

No. 93-7128. *BROWN v. DOE, WARDEN.* C. A. 2d Cir. Certiorari denied. Reported below: 2 F. 3d 1236.

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No. 93-7130. *THOMAS v. COWLEY, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 311.

No. 93-7131. *SNYDER v. SUMNER, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 93-7135. *DUKES v. NEW YORK*. App. Div., Sup. Ct. N. Y., 3d Jud. Dept. Certiorari denied. Reported below: 194 App. Div. 2d 923, 599 N. Y. S. 2d 188.

No. 93-7137. *CALDWELL v. BRENNEN, WARDEN, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-7140. *SMITH v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 236.

No. 93-7149. *HAYWOOD v. TEXAS*. Ct. App. Tex., 5th Dist. Certiorari denied.

No. 93-7151. *AARON v. UNITED STATES*; and

No. 93-7316. *HUGHES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 5 F. 3d 1497.

No. 93-7157. *MABERRY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 2 F. 3d 1154.

No. 93-7160. *MCINTYRE v. CITY AND COUNTY OF SAN FRANCISCO ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1225.

No. 93-7165. *HELTON v. MORGAN, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 19 F. 3d 18.

No. 93-7170. *LOPEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 2 F. 3d 404.

No. 93-7172. *WARNER v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 5 F. 3d 1378.

No. 93-7173. *SANDERS v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 430 Pa. Super. 650, 630 A. 2d 464.

No. 93-7176. *HARPER v. GOMEZ, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 543.

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No. 93-7178. *DAVIS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 4 F. 3d 993.

No. 93-7179. *KELLER v. DOMOVICH, SUPERINTENDENT, PENNSYLVANIA STATE CORRECTIONAL INSTITUTION AT PITTSBURGH, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-7180. *FIELDS v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-7181. *RUSSEL v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 93-7183. *MU'MIN v. THOMPSON, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 2 F. 3d 1149.

No. 93-7184. *MORRIS v. CHRISTIAN HOSPITAL*. C. A. 8th Cir. Certiorari denied. Reported below: 2 F. 3d 1154.

No. 93-7185. *ROBINSON v. WELBORN ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-7187. *PORTER v. MICHAEL REESE HOSPITAL AND MEDICAL CENTER*. C. A. 7th Cir. Certiorari denied.

No. 93-7188. *RICHMOND v. WATERS, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 986.

No. 93-7191. *WILLIAMS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 12 F. 3d 206.

No. 93-7192. *WHITFIELD v. MITCHELL ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 438.

No. 93-7193. *THAKKAR v. DEBEVOISE, JUDGE, UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY*. C. A. 3d Cir. Certiorari denied.

No. 93-7194. *TAPE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1020.

No. 93-7195. *WARREN v. CITY OF GRAND RAPIDS*. C. A. 6th Cir. Certiorari denied. Reported below: 993 F. 2d 1548.

No. 93-7196. *SLOAN v. ALAMEDA COUNTY SOCIAL SERVICES AGENCY*. Ct. App. Cal., 1st App. Dist. Certiorari denied.

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No. 93-7197. *STANLEY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1262 and 1265.

No. 93-7199. *WATSON v. LECUREUX ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 12 F. 3d 215.

No. 93-7202. *DYKES v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 93-7203. *HOLMES v. NEW YORK*. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 196 App. Div. 2d 555, 601 N. Y. S. 2d 145.

No. 93-7205. *KEMP v. CHRYSLER FIRST MORTGAGE*. Ct. App. D. C. Certiorari denied.

No. 93-7206. *HOLMES v. LYNAUGH, EXECUTIVE DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1496.

No. 93-7207. *GUERRERO v. DAVIDSON, SHERIFF, DESCHUTES COUNTY*. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 26.

No. 93-7208. *LIGHTFOOT v. MAINE*. Sup. Jud. Ct. Me. Certiorari denied.

No. 93-7209. *RANKIN v. FLORIDA*. Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 620 So. 2d 1028.

No. 93-7210. *MALDONADO v. LOVE, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 812.

No. 93-7211. *CARTER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 541.

No. 93-7212. *BOWLES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 226.

No. 93-7216. *PERALES v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 814.

No. 93-7220. *STRICKLAND v. OWEN ET AL.* Ct. App. Ga. Certiorari denied. Reported below: 208 Ga. App. 328, 430 S. E. 2d 626.



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No. 93-7221. *WOLFE v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 93-7222. *ZAMORA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 330.

No. 93-7223. *SCHOKA v. BURNS, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-7224. *THOMAS v. NATIONAL UNION FIRE INSURANCE CO. ET AL.* Sup. Ct. Tenn. Certiorari denied.

No. 93-7225. *GAMBLE v. EAU CLAIRE COUNTY, WISCONSIN, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 5 F. 3d 285.

No. 93-7226. *FOLKS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied.

No. 93-7227. *HARRIS v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 622 A. 2d 697.

No. 93-7231. *BANKS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 3 F. 3d 399.

No. 93-7232. *DEL VISCOVO v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 813.

No. 93-7233. *SPELLMAN v. LOUISIANA*. Ct. App. La., 4th Cir. Certiorari denied. Reported below: 614 So. 2d 366.

No. 93-7236. *CROSS v. VICKREY ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-7237. *TENNEY v. IDAHO DEPARTMENT OF FINANCE ET AL.* Ct. App. Idaho. Certiorari denied. Reported below: 124 Idaho 243, 858 P. 2d 782.

No. 93-7238. *RUMLER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 4 F. 3d 1400 and 7 F. 3d 236.

No. 93-7239. *ALEXANDER v. MAASS, SUPERINTENDENT, OREGON STATE PENITENTIARY*. C. A. 9th Cir. Certiorari denied. Reported below: 990 F. 2d 1255.

No. 93-7240. *CEBALLOS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 821.

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No. 93-7241. *RIVERA v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 6 F. 3d 431.

No. 93-7242. *ROMAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1495.

No. 93-7244. *MCCOY v. UNITED STATES*; and  
No. 93-7251. *HAGGARD v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1494.

No. 93-7245. *PAYNE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 14 F. 3d 50.

No. 93-7250. *HALL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 5 F. 3d 1499.

No. 93-7252. *HILLIARD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 11 F. 3d 618.

No. 93-7253. *HERRERA-RODRIGUEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1496.

No. 93-7254. *HUBER v. BORG, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 537.

No. 93-7255. *HARVEY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 3 F. 3d 1294.

No. 93-7256. *GEERY v. SHELLEY SCHOOL DISTRICT*. Sup. Ct. Idaho. Certiorari denied.

No. 93-7257. *HARRIS v. CAMPBELL, JUDGE, CIRCUIT COURT OF MISSOURI, ST. LOUIS COUNTY*. Sup. Ct. Mo. Certiorari denied.

No. 93-7258. *GARRETT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 3 F. 3d 390.

No. 93-7259. *HAMILTON v. AETNA LIFE & CASUALTY CO.* C. A. 2d Cir. Certiorari denied. Reported below: 5 F. 3d 642.

No. 93-7260. *GRAHAM v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 235.

No. 93-7261. *DANIEL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 3 F. 3d 775.

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No. 93-7262. *GLOVER v. DEPARTMENT OF THE AIR FORCE ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 93-7263. *HOFSTATTER v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 8 F. 3d 316.

No. 93-7265. *SAUNDERS v. CALIFORNIA.* Sup. Ct. Cal. Certiorari denied. Reported below: 5 Cal. 4th 580, 853 P. 2d 1093.

No. 93-7266. *SMITH v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1495.

No. 93-7267. *WILSON v. LINDLER, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 173.

No. 93-7271. *WHITE ET AL. v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 7 F. 3d 221.

No. 93-7272. *JOINER v. UNITED STATES.* C. A. 11th Cir. Certiorari denied.

No. 93-7273. *KANTOLA v. SNIDER, ACTING CHIEF DEPUTY WARDEN.* C. A. 9th Cir. Certiorari denied.

No. 93-7274. *ROBINSON v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 12 F. 3d 1110.

No. 93-7275. *NORMAN v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 3 F. 3d 368.

No. 93-7276. *MANRIQUE v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 4 F. 3d 1000.

No. 93-7277. *PITERA v. UNITED STATES; and LABOSCO ET AL. v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 5 F. 3d 624 (first case); 9 F. 3d 1538 (second case).

No. 93-7279. *MCGREGOR v. LOUISIANA STATE UNIVERSITY BOARD OF SUPERVISORS ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 850.

No. 93-7280. *CAREY v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 226.

No. 93-7282. *JONES v. BARR, FORMER ATTORNEY GENERAL OF THE UNITED STATES, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 22 F. 3d 306.

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No. 93-7283. *SMITH v. PENNSYLVANIA ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-7285. *WILLIAMS v. ADAMS.* C. A. 8th Cir. Certiorari denied. Reported below: 989 F. 2d 506.

No. 93-7288. *BOALBEY v. HAWES ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-7289. *WOODARD v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 236.

No. 93-7290. *SANDERS v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 3 F. 3d 368.

No. 93-7291. *HOLLEY v. UNITED STATES.* C. A. D. C. Cir. Certiorari denied. Reported below: 1 F. 3d 45.

No. 93-7293. *WRIGHT v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 228.

No. 93-7294. *IGE v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 2 F. 3d 403.

No. 93-7295. *BYNUM v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 3 F. 3d 769.

No. 93-7296. *BLEVINS v. SHIPLEY, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 93-7297. *DELPH v. INTERNATIONAL PAPER ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 5 F. 3d 531.

No. 93-7298. *REID v. UNITED STATES.* C. A. D. C. Cir. Certiorari denied. Reported below: 997 F. 2d 1576.

No. 93-7301. *CASTRO v. TAFOYA, JUDGE, ET AL.* Sup. Ct. Ariz. Certiorari denied.

No. 93-7302. *CAMPBELL v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 31.

No. 93-7303. *AVERY v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 226.

No. 93-7304. *ALLEN v. DUCKWORTH, SUPERINTENDENT, INDIANA STATE REFORMATORY.* C. A. 7th Cir. Certiorari denied. Reported below: 6 F. 3d 458.

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No. 93-7305. *JACKSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 821.

No. 93-7306. *IL HWAN KIM v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 32.

No. 93-7307. *KILLION v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 7 F. 3d 927.

No. 93-7308. *HAWLEY v. STEPANIK, SUPERINTENDENT, PENNSYLVANIA STATE CORRECTIONAL INSTITUTION AT DALLAS, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 14 F. 3d 47.

No. 93-7309. *GIBBONS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 9 F. 3d 1544.

No. 93-7310. *DUEST v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 997 F. 2d 1336.

No. 93-7311. *BIVENS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 109.

No. 93-7312. *CHANEL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 3 F. 3d 372.

No. 93-7313. *ARNPRIESTER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 30.

No. 93-7314. *KARIM-PANAHI v. CALIFORNIA DEPARTMENT OF TRANSPORTATION ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1225.

No. 93-7324. *BOWERS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 9 F. 3d 1541.

No. 93-7325. *VILLEGAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1496.

No. 93-7326. *WALKER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 9 F. 3d 102.

No. 93-7328. *VEYSADA v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 1 F. 3d 1245.

No. 93-7330. *SHANAHAN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1159.

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No. 93-7332. *BOYD v. CODY, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 13 F. 3d 404.

No. 93-7334. *BURTCHELL v. TEXAS*. Ct. App. Tex., 2d Dist. Certiorari denied.

No. 93-7335. *THOMAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1495.

No. 93-7338. *WAGES v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 8 F. 3d 72.

No. 93-7339. *WATERS v. TEXAS ET AL.* C. A. 5th Cir. Certiorari denied.

No. 93-7340. *BOWMAN v. OKLAHOMA COUNTY ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 5 F. 3d 545.

No. 93-7341. *WALCOTT v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 822.

No. 93-7342. *WAGNER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 544.

No. 93-7345. *CHARGOIS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 7 F. 3d 229.

No. 93-7349. *BROWN v. SHEFFIELD ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 984.

No. 93-7350. *BORROMEO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 821.

No. 93-7352. *DOYLE v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 248 Ill. App. 3d 301, 618 N. E. 2d 445.

No. 93-7354. *BROWN v. MANUELIAN*. C. A. 4th Cir. Certiorari denied. Reported below: 12 F. 3d 204.

No. 93-7357. *DIXON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 7 F. 3d 240.

No. 93-7358. *BURGER v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 780.

No. 93-7360. *GUERRERO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 868.

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No. 93-7361. *MCNEIL ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 987.

No. 93-7366. *RITCHIE v. EBERHART, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 11 F. 3d 587.

No. 93-7372. *BROWN v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 591 So. 2d 180.

No. 93-7374. *AYRS v. YANIK ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 34.

No. 93-7375. *DEOVALLE v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 93-7377. *YI-HAI LIN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 544.

No. 93-7382. *SCHWARZ v. DEPARTMENT OF COMMERCE*. C. A. D. C. Cir. Certiorari denied.

No. 93-7383. *VELEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 12 F. 3d 207.

No. 93-7384. *SCOTT v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 7 F. 3d 1046.

No. 93-7387. *PADGETT v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 248 Ill. App. 3d 1018, 618 N. E. 2d 982.

No. 93-7388. *MATA v. SOUTH SAN ANTONIO INDEPENDENT SCHOOL DISTRICT ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 7 F. 3d 230.

No. 93-7390. *MURPHY v. JONES, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1020.

No. 93-7391. *MURRAY v. STEMPSON ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 93-7392. *MARVIN v. SMITH ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 28.

No. 93-7395. *PERROTON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 992 F. 2d 1220.

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No. 93-7397. *DIXON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 7 F. 3d 240.

No. 93-7398. *WARE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 233.

No. 93-7400. *VILLA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 5 F. 3d 1497.

No. 93-7401. *SUSSKIND v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 4 F. 3d 1400 and 7 F. 3d 236.

No. 93-7402. *BECKETT v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 109.

No. 93-7405. *NEWLAND v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 822.

No. 93-7406. *PEREZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 5 F. 3d 1497.

No. 93-7408. *LOPEZ-MESA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 993 F. 2d 1553.

No. 93-7409. *PRICE v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 9 F. 3d 113.

No. 93-7411. *POLLAND v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 994 F. 2d 1262.

No. 93-7415. *STIVER v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 9 F. 3d 298.

No. 93-7420. *HERNANDEZ v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 5 F. 3d 1491.

No. 93-7424. *GIBSON v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 9 F. 3d 1536.

No. 93-7427. *MADDEN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 5 F. 3d 548.

No. 93-7428. *LUFF v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 67 Ohio St. 3d 1464, 619 N. E. 2d 698.

No. 93-7432. *NGUMOHA v. ILLINOIS*. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 245 Ill. App. 3d 1114, 657 N. E. 2d 1214.



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No. 93-7433. LOUCKS *v.* KUHLMANN, SUPERINTENDENT, SULLIVAN CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied.

No. 93-7435. MARTINEZ *v.* COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 93-7438. BRICK *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 7 F. 3d 229.

No. 93-7448. ANDRELLO *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 9 F. 3d 247.

No. 93-7449. BROOKS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 2 F. 3d 838.

No. 93-7451. HINOJOSA-BENCOMO *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 7 F. 3d 1045.

No. 93-7465. PRECIADO-QUINONEZ *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 9 F. 3d 118.

No. 93-7466. RODRIGUEZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 9 F. 3d 103.

No. 93-7467. MINGO *v.* FLORIDA. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 626 So. 2d 259.

No. 93-7468. WORTHAM *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 8 F. 3d 72.

No. 93-7471. NWAEBU, AKA EBO *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 227.

No. 93-7474. ZANDER *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 33.

No. 93-7478. REMBOLD *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 822.

No. 93-7480. BARNETT *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 795.

No. 93-7481. DARNELL *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 235.

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No. 93-7486. *MARTIN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 14 F. 3d 597.

No. 93-7489. *RICHARDSON ET AL. v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 311.

No. 93-7490. *EGWUH v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 7 F. 3d 230.

No. 93-7498. *MITCHELL v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 629 A. 2d 10.

No. 93-7499. *LONGORIA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 32.

No. 93-7501. *MALDONADO v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 9 F. 3d 1542.

No. 93-7502. *LAFFLEUR v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 8 F. 3d 20.

No. 93-7504. *PALMER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 3 F. 3d 300.

No. 93-7506. *BROCK v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 9 F. 3d 113.

No. 93-7509. *DUNSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 14 F. 3d 602.

No. 93-7512. *JOSEPH v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 110.

No. 93-7513. *HAMELL, AKA HAMELL-EL v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 3 F. 3d 1187.

No. 93-7517. *HORNE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 4 F. 3d 579.

No. 93-7519. *FLORES-MARTINEZ v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 7 F. 3d 1045.

No. 93-7520. *KILLS ENEMY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 3 F. 3d 1201.

No. 93-7524. *SABOUR v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 8 F. 3d 72.

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No. 93-7527. *WALKNER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 3 F. 3d 266.

No. 93-7529. *SURFACE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 822.

No. 93-7537. *HUMEUMPTWA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 31.

No. 93-7546. *ESCAMILLA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 9 F. 3d 1554.

No. 93-7550. *BLACKMON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 821.

No. 93-7553. *LYLE v. RICHARDSON*. C. A. 6th Cir. Certiorari denied.

No. 93-7560. *MAYBERRY v. KEISLER ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-7563. *ARCH v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 7 F. 3d 1300.

No. 93-7576. *HARVEY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 31.

No. 93-7577. *GILMER v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 9 F. 3d 118.

No. 93-7581. *BATTLES v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 14 F. 3d 49.

No. 93-7582. *AMERSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 3 F. 3d 1187.

No. 93-7589. *DUVALL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 8 F. 3d 21.

No. 93-7590. *CORBIN v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 998 F. 2d 1377.

No. 93-7591. *BENSON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 9 F. 3d 118.

No. 93-7594. *NEVERS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 7 F. 3d 59.

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No. 93-7598. *MCCALL v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 8 F. 3d 72.

No. 93-7600. *SMITH v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 110.

No. 93-7601. *LATIMORE v. WIDSETH*. C. A. 8th Cir. Certiorari denied. Reported below: 7 F. 3d 709.

No. 93-7608. *HANSERD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 110.

No. 93-7614. *HARRILL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 12 F. 3d 207.

No. 93-7621. *COFIELD v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 11 F. 3d 413.

No. 93-817. *BOEING CO. v. UNITED STATES EX REL. KELLY*. C. A. 9th Cir. Motions of Washington Legal Foundation, Rockwell International Corp. et al., Blue Cross & Blue Shield Association, Hughes Aircraft Co. et al., and Aerospace Industries Association of America for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 9 F. 3d 743.

No. 93-860. *IVY, INDIVIDUALLY AND AS REPRESENTATIVE OF THE ESTATE OF IVY, DECEASED, ET AL. v. DIAMOND SHAMROCK CHEMICALS CO. ET AL.*; and

No. 93-1035. *HARTMAN ET AL. v. DIAMOND SHAMROCK CHEMICALS CO. ET AL.* C. A. 2d Cir. Certiorari denied. JUSTICE STEVENS took no part in the consideration or decision of these petitions. Reported below: 996 F. 2d 1425.

No. 93-963. *REICHLIN ET AL. v. ENWEREMADU ET AL.* C. A. 4th Cir. Motion of respondents for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 2 F. 3d 1149.

No. 93-1014. *REGENTS OF THE UNIVERSITY OF CALIFORNIA v. GENENTECH, INC.* C. A. Fed. Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition. Reported below: 998 F. 2d 931.

No. 93-1041. *JOHNSON v. DODGE COUNTY DEPARTMENT OF HUMAN SERVICES ET AL.* Ct. App. Minn. Certiorari denied.

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JUSTICE BLACKMUN took no part in the consideration or decision of this petition.

No. 93–1051. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS *v.* DUEST. C. A. 11th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 997 F. 2d 1336.

No. 93–1078. BALTIMORE TEACHERS UNION, AMERICAN FEDERATION OF TEACHERS LOCAL 340, AFL–CIO, ET AL. *v.* MAYOR AND CITY COUNCIL OF BALTIMORE, MARYLAND, ET AL.; and

No. 93–1173. BALTIMORE CITY LODGE NUMBER 3, FRATERNAL ORDER OF POLICE *v.* MAYOR AND CITY COUNCIL OF BALTIMORE, MARYLAND, ET AL. C. A. 4th Cir. Motion of Fraternal Order of Police, Grand Lodge, for leave to file a brief as *amicus curiae* in No. 93–1173 granted. Certiorari denied. Reported below: 6 F. 3d 1012.

No. 93–7054. CALLINS *v.* COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 998 F. 2d 269.

JUSTICE SCALIA, concurring.

JUSTICE BLACKMUN dissents from the denial of certiorari in this case with a statement explaining why the death penalty “as currently administered,” *post*, at 1159, is contrary to the Constitution of the United States. That explanation often refers to “intellectual, moral, and personal” perceptions, but never to the text and tradition of the Constitution. It is the latter rather than the former that ought to control. The Fifth Amendment provides that “[n]o person shall be held to answer for a capital . . . crime, unless on a presentment or indictment of a Grand Jury, . . . nor be deprived of life, . . . without due process of law.” This clearly permits the death penalty to be imposed, and establishes beyond doubt that the death penalty is not one of the “cruel and unusual punishments” prohibited by the Eighth Amendment.

As JUSTICE BLACKMUN describes, however, over the years since 1972 this Court has attached to the imposition of the death penalty two quite incompatible sets of commands: The sentencer’s discretion to impose death must be closely confined, see *Furman v. Georgia*, 408 U. S. 238 (1972) (*per curiam*), but the sentencer’s discretion *not* to impose death (to extend mercy) must be unlim-

ited, see *Eddings v. Oklahoma*, 455 U.S. 104 (1982); *Lockett v. Ohio*, 438 U.S. 586 (1978) (plurality opinion). These commands were invented without benefit of any textual or historical support; they are the product of just such “intellectual, moral, and personal” perceptions as JUSTICE BLACKMUN expresses today, some of which (viz., those that have been “perceived” simultaneously by five Members of the Court) have been made part of what is called “the Court’s Eighth Amendment jurisprudence,” *post*, at 1148.

Though JUSTICE BLACKMUN joins those of us who have acknowledged the incompatibility of the Court’s *Furman* and *Lockett-Eddings* lines of jurisprudence, see *Graham v. Collins*, 506 U.S. 461, 478 (1993) (THOMAS, J., concurring); *Walton v. Arizona*, 497 U.S. 639, 656–673 (1990) (SCALIA, J., concurring in part and concurring in judgment), he unfortunately draws the wrong conclusion from the acknowledgment. He says:

“[T]he proper course when faced with irreconcilable constitutional commands is not to ignore one or the other, nor to pretend that the dilemma does not exist, but to admit the futility of the effort to harmonize them. This means accepting the fact that the death penalty cannot be administered in accord with our Constitution.” *Post*, at 1157.

Surely a different conclusion commends itself—to wit, that at least one of these judicially announced irreconcilable commands which cause the Constitution to prohibit what its text explicitly permits must be wrong.

Convictions in opposition to the death penalty are often passionate and deeply held. That would be no excuse for reading them into a Constitution that does not contain them, even if they represented the convictions of a majority of Americans. Much less is there any excuse for using that course to thrust a minority’s views upon the people. JUSTICE BLACKMUN begins his statement by describing with poignancy the death of a convicted murderer by lethal injection. He chooses, as the case in which to make that statement, one of the less brutal of the murders that regularly come before us—the murder of a man ripped by a bullet suddenly and unexpectedly, with no opportunity to prepare himself and his affairs, and left to bleed to death on the floor of a tavern. The death-by-injection which JUSTICE BLACKMUN describes looks pretty desirable next to that. It looks even better

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next to some of the other cases currently before us which JUSTICE BLACKMUN did not select as the vehicle for his announcement that the death penalty is always unconstitutional—for example, the case of the 11-year-old girl raped by four men and then killed by stuffing her panties down her throat. See *McCollum v. North Carolina*, cert. pending, No. 93–7200. How enviable a quiet death by lethal injection compared with that! If the people conclude that such more brutal deaths may be deterred by capital punishment; indeed, if they merely conclude that justice requires such brutal deaths to be avenged by capital punishment; the creation of false, untextual, and unhistorical contradictions within “the Court’s Eighth Amendment jurisprudence” should not prevent them.

JUSTICE BLACKMUN, dissenting.

On February 23, 1994, at approximately 1:00 a.m., Bruce Edwin Callins will be executed by the State of Texas. Intravenous tubes attached to his arms will carry the instrument of death, a toxic fluid designed specifically for the purpose of killing human beings. The witnesses, standing a few feet away, will behold Callins, no longer a defendant, an appellant, or a petitioner, but a man, strapped to a gurney, and seconds away from extinction.

Within days, or perhaps hours, the memory of Callins will begin to fade. The wheels of justice will churn again, and somewhere, another jury or another judge will have the unenviable task of determining whether some human being is to live or die. We hope, of course, that the defendant whose life is at risk will be represented by competent counsel—someone who is inspired by the awareness that a less than vigorous defense truly could have fatal consequences for the defendant. We hope that the attorney will investigate all aspects of the case, follow all evidentiary and procedural rules, and appear before a judge who is still committed to the protection of defendants’ rights—even now, as the prospect of meaningful judicial oversight has diminished. In the same vein, we hope that the prosecution, in urging the penalty of death, will have exercised its discretion wisely, free from bias, prejudice, or political motive, and will be humbled, rather than emboldened, by the awesome authority conferred by the State.

But even if we can feel confident that these actors will fulfill their roles to the best of their human ability, our collective conscience will remain uneasy. Twenty years have passed since this

Court declared that the death penalty must be imposed fairly, and with reasonable consistency, or not at all, see *Furman v. Georgia*, 408 U. S. 238 (1972), and, despite the effort of the States and courts to devise legal formulas and procedural rules to meet this daunting challenge, the death penalty remains fraught with arbitrariness, discrimination, caprice, and mistake. This is not to say that the problems with the death penalty today are identical to those that were present 20 years ago. Rather, the problems that were pursued down one hole with procedural rules and verbal formulas have come to the surface somewhere else, just as virulent and pernicious as they were in their original form. Experience has taught us that the constitutional goal of eliminating arbitrariness and discrimination from the administration of death, see *Furman v. Georgia*, *supra*, can never be achieved without compromising an equally essential component of fundamental fairness—individualized sentencing. See *Lockett v. Ohio*, 438 U. S. 586 (1978).

It is tempting, when faced with conflicting constitutional commands, to sacrifice one for the other or to assume that an acceptable balance between them already has been struck. In the context of the death penalty, however, such jurisprudential maneuvers are wholly inappropriate. The death penalty must be imposed “fairly, and with reasonable consistency, or not at all.” *Eddings v. Oklahoma*, 455 U. S. 104, 112 (1982).

To be fair, a capital sentencing scheme must treat each person convicted of a capital offense with that “degree of respect due the uniqueness of the individual.” *Lockett v. Ohio*, 438 U. S., at 605 (plurality opinion). That means affording the sentencer the power and discretion to grant mercy in a particular case, and providing avenues for the consideration of any and all relevant mitigating evidence that would justify a sentence less than death. Reasonable consistency, on the other hand, requires that the death penalty be inflicted evenhandedly, in accordance with reason and objective standards, rather than by whim, caprice, or prejudice. Finally, because human error is inevitable, and because our criminal justice system is less than perfect, searching appellate review of death sentences and their underlying convictions is a prerequisite to a constitutional death penalty scheme.

On their face, these goals of individual fairness, reasonable consistency, and absence of error appear to be attainable: Courts are in the very business of erecting procedural devices from which



fair, equitable, and reliable outcomes are presumed to flow. Yet, in the death penalty area, this Court, in my view, has engaged in a futile effort to balance these constitutional demands, and now is retreating not only from the *Furman* promise of consistency and rationality, but from the requirement of individualized sentencing as well. Having virtually conceded that both fairness and rationality cannot be achieved in the administration of the death penalty, see *McCleskey v. Kemp*, 481 U.S. 279, 313, n. 37 (1987), the Court has chosen to deregulate the entire enterprise, replacing, it would seem, substantive constitutional requirements with mere esthetics, and abdicating its statutorily and constitutionally imposed duty to provide meaningful judicial oversight to the administration of death by the States.

From this day forward, I no longer shall tinker with the machinery of death. For more than 20 years I have endeavored—indeed, I have struggled—along with a majority of this Court, to develop procedural and substantive rules that would lend more than the mere appearance of fairness to the death penalty endeavor.<sup>1</sup> Rather than continue to coddle the Court's delusion that the desired level of fairness has been achieved and the need for regulation eviscerated, I feel morally and intellectually obligated simply to concede that the death penalty experiment has failed. It is virtually self-evident to me now that no combination of procedural rules or substantive regulations ever can save the death penalty from its inherent constitutional deficiencies. The basic question—does the system accurately and consistently determine which defendants “deserve” to die?—cannot be answered in the affirmative. It is not simply that this Court has allowed vague aggravating circumstances to be employed, see, *e.g.*, *Arave v. Creech*, 507 U.S. 463 (1993), relevant mitigating evidence to be disregarded, see, *e.g.*, *Johnson v. Texas*, 509 U.S. 350 (1993), and vital judicial review to be blocked, see, *e.g.*, *Coleman v. Thompson*, 501 U.S. 722 (1991). The problem is that the inevitability of factual, legal, and moral error gives us a system that we know

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<sup>1</sup> As a member of the United States Court of Appeals, I voted to enforce the death penalty, even as I stated publicly that I doubted its moral, social, and constitutional legitimacy. See *Feguer v. United States*, 302 F. 2d 214 (CA8), cert. denied, 371 U.S. 872 (1962); *Pope v. United States*, 372 F. 2d 710 (CA8 1967) (en banc), vacated and remanded, 392 U.S. 651 (1968); *Maxwell v. Bishop*, 398 F. 2d 138, 153–154 (CA8 1968), vacated and remanded, 398 U.S. 262 (1970). See *Furman v. Georgia*, 408 U.S. 238, 405 (1972).

must wrongly kill some defendants, a system that fails to deliver the fair, consistent, and reliable sentences of death required by the Constitution.<sup>2</sup>

# I

In 1971, in an opinion which has proved partly prophetic, the second Justice Harlan, writing for the Court, observed:

“Those who have come to grips with the hard task of actually attempting to draft means of channeling capital sentencing discretion have confirmed the lesson taught by the history recounted above. To identify before the fact those characteristics of criminal homicides and their perpetrators which call for the death penalty, and to express these characteristics in language which can be fairly understood and applied by the sentencing authority, appear to be tasks which are beyond present human ability . . . . For a court to attempt to catalog the appropriate factors in this elusive area could inhibit rather than expand the scope of consideration, for no list of circumstances would ever be really complete.” *McGautha v. California*, 402 U. S. 183, 204, 208.

In *McGautha*, the petitioner argued that a statute which left the penalty of death entirely in the jury’s discretion, without any standards to govern its imposition, violated the Fourteenth Amendment. Although the Court did not deny that serious risks were associated with a sentencer’s unbounded discretion, the Court found no remedy in the Constitution for the inevitable failings of human judgment.

A year later, the Court reversed its course completely in *Furman v. Georgia*, 408 U. S. 238 (1972) (*per curiam*, with each of

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<sup>2</sup>Because I conclude that no sentence of death may be constitutionally imposed under our death penalty scheme, I do not address Callins’ individual claims of error. I note, though, that the Court has stripped “state prisoners of virtually *any* meaningful federal review of the constitutionality of their incarceration.” *Butler v. McKellar*, 494 U. S. 407, 417 (1990) (Brennan, J., dissenting) (emphasis in original). Even if Callins had a legitimate claim of constitutional error, this Court would be deaf to it on federal habeas unless “the state court’s rejection of the constitutional challenge was *so* clearly invalid under then-prevailing legal standards that the decision could not be defended by any reasonable jurist.” *Id.*, at 417–418 (emphasis in original). That a capital defendant facing imminent execution is required to meet such a standard before the Court will remedy constitutional violations is indefensible.

the nine Justices writing separately). The concurring Justices argued that the glaring inequities in the administration of death, the standardless discretion wielded by judges and juries, and the pervasive racial and economic discrimination rendered the death penalty, at least as administered, “cruel and unusual” within the meaning of the Eighth Amendment. Justice White explained that, out of the hundreds of people convicted of murder every year, only a handful were sent to their deaths, and that there was “no meaningful basis for distinguishing the few cases in which [the death penalty] is imposed from the many cases in which it is not.” *Id.*, at 313. If any discernible basis could be identified for the selection of those few who were chosen to die, it was “the constitutionally impermissible basis of race.” *Id.*, at 310 (Stewart, J., concurring).

I dissented in *Furman*. Despite my intellectual, moral, and personal objections to the death penalty, I refrained from joining the majority because I found objectionable the Court’s abrupt change of position in the single year that had passed since *McGautha*. While I agreed that the Eighth Amendment’s prohibition against cruel and unusual punishments “‘may acquire meaning as public opinion becomes enlightened by a humane justice,’” 408 U.S., at 409, quoting *Weems v. United States*, 217 U.S. 349, 378 (1910), I objected to the “suddenness of the Court’s perception of progress in the human attitude since decisions of only a short while ago.” 408 U.S., at 410. Four years after *Furman* was decided, I concurred in the judgment in *Gregg v. Georgia*, 428 U.S. 153 (1976), and its companion cases which upheld death sentences rendered under statutes passed after *Furman* was decided. See *Proffitt v. Florida*, 428 U.S. 242, 261 (1976), and *Jurek v. Texas*, 428 U.S. 262, 279 (1976). Cf. *Woodson v. North Carolina*, 428 U.S. 280, 307 (1976), and *Roberts v. Louisiana*, 428 U.S. 325, 363 (1976).

#### A

There is little doubt now that *Furman*’s essential holding was correct. Although most of the public seems to desire, and the Constitution appears to permit, the penalty of death, it surely is beyond dispute that if the death penalty cannot be administered consistently and rationally, it may not be administered at all. *Eddings v. Oklahoma*, 455 U.S., at 112. I never have quarreled with this principle; in my mind, the real meaning of *Furman*’s diverse concurring opinions did not emerge until some years after

*Furman* was decided. See *Gregg v. Georgia*, 428 U.S., at 189 (opinion of Stewart, Powell, and STEVENS, JJ.) (“*Furman* mandates that where discretion is afforded a sentencing body on a matter so grave as the determination of whether a human life should be taken or spared, that discretion must be suitably directed and limited so as to minimize the risk of wholly arbitrary and capricious action”). Since *Gregg*, I faithfully have adhered to the *Furman* holding and have come to believe that it is indispensable to the Court’s Eighth Amendment jurisprudence.

Delivering on the *Furman* promise, however, has proved to be another matter. *Furman* aspired to eliminate the vestiges of racism and the effects of poverty in capital sentencing; it deplored the “wanton” and “random” infliction of death by a government with constitutionally limited power. *Furman* demanded that the sentencer’s discretion be directed and limited by procedural rules and objective standards in order to minimize the risk of arbitrary and capricious sentences of death.

In the years following *Furman*, serious efforts were made to comply with its mandate. State legislatures and appellate courts struggled to provide judges and juries with sensible and objective guidelines for determining who should live and who should die. Some States attempted to define who is “deserving” of the death penalty through the use of carefully chosen adjectives, reserving the death penalty for those who commit crimes that are “especially heinous, atrocious, or cruel,” see Fla. Stat. § 921.141(5)(h) (1977), or “wantonly vile, horrible or inhuman,” see Ga. Code Ann. § 27-2534.1(b)(7) (1978). Other States enacted mandatory death penalty statutes, reading *Furman* as an invitation to eliminate sentencer discretion altogether. See, e.g., N. C. Gen. Stat. § 14-17 (Supp. 1975). But see *Woodson v. North Carolina*, 428 U.S. 280 (1976) (invalidating mandatory death penalty statutes). Still other States specified aggravating and mitigating factors that were to be considered by the sentencer and weighed against one another in a calculated and rational manner. See, e.g., Ga. Code Ann. § 17-10-30(c) (1982); cf. Tex. Code Crim. Proc. Ann., Art. 37.071(c)–(e) (Vernon 1981 and Supp. 1989) (identifying “special issues” to be considered by the sentencer when determining the appropriate sentence).

Unfortunately, all this experimentation and ingenuity yielded little of what *Furman* demanded. It soon became apparent that discretion could not be eliminated from capital sentencing without

threatening the fundamental fairness due a defendant when life is at stake. Just as contemporary society was no longer tolerant of the random or discriminatory infliction of the penalty of death, see *Furman*, *supra*, evolving standards of decency required due consideration of the uniqueness of each individual defendant when imposing society's ultimate penalty. See *Woodson*, 428 U. S., at 301 (opinion of Stewart, Powell, and STEVENS, JJ.), referring to *Trop v. Dulles*, 356 U. S. 86, 101 (1958) (plurality opinion).

This development in the American conscience would have presented no constitutional dilemma if fairness to the individual could be achieved without sacrificing the consistency and rationality promised in *Furman*. But over the past two decades, efforts to balance these competing constitutional commands have been to no avail. Experience has shown that the consistency and rationality promised in *Furman* are inversely related to the fairness owed the individual when considering a sentence of death. A step toward consistency is a step away from fairness.

## B

There is a heightened need for fairness in the administration of death. This unique level of fairness is born of the appreciation that death truly is different from all other punishments a society inflicts upon its citizens. "Death, in its finality, differs more from life imprisonment than a 100-year prison term differs from one of only a year or two." *Woodson*, 428 U. S., at 305 (opinion of Stewart, Powell, and STEVENS, JJ.). Because of the qualitative difference of the death penalty, "there is a corresponding difference in the need for reliability in the determination that death is the appropriate punishment in a specific case." *Ibid.* In *Woodson*, a decision striking down mandatory death penalty statutes as unconstitutional, a plurality of the Court explained: "A process that accords no significance to relevant facets of the character and record of the individual offender or the circumstances of the particular offense excludes from consideration in fixing the ultimate punishment of death the possibility of compassionate or mitigating factors stemming from the diverse frailties of humankind." *Id.*, at 304.

While the risk of mistake in the determination of the appropriate penalty may be tolerated in other areas of the criminal law, "in capital cases the fundamental respect for humanity underlying the Eighth Amendment . . . requires consideration of the

character and record of the individual offender and the circumstances of the particular offense as a constitutionally indispensable part of the process of inflicting the penalty of death.” *Ibid.* Thus, although individualized sentencing in capital cases was not considered essential at the time the Constitution was adopted, *Woodson* recognized that American standards of decency could no longer tolerate a capital sentencing process that failed to afford a defendant individualized consideration in the determination whether he or she should live or die. *Id.*, at 301.

The Court elaborated on the principle of individualized sentencing in *Lockett v. Ohio*, 438 U. S. 586 (1978). In that case, a plurality acknowledged that strict restraints on sentencer discretion are necessary to achieve the consistency and rationality promised in *Furman*, but held that, in the end, the sentencer must retain unbridled discretion to afford mercy. Any process or procedure that prevents the sentencer from considering “as a mitigating factor, any aspect of a defendant’s character or record and any of the circumstances of the offense that the defendant proffers as a basis for a sentence less than death” creates the constitutionally intolerable risk that “the death penalty will be imposed in spite of factors which may call for a less severe penalty.” *Id.*, at 604–605 (emphasis in original). See also *Sumner v. Shuman*, 483 U. S. 66 (1987) (invalidating a mandatory death penalty statute reserving the death penalty for life-term inmates convicted of murder). The Court’s duty under the Constitution therefore is to “develop a system of capital punishment at once consistent and principled but also humane and sensible to the uniqueness of the individual.” *Eddings v. Oklahoma*, 455 U. S., at 110.

### C

I believe the *Woodson-Lockett* line of cases to be fundamentally sound and rooted in American standards of decency that have evolved over time. The notion of prohibiting a sentencer from exercising its discretion “to dispense mercy on the basis of factors too intangible to write into a statute,” *Gregg*, 428 U. S., at 222 (White, J., concurring), is offensive to our sense of fundamental fairness and respect for the uniqueness of the individual. In *California v. Brown*, 479 U. S. 538 (1987), I said in dissent:

“The sentencer’s ability to respond with mercy towards a defendant has always struck me as a particularly valuable aspect of the capital sentencing procedure. . . . [W]e adhere

so strongly to our belief that sentencers should have the opportunity to spare a capital defendant's life on account of compassion for the individual because, recognizing that the capital sentencing decision must be made in the context of 'contemporary values,' *Gregg v. Georgia*, 428 U.S., at 181 (opinion of Stewart, POWELL, and STEVENS, JJ.), we see in the sentencer's expression of mercy a distinctive feature of our society that we deeply value." *Id.*, at 562–563.

Yet, as several Members of the Court have recognized, there is real "tension" between the need for fairness to the individual and the consistency promised in *Furman*. See *Franklin v. Lynaugh*, 487 U.S. 164, 182 (1988) (plurality opinion); *California v. Brown*, 479 U.S., at 544 (O'CONNOR, J., concurring); *McCleskey v. Kemp*, 481 U.S., at 363 (BLACKMUN, J., dissenting); *Graham v. Collins*, 506 U.S. 461, 478 (1993) (THOMAS, J., concurring). On the one hand, discretion in capital sentencing must be "controlled by clear and objective standards so as to produce non-discriminatory [and reasoned] application." *Gregg*, 428 U.S., at 198 (opinion of Stewart, Powell, and STEVENS, JJ.), quoting *Coley v. State*, 231 Ga. 829, 834, 204 S. E. 2d 612, 615 (1974). On the other hand, the Constitution also requires that the sentencer be able to consider "any relevant mitigating evidence regarding the defendant's character or background, and the circumstances of the particular offense." *California v. Brown*, 479 U.S., at 544 (O'CONNOR, J., concurring). The power to consider mitigating evidence that would warrant a sentence less than death is meaningless unless the sentencer has the discretion and authority to dispense mercy based on that evidence. Thus, the Constitution, by requiring a heightened degree of fairness to the individual, and also a greater degree of equality and rationality in the administration of death, demands sentencer discretion that is at once generously expanded and severely restricted.

This dilemma was laid bare in *Penry v. Lynaugh*, 492 U.S. 302 (1989). The defendant in *Penry* challenged the Texas death penalty statute, arguing that it failed to allow the sentencing jury to give full mitigating effect to his evidence of mental retardation and history of child abuse. The Texas statute required the jury, during the penalty phase, to answer three "special issues"; if the jury unanimously answered "yes" to each issue, the trial court was obligated to sentence the defendant to death. Tex. Code



Crim. Proc. Ann., Art. 37.071(c)–(e) (Vernon 1981 and Supp. 1989). Only one of the three issues—whether the defendant posed a “continuing threat to society”—was related to the evidence Penry offered in mitigation. But Penry’s evidence of mental retardation and child abuse was a two-edged sword as it related to that special issue: “[I]t diminish[ed] his blameworthiness for his crime even as it indicate[d] that there [was] a probability that he [would] be dangerous in the future.” 492 U. S., at 324. The Court therefore reversed Penry’s death sentence, explaining that a reasonable juror could have believed that the statute prohibited a sentence less than death based upon his mitigating evidence. *Id.*, at 326.

After *Penry*, the paradox underlying the Court’s post-*Furman* jurisprudence was undeniable. Texas had complied with *Furman* by severely limiting the sentencer’s discretion, but those very limitations rendered Penry’s death sentence unconstitutional.

#### D

The theory underlying *Penry* and *Lockett* is that an appropriate balance can be struck between the *Furman* promise of consistency and the *Lockett* requirement of individualized sentencing if the death penalty is conceptualized as consisting of two distinct stages.<sup>3</sup> In the first stage of capital sentencing, the demands of *Furman* are met by “narrowing” the class of death-eligible offenders according to objective, fact-bound characteristics of the defendant or the circumstances of the offense. Once the pool of death-eligible defendants has been reduced, the sentencer retains the discretion to consider whatever relevant mitigating evidence the defendant chooses to offer. See *Graham v. Collins*, 506 U. S., at 503–504 (STEVENS, J., dissenting) (arguing that providing full discretion to the sentencer is not inconsistent with *Furman* and may actually help to protect against arbitrary and capricious sentencing).

Over time, I have come to conclude that even this approach is unacceptable: It simply reduces, rather than eliminates, the number of people subject to arbitrary sentencing.<sup>4</sup> It is the decision

<sup>3</sup> See Sundby, *The Lockett Paradox: Reconciling Guided Discretion and Unguided Mitigation in Capital Sentencing*, 38 UCLA L. Rev. 1147, 1162 (1991).

<sup>4</sup> The narrowing of death-eligible defendants into a smaller subgroup coupled with the unbridled discretion to pick among them arguably emphasizes rather than ameliorates the inherent arbitrariness of the death penalty. Gillers, *Deciding Who Dies*, 129 U. Pa. L. Rev. 1, 27–28 (1980) (arguing that the



to sentence a defendant to death—not merely the decision to make a defendant eligible for death—that may not be arbitrary. While one might hope that providing the sentencer with as much relevant mitigating evidence as possible will lead to more rational and consistent sentences, experience has taught otherwise. It seems that the decision whether a human being should live or die is so inherently subjective—rife with all of life’s understandings, experiences, prejudices, and passions—that it inevitably defies the rationality and consistency required by the Constitution.

## E

The arbitrariness inherent in the sentencer’s discretion to afford mercy is exacerbated by the problem of race. Even under the most sophisticated death penalty statutes, race continues to play a major role in determining who shall live and who shall die. Perhaps it should not be surprising that the biases and prejudices that infect society generally would influence the determination of who is sentenced to death, even within the narrower pool of death-eligible defendants selected according to objective standards. No matter how narrowly the pool of death-eligible defendants is drawn according to objective standards, *Furman*’s promise still will go unfulfilled so long as the sentencer is free to exercise unbridled discretion within the smaller group and thereby to discriminate. “[T]he power to be lenient [also] is the power to discriminate.” *McCleskey v. Kemp*, 481 U.S., at 312, quoting K. Davis, *Discretionary Justice* 170 (1973).

A renowned example of racism infecting a capital sentencing scheme is documented in *McCleskey v. Kemp*, 481 U.S. 279 (1987). Warren McCleskey, an African-American, argued that the Georgia capital sentencing scheme was administered in a racially discriminatory manner, in violation of the Eighth and Fourteenth Amendments. In support of his claim, he proffered a highly reliable statistical study (the Baldus study) which indicated that, “after taking into account some 230 nonracial factors that might legitimately influence a sentencer, the jury *more likely than not* would have spared McCleskey’s life had his victim been black.” *Id.*, at 325 (emphasis in original) (Brennan, J., dissenting). The Baldus

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inherent arbitrariness of the death penalty is only magnified by post-*Furman* statutes that allow the jury to choose among similarly situated defendants).

study further demonstrated that blacks who kill whites are sentenced to death “at nearly *22 times* the rate of blacks who kill blacks, and more than *7 times* the rate of whites who kill blacks.” *Id.*, at 327 (emphasis in original).

Despite this staggering evidence of racial prejudice infecting Georgia’s capital sentencing scheme, the majority turned its back on McCleskey’s claims, apparently troubled by the fact that Georgia had instituted more procedural and substantive safeguards than most other States since *Furman*, but was still unable to stamp out the virus of racism. Faced with the apparent failure of traditional legal devices to cure the evils identified in *Furman*, the majority wondered aloud whether the consistency and rationality demanded by the dissent could ever be achieved without sacrificing the discretion which is essential to fair treatment of individual defendants:

“[I]t is difficult to imagine guidelines that would produce the predictability sought by the dissent without sacrificing the discretion essential to a humane and fair system of criminal justice . . . . The dissent repeatedly emphasizes the need for ‘a uniquely high degree of rationality in imposing the death penalty’ . . . . Again, no suggestion is made as to how greater ‘rationality’ could be achieved under any type of statute that authorizes capital punishment . . . . Given these safeguards already inherent in the imposition and review of capital sentences, the dissent’s call for greater rationality is no less than a claim that a capital punishment system cannot be administered in accord with the Constitution.” *Id.*, at 314–315, n. 37.

I joined most of Justice Brennan’s significant dissent which expounded McCleskey’s Eighth Amendment claim, and I wrote separately, *id.*, at 345, to explain that McCleskey also had a solid equal protection argument under the Fourteenth Amendment. I still adhere to the views set forth in both dissents, and, as far as I know, there has been no serious effort to impeach the Baldus study. Nor, for that matter, have proponents of capital punishment provided any reason to believe that the findings of that study are unique to Georgia.

The fact that we may not be capable of devising procedural or substantive rules to prevent the more subtle and often unconscious forms of racism from creeping into the system does not

justify the wholesale abandonment of the *Furman* promise. To the contrary, where a morally irrelevant—indeed, a repugnant—consideration plays a major role in the determination of who shall live and who shall die, it suggests that the continued enforcement of the death penalty in light of its clear and admitted defects is deserving of a “sober second thought.” Justice Brennan explained:

“Those whom we would banish from society or from the human community itself often speak in too faint a voice to be heard above society’s demand for punishment. It is the particular role of courts to hear these voices, for the Constitution declares that the majoritarian chorus may not alone dictate the conditions of social life. The Court thus fulfills, rather than disrupts, the scheme of separation of powers by closely scrutinizing the imposition of the death penalty, for no decision of a society is more deserving of ‘sober second thought.’ Stone, *The Common Law in the United States*, 50 Harv. L. Rev. 4, 25 (1936).” *Id.*, at 343.

## F

In the years since *McCleskey*, I have come to wonder whether there was truth in the majority’s suggestion that discrimination and arbitrariness could not be purged from the administration of capital punishment without sacrificing the equally essential component of fairness—individualized sentencing. Viewed in this way, the consistency promised in *Furman* and the fairness to the individual demanded in *Lockett* are not only inversely related, but irreconcilable in the context of capital punishment. Any statute or procedure that could effectively eliminate arbitrariness from the administration of death would also restrict the sentencer’s discretion to such an extent that the sentencer would be unable to give full consideration to the unique characteristics of each defendant and the circumstances of the offense. By the same token, any statute or procedure that would provide the sentencer with sufficient discretion to consider fully and act upon the unique circumstances of each defendant would “thro[w] open the back door to arbitrary and irrational sentencing.” *Graham v. Collins*, 506 U.S., at 494 (THOMAS, J., concurring). All efforts to strike an appropriate balance between these conflicting constitutional commands are futile because there is a heightened need for both in the administration of death.

But even if the constitutional requirements of consistency and fairness are theoretically reconcilable in the context of capital punishment, it is clear that this Court is not prepared to meet the challenge. In apparent frustration over its inability to strike an appropriate balance between the *Furman* promise of consistency and the *Lockett* requirement of individualized sentencing, the Court has retreated from the field,<sup>5</sup> allowing relevant mitigating evidence to be discarded,<sup>6</sup> vague aggravating circumstances to be employed,<sup>7</sup> and providing no indication that the problem of race in the administration of death will ever be addressed. In fact some Members of the Court openly have acknowledged a willingness simply to pick one of the competing constitutional commands and sacrifice the other. See *Graham*, 506 U. S., at 478 (THOMAS, J., concurring) (calling for the reversal of *Penry*); *Walton v. Arizona*, 497 U. S. 639, 673 (1990) (SCALIA, J., concurring

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<sup>5</sup> See *Clemons v. Mississippi*, 494 U. S. 738 (1990) (concluding that appellate courts may engage in a reweighing of aggravating and mitigating circumstances in order to “cure” error in capital sentencing); *Blystone v. Pennsylvania*, 494 U. S. 299 (1990) (upholding a death penalty statute mandating death where aggravating, but no mitigating, circumstances are present, thus divesting the jury of its ability to make an individualized determination that death is the appropriate punishment in a particular case).

<sup>6</sup> See *Johnson v. Texas*, 509 U. S. 350 (1993) (affirming death sentence even though the jurors were not allowed to give full mitigating effect to the defendant’s youth under the Texas death penalty statute); *Graham v. Collins*, 506 U. S. 461 (1993). See also *Saffle v. Parks*, 494 U. S. 484 (1990) (upholding death sentence where jurors were instructed to avoid “any influence of sympathy,” because the claim was raised on federal habeas and a ruling for the petitioner would constitute a “new rule” of constitutional law); *Boyde v. California*, 494 U. S. 370 (1990) (upholding death sentence where jurors reasonably may have believed that they could not consider the defendant’s mitigating evidence regarding his character and background); *Walton v. Arizona*, 497 U. S. 639 (1990) (affirming placement upon the defendant of the burden to establish mitigating circumstances sufficient to call for leniency).

The Court has also refused to hold the death penalty unconstitutional *per se* for juveniles, see *Stanford v. Kentucky*, 492 U. S. 361 (1989), and the mentally retarded, see *Penry v. Lynaugh*, 492 U. S. 302 (1989).

<sup>7</sup> See *Arave v. Creech*, 507 U. S. 463 (1993) (holding that an Idaho statute, as interpreted by the Idaho Supreme Court, which authorizes the death penalty for those murderers who have displayed “utter disregard for human life,” genuinely narrows the class of death-eligible defendants); *Lewis v. Jeffers*, 497 U. S. 764 (1990) (affirming lenient standard for the review of the constitutional adequacy of aggravating circumstances).

in part and concurring in judgment) (announcing that he will no longer enforce the requirement of individualized sentencing, and reasoning that either *Furman* or *Lockett* is wrong and a choice must be made between the two). These developments are troubling, as they ensure that death will continue to be meted out in this country arbitrarily and discriminatorily, and without that “degree of respect due the uniqueness of the individual.” *Lockett*, 438 U. S., at 605. In my view, the proper course when faced with irreconcilable constitutional commands is not to ignore one or the other, nor to pretend that the dilemma does not exist, but to admit the futility of the effort to harmonize them. This means accepting the fact that the death penalty cannot be administered in accord with our Constitution.

## II

My belief that this Court would not enforce the death penalty (even if it could) in accordance with the Constitution is buttressed by the Court’s “obvious eagerness to do away with any restriction on the States’ power to execute whomever and however they please.” *Herrera v. Collins*, 506 U. S. 390, 446 (1993) (BLACKMUN, J., dissenting). I have explained at length on numerous occasions that my willingness to enforce the capital punishment statutes enacted by the States and the Federal Government, “notwithstanding my own deep moral reservations, . . . has always rested on an understanding that certain procedural safeguards, chief among them the Federal Judiciary’s power to reach and correct claims of constitutional error on federal habeas review, would ensure that death sentences are fairly imposed.” *Sawyer v. Whitley*, 505 U. S. 333, 358 (1992) (BLACKMUN, J., concurring in judgment). See also *Herrera*, 506 U. S., at 438–439 (BLACKMUN, J., dissenting). In recent years, I have grown increasingly skeptical that “the death penalty really can be imposed fairly and in accordance with the requirements of the Eighth Amendment,” given the now limited ability of the federal courts to remedy constitutional errors. *Sawyer*, 505 U. S., at 351 (BLACKMUN, J., concurring in judgment).

Federal courts are required by statute to entertain petitions from state prisoners who allege that they are held “in violation of the Constitution or laws or the treaties of the United States.” 28 U. S. C. § 2254(a). Serious review of these claims helps to ensure that government does not secure the penalty of death by

depriving a defendant of his or her constitutional rights. At the time I voted with the majority to uphold the constitutionality of the death penalty in *Gregg v. Georgia*, 428 U. S., at 227 (opinion concurring in judgment), federal courts possessed much broader authority than they do today to address claims of constitutional error on habeas review. In 1976, there were few procedural barriers to the Federal Judiciary's review of a State's capital sentencing scheme, or the fairness and reliability of a State's decision to impose death in a particular case. Since then, however, the Court has "erected unprecedented and unwarranted barriers" to the Federal Judiciary's review of the constitutional claims of capital defendants. *Sawyer*, 505 U. S., at 351 (BLACKMUN, J., concurring in judgment). See, e. g., *Herrera v. Collins*, *supra*; *Coleman v. Thompson*, 501 U. S. 722 (1991); *McCleskey v. Zant*, 499 U. S. 467 (1991); *Keeney v. Tamayo-Reyes*, 504 U. S. 1 (1992) (overruling *Townsend v. Sain*, 372 U. S. 293 (1963), in part); *Teague v. Lane*, 489 U. S. 288 (1989); *Butler v. McKellar*, 494 U. S. 407 (1990).

The Court's refusal last Term to afford Leonel Torres Herrera an evidentiary hearing, despite his colorable showing of actual innocence, demonstrates just how far afield the Court has strayed from its statutorily and constitutionally imposed obligations. See *Herrera v. Collins*, *supra*. In *Herrera*, only a bare majority of this Court could bring itself to state forthrightly that the execution of an actually innocent person violates the Eighth Amendment. This concession was made only in the course of erecting nearly insurmountable barriers to a defendant's ability to get a hearing on a claim of actual innocence. *Ibid.* Certainly there will be individuals who are actually innocent who will be unable to make a better showing than what was made by Herrera without the benefit of an evidentiary hearing.<sup>8</sup> The Court is unmoved by this dilemma, however; it prefers "finality" in death sentences to reliable determinations of a capital defendant's guilt. Because I no longer can state with any confidence that this Court is able to reconcile the Eighth Amendment's competing constitutional commands, or that the Federal Judiciary will provide meaningful

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<sup>8</sup> Even the most sophisticated death penalty schemes are unable to prevent human error from condemning the innocent. Innocent persons *have* been executed, see Bedau & Radelet, *Miscarriages of Justice in Potentially Capital Cases*, 40 *Stan. L. Rev.* 21, 36, 173-179 (1987), perhaps recently, see *Herrera v. Collins*, 506 U. S. 390 (1993), and will continue to be executed under our death penalty scheme.

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oversight to the state courts as they exercise their authority to inflict the penalty of death, I believe that the death penalty, as currently administered, is unconstitutional.

## III

Perhaps one day this Court will develop procedural rules or verbal formulas that actually will provide consistency, fairness, and reliability in a capital sentencing scheme. I am not optimistic that such a day will come. I am more optimistic, though, that this Court eventually will conclude that the effort to eliminate arbitrariness while preserving fairness “in the infliction of [death] is so plainly doomed to failure that it—and the death penalty—must be abandoned altogether.” *Godfrey v. Georgia*, 446 U.S. 420, 442 (1980) (Marshall, J., concurring in judgment). I may not live to see that day, but I have faith that eventually it will arrive. The path the Court has chosen lessens us all. I dissent.

*Rehearing Denied*

No. 93–603. BEWLEY *v.* HOWELL, SUPERINTENDENT, TULSA COUNTY INDEPENDENT SCHOOL DISTRICT NO. 1, ET AL., *ante*, p. 1012;

No. 93–734. MILLER *v.* UNITED STATES, *ante*, p. 1045;

No. 93–5019. HAWTHORNE *v.* CALIFORNIA, *ante*, p. 1013;

No. 93–5299. KENDALL *v.* KENDALL, *ante*, p. 995;

No. 93–5559. BENJAMIN *v.* BROWN, SECRETARY OF VETERANS AFFAIRS, *ante*, p. 899;

No. 93–5565. LIEBMAN *v.* LIEBMAN, *ante*, p. 899;

No. 93–5929. DRAYTON *v.* EVATT, COMMISSIONER, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, *ante*, p. 1014;

No. 93–5963. SOCHOR *v.* FLORIDA, *ante*, p. 1025;

No. 93–6032. GASTER *v.* TAYLOR, WARDEN, ET AL., *ante*, p. 955;

No. 93–6186. BROOKE *v.* DUKE ET AL., *ante*, p. 981;

No. 93–6233. WINFIELD *v.* MICHIGAN, *ante*, p. 997;

No. 93–6329. HEGEDEOS *v.* DYKE COLLEGE BOARD OF TRUSTEES ET AL., *ante*, p. 1015;

No. 93–6366. ERIKSON *v.* ROWLAND ET AL., *ante*, p. 1015;

No. 93–6383. JOHNSON *v.* METROPOLITAN ATLANTA RAPID TRANSIT AUTHORITY ET AL., *ante*, p. 1016;

No. 93–6387. BROCKSMITH *v.* UNITED STATES, *ante*, p. 999;

No. 93–6491. MASONER *v.* THURMAN, WARDEN, *ante*, p. 1028;



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No. 93-6493. BERGMANN *v.* McCAUGHTRY, WARDEN, *ante*, p. 1028;

No. 93-6554. NWABUEZE *v.* IMMIGRATION AND NATURALIZATION SERVICE, *ante*, p. 1052;

No. 93-6592. GHAZIBAYAT *v.* NEW YORK, *ante*, p. 1028;

No. 93-6593. HODGES ET AL. *v.* UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MICHIGAN, *ante*, p. 1018;

No. 93-6626. HAMILTON *v.* KIRKPATRICK, *ante*, p. 1054;

No. 93-6713. HARGROVE *v.* TANSY, WARDEN, *ante*, p. 1056;

No. 93-6717. PIONTEK *v.* UNITED STATES, *ante*, p. 1056;

No. 93-6811. ALLEN *v.* NEW YORK LIFE SECURITIES, INC., ET AL., *ante*, p. 1095;

No. 93-6934. COOPER *v.* SALOMON BROTHERS, INC., *ante*, p. 1063; and

No. 93-7177. JOHNS *v.* UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA, *ante*, p. 1081. Petitions for rehearing denied.

No. 93-237. MALONEY *v.* UNITED STATES ET AL., *ante*, pp. 915 and 1006. Motion of petitioner for leave to file second petition for rehearing denied.

No. 93-6243. AGUNBIADE *v.* UNITED STATES, *ante*, p. 1014;

No. 93-6262. PEARSALL *v.* PHILLIPS ET AL., *ante*, p. 998; and

No. 93-6435. BORTNICK *v.* WASHINGTON, *ante*, p. 1016. Motions for leave to file petitions for rehearing denied.

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##### *Dismissal Under Rule 46*

No. 93-201. ALLEN & CO., INC. *v.* PACIFIC DUNLOP HOLDINGS INC. C. A. 7th Cir. [Certiorari granted, *ante*, p. 1083.] Writ of certiorari dismissed under this Court's Rule 46.

#### FEBRUARY 28, 1994

##### *Affirmed on Appeal*

No. 93-1090. MILLSAPS ET AL. *v.* LANGSDON ET AL. Affirmed on appeal from D. C. W. D. Tenn. Reported below: 836 F. Supp. 447.



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*Miscellaneous Orders*

No. — — —. ROMAN NOSE *v.* NEW MEXICO DEPARTMENT OF HUMAN RESOURCES. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. D-1319. IN RE DISBARMENT OF COHN. Disbarment entered. [For earlier order herein, see *ante*, p. 941.]

No. D-1322. IN RE DISBARMENT OF IVERSON. Disbarment entered. [For earlier order herein, see *ante*, p. 961.]

No. D-1325. IN RE DISBARMENT OF SAVOCA. Disbarment entered. [For earlier order herein, see *ante*, p. 974.]

No. D-1326. IN RE DISBARMENT OF LOBAR. Disbarment entered. [For earlier order herein, see *ante*, p. 974.]

No. D-1327. IN RE DISBARMENT OF WOLFE. Disbarment entered. [For earlier order herein, see *ante*, p. 974.]

No. D-1329. IN RE DISBARMENT OF KRINDLE. Disbarment entered. [For earlier order herein, see *ante*, p. 974.]

No. D-1332. IN RE DISBARMENT OF DAYS. Disbarment entered. [For earlier order herein, see *ante*, p. 987.]

No. D-1334. IN RE DISBARMENT OF BOYNE. Disbarment entered. [For earlier order herein, see *ante*, p. 1008.]

No. D-1335. IN RE DISBARMENT OF KRISTOFF. Disbarment entered. [For earlier order herein, see *ante*, p. 1021.]

No. D-1337. IN RE DISBARMENT OF AGRILLO. Disbarment entered. [For earlier order herein, see *ante*, p. 1022.]

No. D-1340. IN RE DISBARMENT OF KENNEDY. Beverly B. Kennedy, of Manchester, N. H., having requested to resign as a member of the Bar of this Court, it is ordered that her name be stricken from the roll of attorneys admitted to practice before the Bar of this Court. The rule to show cause, heretofore issued on January 10, 1994 [*ante*, p. 1035], is hereby discharged.

No. 92-1662. UNITED STATES *v.* GRANDERSON. C. A. 11th Cir. [Certiorari granted, 509 U.S. 921.] Motion of respondent for leave to file a supplemental brief after argument granted.

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No. 92-1956. CONSOLIDATED RAIL CORPORATION *v.* GOTTSCHALL; and CONSOLIDATED RAIL CORPORATION *v.* CARLISLE. C. A. 3d Cir. [Certiorari granted, *ante*, p. 912.] Motion of Southeastern Pennsylvania Transportation Authority for leave to file a brief as *amicus curiae* granted.

No. 93-377. DEPARTMENT OF TAXATION AND FINANCE OF NEW YORK ET AL. *v.* MILHELM ATTEA & BROS., INC., ET AL. Ct. App. N. Y. [Certiorari granted, *ante*, p. 943.] Motion of Oneida Indian Nation of New York for leave to file a supplemental brief as *amicus curiae* denied. JUSTICE BLACKMUN and JUSTICE STEVENS would grant this motion.

No. 93-518. DOLAN *v.* CITY OF TIGARD. Sup. Ct. Ore. [Certiorari granted, *ante*, p. 989.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 93-644. HONDA MOTOR CO., LTD., ET AL. *v.* OBERG. Sup. Ct. Ore. [Certiorari granted, *ante*, p. 1068.] Motion of petitioners to dispense with printing the joint appendix granted.

No. 93-6781. IN RE NEWTOP. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 1085] denied.

No. 93-6782. IN RE NEWTOP. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 1085] denied.

No. 93-6919. IN RE ANDERSON. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 1038] denied.

No. 93-7808. IN RE KLVANA; and

No. 93-7814. IN RE EDGINGTON. Petitions for writs of habeas corpus denied.

No. 93-7368. IN RE RYAN. Petition for writ of mandamus denied.

*Certiorari Granted*

No. 93-892. NTA GRAPHICS, INC. *v.* NATIONAL LABOR RELATIONS BOARD. C. A. 6th Cir. Certiorari granted. Reported below: 996 F. 2d 1216.

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No. 93-723. UNITED STATES *v.* X-CITEMENT VIDEO, INC., ET AL. C. A. 9th Cir. Motions of National Law Center for Children and Families et al. and National Family Legal Foundation et al. for leave to file briefs as *amici curiae* granted. Certiorari granted. Reported below: 982 F. 2d 1285.

*Certiorari Denied*

No. 93-700. CRANCER *v.* DEPARTMENT OF JUSTICE. C. A. 8th Cir. Certiorari denied. Reported below: 999 F. 2d 1302.

No. 93-713. GRAHAM *v.* FLORIDA SUPREME COURT ET AL. Sup. Ct. Fla. Certiorari denied. Reported below: 620 So. 2d 1273.

No. 93-737. FOLLETTE ET AL. *v.* CLAIROL, INC., ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 998 F. 2d 1014.

No. 93-750. FOWLIN *v.* PENNSYLVANIA. Super. Ct. Pa. Certiorari denied. Reported below: 423 Pa. Super. 633, 616 A. 2d 714.

No. 93-797. NEW YORK ET AL. *v.* REICH, SECRETARY OF LABOR, ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 3 F. 3d 581.

No. 93-808. FELDMAN ET AL. *v.* RESOLUTION TRUST CORPORATION. C. A. 1st Cir. Certiorari denied. Reported below: 3 F. 3d 5.

No. 93-867. FOXX *v.* DALTON, SECRETARY OF THE NAVY. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 984.

No. 93-878. PROVIZER ET UX. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1216.

No. 93-890. McDONNELL ET AL. *v.* CITY OF OMAHA, NEBRASKA. C. A. 8th Cir. Certiorari denied. Reported below: 999 F. 2d 293.

No. 93-938. DANDY *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 998 F. 2d 1344.

No. 93-947. DAILEY *v.* UNITED STATES. Ct. Mil. App. Certiorari denied. Reported below: 37 M. J. 463.

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No. 93-973. *MANILDRA MILLING CORP. v. OMI HOLDINGS, INC.*; and

No. 93-1186. *OMI HOLDINGS, INC. v. MANILDRA MILLING CORP. ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 1 F. 3d 1253.

No. 93-1003. *SHARP v. UNITED STATES.* Ct. Mil. App. Certiorari denied. Reported below: 38 M. J. 33.

No. 93-1036. *SELCH v. LETTS, DIRECTOR, INDIANA DEPARTMENT OF HIGHWAYS, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 5 F. 3d 1040.

No. 93-1066. *SAULPAUGH ET AL. v. MONROE COMMUNITY HOSPITAL ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 4 F. 3d 134.

No. 93-1071. *MERTENS v. WILKINSON, GOVERNOR OF KENTUCKY, ET AL.* Sup. Ct. Ky. Certiorari denied.

No. 93-1083. *DOE v. BENNETT ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 2 F. 3d 1412.

No. 93-1085. *TURNER, INDIVIDUALLY IN HIS FORMER CAPACITY AS SUPERINTENDENT OF GLADES CORRECTIONAL INSTITUTION, ET AL. v. LAMARCA ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 995 F. 2d 1526.

No. 93-1087. *FERRI v. PENNSYLVANIA.* Super. Ct. Pa. Certiorari denied. Reported below: 410 Pa. Super. 67, 599 A. 2d 208.

No. 93-1092. *SMITH ET UX. v. GREENWICH ZONING BOARD OF APPEALS ET AL.* Sup. Ct. Conn. Certiorari denied. Reported below: 227 Conn. 71, 629 A. 2d 1089.

No. 93-1099. *HEUER v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 4 F. 3d 723.

No. 93-1101. *BRUNET ET AL. v. TUCKER ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 1 F. 3d 390.

No. 93-1102. *VALUTRON, N. V., ET AL. v. NCR CORP.* C. A. Fed. Cir. Certiorari denied. Reported below: 5 F. 3d 1506.

No. 93-1111. *BRADLEY v. COLORADO.* Dist. Ct. Jefferson County, Colo. Certiorari denied.

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No. 93-1112. *WRIGHT v. JOHN DEERE INDUSTRIAL EQUIPMENT CO.* C. A. 5th Cir. Certiorari denied. Reported below: 4 F. 3d 991.

No. 93-1113. *CHAPMAN ET AL. v. KLEMICK ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 3 F. 3d 1508.

No. 93-1116. *BROWN v. PENN CENTRAL TRANSPORTATION CO. ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 995 F. 2d 216.

No. 93-1117. *OCEAN MARINE MUTUAL PROTECTION & INDEMNITY ASSN., LTD., ET AL. v. WILSON.* C. A. 11th Cir. Certiorari denied.

No. 93-1122. *FRIEDMAN v. UNITED STATES*; and

No. 93-1123. *HUGHES v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 235.

No. 93-1125. *REEDER v. SUCCESSION OF PALMER.* Sup. Ct. La. Certiorari denied. Reported below: 623 So. 2d 1268.

No. 93-1126. *LOUISIANA POWER & LIGHT CO. v. BOURGEOIS.* Ct. App. La., 5th Cir. Certiorari denied. Reported below: 620 So. 2d 306.

No. 93-1138. *WATERS ET AL. v. UNIVERSITY OF ALABAMA BIRMINGHAM MEDICAL CENTER ET AL.* Sup. Ct. Ala. Certiorari denied. Reported below: 629 So. 2d 816.

No. 93-1148. *LOCE v. NEW JERSEY*; and

No. 93-1149. *KRAIL ET AL. v. NEW JERSEY.* Super. Ct. N. J., App. Div. Certiorari denied. Reported below: 267 N. J. Super. 10, 630 A. 2d 792.

No. 93-1155. *ARDOIN v. SEACOR MARINE, INC.* C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1496.

No. 93-1242. *AUSTIN v. HEALY, UNITED STATES MARSHAL, EASTERN DISTRICT OF NEW YORK.* C. A. 2d Cir. Certiorari denied. Reported below: 5 F. 3d 598.

No. 93-5785. *GORHAM v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* Sup. Ct. Fla. Certiorari denied. Reported below: 624 So. 2d 266.

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No. 93-6606. *LEE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 2d 1582.

No. 93-6618. *FRANCIS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 2 F. 3d 404.

No. 93-6621. *BOYENGA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1494.

No. 93-6771. *MONTGOMERY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 998 F. 2d 1014.

No. 93-6791. *MEIER v. LEVINSON ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 993 F. 2d 1534.

No. 93-6823. *PRYOR v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 996 F. 2d 311.

No. 93-6837. *THOMAS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 2 F. 3d 79.

No. 93-6843. *SIWINSKI v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 781.

No. 93-6918. *PALACIO v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 4 F. 3d 150.

No. 93-6923. *BURNLEY v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 6 F. 3d 788.

No. 93-6938. *CLARKE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 2 F. 3d 81.

No. 93-6962. *MEDINA-BATISTA v. IMMIGRATION AND NATURALIZATION SERVICE*. C. A. 2d Cir. Certiorari denied.

No. 93-6990. *URRUNAGA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 228.

No. 93-7048. *EVANS v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 67 Ohio St. 3d 405, 618 N. E. 2d 162.

No. 93-7182. *ORNELAS-MARTINEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 30.

No. 93-7190. *TILLMAN v. CONROY ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 12 F. 3d 1101.

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No. 93-7243. *LIMPACH v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1215.

No. 93-7270. *WARREN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 5 F. 3d 1500.

No. 93-7319. *PINER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 236.

No. 93-7320. *PRANDY-BINETT v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 995 F. 2d 1069.

No. 93-7343. *WHITAKER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 988.

No. 93-7356. *BROWN v. DEPARTMENT OF THE NAVY*. C. A. Fed. Cir. Certiorari denied. Reported below: 16 F. 3d 420.

No. 93-7359. *MATHEWS v. DUGAN ET AL.* Sup. Ct. Ohio. Certiorari denied. Reported below: 67 Ohio St. 3d 1451, 619 N. E. 2d 420.

No. 93-7364. *LEE v. MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. Sup. Ct. Va. Certiorari denied.

No. 93-7367. *LEWIS v. KING, DIRECTOR, OFFICE OF PERSONNEL MANAGEMENT*. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 27.

No. 93-7369. *LYNCH v. BLODGETT, DEPUTY DIRECTOR, WASHINGTON DEPARTMENT OF CORRECTIONS*. C. A. 9th Cir. Certiorari denied.

No. 93-7370. *ROBINSON v. WHITLEY, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 2 F. 3d 562.

No. 93-7389. *ROGERS v. UNITED STATES DEPARTMENT OF EDUCATION*. C. A. 5th Cir. Certiorari denied. Reported below: 8 F. 3d 22.

No. 93-7396. *LAAN v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 93-7413. *LARSEN v. MAASS, SUPERINTENDENT, OREGON STATE PENITENTIARY*. C. A. 9th Cir. Certiorari denied. Reported below: 988 F. 2d 120.

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No. 93-7416. *CASTLEBERRY v. FREMONT COUNTY DISTRICT COURT*. Sup. Ct. Idaho. Certiorari denied.

No. 93-7417. *BATTLE v. BARNETT, SUPERINTENDENT, EASTERN CORRECTIONAL INSTITUTION, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 9 F. 3d 1543.

No. 93-7418. *WEHRINGER v. BRANNIGAN*. C. A. 2d Cir. Certiorari denied. Reported below: 9 F. 3d 1536.

No. 93-7437. *BABY BOY DOE, A FETUS, BY HIS COURT-APPOINTED GUARDIAN AD LITEM, MURPHY, COOK COUNTY PUBLIC GUARDIAN v. MOTHER DOE*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 93-7439. *WINTERS v. ILLINOIS HUMAN RIGHTS COMMISSION ET AL.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 253 Ill. 3d 1108, 667 N. E. 2d 747.

No. 93-7445. *JOHNSTON v. CHAMPION, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 999 F. 2d 547.

No. 93-7450. *KELLEY v. SMITH, JUDGE, SUPERIOR COURT OF GEORGIA, HENRY COUNTY*. Ct. App. Ga. Certiorari denied.

No. 93-7452. *EDGESTON v. ILLINOIS*. App. Ct. Ill., 2d Dist. Certiorari denied. Reported below: 243 Ill. App. 3d 1, 611 N. E. 2d 49.

No. 93-7453. *HART v. BORGERT, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 93-7458. *BERNADOU v. ROLLINS, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 816.

No. 93-7462. *GROESBECK v. GROESBECK*. Ct. App. N. M. Certiorari denied.

No. 93-7464. *ABIDEKUN v. COMMISSIONER OF SOCIAL SERVICE OF THE CITY OF NEW YORK*. C. A. 2d Cir. Certiorari denied. Reported below: 14 F. 3d 591.

No. 93-7469. *HARDY v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 9 F. 3d 1542.

No. 93-7470. *MEEKS v. TENNESSEE*. Ct. Crim. App. Tenn. Certiorari denied. Reported below: 867 S. W. 2d 361.



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No. 93-7497. *McFARLAND v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 4 F. 3d 1000.

No. 93-7508. *AGUILAR v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 9 F. 3d 113.

No. 93-7516. *GILL v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. Sup. Ct. Fla. Certiorari denied. Reported below: 629 So. 2d 133.

No. 93-7521. *JARVIS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 404.

No. 93-7528. *TISDALE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 7 F. 3d 957.

No. 93-7534. *DIAZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 9 F. 3d 1554.

No. 93-7543. *WEBB v. UNITED STATES*. Ct. Mil. App. Certiorari denied. Reported below: 38 M. J. 62.

No. 93-7547. *WALKER v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 7 F. 3d 26.

No. 93-7595. *MOJICA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 12 F. 3d 217.

No. 93-7596. *MCCONNELL v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 110.

No. 93-7597. *MCCALL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 5 F. 3d 1498.

No. 93-7603. *STEWART v. MISSISSIPPI STATE PENITENTIARY*. C. A. 5th Cir. Certiorari denied.

No. 93-7613. *GRAY, AKA DOE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 31.

No. 93-7624. *DE LA JARA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 9 F. 3d 1554.

No. 93-7629. *RENDON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 13 F. 3d 407.

No. 93-7632. *CHEW v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 9 F. 3d 1541.

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No. 93-7638. ROJAS-GONZALEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied.

No. 93-7649. SIMMONS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 228.

No. 93-7651. NHAN KIEM TRAN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 7 F. 3d 229.

No. 93-7662. MORRIS *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 13 F. 3d 407.

No. 93-7663. OKOLIE *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 3 F. 3d 287.

No. 93-7679. RODRIGUEZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 8 F. 3d 23.

No. 93-7688. BARTSH *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 985 F. 2d 930 and 7 F. 3d 114.

No. 93-7693. GIBBS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 14 F. 3d 603.

No. 93-7694. GONZALES *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 9 F. 3d 103.

No. 93-7697. EVANS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 12 F. 3d 1103.

No. 93-7770. WILLIAMS *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 8 F. 3d 35.

No. 93-1130. ILLINOIS *v.* CRANE. App. Ct. Ill., 1st Dist. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 244 Ill. App. 3d 721, 614 N. E. 2d 66.

No. 93-6817. DAVIS *v.* FLORIDA. Sup. Ct. Fla.;

No. 93-6846. OSBORNE *v.* GEORGIA. Sup. Ct. Ga.;

No. 93-6974. ROBINSON *v.* FLORIDA. Sup. Ct. Fla.;

No. 93-6983. MOODY *v.* TEXAS. Ct. Crim. App. Tex.;

No. 93-7026. PICKENS *v.* NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION. C. A. 8th Cir.;

No. 93-7051. SWEET *v.* FLORIDA. Sup. Ct. Fla.;

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No. 93-7063. *HUNT v. MARYLAND*. Cir. Ct. Baltimore City, Md.;

No. 93-7079. *COLLINS v. MARYLAND*. Ct. App. Md.;

No. 93-7158. *CARROLL v. ALABAMA*. Sup. Ct. Ala.;

No. 93-7323. *DUNLAP v. IDAHO*. Sup. Ct. Idaho;

No. 93-7336. *WORKMAN v. TENNESSEE*. Ct. Crim. App. Tenn.;

No. 93-7373. *DREW v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir.;

No. 93-7475. *SPENCER v. MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir.; and

No. 93-7491. *HOLLADAY v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied. Reported below: No. 93-6817, 620 So. 2d 152; No. 93-6846, 263 Ga. 214, 430 S. E. 2d 576; No. 93-6974, 610 So. 2d 1288; No. 93-7026, 4 F. 3d 1446; No. 93-7051, 624 So. 2d 1138; No. 93-7158, 627 So. 2d 874; No. 93-7323, 125 Idaho 530, 873 P. 2d 784; No. 93-7336, 868 S. W. 2d 705; No. 93-7373, 5 F. 3d 93; No. 93-7475, 5 F. 3d 758; No. 93-7491, 629 So. 2d 673.

JUSTICE BLACKMUN, dissenting.

Adhering to my view that the death penalty cannot be imposed fairly within the constraints of our Constitution, see my dissent in *Callins v. Collins*, ante, p. 1143, I would grant the petitions for writs of certiorari and vacate the death sentences in these cases.

No. 93-7657. *LAWSON v. DIXON, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 3 F. 3d 743.

JUSTICE BLACKMUN, dissenting.

At the time of his trial, the record suggested that David Lawson suffered “significant psychopathology,” anxiety, depression, hostility, and a likelihood of deficient impulse control. He generally lacked the ability to communicate with his attorney or to understand the nature and seriousness of the charges against him. He thought of suicide and once had attempted it. It is hardly surprising that he told his sentencing jury: “You think I done it, gas me.” 3 F. 3d 743, 746 (CA4 1993). Lawson’s counsel, taking his cues from Lawson, neither investigated nor presented any evidence of his client’s mental problems, which might have established statutory and nonstatutory mitigation, see N. C. Gen. Stat. § 15A-2000(f)(2) (1988) (“The capital felony was committed while

the defendant was under the influence of mental or emotional disturbance”); § 15A-2000(f)(6) (“The capacity of the defendant to appreciate the criminality of his conduct or to conform his conduct to the requirements of law was impaired”), which, in turn, might have meant the difference between life and death.

Lawson asserts in this habeas petition that his attorney’s failure to investigate or to offer mental health mitigation constituted ineffective assistance of counsel. See, e.g., *Kenley v. Armontrout*, 937 F. 2d 1298, 1303–1308 (CA8), cert. denied, 502 U. S. 964 (1991); *Thompson v. Wainwright*, 787 F. 2d 1447, 1451 (CA11 1986), cert. denied, 481 U. S. 1042 (1987). To prevail on an ineffectiveness claim, a defendant must show “a reasonable probability that, but for counsel’s unprofessional errors, the result of the proceeding would have been different.” *Strickland v. Washington*, 466 U. S. 668, 694 (1984). The Court of Appeals upheld the denial of a hearing or relief on this claim because Lawson had “failed to present clear and convincing evidence of positive and unequivocal facts which generate a substantial and legitimate doubt as to his mental capacity.” 3 F. 3d, at 754.

In a related claim, Lawson argues that, regardless of his personal wishes, the Constitution’s twin requirements of rationality and individualized determinations command that his jury be presented mitigating evidence. See *Klokoc v. State*, 589 So. 2d 219, 220 (Fla. 1991); *State v. Koedatich*, 112 N. J. 225, 548 A. 2d 939 (1988), cert. denied, 488 U. S. 1017 (1989); *Morrison v. State*, 258 Ga. 683, 687, 373 S. E. 2d 506, 509 (1988), cert. denied, 490 U. S. 1012 (1989). Finally, Lawson asserts that the instructions given his sentencing jury would lead a reasonable juror to understand that the jurors must reach unanimity on the existence of a mitigating factor before considering it, in violation of *Mills v. Maryland*, 486 U. S. 367 (1988), and *McKoy v. North Carolina*, 494 U. S. 433 (1990). See *Kubat v. Thieret*, 867 F. 2d 351, 373 (CA7), cert. denied, 493 U. S. 874 (1989); *Brantley v. State*, 262 Ga. 786, 794, 427 S. E. 2d 758, 765 (1993); *Engberg v. Meyer*, 820 P. 2d 70, 93 (Wyo. 1991).

Without deciding the merits of these claims, I conclude that they cast considerable doubt on the reliability and constitutionality of Lawson’s sentence of death. Accordingly, even if I did not adhere to the belief that the death penalty cannot be imposed fairly within the constraints of our Constitution, see *Callins v.*

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*Collins*, ante, p. 1143, I would grant Lawson's petition for certiorari to review these issues.

*Rehearing Denied*

No. 93-629. ST. HILAIRE *v.* ST. HILAIRE, ante, p. 1012;  
No. 93-6085. MCGEE *v.* UNITED STATES, ante, p. 1048;  
No. 93-6509. JOHNSON *v.* CITY OF CHEYENNE, WYOMING, ET AL., ante, p. 1051;  
No. 93-6587. HARRISON *v.* ROGERS, DIRECTOR, OFFICE OF WORKERS' COMPENSATION PROGRAMS, DEPARTMENT OF LABOR, ET AL., ante, p. 1053;  
No. 93-6603. MARX *v.* UNITED STATES, ante, p. 1018;  
No. 93-6616. COOPER *v.* PAROLE AND PROBATION COMMISSION ET AL., ante, p. 1053;  
No. 93-6637. MOSES *v.* O'DEA, WARDEN, ante, p. 1054;  
No. 93-6686. HILL *v.* SCHOUBROEK ET AL., ante, p. 1055;  
No. 93-6733. JOHNSON *v.* SHILLINGER, WARDEN, ET AL., ante, p. 1057;  
No. 93-6737. ZUCKERMAN *v.* UNITED STATES, ante, p. 1057;  
No. 93-6744. PIFER *v.* BUNNELL, WARDEN, ante, p. 1057;  
No. 93-6746. CRAWFORD *v.* UNITED STATES, ante, p. 1057;  
No. 93-6789. WILSON *v.* O'MALLEY ET AL., ante, p. 1076;  
No. 93-6854. CORETHERS *v.* ATLAS BONDING CO. ET AL., ante, p. 1096;  
No. 93-6906. DUBYAK *v.* SMITH ET AL., ante, p. 1096;  
No. 93-6948. IN RE MERIT, ante, p. 1039;  
No. 93-6992. CORETHERS *v.* CAPOTS ET AL., ante, p. 1098; and  
No. 93-7003. O'NEILL *v.* SHIPLEY, WARDEN, ante, p. 1078.  
Petitions for rehearing denied.

No. 92-7971. LOCKETT *v.* MISSISSIPPI (two cases), ante, p. 1040;

No. 92-9070. PAYTON *v.* CALIFORNIA, ante, p. 1040; and

No. 93-6431. BUSH *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ante, p. 1065. Petitions for rehearing denied.

JUSTICE BLACKMUN, dissenting.

I would call for a response in each of these cases with a view to granting the petitions for certiorari. See my dissent in *Callins v. Collins*, ante, p. 1143.

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*Dismissal Under Rule 46*

No. 93-1088. TUCKER GUN SPECIALTY, INC. *v.* BUREAU OF ALCOHOL, TOBACCO AND FIREARMS ET AL. C. A. 11th Cir. Certiorari dismissed under this Court's Rule 46. Reported below: 5 F. 3d 1500.

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*Miscellaneous Orders*

No. — — —. B. S. ET AL. *v.* DISTRICT OF COLUMBIA ET AL.; and

No. — — —. MORAN *v.* PENNSYLVANIA. Motions for leave to proceed *in forma pauperis* without affidavits of indigency executed by petitioners granted.

No. D-1355. IN RE DISBARMENT OF COHEN. Allen C. Cohen, of New York, N. Y., having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to practice before the Bar of this Court. The rule to show cause, heretofore issued on January 18, 1994 [*ante*, p. 1070], is hereby discharged.

No. D-1371. IN RE DISBARMENT OF MCGRATH. It is ordered that John Martin McGrath, of Merrillville, Ind., 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. 105, Orig. KANSAS *v.* COLORADO. Motion of the Special Master for award of interim fees and reimbursement of expenses for the period March 1, 1993, through February 7, 1994, granted, and the Special Master is awarded a total of \$202,934.15 to be paid as follows: 40% by Kansas, 40% by Colorado, and 20% by the United States. [For earlier order herein, see, *e.g.*, 507 U. S. 1049.]

No. 121, Orig. LOUISIANA *v.* MISSISSIPPI ET AL. It is ordered that the Honorable Vincent L. McKusick, Retired Chief Justice, Supreme Judicial Court of Maine, be appointed Special Master in this case with authority to fix the time and conditions for the filing of additional pleadings and to direct subsequent proceedings, and with authority to summon witnesses, issue subpoenas,

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and take such evidence as may be introduced and such as he may deem it necessary to call for. The Special Master is directed to submit such reports as he may deem appropriate.

The compensation of the Special Master, the allowances to him, the compensation paid to his legal, technical, stenographic, and clerical assistants, the cost of printing his report and all other proper expenses, including travel expenses, shall be charged against and be borne by the parties in such proportion as the Court may hereafter direct. [For earlier order herein, see, *e. g.*, *ante*, p. 1036.]

No. 93-377. DEPARTMENT OF TAXATION AND FINANCE OF NEW YORK ET AL. *v.* MILHELM ATTEA & BROS., INC., ET AL. Ct. App. N. Y. [Certiorari granted, *ante*, p. 943.] Motion of Saint Regis Mohawk Tribe et al. for leave to file a supplemental brief as *amici curiae* denied.

No. 93-670. HOWLETT *v.* BIRKDALE SHIPPING Co., S. A. C. A. 3d Cir. [Certiorari granted, *ante*, p. 1039.] Motion of National Association of Waterfront Employers for leave to file a brief as *amicus curiae* granted.

No. 93-714. U. S. BANCORP MORTGAGE Co. *v.* BONNER MALL PARTNERSHIP. C. A. 9th Cir. [Certiorari granted, *ante*, p. 1039.] Motion of American College of Real Estate Lawyers for leave to file a brief as *amicus curiae* granted. Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 93-8040. MCFARLAND *v.* COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Motion of petitioner to consolidate this case with No. 93-6497, *McFarland v. Collins, Director, Texas Department of Criminal Justice, Institutional Division* [certiorari granted, *ante*, p. 989], denied.

No. 93-1226. IN RE KUONO; and

No. 93-7461. IN RE ERWIN. Petitions for writs of mandamus denied.

No. 93-7492. IN RE GREEN. Petition for writ of mandamus and/or prohibition denied.

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*Certiorari Granted*

No. 93-404. GUSTAFSON ET AL. *v.* ALLOYD Co., INC., FKA ALLOYD HOLDINGS, INC., ET AL. C. A. 7th Cir. Certiorari granted.

No. 93-823. NEBRASKA DEPARTMENT OF REVENUE *v.* LOEWENSTEIN. Sup. Ct. Neb. Certiorari granted. Reported below: 244 Neb. 82, 504 N. W. 2d 800.

*Certiorari Denied*

No. 93-717. TYSON *v.* INDIANA. Ct. App. Ind. Certiorari denied. Reported below: 619 N. E. 2d 276.

No. 93-743. CHURCH OF SCIENTOLOGY OF CALIFORNIA *v.* WOLLERSHEIM. Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 15 Cal. App. 4th 1426, 6 Cal. Rptr. 2d 532.

No. 93-783. SHIMODA, ADMINISTRATOR, OAHU COMMUNITY CORRECTION CENTER *v.* BURGO ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 535.

No. 93-900. DAVIS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 1 F. 3d 606.

No. 93-927. DIRECTOR, DEPARTMENT OF COMMUNITY DEVELOPMENT *v.* GUIMONT ET AL.; and

No. 93-1135. GUIMONT ET AL. *v.* DIRECTOR, DEPARTMENT OF COMMUNITY DEVELOPMENT. Sup. Ct. Wash. Certiorari denied. Reported below: 121 Wash. 2d 586, 854 P. 2d 1.

No. 93-932. ROGERS *v.* EU, SECRETARY OF STATE OF CALIFORNIA. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 93-941. CITY OF DETROIT ET AL. *v.* BROWN, SECRETARY OF COMMERCE, ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 4 F. 3d 1367.

No. 93-948. OKPALA *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 985.

No. 93-952. ITT CONSUMER FINANCIAL CORP. ET AL. *v.* PATTERSON ET AL. Ct. App. Cal., 1st App. Dist. Certiorari denied. Reported below: 14 Cal. App. 4th 1659, 18 Cal. Rptr. 2d 563.



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No. 93-983. *CLARKE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 227.

No. 93-1038. *JORDAN v. UNITED STATES*. Ct. Mil. App. Certiorari denied. Reported below: 38 M. J. 346.

No. 93-1049. *HARDING ET AL. v. WARD ET AL.* Sup. Ct. Ky. Certiorari denied. Reported below: 860 S. W. 2d 280.

No. 93-1091. *SOUTH DAKOTA DEPARTMENT OF SOCIAL SERVICES EX REL. DOTSON, IN HER OWN BEHALF AND ON BEHALF OF DOTSON, A MINOR CHILD v. SERR*. Sup. Ct. S. D. Certiorari denied. Reported below: 506 N. W. 2d 421.

No. 93-1107. *JONES ET AL. v. CARLISLE, KENTUCKY*. C. A. 6th Cir. Certiorari denied. Reported below: 3 F. 3d 945.

No. 93-1110. *KENTUCKY v. THOMAS*. Sup. Ct. Ky. Certiorari denied. Reported below: 864 S. W. 2d 252.

No. 93-1115. *CONLEY ET AL. v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 4 F. 3d 1200.

No. 93-1118. *WESTON CONTROLS ET AL. v. PALMIERO* (two cases). C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 812.

No. 93-1120. *REMGRIT CORP. v. REMINGTON ARMS Co., INC., ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 225.

No. 93-1134. *SIKKA v. WEST, SECRETARY OF THE ARMY*. C. A. 4th Cir. Certiorari denied. Reported below: 998 F. 2d 1010.

No. 93-1136. *TURNBULL ET AL. v. HOME INSURANCE Co. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 2 F. 3d 613.

No. 93-1137. *OWENS-CORNING FIBERGLAS CORP. v. KOCHAN ET AL.* App. Ct. Ill., 5th Dist. Certiorari denied. Reported below: 242 Ill. App. 3d 781, 610 N. E. 2d 683.

No. 93-1142. *MEMPHIS POLICE DEPARTMENT ET AL. v. GARNER*. C. A. 6th Cir. Certiorari denied. Reported below: 8 F. 3d 358.

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No. 93-1143. *GOLLOMP ET AL. v. TRUMP ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 7 F. 3d 357.

No. 93-1146. *SKIPPER, INDIVIDUALLY AND AS TEMPORARY ADMINISTRATRIX OF THE ESTATE OF BLUEFORD, DECEASED v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 1 F. 3d 349.

No. 93-1147. *BELL v. CONTINENTAL BANK, N. A., FKA CONTINENTAL ILLINOIS NATIONAL BANK & TRUST COMPANY OF CHICAGO.* C. A. 10th Cir. Certiorari denied. Reported below: 5 F. 3d 545.

No. 93-1160. *MICHAELS ET UX., INDIVIDUALLY AND AS NEXT FRIENDS OF MICHAELS ET AL. v. PRODIGY CHILD DEVELOPMENT CENTERS, INC.* Sup. Ct. Ga. Certiorari denied. Reported below: 263 Ga. XXVII, 436 S. E. 2d 227.

No. 93-1161. *IVIMEY ET AL. v. AMERICAN BANK OF CONNECTICUT.* App. Ct. Conn. Certiorari denied. Reported below: 31 Conn. App. 921, 625 A. 2d 849.

No. 93-1164. *LAPAGE ET AL. v. DI COSTANZO ET AL.* App. Div., Sup. Ct. N. Y., 3d Jud. Dept. Certiorari denied. Reported below: 194 App. Div. 2d 977, 599 N. Y. S. 2d 190.

No. 93-1169. *KING v. ABRAMS ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 9 F. 3d 1537.

No. 93-1195. *EVANS-SMITH v. TAYLOR, WARDEN.* Cir. Ct. Loudoun County, Va. Certiorari denied.

No. 93-1206. *BEXAR COUNTY APPRAISAL REVIEW BOARD ET AL. v. FIRST BAPTIST CHURCH OF SAN ANTONIO ET AL.* Ct. App. Tex., 4th Dist. Certiorari denied. Reported below: 846 S. W. 2d 554.

No. 93-1233. *SARIN v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 10 F. 3d 224.

No. 93-6537. *LAWRENCE v. UNITED STATES ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 4 F. 3d 996.

No. 93-6563. *DOBLES v. SAN DIEGO DEPARTMENT OF SOCIAL SERVICES.* Sup. Ct. Cal. Certiorari denied. Reported below: 5 Cal. 4th 242, 851 P. 2d 1307.

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No. 93-6812. *POWELL v. RICE*, SECRETARY OF THE AIR FORCE. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1494.

No. 93-6857. *LIGGETT v. DEPARTMENT OF JUSTICE*. C. A. Fed. Cir. Certiorari denied. Reported below: 6 F. 3d 787.

No. 93-6869. *SHABAZZ v. LEXINGTON, OKLAHOMA, CORRECTIONAL CENTER MAILROOM SUPERVISOR ET AL.* Ct. App. Okla. Certiorari denied.

No. 93-6894. *HENRY v. IMMIGRATION AND NATURALIZATION SERVICE*. C. A. 2d Cir. Certiorari denied.

No. 93-6997. *BALLENTINE v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 4 F. 3d 504.

No. 93-7010. *MAYFIELD v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 999 F. 2d 1497.

No. 93-7013. *DAVIS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 2 F. 3d 1154.

No. 93-7032. *TESTA v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied.

No. 93-7057. *DELGADO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 529.

No. 93-7091. *LITTLE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 110.

No. 93-7099. *TESTA v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied.

No. 93-7126. *BYARS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1496.

No. 93-7217. *GULBENKIAN v. DEPARTMENT OF THE NAVY*. C. A. Fed. Cir. Certiorari denied. Reported below: 996 F. 2d 318.

No. 93-7219. *STOKES v. UNITED STATES*; and

No. 93-7281. *BAILEY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 4 F. 3d 995.

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No. 93-7300. *LEVINE v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 5 F. 3d 1100.

No. 93-7327. *BRAY ET AL. v. BROWN, SECRETARY OF VETERANS AFFAIRS, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 93-7337. *WASHINGTON v. RUNYON, POSTMASTER GENERAL*. C. A. 7th Cir. Certiorari denied.

No. 93-7363. *MOORE v. KAMM ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-7419. *COE v. KINCHELOE, SUPERINTENDENT, SPRING CREEK CORRECTIONAL CENTER*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 535.

No. 93-7422. *SIMPSON v. ROBINSON, SUPERINTENDENT, CHATHAM CORRECTIONAL UNIT*. Sup. Ct. Va. Certiorari denied.

No. 93-7425. *KEEGAN v. FLORIDA DEPARTMENT OF HEALTH AND REHABILITATIVE SERVICES*. Sup. Ct. Fla. Certiorari denied. Reported below: 621 So. 2d 1065.

No. 93-7426. *PARRIS v. CUTHBERT ET AL.* Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 93-7429. *POOLE v. CITY OF KILLEEN ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 999 F. 2d 1580.

No. 93-7430. *LORD v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 9 F. 3d 104.

No. 93-7434. *MARTINEZ v. KUNIMOTO ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 883.

No. 93-7436. *MORGAL ET UX. v. PINAL COUNTY BOARD OF SUPERVISORS ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 993 F. 2d 883.

No. 93-7440. *HONAKER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 5 F. 3d 160.

No. 93-7456. *CUPPETT v. DUCKWORTH, SUPERINTENDENT, INDIANA STATE REFORMATORY*. C. A. 7th Cir. Certiorari denied. Reported below: 8 F. 3d 1132.

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No. 93-7457. *SHELTON v. HIGGINS ET AL.* C. A. 2d Cir. Certiorari denied.

No. 93-7460. *FARLEY v. COUNTY OF LOS ANGELES.* C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 542.

No. 93-7463. *RANSOM v. IDAHO.* Sup. Ct. Idaho. Certiorari denied. Reported below: 124 Idaho 703, 864 P. 2d 149.

No. 93-7472. *POOLE v. GODINEZ, WARDEN.* C. A. 7th Cir. Certiorari denied. Reported below: 12 F. 3d 1101.

No. 93-7473. *O'BRIEN v. UNITED STATES.* C. A. D. C. Cir. Certiorari denied. Reported below: 6 F. 3d 829.

No. 93-7483. *RANDALL v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* Sup. Ct. Fla. Certiorari denied. Reported below: 626 So. 2d 1367.

No. 93-7487. *LESTER v. ZURN INDUSTRIES, INC., ET AL.* C. A. 6th Cir. Certiorari denied.

No. 93-7496. *THOMAS v. GRABEN WOOD PRODUCTS, INC., ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 7 F. 3d 240.

No. 93-7532. *COPELAND v. CHESAPEAKE & POTOMAC TELEPHONE COMPANY OF VIRGINIA ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 817.

No. 93-7535. *CROSS v. EU, SECRETARY OF STATE OF CALIFORNIA.* Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 93-7541. *VITEK v. ST. PAUL PROPERTY & CASUALTY.* Ct. App. Ohio, Franklin County. Certiorari denied.

No. 93-7558. *MOSLEY v. COUNTY OF CLARK.* C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1226.

No. 93-7567. *KING v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 11 F. 3d 167.

No. 93-7584. *AMANN ET AL. v. TOWN OF STOW ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 7 F. 3d 218.

No. 93-7593. *LOWE v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 9 F. 3d 43.

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No. 93-7615. *HESS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 821.

No. 93-7617. *EBBOLE v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 8 F. 3d 530.

No. 93-7625. *DORSEY v. OREGON BOARD OF PAROLE*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 535.

No. 93-7637. *BROWN v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 7 F. 3d 229.

No. 93-7656. *BELL v. NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION*. C. A. 8th Cir. Certiorari denied. Reported below: 2 F. 3d 293.

No. 93-7661. *ORR v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 227.

No. 93-7664. *WHITLOCK v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 6 F. 3d 1088.

No. 93-7666. *TUCKER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 673.

No. 93-7667. *STEWART v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 228.

No. 93-7668. *WILLIAMS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 8 F. 3d 22.

No. 93-7676. *QUEEN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 4 F. 3d 925.

No. 93-7677. *MIRANDA v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 9 F. 3d 1536.

No. 93-7683. *PHILLIPS v. MARYLAND DEPARTMENT OF ECONOMIC AND EMPLOYMENT DEVELOPMENT BOARD OF APPEALS*. C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 819.

No. 93-7684. *LYNN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 3 F. 3d 442.

No. 93-7687. *TERNES v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 9 F. 3d 118.

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No. 93-7690. *CLEMONS v. RIGHTSELL ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 2 F. 3d 1160.

No. 93-7695. *FIELDS v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 110.

No. 93-7696. *GANT v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 7 F. 3d 238.

No. 93-7703. *MILLER v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 9 F. 3d 1555.

No. 93-7705. *OKEGBENRO v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 14 F. 3d 590.

No. 93-7707. *MITCHEM v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 6 F. 3d 1095.

No. 93-7708. *ZIRRETTA v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 9 F. 3d 1555.

No. 93-7712. *DAWN v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 12 F. 3d 1100.

No. 93-7713. *BOSTIC v. HURST ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 106.

No. 93-7714. *SILVA v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 9 F. 3d 103.

No. 93-7717. *JACKSON, AKA INGRAM v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 14 F. 3d 50.

No. 93-7725. *COLMENERO-PEREZ v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 1158.

No. 93-7729. *VILLANUEVA v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 14 F. 3d 590.

No. 93-7732. *GILBERT v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 110.

No. 93-7733. *JESSEE v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 6 F. 3d 735.

No. 93-7734. *GONZALEZ v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 9 F. 3d 103.

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No. 93-7737. *BRAY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 110.

No. 93-7738. *COLEMAN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 9 F. 3d 1480.

No. 93-7742. *HAMBLIN ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 14 F. 3d 598.

No. 93-7743. *MORENO GOMEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 9 F. 3d 1554.

No. 93-7747. *MOONEY v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 93-7748. *NWANKWO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 10 F. 3d 807.

No. 93-7758. *UDUKO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 10 F. 3d 807.

No. 93-7760. *VAUGHN v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 14 F. 3d 50.

No. 93-7761. *SHEPHARD v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 6 F. 3d 1095.

No. 93-7762. *SCRUGGS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 14 F. 3d 603.

No. 93-7781. *DAVIS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 12 F. 3d 1109.

No. 93-7782. *HUDSON, AKA HUDSMITH v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 9 F. 3d 118.

No. 93-7784. *JOE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 8 F. 3d 1488.

No. 93-7799. *GORDON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 4 F. 3d 1567.

No. 93-799. *STANDARD INSURANCE CO. v. SAKLAD*. Ct. App. Ore. Motions of Health Insurance Association of America and American Council of Life Insurance et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 119 Ore. App. 91, 849 P. 2d 1150.



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No. 93-839. VOSE, DIRECTOR, RHODE ISLAND DEPARTMENT OF CORRECTIONS *v.* BOWLING. C. A. 1st Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 3 F. 3d 559.

No. 93-7039. RUSSELL *v.* COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir.;

No. 93-7230. TREVINO *v.* TEXAS. Ct. Crim. App. Tex.;

No. 93-7322. LEWIS *v.* OHIO. Sup. Ct. Ohio;

No. 93-7386. SMITH *v.* ARIZONA. Super. Ct. Ariz., Pima County; and

No. 93-7682. LAMBRIGHT *v.* ARIZONA. Super. Ct. Ariz., Pima County. Certiorari denied. Reported below: No. 93-7039, 998 F. 2d 1287; No. 93-7230, 864 S. W. 2d 499; No. 93-7322, 67 Ohio St. 3d 200, 616 N. E. 2d 921.

JUSTICE BLACKMUN, dissenting.

Adhering to my view that the death penalty cannot be imposed fairly within the constraints of our Constitution, see my dissent in *Callins v. Collins*, *ante*, p. 1143, I would grant certiorari and vacate the death sentences in these cases.

#### *Rehearing Denied*

No. 93-798. BUCHBINDER ET AL. *v.* COMMISSIONER OF INTERNAL REVENUE, *ante*, p. 1047;

No. 93-6255. STEINES ET UX. *v.* INTERNAL REVENUE SERVICE, *ante*, p. 1049; and

No. 93-6652. LAFFEY *v.* INDEPENDENT SCHOOL DISTRICT #625, *ante*, p. 1054. Petitions for rehearing denied.

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#### *Miscellaneous Order*

No. A-758. COLLINS, WARDEN *v.* BYRD. Application to vacate the stay of execution of sentence of death, presented to JUSTICE STEVENS, and by him referred to the Court, denied.

JUSTICE SCALIA, dissenting.

On April 17, 1983, respondent and an accomplice entered a convenience store, emptied the cash register, and took the clerk's wedding band and watch. He then stabbed the clerk, ripped the

store telephone out of the wall, and left his victim bleeding on the floor. The clerk died in a hospital a few hours later. The police arrested respondent early on the morning of April 18, after he had committed an armed robbery at another convenience store. Respondent was convicted of capital murder and sentenced to death on August 19, 1983. The sentence and conviction were affirmed on direct appeal by the Ohio Court of Appeals and the Ohio Supreme Court, see 512 N. E. 2d 611 (1987). We denied certiorari. 484 U.S. 1037 (1988). Respondent then filed a motion for state postconviction relief which was rejected by the trial and appellate courts. The Ohio Supreme Court denied review. 573 N. E. 2d 665 (1991). Respondent next filed a jurisdictional motion with the Ohio Supreme Court which alleged deficiencies in the performance of his appellate counsel on his direct appeal to the Ohio Supreme Court. That motion was rejected, see 596 N. E. 2d 472 (1992), and we recently denied an application to stay respondent's execution to consider a petition for certiorari stemming from the denial of that motion.

On March 7, 1994, only eight days before respondent's scheduled execution and six years after we denied certiorari on his direct appeal (almost 11 years after the murder for which he was tried and convicted, if anyone remembers that) respondent filed his first federal habeas petition. That formidable filing included 29 claims for relief and filled almost 300 pages. The District Court cited the substantial time gaps between respondent's conviction, rejection of his direct appeal, and denial of state postconviction relief, and rejected the habeas petition on the ground of delay. Respondent then sought a stay of execution from the Court of Appeals for the Sixth Circuit. The Sixth Circuit granted the stay, and petitioner filed this application to vacate the stay.

I have considerable sympathy for the District Court's view that respondent's habeas petition should be rejected on the ground of inexcusable delay. The decision whether to assert jurisdiction over a habeas petition calls for an exercise of the court's equitable discretion, see *Withrow v. Williams*, 507 U.S. 680, 715–718 (1993) (SCALIA, J., dissenting), and the petitioner's delay in filing is a factor the court may consider. Cf. *McCleskey v. Zant*, 499 U.S. 467, 489 (1991) (“[A] petitioner may abuse the writ by failing to raise a claim through inexcusable neglect”). We have for many purposes, however, abandoned (or forgotten) the equitable nature of habeas corpus, and under the current state of our law I cannot

say that it would have been unlawful or an abuse of discretion for the Sixth Circuit to require District Court consideration of the habeas petition on its merits, and to stay the execution pending that consideration. The Sixth Circuit's order, however, did much more than that.

First, the order stayed respondent's execution for "120 days to allow for further investigation and discovery of possible habeas claims." The Court of Appeals evidently ordered this *suo motu*, with no request for such relief from respondent himself—and understandably not. Respondent has had *six years* to "investigat[e] and discover possible habeas claims," and there is no justification for another four months' delay on that score. The Court of Appeals' action tells counsel for death-row inmates that they should not only wait until the 11th hour to file their habeas petitions, thereby assuring a postponement of execution to enable consideration of the petition, but should be sure that, even then, their petitions are not fully researched and investigated, so that further postponement can be obtained for that purpose as well. Only one bent on frustrating the death penalty could think this right. The Court of Appeals can order the District Court to consider respondent's petition in due course, but its decree of a 120-day extension for further investigation and discovery (during which the already leisurely course of Ohio justice must be further delayed) seems to me a plain abuse of discretion, if not entirely *ultra vires*.

The Sixth Circuit also ordered that "[t]hese habeas proceedings shall be held in abeyance until the Supreme Court either grants or denies petitioner's request for certiorari, as the Court's decision will be directly relevant to the resolution of one of petitioner's habeas claims." It seems to me that whether this Court's decision will be relevant to the District Court's task, and whether the possibility of relevance on one claim is worth "h[olding] in abeyance" the entire proceeding, are questions initially to be decided by the District Court. If that court goes ahead and decides the habeas petition, the Court of Appeals has authority to delay its own *review* of that decision to await our disposition of the certiorari petition; but it has no authority to order the District Judge to delay *his* decision when that does not seem to him the better course. The same usurpation of the District Court's function is displayed in the Court of Appeals' granting (again, apparently, on its own motion) of "leave . . . to amend the petition

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within sixty (60) days of this order to include any newly discovered claims.” Whether a motion to amend should be granted or denied is for the District Court to decide, subject to reversal only for abuse of discretion. See *Foman v. Davis*, 371 U. S. 178, 182 (1962); *Duchon v. Cajon Co.*, 791 F. 2d 43, 48 (CA6 1986); 28 U. S. C. § 2242 (application for habeas corpus “may be amended or supplemented as provided in the rules of procedure applicable to civil actions”). The Court of Appeals’ function is to review decisions of the District Court, not to establish district judges’ timetables or to make discretionary determinations prematurely and in their stead.

I would grant petitioner’s application to vacate the Sixth Circuit’s stay. Since, as I have said, the Sixth Circuit could have entered a more limited stay for a more limited purpose, I would stay the execution for so long as is needed to permit the Sixth Circuit’s reconsideration.

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*Certiorari Granted—Vacated and Remanded*

No. 93–6741. REED *v.* UNITED STATES. C. A. 5th 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 the position presently asserted by the Solicitor General in his brief for the United States filed January 14, 1994. Reported below: 995 F. 2d 1299.

*Miscellaneous Orders*

No. — — —. SAM *v.* PENNSYLVANIA. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner granted.

No. D–711. IN RE DISBARMENT OF HARPER. Disbarment entered. [For earlier order herein, see 486 U. S. 1030.]

No. D–1372. IN RE DISBARMENT OF SMITH. It is ordered that Michael I. Smith, of Washington, D. 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. D–1373. IN RE DISBARMENT OF SWERDLOW. It is ordered that Paul Swerdlow, of Media, Pa., be suspended from the practice

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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. 108, Orig. NEBRASKA *v.* WYOMING ET AL. Joint motion to refer motions for leave to file amended pleadings to the Special Master granted. Motion of Nebraska for leave to file an amended petition referred to the Special Master for his recommendation. Motion of Wyoming for leave to file amended counterclaims and cross-claims referred to the Special Master for his recommendation. The Special Master is requested to file his report and recommendation on the motions to amend within 120 days. [For earlier order herein, see, *e. g.*, *ante*, p. 941.]

No. 92-2058. HAWAIIAN AIRLINES, INC. *v.* NORRIS; and FINAZZO ET AL. *v.* NORRIS. Sup. Ct. Haw. [Certiorari granted, *ante*, p. 1083.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 92-8556. NICHOLS *v.* UNITED STATES. C. A. 6th Cir. [Certiorari granted, 509 U.S. 953.] Motion of petitioner for compensation in excess of the statutory limitation denied.

No. 93-609. MORGAN STANLEY & CO. INC. ET AL. *v.* PACIFIC MUTUAL LIFE INSURANCE Co. ET AL. C. A. 5th Cir. [Certiorari granted, *ante*, p. 1039.] Motion of respondents for divided argument granted. JUSTICE O'CONNOR took no part in the consideration or decision of this motion.

No. 93-744. DIRECTOR, OFFICE OF WORKERS' COMPENSATION PROGRAMS, DEPARTMENT OF LABOR *v.* GREENWICH COLLIERIES ET AL.; and DIRECTOR, OFFICE OF WORKERS' COMPENSATION PROGRAMS, DEPARTMENT OF LABOR *v.* MAHER TERMINALS, INC., ET AL. C. A. 3d Cir. [Certiorari granted, *ante*, p. 1068.] Motions of respondents Maher Terminals, Inc., and Pasqualina Santoro for divided argument denied.

No. 93-880. MADSEN ET AL. *v.* WOMEN'S HEALTH CENTER, INC., ET AL. Sup. Ct. Fla. [Certiorari granted, *ante*, p. 1084.] Motion of American Federation of Labor and Congress of Industrial Organizations for leave to file a brief as *amicus curiae* granted.

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No. 93-1151. *FEDERAL ELECTION COMMISSION v. NRA POLITICAL VICTORY FUND ET AL.* C. A. D. C. Cir. The Solicitor General is invited to file a brief in this case expressing the views of the United States with respect to the following question: "Whether the Federal Election Commission has statutory authority to represent itself in this case in this Court?" JUSTICE GINSBURG took no part in the consideration or decision of this order.

No. 93-1222. *GARCIA ET AL. v. SPUN STEAK CO.* C. A. 9th Cir. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 93-8024. *IN RE COFIELD*; and

No. 93-8058. *IN RE SAMMONS*. Petitions for writs of habeas corpus denied.

No. 93-7511. *IN RE GATES*; and

No. 93-7573. *IN RE GALU*. Petitions for writs of mandamus denied.

No. 93-1144. *IN RE REINERT & DUREE ET AL.* Petition for writ of mandamus and/or prohibition denied.

*Certiorari Granted*

No. 93-1001. *ALLIED-BRUCE TERMINIX COS., INC., ET AL. v. DOBSON ET AL.* Sup. Ct. Ala. Motion of Alabama Water and Sewer Institute et al. for leave to file a brief as *amici curiae* granted. Certiorari granted. Reported below: 628 So. 2d 354.

No. 93-1197. *HESS ET AL. v. PORT AUTHORITY TRANSHUDSON CORPORATION.* C. A. 3d Cir. Certiorari granted limited to the following question: "Whether Port Authority Trans-Hudson Corporation, a wholly owned subsidiary of a bistate agency created by interstate compact, is entitled to sovereign immunity from suit in federal court under the Eleventh Amendment?" Reported below: 8 F. 3d 811.

*Certiorari Denied*

No. 93-708. *APPLEWHITE v. UNITED STATES AIR FORCE ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 995 F. 2d 997.

No. 93-856. *TICOR TITLE INSURANCE CO. ET AL. v. FEDERAL TRADE COMMISSION.* C. A. 3d Cir. Certiorari denied. Reported below: 998 F. 2d 1129.

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No. 93-868. *IDAHO v. CURL ET AL.* Sup. Ct. Idaho. Certiorari denied. Reported below: 125 Idaho 224, 869 P. 2d 224.

No. 93-915. *LADWIG v. KENTUCKY.* Cir. Ct. Ky., Kenton County. Certiorari denied.

No. 93-939. *MCGINNIS ET AL. v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES.* C. A. 5th Cir. Certiorari denied. Reported below: 2 F. 3d 548.

No. 93-945. *PETROCHEM INSULATION, INC. v. UNITED ASSOCIATION OF JOURNEYMEN & APPRENTICES OF THE PLUMBING & PIPEFITTING INDUSTRY OF THE UNITED STATES AND CANADA ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 29.

No. 93-946. *WULIGER v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 981 F. 2d 1497.

No. 93-950. *RUTLEDGE v. REICH, SECRETARY OF LABOR.* C. A. 11th Cir. Certiorari denied. Reported below: 996 F. 2d 1232.

No. 93-955. *BEESON ET AL. v. PHILLIPS, KING & SMITH ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 611.

No. 93-971. *BLODGETT, SUPERINTENDENT, WASHINGTON STATE PENITENTIARY v. JEFFRIES.* C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 1180.

No. 93-984. *THOMPSON v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 30.

No. 93-1002. *CREACIONES VIVIANA LTDA. ET AL. v. UNITED STATES;*

No. 93-1018. *ABUCHAIBE HNOS. LTDA. v. UNITED STATES ET AL.; and ABUCHAIBE HNOS. LTDA. v. BANCO ATLANTICO S. A. ET AL.;*

No. 93-1019. *COMERCIAL SAMORA LTDA. v. UNITED STATES ET AL.; and COMERCIAL SAMORA LTDA. v. BANCO ATLANTICO S. A. ET AL.;*

No. 93-1020. *ORGANIZACION JD LTDA. ET AL. v. UNITED STATES ET AL. (two cases);*

No. 93-1061. *INDUSTRIAS MARATHON LTDA. v. UNITED STATES ET AL.; and INDUSTRIAS MARATHON LTDA. v. MANUFACTURERS HANOVER TRUST CO. ET AL.; and*

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No. 93-1073. *MANUFACTURERA DEL ATLANTICO LTDA. ET AL. v. UNITED STATES ET AL.*; and *MANUFACTURERA DEL ATLANTICO LTDA. ET AL. v. MANUFACTURERS HANOVER TRUST CO. ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: No. 93-1002 and Nos. 93-1018, 93-1019, 93-1020, 93-1061, and 93-1073 (first cases), 6 F. 3d 37.

No. 93-1006. *HIGAREDA ET AL. v. UNITED STATES POSTAL SERVICE.* C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1495.

No. 93-1022. *REXROAT v. UNITED STATES.* Ct. Mil. App. Certiorari denied. Reported below: 38 M. J. 292.

No. 93-1025. *NICKERSON v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 4 F. 3d 1400.

No. 93-1029. *WILSON ET AL. v. DEPARTMENT OF AGRICULTURE.* C. A. 5th Cir. Certiorari denied. Reported below: 991 F. 2d 1211.

No. 93-1043. *VELDHUIZEN v. UNITED STATES.* C. A. 8th Cir. Certiorari denied.

No. 93-1052. *FLEMING v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 9 F. 3d 1542.

No. 93-1056. *DIGIAN v. CLINTON.* C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 778.

No. 93-1086. *WALSH v. WARD*; and  
No. 93-7548. *WARD v. WALSH.* C. A. 9th Cir. Certiorari denied. Reported below: 1 F. 3d 873.

No. 93-1119. *IN RE GESCHKE ET AL.* C. A. 7th Cir. Certiorari denied.

No. 93-1150. *CARROLL v. CALIFORNIA.* Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 93-1153. *MIXON v. FRANKLIN COUNTY, IDAHO, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 538.

No. 93-1154. *BEER, MANAGER OF REVENUE, CITY AND COUNTY OF DENVER, COLORADO v. CONTINENTAL AIRLINES*



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INC. ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 811.

No. 93-1157. SERENO *v.* PACUMIO ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 29.

No. 93-1158. MUTUAL LIFE INSURANCE COMPANY OF NEW YORK *v.* DAVIS ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 6 F. 3d 367.

No. 93-1162. RAILWAY LABOR EXECUTIVES' ASSN. ET AL. *v.* SOUTHERN PACIFIC TRANSPORTATION CO. ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 7 F. 3d 902.

No. 93-1165. PERSICO ET AL. *v.* VILLA, PERSONALLY AND AS MAYOR OF THE CITY OF AMSTERDAM. C. A. 2d Cir. Certiorari denied. Reported below: 9 F. 3d 1537.

No. 93-1166. MIDWEST PRIDE V, INC., ET AL. *v.* WARD, ROSS COUNTY PROSECUTING ATTORNEY. Ct. App. Ohio, Ross County. Certiorari denied.

No. 93-1167. HICKLE *v.* AMERICAN SERVICE CORPORATION OF SOUTH CAROLINA. Sup. Ct. S. C. Certiorari denied. Reported below: 312 S. C. 520, 435 S. E. 2d 870.

No. 93-1168. OWEN *v.* CHEVRON, U. S. A., INC. C. A. 5th Cir. Certiorari denied. Reported below: 8 F. 3d 20.

No. 93-1172. ELKINS ET AL. *v.* RICHARDSON-MERRELL, INC. C. A. 6th Cir. Certiorari denied. Reported below: 8 F. 3d 1068.

No. 93-1174. MARTINEZ ET AL. *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 1494.

No. 93-1175. BENSON *v.* CITY OF HELENA ET AL. Sup. Ct. Mont. Certiorari denied. Reported below: 261 Mont. 536, 868 P. 2d 641.

No. 93-1176. FONTENOT *v.* TEXAS ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 4 F. 3d 991.

No. 93-1177. FISHER ET AL. *v.* TRAINOR ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 7 F. 3d 218.

No. 93-1178. GERADS ET UX. *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 999 F. 2d 1255.

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No. 93-1179. *HAFIZ v. ELECTRONIC DATA SYSTEMS CORP.* C. A. 6th Cir. Certiorari denied. Reported below: 996 F. 2d 1215.

No. 93-1180. *AUTO CLUB INSURANCE ASSN. v. PENTWATER WIRE PRODUCTS, INC., ET AL.* Sup. Ct. Mich. Certiorari denied. Reported below: 443 Mich. 358, 505 N. W. 2d 820.

No. 93-1181. *LORAIN COUNTY COURT OF COMMON PLEAS v. MALINOVSKY.* C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 1263.

No. 93-1183. *BILLHEIMER v. PENNSYLVANIA.* Super. Ct. Pa. Certiorari denied. Reported below: 418 Pa. Super. 626, 606 A. 2d 1225.

No. 93-1184. *OHIO v. LESSIN.* Sup. Ct. Ohio. Certiorari denied. Reported below: 67 Ohio St. 3d 487, 620 N. E. 2d 72.

No. 93-1185. *WILLIAMS v. SALTZSTEIN ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 6 F. 3d 290.

No. 93-1189. *HANJIN CONTAINER LINES, INC. v. TOKIO FIRE & MARINE INS. Co., LTD., ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 7 F. 3d 1427.

No. 93-1190. *NOBLE v. WILKINSON, DIRECTOR, DEPARTMENT OF REHABILITATION AND CORRECTIONS OF OHIO.* C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 109.

No. 93-1191. *EZZELL v. NEW HAMPSHIRE INSURANCE Co.* C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 234.

No. 93-1192. *WALTERS, INDIVIDUALLY AND AS PARENT AND NATURAL GUARDIAN OF WALTERS, A MINOR v. CITY OF ALLENTOWN ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 9 F. 3d 1541.

No. 93-1194. *BINKLEY v. CITY OF LONG BEACH ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 16 Cal. App. 4th 1795, 20 Cal. Rptr. 2d 903.

No. 93-1200. *ALLSTATE INSURANCE Co. v. KARL, JUDGE, CIRCUIT COURT FOR MARSHALL COUNTY, WEST VIRGINIA.* Sup. Ct. App. W. Va. Certiorari denied. Reported below: 190 W. Va. 176, 437 S. E. 2d 749.

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No. 93-1202. BRUNWASSER *v.* STEINER. Sup. Ct. Pa. Certiorari denied.

No. 93-1203. TIOGA PINES LIVING CENTER, INC., ET AL. *v.* INDIANA STATE BOARD OF PUBLIC WELFARE ET AL. Sup. Ct. Ind. Certiorari denied. Reported below: 622 N. E. 2d 935.

No. 93-1205. TILLIMON *v.* OHIO. Ct. App. Ohio, Lucas County. Certiorari denied.

No. 93-1207. GONZALES ET AL. *v.* CARTER ET AL. Ct. App. Tex., 2d Dist. Certiorari denied.

No. 93-1208. MCKINNEY ET UX. *v.* DICK ET UX. Ct. App. Kan. Certiorari denied. Reported below: 18 Kan. App. 2d xxxiv, 857 P. 2d 679.

No. 93-1209. PENROD DRILLING CORP. *v.* COATS. C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 877.

No. 93-1211. JANOSIK *v.* BROWN, SECRETARY OF VETERANS AFFAIRS. C. A. Fed. Cir. Certiorari denied. Reported below: 11 F. 3d 1070.

No. 93-1214. BOUREXIS *v.* CARROLL COUNTY NARCOTICS TASK FORCE ET AL. Ct. Sp. App. Md. Certiorari denied. Reported below: 96 Md. App. 459, 625 A. 2d 391.

No. 93-1216. DARBY BOROUGH ET AL. *v.* CAIN, EXECUTOR OF THE ESTATE OF CAIN, DECEASED. C. A. 3d Cir. Certiorari denied. Reported below: 7 F. 3d 377.

No. 93-1217. D'AVANZO *v.* CITICORP MORTGAGE, INC. App. Ct. Conn. Certiorari denied. Reported below: 31 Conn. App. 621, 626 A. 2d 800.

No. 93-1219. WILSON *v.* SOUTHERN RAILWAY CO. ET AL. Ct. App. Ga. Certiorari denied. Reported below: 208 Ga. App. 598, 431 S. E. 2d 383.

No. 93-1220. GRACE ET AL. *v.* MORGAN ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 8 F. 3d 23.

No. 93-1221. AILOR ET AL. *v.* PENSION BENEFIT GUARANTY CORPORATION ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 7 F. 3d 238.

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No. 93-1223. *SOKAOGON CHIPPEWA COMMUNITY v. EXXON CORP. ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 2 F. 3d 219.

No. 93-1225. *VICKROY v. ROCKWELL INTERNATIONAL CORP. ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 996 F. 2d 1229.

No. 93-1227. *COMPRESSION POLYMERS, INC., ET AL. v. SANTANA PRODUCTS, INC.* C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 152.

No. 93-1228. *BURGHART v. LANDAU ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 9 F. 3d 1538.

No. 93-1232. *KALEJS v. IMMIGRATION AND NATURALIZATION SERVICE.* C. A. 7th Cir. Certiorari denied. Reported below: 10 F. 3d 441.

No. 93-1234. *MONIN v. MONIN ET AL.* Ct. App. Ky. Certiorari denied.

No. 93-1235. *AUSTIN ET AL. v. UNITED PARCEL SERVICE.* Sup. Ct. Vt. Certiorari denied. Reported below: 161 Vt. 642, 633 A. 2d 714.

No. 93-1236. *CORDERO v. TEXAS.* Ct. App. Tex., 2d Dist. Certiorari denied. Reported below: 852 S. W. 2d 736.

No. 93-1237. *QUISENBERRY v. STELLY-HOVEN, INC., ET AL.* Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 616 So. 2d 1232.

No. 93-1239. *TUCKER v. PACE INVESTMENTS ET AL.* App. Ct. Conn. Certiorari denied. Reported below: 32 Conn. App. 384, 629 A. 2d 470.

No. 93-1243. *GRACE ET AL. v. TABRON.* C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 147.

No. 93-1244. *FITZPATRICK ET AL. v. MACKEY ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 7 F. 3d 233.

No. 93-1247. *COLLIER ET AL. v. MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN ET AL.* C. A. 3d Cir. Certiorari denied.

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No. 93-1249. *PYLE v. ARKANSAS*. Sup. Ct. Ark. Certiorari denied. Reported below: 314 Ark. 165, 862 S. W. 2d 823.

No. 93-1253. *SANTOS v. RUNYON, POSTMASTER GENERAL*. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 539.

No. 93-1261. *MAGNUSON, DBA YOSHIKO'S SAUNA v. CITY OF MINNEAPOLIS*. Ct. App. Minn. Certiorari denied. Reported below: 504 N. W. 2d 520.

No. 93-1267. *KING v. BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF GEORGIA ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 2 F. 3d 406.

No. 93-1277. *MOHAM v. STEEGO CORP.* C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 873.

No. 93-1282. *AMERICAN HOME PRODUCTS CORP. ET AL. v. MYLAN LABORATORIES, INC., ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 1130.

No. 93-1290. *LOS ANGELES LAND CO. v. BRUNSWICK CORP.* C. A. 9th Cir. Certiorari denied. Reported below: 6 F. 3d 1422.

No. 93-1324. *STOCKSTILL v. SHELL OIL Co.* C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 868.

No. 93-1355. *CRISLER v. FRANK ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 9 F. 3d 114.

No. 93-6570. *VANDYKE v. DOUGLAS VANDYKE COAL CO., INC., ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 993 F. 2d 1541.

No. 93-6619. *EISENSTEIN v. HABER ET AL.* C. A. 2d Cir. Certiorari denied.

No. 93-6665. *GAUDREAU v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 7 F. 3d 218.

No. 93-6727. *CASEL v. UNITED STATES*; and

No. 93-6731. *JACKSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 995 F. 2d 1299.

No. 93-6772. *KENNEDY v. STEEL WAREHOUSE CO., INC.* C. A. 7th Cir. Certiorari denied. Reported below: 991 F. 2d 799.

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No. 93-6830. *GRANT v. KAISER PERMANENTE MEDICAL CENTER ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 543.

No. 93-6848. *FRANCO v. MYERS, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 542.

No. 93-6986. *YOUNG v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 8 F. 3d 814.

No. 93-7027. *MARSHALL v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES.* C. A. 10th Cir. Certiorari denied. Reported below: 5 F. 3d 453.

No. 93-7056. *RODRIGUEZ DIAZ v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 998 F. 2d 1020.

No. 93-7108. *SEMIEN v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES.* C. A. 5th Cir. Certiorari denied. Reported below: 3 F. 3d 440.

No. 93-7136. *SMITH v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES.* C. A. 7th Cir. Certiorari denied. Reported below: 5 F. 3d 235.

No. 93-7139. *ADAMS v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 1 F. 3d 1566.

No. 93-7155. *LARA-ACOSTA v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 542.

No. 93-7246. *MERGERSON v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 4 F. 3d 337.

No. 93-7321. *MAY v. NORTH CAROLINA.* Sup. Ct. N. C. Certiorari denied. Reported below: 334 N. C. 609, 434 S. E. 2d 180.

No. 93-7353. *BOLINDER v. BATEMAN ET AL.* Ct. App. Utah. Certiorari denied.

No. 93-7443. *IZARD, AKA LEWIS v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 11 F. 3d 167.

No. 93-7484. *NEWSOME v. PETERS, DIRECTOR, ILLINOIS DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 7th Cir. Certiorari denied.

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No. 93-7485. *McCULLOUGH v. WILLIAMS ET AL.* C. A. 5th Cir. Certiorari denied.

No. 93-7493. *SHARKEY v. DEPARTMENT OF TRANSPORTATION.* C. A. Fed. Cir. Certiorari denied. Reported below: 11 F. 3d 1070.

No. 93-7515. *HARRIS v. UNITED STATES*; and  
No. 93-7525. *THURMOND v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 7 F. 3d 947.

No. 93-7518. *GREEN v. OKLAHOMA.* Ct. Crim. App. Okla. Certiorari denied.

No. 93-7522. *LEBEAU v. LOUISIANA.* Ct. App. La., 4th Cir. Certiorari denied.

No. 93-7523. *SMITH v. UNITED STATES.* Ct. App. D. C. Certiorari denied.

No. 93-7530. *OMOIKE v. LOUISIANA STATE UNIVERSITY.* C. A. 5th Cir. Certiorari denied. Reported below: 9 F. 3d 102.

No. 93-7531. *BARTEL v. GARRETT.* C. A. 4th Cir. Certiorari denied. Reported below: 4 F. 3d 984.

No. 93-7533. *AZIZ v. GROOSE, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL CENTER.* C. A. 8th Cir. Certiorari denied.

No. 93-7539. *COOPER v. GILPIN ET AL.* C. A. 8th Cir. Certiorari denied.

No. 93-7540. *BLACK v. MANN.* C. A. 2d Cir. Certiorari denied.

No. 93-7542. *YEGGY v. CITY OF IOWA CITY, IOWA, ET AL.* Sup. Ct. Iowa. Certiorari denied. Reported below: 507 N. W. 2d 417.

No. 93-7544. *TOWNES v. MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS.* C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 820.

No. 93-7551. *COTTON v. KANSAS.* C. A. 10th Cir. Certiorari denied. Reported below: 5 F. 3d 545.

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No. 93-7552. *MONROE v. CITY OF KENT*. C. A. 9th Cir. Certiorari denied. Reported below: 9 F. 3d 1552.

No. 93-7557. *PEARCE v. OHIO*. Ct. App. Ohio, Franklin County. Certiorari denied.

No. 93-7559. *PURIFOY v. NEW YORK*. App. Div., Sup. Ct. N. Y., 4th Jud. Dept. Certiorari denied. Reported below: 195 App. Div. 2d 954, 602 N. Y. S. 2d 566.

No. 93-7561. *MOORE v. THOMAS, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-7562. *MCCONNELL v. ARMONTROUT, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 14 F. 3d 609.

No. 93-7566. *CHORNEY v. WEINGARTEN ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 7 F. 3d 218.

No. 93-7570. *SIPOS v. WILLIAMSON*. C. A. 9th Cir. Certiorari denied. Reported below: 995 F. 2d 233.

No. 93-7571. *KINES v. GODINEZ, WARDEN*. C. A. 7th Cir. Certiorari denied. Reported below: 7 F. 3d 674.

No. 93-7572. *GENNINGER v. BOSTON MAGAZINE, INC., ET AL.* App. Ct. Mass. Certiorari denied. Reported below: 35 Mass. App. 1110, 622 N. E. 2d 286.

No. 93-7574. *ISTVAN v. WILLOUGHBY OF CHEVY CHASE CONDOMINIUM COUNCIL OF UNIT OWNERS, INC., ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 224.

No. 93-7575. *FRANKLIN v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

No. 93-7578. *BRIBIESCA v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-7587. *BURTON v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

No. 93-7588. *DICESARE v. STOUT ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 992 F. 2d 1222.

No. 93-7592. *CLOUTIER v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 156 Ill. 2d 483, 622 N. E. 2d 774.



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No. 93-7602. *SAWICKI v. KAISER FOUNDATION HOSPITALS*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 93-7605. *WOLSTONE v. UNEMPLOYMENT APPEALS COMMISSION ET AL.* Dist. Ct. App. Fla., 5th Dist. Certiorari denied.

No. 93-7606. *SWINEY v. CORRECTIONAL HEALTH CARE, INC., ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-7611. *FOX v. ARKANSAS*. Sup. Ct. Ark. Certiorari denied. Reported below: 314 Ark. 523, 863 S. W. 2d 568.

No. 93-7616. *GONZALEZ v. OCEAN COUNTY BOARD OF SOCIAL SERVICES*. Super. Ct. N. J., App. Div. Certiorari denied.

No. 93-7618. *CHRISTIE v. MINNESOTA*. Sup. Ct. Minn. Certiorari denied. Reported below: 506 N. W. 2d 293.

No. 93-7619. *TRIPATI v. ARPAIO, SHERIFF, MARICOPA COUNTY*. Sup. Ct. Ariz. Certiorari denied.

No. 93-7622. *CARTER v. COLLINS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 93-7626. *NEWSOME v. FLOYD WEST & Co.* C. A. 5th Cir. Certiorari denied. Reported below: 5 F. 3d 529.

No. 93-7630. *O'DELL v. WASHINGTON*. Ct. App. Wash. Certiorari denied. Reported below: 70 Wash. App. 560, 854 P. 2d 1096.

No. 93-7633. *SERRA v. TOOMBS, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 4 F. 3d 1348.

No. 93-7639. *LOTT v. NORTH CAROLINA*. C. A. 4th Cir. Certiorari denied. Reported below: 9 F. 3d 1544.

No. 93-7642. *SCHAFF v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 248 Ill. App. 3d 547, 618 N. E. 2d 566.

No. 93-7644. *ROLLINS ET UX. v. DEPARTMENT OF JUSTICE ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 8 F. 3d 21.

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No. 93-7645. *JAE v. ROWLEY*, PRESIDENT JUDGE, SUPERIOR COURT OF PENNSYLVANIA, WESTERN DISTRICT, ET AL. C. A. 3d Cir. Certiorari denied.

No. 93-7646. *KOWALSKI v. BALDWIN*, SUPERINTENDENT, EASTERN OREGON CORRECTIONAL INSTITUTION. Sup. Ct. Ore. Certiorari denied.

No. 93-7650. *LINDSEY v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

No. 93-7655. *DAVIS v. SINGLETARY*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied. Reported below: 992 F. 2d 327.

No. 93-7658. *KLEINSCHMIDT v. GATOR OFFICE SUPPLY & FURNITURE, INC., ET AL.* Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 621 So. 2d 549.

No. 93-7660. *GREEN v. LINDSEY*. C. A. 2d Cir. Certiorari denied. Reported below: 9 F. 3d 1537.

No. 93-7673. *BLACKSTON v. SKARBNIK ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 14 F. 3d 46.

No. 93-7674. *WILLIAMS v. ATLANTA JOURNAL & CONSTITUTION, INC., ET AL.* Sup. Ct. Ga. Certiorari denied.

No. 93-7675. *YSARRAS RAMIREZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 8 F. 3d 31.

No. 93-7719. *PARKER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 9 F. 3d 115.

No. 93-7749. *O'MURCHU v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 7 F. 3d 218.

No. 93-7763. *LEE v. CONNECTICUT*. App. Ct. Conn. Certiorari denied. Reported below: 32 Conn. App. 84, 628 A. 2d 1318.

No. 93-7769. *REED v. COLLINS*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 93-7779. *ANTHONY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 9 F. 3d 1559.

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No. 93-7786. *WOOTEN v. ELLINGSWORTH ET AL.* C. A. 3d Cir. Certiorari denied.

No. 93-7787. *STEWART v. HARGETT, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY.* C. A. 5th Cir. Certiorari denied.

No. 93-7788. *HOFFMAN v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 9 F. 3d 49.

No. 93-7793. *SCOTT v. LUSTER, WARDEN.* C. A. 9th Cir. Certiorari denied. Reported below: 999 F. 2d 544.

No. 93-7796. *CAMPBELL v. UNITED STATES.* C. A. 9th Cir. Certiorari denied.

No. 93-7797. *DAVIS v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 8 F. 3d 821.

No. 93-7798. *SAMMONS v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 14 F. 3d 602.

No. 93-7801. *RICHARDSON v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 8 F. 3d 769.

No. 93-7802. *RUVALCABA v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 9 F. 3d 41.

No. 93-7803. *LOYA-GUTIERREZ v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 9 F. 3d 1554.

No. 93-7804. *OMENWU v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 12 F. 3d 1110.

No. 93-7807. *PANO v. DEPARTMENT OF VETERANS AFFAIRS.* C. A. Fed. Cir. Certiorari denied. Reported below: 11 F. 3d 1070.

No. 93-7810. *SNELL v. CITY AND COUNTY OF DENVER ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 999 F. 2d 548.

No. 93-7811. *SINCLAIR v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 14 F. 3d 50.

No. 93-7812. *SHEPHARD v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 4 F. 3d 647.

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No. 93-7817. *ROBERSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 6 F. 3d 1088.

No. 93-7818. *SAMMONS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 109.

No. 93-7825. *GILLESPIE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 9 F. 3d 1557.

No. 93-7833. *MYLAR v. WHITE, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 93-7840. *HARDIN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 1548.

No. 93-7842. *RANDEL v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 8 F. 3d 1526.

No. 93-7847. *BORDENAVE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 9 F. 3d 1558.

No. 93-7848. *BENNET v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 12 F. 3d 215.

No. 93-7850. *HOLMES v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 110.

No. 93-7852. *HOOKE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 9 F. 3d 1546.

No. 93-7853. *GOODWIN v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 8 F. 3d 71.

No. 93-7854. *CHAVEZ-VERNAZA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 15 F. 3d 1091.

No. 93-7855. *BENSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 9 F. 3d 1554.

No. 93-7857. *AFILA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 15 F. 3d 1096.

No. 93-7858. *YOUNG v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 9 F. 3d 1547.

No. 93-7863. *BUTLER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 10 F. 3d 808.

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No. 93-7865. VALDES *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 9 F. 3d 1558.

No. 93-7867. SIMPSON *v.* MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Certiorari denied. Reported below: 7 F. 3d 226.

No. 93-7870. SOLIZ CANO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 14 F. 3d 54.

No. 93-7873. PRESTON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 9 F. 3d 1545.

No. 93-7874. LUCIOUS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 9 F. 3d 104.

No. 93-7876. ROLLINS ET UX. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 9th Cir. Certiorari denied.

No. 93-7878. KINSLOW *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 5 F. 3d 542.

No. 93-7880. KEFFALAS *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 780.

No. 93-7888. OLNES *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 9 F. 3d 716.

No. 93-7889. OUTLAW *v.* UNITED STATES. Ct. App. D. C. Certiorari denied. Reported below: 632 A. 2d 408.

No. 93-7890. RESKO *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 14 F. 3d 50.

No. 93-7894. FAYNE *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 9 F. 3d 1549.

No. 93-7895. IBARRA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 3 F. 3d 1333.

No. 93-7896. ST. FLEUR *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 10 F. 3d 13.

No. 93-7897. HEARNS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 12 F. 3d 215.

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No. 93-7898. *HUGHES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 5 F. 3d 1497.

No. 93-7908. *SHYLLON v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 10 F. 3d 1.

No. 93-7910. *ARNOLD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 944 F. 2d 1223 and 12 F. 3d 599.

No. 93-7911. *BEHLKE v. SULLIVAN, SECRETARY, WISCONSIN DEPARTMENT OF CORRECTIONS*. C. A. 7th Cir. Certiorari denied. Reported below: 6 F. 3d 486.

No. 93-7913. *MANDEL v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 17 F. 3d 1426.

No. 93-7915. *NURURDIN v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 8 F. 3d 1187.

No. 93-7921. *MALIK v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 6 F. 3d 781.

No. 93-7926. *CAMPBELL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 14 F. 3d 53.

No. 93-7930. *COLE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 17 F. 3d 390.

No. 93-7931. *CATO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 9 F. 3d 1546.

No. 93-7937. *HOSKINS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 2 F. 3d 328.

No. 93-7939. *PELTS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 12 F. 3d 206.

No. 93-7943. *PEGUERO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 9 F. 3d 1547.

No. 93-7944. *GOMEZ-RENDON v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 14 F. 3d 591.

No. 93-7945. *JACK v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 8 F. 3d 21.

No. 93-7947. *COHRON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 1 F. 3d 1566.

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No. 93-7953. *RAMOS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 12 F. 3d 215.

No. 93-7954. *MILLER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 9 F. 3d 1545.

No. 93-7956. *SPELLING v. CHRYSLER MOTORS CORP. ET AL.* Ct. App. Mo., Eastern Dist. Certiorari denied. Reported below: 859 S. W. 2d 755.

No. 93-7960. *WARE v. GRAYSON, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 93-7968. *BUCHNER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 7 F. 3d 1149.

No. 93-7969. *CURTISINGER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 F. 3d 110.

No. 93-7975. *NWIZZU v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 16 F. 3d 406.

No. 93-7976. *NASON v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 9 F. 3d 155.

No. 93-7977. *RECTOR v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 9 F. 3d 1545.

No. 93-7980. *MAYS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 16 F. 3d 1222.

No. 93-7987. *FACCIO-LABOY v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 8 F. 3d 809.

No. 93-496. *STEVENS ET AL. v. CITY OF CANNON BEACH ET AL.* Sup. Ct. Ore. Certiorari denied. Reported below: 317 Ore. 131, 854 P. 2d 449.

JUSTICE SCALIA, with whom JUSTICE O'CONNOR joins, dissenting.

This is a suit by owners of a parcel of beachfront property against the city of Cannon Beach and the State of Oregon. Petitioners purchased the property in 1957. In 1989, they sought a building permit for construction of a seawall on the dry-sand portion of the property. When the permit was denied, they brought this inverse condemnation action against the city in the

Circuit Court of Clatsop County, alleging a taking in violation of the Fifth and Fourteenth Amendments. That court dismissed the complaint for failure to state a claim pursuant to Oregon Rule of Civil Procedure 21A(8), on the ground that under *State ex rel. Thornton v. Hay*, 254 Ore. 584, 462 P. 2d 671 (1969), petitioners never possessed the right to obstruct public access to the dry-sand portion of the property. App. to Pet. for Cert. C-22 to C-25. The Court of Appeals, 114 Ore. App. 457, 835 P. 2d 940 (1992), and then the Supreme Court of Oregon, 317 Ore. 131, 854 P. 2d 449 (1993), both relying on *Thornton*, affirmed. The landowners have petitioned this Court for writ of certiorari to the Supreme Court of Oregon. They allege an unconstitutional taking of property without just compensation, and a denial of due process of law.

In order to clarify the nature of the constitutional questions that the case presents, a brief sketch of Oregon case law involving beachfront property is necessary.

## I

In 1969, the State of Oregon brought suit to enjoin owners of certain beachfront tourist facilities from constructing improvements on the “dry-sand” portion of their properties. The trial court granted an injunction. *State ex rel. Thornton v. Hay, supra*. In defending that judgment on appeal to the Supreme Court of Oregon, the State briefed and argued its case on the theory that by implied dedication or prescriptive easement the public had acquired the right to use the dry-sand area for recreational purposes, precluding development. The Supreme Court of Oregon found “a better legal basis” for affirming the decision and decided the case on an entirely different theory:

“The most cogent basis for the decision in this case is the English doctrine of custom. Strictly construed, prescription applies only to the specific tract of land before the court, and doubtful prescription cases could fill the courts for years with tract-by-tract litigation. An established custom, on the other hand, can be proven with reference to a larger region. Ocean-front lands from the northern to the southern border of the state ought to be treated uniformly.” *Id.*, at 595, 462 P. 2d, at 676.



The court set forth what it said were the seven elements of the doctrine of custom<sup>1</sup> and concluded that “[t]he custom of the people of Oregon to use the dry-sand area of the beaches for public recreational purposes meets every one of Blackstone’s requisites.” *Id.*, at 597, 462 P. 2d, at 677. The court affirmed the injunction, saying that “it takes from no man anything which he has had a legitimate reason to regard as exclusively his.” *Id.*, at 599, 462 P. 2d, at 678. Thus, *Thornton* declared as the customary law of Oregon the proposition that the public enjoys a right of recreational use of all dry-sand beach, which denies property owners development rights.

Or so it seemed until 1989. That year, the Supreme Court of Oregon revisited the issue of dry-sand beach in the case of *McDonald v. Halvorson*, 308 Ore. 340, 780 P. 2d 714 (1989). There, the beachfront property owners who were plaintiffs sought a judicial declaration that their property included a portion of dry-sand area adjacent to a cove of the Pacific Ocean. With such a declaration in place, they hoped to gain access (under *Thornton*, as members of the public) to the remaining dry-sand area of the cove lying on property to which the defendants held record title. The State intervened to assert the public’s right (under the doctrine of custom) to use the dry-sand area of the cove, and to enjoin defendants from interfering with that right. The Supreme Court of Oregon held that the public had no right to recreational use of the dry-sand portions of the cove beach. 308 Ore., at 360, 780 P. 2d, at 724. *McDonald* noted what it called inconsistencies in *Thornton*, 308 Ore., at 358–359, 780 P. 2d, at 723, and resolved them by stating that “nothing in [*Thornton*] fairly can be read to have established beyond dispute a public claim by virtue of ‘custom’ to the right to recreational use of the entire Oregon coast.” *Id.*, at 359, 780 P. 2d, at 724. “[T]here may also be [dry-sand] areas,” the court said, “to which the doctrine of custom is

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<sup>1</sup>The Supreme Court of Oregon described the English doctrine of custom as applying to land used in a certain manner (1) so long that the mind runneth not to the contrary; (2) without interruption; (3) peaceably; (4) where the public use has been appropriate to the land and the usages of the community; (5) where the boundary is certain; (6) where the custom is obligatory (not left up to individual landowners as to whether they will recognize the public’s right to access); and (7) where the custom is not repugnant to or inconsistent with other customs or laws.

not applicable.” *Ibid.*<sup>2</sup> The court noted that “[t]here [was] no testimony in this record showing customary use of the narrow beach on the bank of the cove. . . . The doctrine of custom announced in [*Thornton*] simply does not apply to this controversy. The public has no right to recreational use of the [dry-sand beach area of the cove] because there is no factual predicate for application of the doctrine.” *Id.*, at 360, 780 P. 2d, at 724.

With *McDonald* now the leading case interpreting the law of custom, petitioners here brought their takings challenge in the Oregon state trial court. As recited above, that court dismissed for failure to state a claim upon which relief could be granted, saying that “[*Thornton*] teaches us that ocean front owners cannot enclose or develop the dry sand beach area so as to exclude the public therefrom. . . . [B]ecause of the public’s ancient and continued use of the dry sand area on the Oregon coast . . . its future use thereof cannot be curtailed or limited.” App. to Pet. for Cert. C–24. The trial court did not cite *McDonald*, and its peremptory dismissal prevented petitioners from doing what *McDonald* clearly contemplated their doing: providing the factual predicate for their challenge through testimony of customary use showing that their property is one of those areas “to which the doctrine of custom [was] not applicable.” *McDonald*, *supra*, at 359, 780 P. 2d, at 724. Moreover, when petitioners attempted to introduce such factual material on appeal they were rebuffed on the ground that appeal was confined to the purely legal question whether the complaint stated a claim under Oregon law. App. to Pet. for Cert. I–197 to I–198 (Tr., Mar. 3, 1993); see also *id.*, at I–185 to I–190.

In its decision here, the Supreme Court of Oregon quoted portions of *Thornton*’s sweeping language appearing to declare the law of custom for all the Oregon shore. But it then read *Thornton* (which also originated in a dispute over property in Cannon Beach) to have said that the “historic public use of the dry sand area of Cannon Beach met [Blackstone’s] requirements.” 317

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<sup>2</sup> While narrowing *Thornton* in this respect, *McDonald* seemingly expanded it in another: “‘Dry-sand area’ as used in [*Thornton*] can apply equally to gravel beaches, beaches strewn with or even made up of boulders, and other areas adjacent to the foreshore which, like the beach in [*Thornton*], have long been used for recreational purposes by the general public.” 308 Ore., at 359, 780 P. 2d, at 724.

Ore., at 140, 854 P. 2d, at 454 (emphasis added).<sup>3</sup> The court then framed the issue as the continuing validity of *Thornton* in light of *Lucas v. South Carolina Coastal Council*, 505 U.S. 1003 (1992). The court quoted our opinion in *Lucas*: “‘Any limitation so severe [as to prohibit all economically beneficial use of land] cannot be newly legislated or decreed (without compensation), but must inhere in the title itself, in the restrictions that background principles of the State’s law of property and nuisance already place upon land ownership.’” 317 Ore., at 142, 854 P. 2d, at 456 (quoting *Lucas, supra*, at 1029, (emphasis added by the Oregon court). The court held that the doctrine of custom was just such a background principle of Oregon property law, and that petitioners never had the property interests that they claim were taken by respondents’ decisions and regulations. 317 Ore., at 143, 854 P. 2d, at 456. It then affirmed the dismissal.

## II

As a general matter, the Constitution leaves the law of real property to the States. But just as a State may not deny rights protected under the Federal Constitution through pretextual procedural rulings, see *NAACP v. Alabama ex rel. Patterson*, 357 U.S. 449, 455–458 (1958), neither may it do so by invoking non-existent rules of state substantive law. Our opinion in *Lucas*, for example, would be a nullity if anything that a state court chooses to denominate “background law”—regardless of whether it is really such—could eliminate property rights. “[A] State cannot be permitted to defeat the constitutional prohibition against taking property without due process of law by the simple device of as-

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<sup>3</sup>This reading of *Thornton* is in my view unsupportable. *Thornton* did not limit itself to “the dry sand area of Cannon Beach.” On the contrary, *Thornton* includes the following statements: “Ocean-front lands from the northern to the southern border of the state ought to be treated uniformly.” 254 Ore., at 595, 462 P. 2d, at 676. “This case deals solely with the dry-sand area along the Pacific shore . . .” *Ibid.* “The custom of the people of Oregon to use the dry-sand area of the beaches for public recreational purposes meets every one of Blackstone’s requisites.” *Id.*, at 597, 462 P. 2d, at 677. “[T]he custom of the inhabitants of Oregon and of visitors in the state to use the dry sand as a public recreation area is so notorious that notice of the custom . . . must be presumed.” *Id.*, at 598, 462 P. 2d, at 678. The passage in which *Thornton* actually applies Blackstone’s seven-factor test contains not a single mention of the city of Cannon Beach. *Id.*, at 595–597, 462 P. 2d, at 677.

serting retroactively that the property it has taken never existed at all.” *Hughes v. Washington*, 389 U.S. 290, 296–297 (1967) (Stewart, J., concurring). No more by judicial decree than by legislative fiat may a State transform private property into public property without compensation. *Webb’s Fabulous Pharmacies, Inc. v. Beckwith*, 449 U.S. 155, 164 (1980). See also *Lucas, supra*, at 1031. Since opening private property to public use constitutes a taking, see *Nollan v. California Coastal Comm’n*, 483 U.S. 825, 831 (1987); *Kaiser Aetna v. United States*, 444 U.S. 164, 178 (1979), if it cannot fairly be said that an Oregon doctrine of custom deprived Cannon Beach property owners of their rights to exclude others from the dry sand, then the decision now before us has effected an uncompensated taking.

To say that this case raises a serious Fifth Amendment takings issue is an understatement. The issue is serious in the sense that it involves a holding of questionable constitutionality; and it is serious in the sense that the landgrab (if there is one) may run the entire length of the Oregon coast.<sup>4</sup> It is by no means clear that the facts—either as to the entire Oregon coast, or as to the small segment at issue here—meet the requirements for the English doctrine of custom. The requirements set forth by Blackstone included, *inter alia*, that the public right of access be exercised without interruption, and that the custom be obligatory, *i. e.*, in the present context that it not be left to the option of each landowner whether he will recognize the public’s right to go on the dry-sand area for recreational purposes. In *Thornton*, however, the Supreme Court of Oregon determined the historical existence of these fact-intensive criteria (as well as five others) in a discussion that took less than one full page of the Pacific Reporter. That is all the more remarkable a feat since the Supreme Court of Oregon was investigating these criteria *in the first instance*; the trial court had not rested its decision on the basis of custom and the State did not argue that theory to the Supreme Court.<sup>5</sup>

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<sup>4</sup>From *Thornton* to *McDonald* to the decision below, the Supreme Court of Oregon’s vacillations on the scope of the doctrine of custom make it difficult to say how much of the coast is covered. They also reinforce a sense that the court is creating the doctrine rather than describing it.

<sup>5</sup>In *Thornton*, the Supreme Court of Oregon appears to have misread Blackstone in applying the law of custom to the entire Oregon coast. “[C]ustoms . . . affect only the inhabitants of particular districts.” 1 W. Black-

As I have described, petitioners' takings claim rests upon the assertion *both* that the new-found "doctrine of custom" is a fiction, *and* that if it exists the facts do not support its application to their property. The validity of both those assertions turns upon the facts regarding public entry—but that is no obstacle to our review. "In cases in which there is a claim of denial of rights under the Federal Constitution, this Court is not bound by the conclusions of lower courts, but will reexamine the evidentiary basis on which those conclusions are founded." *Niemotko v. Maryland*, 340 U.S. 268, 271 (1951); see also *Broad River Power Co. v. South Carolina ex rel. Daniel*, 281 U.S. 537, 540 (1930); *Demorest v. City Bank Farmers Trust Co.*, 321 U.S. 36, 41–43 (1944). What *is* an obstacle to our review, however, is the fact that neither in the present case (because it was decided on motion to dismiss) nor even in *Thornton* itself (because the doctrine of custom was first injected into the case at the Supreme Court level) was any record concerning the facts compiled. It is beyond our power—unless we take the extraordinary step of appointing a master to conduct factual inquiries—to evaluate petitioners' takings claim.

Petitioners' due process claim, however, is another matter. Respondents' brief in opposition does not respond to that claim on its merits, but asserts that petitioners' claim has been "raise[d] for the first time in their petition for certiorari." Brief in Opposition 25. I think not. Petitioners argued before the Court of Appeals of Oregon that since they were not parties to *Thornton*, their rights to dry-sand beach could not have been determined by that decision because they "have not had their day in court." App. to Pet. for Cert. G–90 to G–92, and n. 3. In their brief to

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stone, Commentaries \*74. *McDonald* seems to suggest that a custom may extend to all property "similarly situated" in terms of its physical characteristics, *i. e.*, all dry-sand beach abutting the ocean. 308 Ore., at 359, 780 P. 2d, at 724. That does not appear to comport with Blackstone's requirement that the custom affect "inhabitants of particular districts." See *Post v. Pearsall*, 22 Wend. 425, 440 (N. Y. Ct. Err. 1839); see also *Fitch v. Rawling*, 2 Bl. H. 394, 398–399, 126 Eng. Rep. 614, 616–617 (C. P. 1795) ("Customs must in their nature be confined to individuals of a particular description [and not to all inhabitants of England], and what is common to all mankind, can never be claimed as a custom"); *Sherborn v. Bostock*, Fitzg. 51, 94 Eng. Rep. 648, 649 (K. B. 1729) ("the custom . . . being general, and such a one as may extend to every subject, whether a citizen or a stranger, is void").

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the Supreme Court of Oregon, they contended that application of *Thornton* to other property owners presented a “serious problem[m] of violation of the . . . due process clause of the Fifth Amendment.” App. to Pet. for Cert. H-155. I believe that petitioners have sufficiently preserved their due process claim, and believe further that the claim is a serious one. Petitioners, who owned this property at the time *Thornton* was decided, were not parties to that litigation. Particularly in light of the utter absence of record support for the crucial factual determinations in that case, whether the Oregon Supreme Court chooses to treat it as having established a “custom” applicable to Cannon Beach alone, or one applicable to all “dry-sand” beach in the State, petitioners must be afforded an opportunity to make out their constitutional claim by demonstrating that the asserted custom is pretextual. If we were to find for petitioners on this point, we would not only set right a procedural injustice, but would hasten the clarification of Oregon substantive law that casts a shifting shadow upon federal constitutional rights the length of the State.

I would grant the petition for certiorari with regard to the due process claim.

No. 93-754. CHRISSY F., BY HER NEXT FRIEND AND GUARDIAN AD LITEM, MEDLEY *v.* DALE, INDIVIDUALLY AND AS CHANCELLOR FOR THE TENTH CHANCERY COURT DISTRICT OF MISSISSIPPI, ET AL. C. A. 5th Cir. Motions of Legal Services for Children and National Center for Protective Parents for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 995 F. 2d 595.

No. 93-1109. ALABAMA *v.* YELDER. Sup. Ct. Ala. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 630 So. 2d 107.

No. 93-1182. CUTRIGHT *v.* E. R. CARPENTER Co., INC. C. A. 4th Cir. Motion of petitioner for leave to proceed as a veteran granted. Certiorari denied. Reported below: 8 F. 3d 817.

No. 93-1213. MANUFACTURERS HANOVER LEASING CORP. *v.* LOWREY, TRUSTEE OF ROBINSON BROTHERS DRILLING, INC., ET AL. C. A. 10th Cir. Motions of Equipment Leasing Association of America, Inc., American Bankers Association, Commercial Finance Association, Inc., New York Clearing House Association, and American Council of Life Insurance for leave to file briefs

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as *amici curiae* granted. Certiorari denied. Reported below: 6 F. 3d 701.

No. 93-1238. NAGLE ET AL. *v.* ALSPACH, TRUSTEE IN BANKRUPTCY FOR RIMAR MANUFACTURING, INC., ET AL. C. A. 3d Cir. Motion of respondents for interest and damages denied. Certiorari denied. Reported below: 8 F. 3d 141.

No. 93-7488. PAWLAK *v.* PENNSYLVANIA BOARD OF LAW EXAMINERS. Sup. Ct. Pa. Motion of petitioner for leave to substitute questions presented denied. Certiorari denied.

No. 93-7002. CAMPBELL *v.* WOOD, SUPERINTENDENT, WASHINGTON STATE PENITENTIARY, ET AL. C. A. 9th Cir.;

No. 93-7152. SAN MIGUEL *v.* TEXAS. Ct. Crim. App. Tex.;

No. 93-7235. ADANANDUS *v.* TEXAS. Ct. Crim. App. Tex.;

No. 93-7379. NELSON *v.* TEXAS. Ct. Crim. App. Tex.;

No. 93-7446. MEDINA *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir.;

No. 93-7447. NAPIER *v.* TEXAS. Ct. Crim. App. Tex.;

No. 93-7476. RUIZ CAMACHO *v.* TEXAS. Ct. Crim. App. Tex.;

No. 93-7568. ALDRIDGE *v.* TEXAS. Ct. Crim. App. Tex.;

No. 93-7627. HOWELL *v.* TENNESSEE. Sup. Ct. Tenn.; and

No. 93-7950. CALLINS *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied. Reported below: No. 93-7002, 997 F. 2d 512; No. 93-7152, 864 S. W. 2d 493; No. 93-7235, 866 S. W. 2d 210; No. 93-7379, 864 S. W. 2d 496; No. 93-7476, 864 S. W. 2d 524; No. 93-7627, 868 S. W. 2d 238.

JUSTICE BLACKMUN, dissenting.

Adhering to my view that the death penalty cannot be imposed fairly within the constraints of our Constitution, see my dissent in *Callins v. Collins*, *ante*, p. 1143, I would grant certiorari and vacate the death sentences in these cases.

*Rehearing Denied*

No. 92-780. NATIONAL ORGANIZATION FOR WOMEN, INC., ET AL. *v.* SCHEIDLER ET AL., *ante*, p. 249;

No. 92-833. ALBRIGHT *v.* OLIVER ET AL., *ante*, p. 266;

No. 92-7549. SCHIRO *v.* FARLEY, SUPERINTENDENT, INDIANA STATE PRISON, ET AL., *ante*, p. 222;

No. 93-766. RYTMAN ET AL. *v.* KOFKOFF EGG FARM LIMITED PARTNERSHIP ET AL., *ante*, p. 1046;



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No. 93-840. SCOTT *v.* AVON PRODUCTS, INC., ET AL., *ante*, p. 1073;

No. 93-877. GRACEY *v.* DAY, *ante*, p. 1093;

No. 93-6521. THOMAS *v.* DEPARTMENT OF STATE ET AL., *ante*, p. 1075;

No. 93-6653. ESPARZA *v.* MUNOZ, *ante*, p. 1054;

No. 93-6673. FITE *v.* CANTRELL ET AL., *ante*, p. 1055;

No. 93-6691. ALLEN *v.* GALLAGHER, *ante*, p. 1055;

No. 93-6761. GLADNEY *v.* GILLESS ET AL., *ante*, p. 1058;

No. 93-6803. HEIMERMANN *v.* WISCONSIN STATE PUBLIC DEFENDER, *ante*, p. 1060;

No. 93-6824. PARKER *v.* OREGON STATE BAR, *ante*, p. 1095;

No. 93-6842. CORETHERS *v.* LAKESIDE UNIVERSITY HOSPITAL ET AL., *ante*, p. 1077;

No. 93-6844. BRANCH *v.* HENNEPIN COUNTY SHERIFF'S DEPARTMENT ET AL., *ante*, p. 1061;

No. 93-6858. RUBIN *v.* GOMILLA ET AL., *ante*, p. 1096;

No. 93-6904. NORTON *v.* UNIVERSITY OF MICHIGAN ET AL., *ante*, p. 1077;

No. 93-6907. SMITH *v.* MURRAY, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS, *ante*, p. 1077;

No. 93-6929. MOORE *v.* MISSISSIPPI, *ante*, p. 1063;

No. 93-6971. CARDINE *v.* MCANULTY ET AL., *ante*, p. 1097;

No. 93-7040. BUSCH *v.* JEFFES ET AL., *ante*, p. 1098; and

No. 93-7286. IN RE ZILS, *ante*, p. 1085. Petitions for rehearing denied.

No. 92-6609. BOYER *v.* DECLUE ET AL., 508 U. S. 974; and

No. 93-6748. SCAIFE *v.* HANNIGAN, WARDEN, ET AL., *ante*, p. 1057. Motions for leave to file petitions for rehearing denied.