

ORDERS FOR JUNE 17 THROUGH
OCTOBER 3, 1996

JUNE 17, 1996

Certiorari Granted—Reversed and Remanded. (See No. 95–1242, *ante*, p. 137; and No. 95–1612, *ante*, p. 149.)

Certiorari Granted—Vacated and Remanded

No. 95–239. EQUALITY FOUNDATION OF GREATER CINCINNATI, INC., ET AL. *v.* CITY OF CINCINNATI ET AL. C. A. 6th Cir. *Certiorari* granted, judgment vacated, and case remanded for further consideration in light of *Romer v. Evans*, 517 U.S. 620 (1996). Reported below: 54 F. 3d 261.

JUSTICE SCALIA, with whom THE CHIEF JUSTICE and JUSTICE THOMAS join, dissenting.

I dissent from the decision to remand this case in light of *Romer v. Evans*, 517 U.S. 620 (1996). *Romer* involved a state constitutional amendment prohibiting special protection for homosexuals. The consequence of its holding is that homosexuals in a city (or other electoral subunit) that *wishes* to accord them special protection cannot be compelled to achieve a state constitutional amendment in order to have the benefit of that democratic preference. The present case, by contrast, involves a determination by what appears to be the lowest electoral subunit that it does *not* wish to accord homosexuals special protection. It can make that determination effective, of course, only by instructing its departments and agencies to obey it—which is what the Cincinnati Charter Amendment does. Thus, the consequence of holding *this* provision unconstitutional would be that nowhere in the country may the people decide, in democratic fashion, not to accord special protection to homosexuals. Unelected heads of city departments and agencies, who are in other respects (as democratic theory requires) subject to the control of the people, must, where special protection for homosexuals are concerned, be permitted to do what they please. This is such an absurd proposition that *Romer*, which did not involve the issue, cannot possibly be thought to have embraced it.

June 17, 1996

518 U. S.

I would deny certiorari in this case, or else set the case for argument to decide for ourselves the ultra-*Romer* issue that it presents.

No. 95-7430. *LONDRE v. MERKLE, WARDEN, 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 *Thompson v. Keohane*, 516 U. S. 99 (1995). Reported below: 59 F. 3d 175.

Miscellaneous Orders

No. D-1667. *IN RE DISBARMENT OF GLENN.* Disbarment entered. [For earlier order herein, see 517 U. S. 1131.]

No. D-1668. *IN RE DISBARMENT OF KELLY.* Disbarment entered. [For earlier order herein, see 517 U. S. 1131.]

No. D-1669. *IN RE DISBARMENT OF EWING.* Disbarment entered. [For earlier order herein, see 517 U. S. 1131.]

No. D-1670. *IN RE DISBARMENT OF READY.* Disbarment entered. [For earlier order herein, see 517 U. S. 1131.]

No. D-1675. *IN RE DISBARMENT OF PINCHAM.* Robert Eugene Pincham, Jr., of Chicago, 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 the practice of law before this Court. The rule to show cause, issued on April 22, 1996 [517 U. S. 1153], is discharged.

No. D-1691. *IN RE DISBARMENT OF BURKHART.* Auben Gray Burkhart, Jr., of Memphis, Tenn., is suspended from the practice of law in this Court, and a rule will 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-1692. *IN RE DISBARMENT OF KIELY.* Dan Ray Kiely, of Vero Beach, Fla., is suspended from the practice of law in this Court, and a rule will 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 compensation and reimbursement of expenses granted, and the Special Master is awarded a total of \$46,305.87

518 U. S.

June 17, 1996

for the period November 18, 1995, through May 31, 1996, to be paid as follows: 30% by Nebraska, 30% by Wyoming, 15% by Colorado, and 25% by the United States. [For earlier order herein, see, *e. g.*, 516 U. S. 1026.]

No. 95-1426. ESTATE OF HANSEN *v.* CITY OF NEW HAVEN, 517 U. S. 1189. Motion of respondent for costs denied.

No. 95-1439. LAKOSKI *v.* UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON. C. A. 5th Cir. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 95-8550. IN RE WASHINGTON. Petition for writ of mandamus denied.

No. 95-1747. IN RE O'CONNOR ET AL.; and

No. 95-8709. IN RE JAFFER. Petitions for writs of mandamus and/or prohibition denied.

Certiorari Granted

No. 95-1521. UNITED STATES DEPARTMENT OF STATE, BUREAU OF CONSULAR AFFAIRS, ET AL. *v.* LEGAL ASSISTANCE FOR VIETNAMESE ASYLUM SEEKERS, INC., ET AL. C. A. D. C. Cir. Certiorari granted. Reported below: 45 F. 3d 469 and 74 F. 3d 1308.

No. 95-1723. GRIMMETT, TRUSTEE FOR THE BANKRUPTCY ESTATE OF SIRAGUSA, ET AL. *v.* BROWN ET AL. C. A. 9th Cir. Certiorari granted. Reported below: 75 F. 3d 506.

No. 95-1478. PRINTZ, SHERIFF/CORONER, RAVALLI COUNTY, MONTANA *v.* UNITED STATES; and

No. 95-1503. MACK, SHERIFF, GRAHAM COUNTY *v.* UNITED STATES. C. A. 9th Cir. Certiorari granted, cases consolidated, and a total of one hour allotted for oral argument. Reported below: 66 F. 3d 1025.

No. 95-1268. MARYLAND *v.* WILSON. Ct. Sp. App. Md. Motion of respondent for leave to proceed *in forma pauperis* without an affidavit of indigency executed by respondent granted. Certiorari granted. Reported below: 106 Md. App. 24, 664 A. 2d 1.

No. 95-1605. UNITED STATES *v.* GONZALES ET AL. C. A. 10th Cir. Motions of respondents Miguel Gonzales, Orlenis

June 17, 1996

518 U. S.

Hernandez-Diaz, and Mario Perez for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 65 F. 3d 814.

No. 95-1649. KANSAS *v.* HENDRICKS; and

No. 95-9075. HENDRICKS *v.* KANSAS. Sup. Ct. Kan. Motions of Leroy Hendricks for leave to proceed *in forma pauperis* granted. Certiorari granted, cases consolidated, and a total of one hour allotted for oral argument. Reported below: 259 Kan. 246, 912 P. 2d 129.

No. 95-1694. REGENTS OF THE UNIVERSITY OF CALIFORNIA ET AL. *v.* DOE. C. A. 9th Cir. Motion of American Council on Education et al. for leave to file a brief as *amici curiae* granted. Certiorari granted. Reported below: 65 F. 3d 771.

No. 95-1717. UNITED STATES *v.* LANIER. C. A. 6th Cir. Motion of Southern Poverty Law Center et al. for leave to file a brief as *amici curiae* granted. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 73 F. 3d 1380.

Certiorari Denied

No. 95-1469. RICHARD *v.* HINSON, ADMINISTRATOR, FEDERAL AVIATION ADMINISTRATION. C. A. 5th Cir. Certiorari denied. Reported below: 70 F. 3d 415.

No. 95-1472. KLUMP *v.* DUFFUS ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 71 F. 3d 1368.

No. 95-1480. HOTCAVEG ET AL. *v.* KENNEDY, DIRECTOR, NATIONAL PARK SERVICE, ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 72 F. 3d 133.

No. 95-1483. YANEZ-PENALOZA *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 5th Cir. Certiorari denied. Reported below: 77 F. 3d 473.

No. 95-1492. AKERS ET AL. *v.* PALMER ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 71 F. 3d 226.

No. 95-1528. HARRIS COUNTY APPRAISAL DISTRICT ET AL. *v.* VIRGINIA INDONESIA Co. Sup. Ct. Tex. Certiorari denied. Reported below: 910 S. W. 2d 905.

518 U. S.

June 17, 1996

No. 95-1557. *SHOWA ALUMINUM CORP. ET AL. v. MODINE MANUFACTURING CO. ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 75 F. 3d 1545.

No. 95-1599. *KARADZIC v. KADIC, ON HER OWN BEHALF AND ON BEHALF OF HER INFANT SONS, BENJAMIN AND OGNJEN, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 70 F. 3d 232.

No. 95-1603. *YONTZ v. ADAMS ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 73 F. 3d 361.

No. 95-1635. *MINNESOTA COUNCIL OF DOG CLUBS ET AL. v. CITY OF MINNEAPOLIS.* Ct. App. Minn. Certiorari denied. Reported below: 540 N. W. 2d 903.

No. 95-1642. *GOMEZ v. ALLEGHENY HEALTH SERVICES, INC., AKA ALLEGHENY HEALTH EDUCATION AND RESEARCH FOUNDATION, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 71 F. 3d 1079.

No. 95-1646. *WHARF CABLE LTD. v. UNITED INTERNATIONAL HOLDINGS, INC., ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 76 F. 3d 393.

No. 95-1666. *BABCOCK & WILCOX CO. v. SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO (MATSON NAVIGATION CO., INC., ET AL., REAL PARTIES IN INTEREST).* Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 95-1679. *MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION v. CHAULK SERVICES, INC.* C. A. 1st Cir. Certiorari denied. Reported below: 70 F. 3d 1361.

No. 95-1688. *HANKINS ET AL. v. MELTON.* Ct. App. Miss. Certiorari denied. Reported below: 669 So. 2d 797.

No. 95-1695. *CALIFORNIA v. BINDA.* Ct. App. Cal., 5th App. Dist. Certiorari denied.

No. 95-1703. *WOOD v. SUPERIOR COURT OF CALIFORNIA, ALAMEDA COUNTY, ET AL.* Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 95-1707. *TIC UNITED CORP. v. PATTON ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 77 F. 3d 1235.

June 17, 1996

518 U. S.

No. 95-1714. *NIEWALD v. SCAFE, CHIEF OF POLICE, OVERLAND PARK POLICE DEPARTMENT*. Ct. App. Kan. Certiorari denied. Reported below: 21 Kan. App. 2d xxxix, 906 P. 2d 187.

No. 95-1719. *DANIELS v. GREATER BALTIMORE MEDICAL CENTER ET AL.* Ct. Sp. App. Md. Certiorari denied. Reported below: 104 Md. App. 759.

No. 95-1735. *WALKER v. MANVILLE PERSONAL INJURY TRUST*. C. A. 7th Cir. Certiorari denied. Reported below: 71 F. 3d 1319.

No. 95-1737. *LUCAS v. GEE ET AL.* Ct. App. Ohio, Franklin County. Certiorari denied. Reported below: 104 Ohio App. 3d 423, 662 N. E. 2d 382.

No. 95-1739. *BREEDLOVE v. TYSONS MANOR HOMEOWNERS ASSN. ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 74 F. 3d 1230.

No. 95-1748. *AARON v. PUBLIC UTILITIES COMMISSION OF CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 95-1753. *ARENS v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 73 F. 3d 379.

No. 95-1759. *MINIX v. FRAZIER, JUDGE, JOHNSON CIRCUIT COURT (MINIX, REAL PARTY IN INTEREST)*. Sup. Ct. Ky. Certiorari denied.

No. 95-1761. *HEINMILLER v. DEPARTMENT OF HEALTH OF WASHINGTON*. Sup. Ct. Wash. Certiorari denied. Reported below: 127 Wash. 2d 595, 903 P. 2d 433.

No. 95-1786. *DOUCETTE v. SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO (SAN DIEGO UNIFIED PORT DISTRICT, REAL PARTY IN INTEREST)*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 95-1799. *GILLELAND v. DUBUISSON ET AL.* Ct. App. Tex., 3d Dist. Certiorari denied.

No. 95-1801. *ZAIDI v. CARRICO, CHIEF JUSTICE OF VIRGINIA, ET AL.* Sup. Ct. Va. Certiorari denied.

No. 95-1815. *BRIGHT v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 12 Cal. 4th 652, 909 P. 2d 1354.

518 U. S.

June 17, 1996

No. 95-1817. KORNMAN ET VIR, INDIVIDUALLY AND ON BEHALF OF THEIR DEPENDENT SON, KORNMAN *v.* BLUE CROSS/BLUE SHIELD OF LOUISIANA. Ct. App. La., 5th Cir. Certiorari denied. Reported below: 662 So. 2d 498.

No. 95-1857. STEPHEN M. *v.* PAMELA N. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 95-1866. \$227,865 IN UNITED STATES CURRENCY *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 73 F. 3d 371.

No. 95-1894. LIBERTY NATURAL PRODUCTS, INC. *v.* NATIONAL LABOR RELATIONS BOARD. C. A. 9th Cir. Certiorari denied. Reported below: 73 F. 3d 369.

No. 95-6488. WILLIS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 61 F. 3d 526.

No. 95-6724. JOHNSON *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 63 F. 3d 242.

No. 95-7323. HOFMANN *v.* IOWA. Sup. Ct. Iowa. Certiorari denied. Reported below: 537 N. W. 2d 767.

No. 95-7955. CRETACCI *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 62 F. 3d 307.

No. 95-7986. RODRIGUEZ *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 71 F. 3d 875.

No. 95-8005. SHARP *v.* MISSOURI. Ct. App. Mo., Eastern Dist. Certiorari denied. Reported below: 908 S. W. 2d 752.

No. 95-8121. BOTERO-OSPINA *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 71 F. 3d 783.

No. 95-8248. REESE *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 71 F. 3d 582.

No. 95-8276. TOKERUD *v.* CAPITOLBANK SACRAMENTO. Ct. App. Cal., 3d App. Dist. Certiorari denied. Reported below: 38 Cal. App. 4th 775, 45 Cal. Rptr. 2d 345.

No. 95-8299. EARLY *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 72 F. 3d 507.

June 17, 1996

518 U. S.

No. 95-8569. *LOPEZ v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 71 F. 3d 954.

No. 95-8599. *HOLLIDAY v. PAGE*. Super. Ct. Pa. Certiorari denied. Reported below: 440 Pa. Super. 490, 656 A. 2d 136.

No. 95-8601. *LEWIS v. KNOX ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 73 F. 3d 1108.

No. 95-8608. *NASH v. MISSISSIPPI DEPARTMENT OF CORRECTIONS ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 77 F. 3d 477.

No. 95-8611. *LACEY v. UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF ALABAMA*. C. A. 11th Cir. Certiorari denied.

No. 95-8612. *MCCARGO v. NEW YORK*. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 219 App. Div. 2d 683, 631 N. Y. S. 2d 407.

No. 95-8613. *LAMB v. NORTH DAKOTA STATE BAR BOARD*. Sup. Ct. N. D. Certiorari denied. Reported below: 539 N. W. 2d 865.

No. 95-8620. *HAY v. GROOSE, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL CENTER*. C. A. 8th Cir. Certiorari denied.

No. 95-8623. *TEDDER v. ALABAMA BOARD OF PARDONS AND PAROLES*. Ct. Crim. App. Ala. Certiorari denied. Reported below: 677 So. 2d 1261.

No. 95-8634. *STOCKING v. LEE FOOK-KAI*. C. A. D. C. Cir. Certiorari denied.

No. 95-8636. *RUEL v. SACO & BIDDEFORD SAVINGS INSTITUTION ET AL.* C. A. 1st Cir. Certiorari denied.

No. 95-8638. *PRADO v. SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN BERNARDINO, ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 95-8641. *STEPHENS v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

518 U. S.

June 17, 1996

No. 95-8645. *RODRIGUEZ v. ALFORD, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 77 F. 3d 477.

No. 95-8647. *KUKES v. MULKEY, JUDGE, SUPERIOR COURT OF CALIFORNIA, BUTTE COUNTY, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 95-8651. *CARLSEN v. UTAH*. Ct. App. Utah. Certiorari denied.

No. 95-8652. *SCOTT v. NEW YORK*. App. Div., Sup. Ct. N. Y., 4th Jud. Dept. Certiorari denied. Reported below: 221 App. Div. 2d 980, 635 N. Y. S. 2d 570.

No. 95-8654. *BATES v. TRUE*. C. A. 7th Cir. Certiorari denied. Reported below: 76 F. 3d 381.

No. 95-8660. *FAISH v. PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY*. C. A. 3d Cir. Certiorari denied. Reported below: 72 F. 3d 298.

No. 95-8668. *ARAGON v. WADE, DIRECTOR, BERNALILLO COUNTY DETENTION CENTER, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 74 F. 3d 1248.

No. 95-8671. *WILDER v. OKLAHOMA DEPARTMENT OF HUMAN SERVICES*. Sup. Ct. Okla. Certiorari denied.

No. 95-8672. *WILSON v. RAGEN*. C. A. 6th Cir. Certiorari denied.

No. 95-8675. *LUNA v. MILLER*. C. A. 6th Cir. Certiorari denied. Reported below: 72 F. 3d 129.

No. 95-8678. *CHARRON v. GAMMON ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 69 F. 3d 851.

No. 95-8682. *BELL v. MOORE, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 72 F. 3d 421.

No. 95-8691. *WAITS v. CRAPPS ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 68 F. 3d 463.

No. 95-8692. *WASHINGTON v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

June 17, 1996

518 U. S.

No. 95–8693. *WOOLDRIDGE v. SCOTT, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 77 F. 3d 494.

No. 95–8694. *YOUNKIN v. SOBINA, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT SOMERSET.* C. A. 3d Cir. Certiorari denied.

No. 95–8696. *TURNER v. CLINTON, PRESIDENT OF THE UNITED STATES, ET AL.*; *TURNER v. ERVIN*; *TURNER v. KUYKENDALL*; *TURNER v. KUYKENDALL*; and *TURNER v. AUGUSTA COUNTY SHERIFF’S DEPARTMENT ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 76 F. 3d 376 (first judgment); 74 F. 3d 1234 (second, third, fourth, and fifth judgments).

No. 95–8707. *LINK v. UNITED STATES ET AL.* C. A. 8th Cir. Certiorari denied.

No. 95–8720. *BARZILLA v. UNITED STATES POSTAL SERVICE.* C. A. 9th Cir. Certiorari denied. Reported below: 79 F. 3d 1152.

No. 95–8742. *AMARILLE v. OFFICE OF PERSONNEL MANAGEMENT.* C. A. Fed. Cir. Certiorari denied. Reported below: 78 F. 3d 605.

No. 95–8756. *BORDEN v. MASSACHUSETTS.* C. A. 1st Cir. Certiorari denied.

No. 95–8814. *MURRAY v. ARIZONA.* Sup. Ct. Ariz. Certiorari denied. Reported below: 184 Ariz. 9, 906 P. 2d 542.

No. 95–8833. *CROASMUN v. FRANK, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT CRESSON.* C. A. 3d Cir. Certiorari denied. Reported below: 82 F. 3d 404.

No. 95–8846. *PHILLIPS v. JAMES, GOVERNOR OF ALABAMA, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 95–8874. *JOHNSON v. DELAWARE.* Sup. Ct. Del. Certiorari denied. Reported below: 676 A. 2d 904.

No. 95–8902. *HALL v. DiPAOLO, SUPERINTENDENT, MASSACHUSETTS CORRECTIONAL INSTITUTION.* C. A. 1st Cir. Certiorari denied. Reported below: 72 F. 3d 243.

No. 95–8917. *JONES v. NORTH CAROLINA.* Sup. Ct. N. C. Certiorari denied. Reported below: 342 N. C. 457, 466 S. E. 2d 696.

518 U. S.

June 17, 1996

No. 95-8922. *DELA RAMA LORENZO v. IMMIGRATION AND NATURALIZATION SERVICE*. C. A. 9th Cir. Certiorari denied. Reported below: 67 F. 3d 307.

No. 95-8923. *MEHTA ET AL. v. PAMRAPO SAVINGS BANK*. Sup. Ct. N. J. Certiorari denied.

No. 95-8927. *PARRISH v. COLORADO ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 78 F. 3d 1473.

No. 95-8928. *STAHLER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 77 F. 3d 483.

No. 95-8943. *RICE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 76 F. 3d 394.

No. 95-8949. *STAMPS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 9 F. 3d 1547.

No. 95-8950. *PEGUERO v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 76 F. 3d 370.

No. 95-8964. *DANIELS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 81 F. 3d 174.

No. 95-8966. *GRUBB v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 83 F. 3d 434.

No. 95-8979. *MIDDLEBROOK v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 81 F. 3d 162.

No. 95-8988. *WELLS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 70 F. 3d 1264.

No. 95-8994. *SMITH-BOWMAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 76 F. 3d 634.

No. 95-8996. *JONES v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 72 F. 3d 920.

No. 95-8998. *IVESTER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 75 F. 3d 182.

No. 95-8999. *LEBRON v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 76 F. 3d 29.

No. 95-9000. *KNIGHT v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 76 F. 3d 86.

June 17, 1996

518 U. S.

No. 95-9001. *INFANTE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 83 F. 3d 435.

No. 95-9003. *ANUDU ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 77 F. 3d 471.

No. 95-9008. *ALMSTEDT v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 79 F. 3d 1139.

No. 95-9015. *FLOYD v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 77 F. 3d 491.

No. 95-9025. *LUDY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 81 F. 3d 164.

No. 95-9030. *BENNETT v. UNITED STATES PAROLE COMMISSION*. C. A. 10th Cir. Certiorari denied. Reported below: 83 F. 3d 324.

No. 95-9031. *CABRERRA v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 80 F. 3d 558.

No. 95-9038. *OBAJULUWA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 77 F. 3d 479.

No. 95-9043. *BECK v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 100 F. 3d 944.

No. 95-9047. *ABAYAN v. OFFICE OF PERSONNEL MANAGEMENT*. C. A. Fed. Cir. Certiorari denied. Reported below: 73 F. 3d 380.

No. 95-9050. *SCOLARI v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 72 F. 3d 751.

No. 95-9052. *CRAWFORD v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 100 F. 3d 944.

No. 95-9054. *BELLIS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 95-9060. *EICKLEBERRY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

518 U. S.

June 17, 18, 20, 1996

No. 95-9061. FULLER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 76 F. 3d 376.

No. 95-9064. GAITHER ET AL. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 83 F. 3d 416.

No. 95-1729. FORREST, SECRETARY, LOUISIANA DEPARTMENT OF HEALTH AND HOSPITALS, ET AL. *v.* BLANCHARD ET AL. C. A. 5th Cir. Motion of respondents for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 71 F. 3d 1163.

Rehearing Denied

No. 95-8059. MINETTI *v.* LOCAL 9, INTERNATIONAL LONGSHOREMEN AND WAREHOUSEMEN UNION, ET AL., 517 U. S. 1170;

No. 95-8073. DALE *v.* CHAMPION, WARDEN, 517 U. S. 1170;

No. 95-8094. KORNAHRENS *v.* MOORE, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL., 517 U. S. 1171;

No. 95-8101. OLSEN *v.* SABAL MARKETING, INC., ET AL., 517 U. S. 1171;

No. 95-8148. IDEMUDIA *v.* CONSOLIDATED RAIL CORPORATION, 517 U. S. 1172;

No. 95-8330. MCCAULEY *v.* WINEGARDEN, JUDGE, SUPERIOR COURT OF GEORGIA, GWINNETT COUNTY, ET AL., 517 U. S. 1149; and

No. 95-8633. IN RE DAY, 517 U. S. 1186. Petitions for rehearing denied.

JUNE 18, 1996

Miscellaneous Order

No. A-1014 (95-1608). MCKENNA, DIRECTOR, RAMSEY COUNTY DEPARTMENT OF PROPERTY RECORDS AND REVENUE, ET AL. *v.* TWIN CITIES AREA NEW PARTY. C. A. 8th Cir. [Certiorari granted, 517 U. S. 1219.] Application for stay, presented to JUSTICE THOMAS, and by him referred to the Court, denied.

JUNE 20, 1996

Dismissal Under Rule 46

No. 95-797. OWENS-ILLINOIS, INC. *v.* REKDAHL ET AL. Ct. App. Cal., 2d App. Dist. Certiorari dismissed under this Court's Rule 46.

JUNE 24, 1996

Appeals Dismissed

- No. 95-1681. LOUISIANA ET AL. *v.* HAYS ET AL.;
No. 95-1682. LOUISIANA LEGISLATIVE BLACK CAUCUS ET AL.
v. HAYS ET AL.; and
No. 95-1710. UNITED STATES *v.* HAYS ET AL. Appeals from
D. C. W. D. La. dismissed as moot. JUSTICE STEVENS dissents.
Reported below: 936 F. Supp. 360.

Vacated and Remanded on Appeal

- No. 95-378. VOINOVICH, GOVERNOR OF OHIO, ET AL. *v.*
QUILTER, SPEAKER PRO TEMPORE OF OHIO HOUSE OF REPRESENTATIVES, ET AL. Appeal from D. C. N. D. Ohio. Judgment
vacated, and case remanded for further consideration in light of
Bush v. Vera, 517 U.S. 952 (1996), and *Shaw v. Hunt*, 517 U.S.
899 (1996). Reported below: 912 F. Supp. 1006.

Certiorari Granted—Vacated and Remanded

- No. 95-830. RENO, ATTORNEY GENERAL OF THE UNITED
STATES *v.* DOE, BY LAVERY, EXECUTOR OF HIS ESTATE. C. A.
9th Cir. Certiorari granted, judgment vacated, and case re-
manded for further consideration in light of *Lane v. Peña*, *ante*,
p. 187. Reported below: 62 F. 3d 1424.

- No. 95-6636. RYBICKI *v.* UNITED STATES. C. A. 4th Cir. Mo-
tion of petitioner for leave to proceed *in forma pauperis* granted.
Certiorari granted, judgment vacated, and case remanded for fur-
ther consideration in light of *Koon v. United States*, *ante*, p. 81.
Reported below: 60 F. 3d 826.

- No. 95-8431. CUELLAR *v.* UNITED STATES. C. A. 5th Cir.
Motion of petitioner for leave to proceed *in forma pauperis*
granted. Certiorari granted, judgment vacated, and case re-
manded for further consideration in light of *Bailey v. United*
States, 516 U.S. 137 (1995). Reported below: 71 F. 3d 878.

- No. 95-8563. EDWARDS *v.* UNITED STATES. C. A. 7th Cir.
Motion of petitioner for leave to proceed *in forma pauperis*
granted. Certiorari granted, judgment vacated, and case re-
manded for further consideration in light of *Rutledge v. United*
States, 517 U.S. 292 (1996). Reported below: 77 F. 3d 968.

518 U. S.

June 24, 1996

Miscellaneous Orders

No. A-975. WELZ ET AL. *v.* NEW YORK. Justice Ct., Village of Dobbs Ferry, N. Y. Application for stay, addressed to JUSTICE THOMAS and referred to the Court, denied.

No. D-1690. IN RE DISBARMENT OF WEINIG. Harvey Weinig, 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 the practice of law before this Court. The rule to show cause, issued on June 10, 1996 [517 U. S. 1242], is discharged.

No. D-1693. IN RE DISBARMENT OF SHEFFEY. Ralph E. Sheffey, of Rochester, Minn., is suspended from the practice of law in this Court, and a rule will 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-1694. IN RE DISBARMENT OF COOK. Clifford Ronald Cook, of Sandwich, Ill., is suspended from the practice of law in this Court, and a rule will 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-1695. IN RE DISBARMENT OF SCHNEIDER. Patricia A. Schneider, of Shorewood, Ill., is suspended from the practice of law in this Court, and a rule will 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. M-70. MEDINA *v.* CALIFORNIA. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner granted.

No. 95-1498. HILL *v.* DEPARTMENT OF THE AIR FORCE ET AL. C. A. 10th Cir. Motion of petitioner to review second extension of time to file a brief in opposition and other relief denied.

No. 95-1598. YOUNG ET AL. *v.* HARPER. C. A. 10th Cir. [Certiorari granted, 517 U. S. 1219.] Motion for appointment of counsel granted, and it is ordered that Margaret Winter, Esq., of Washington, D. C., be appointed to serve as counsel for respondent in this case.

June 24, 1996

518 U. S.

No. 95-1773. TEXAS ET AL. *v.* HOPWOOD ET AL. C. A. 5th Cir. Motion of petitioners in No. 95-1845 to have this petition considered with No. 95-1845, *Thurgood Marshall Legal Society et al. v. Hopwood et al.*, granted.

No. 95-8723. IN RE SWENDRA; and

No. 95-8900. IN RE BALLARD ET AL. Petitions for writs of mandamus denied.

No. 95-8749. IN RE HAMPTON; and

No. 95-8848. IN RE RIVERA. Petitions for writs of mandamus and/or prohibition denied.

No. 95-9048. IN RE VAN. Petition for writ of prohibition denied.

Certiorari Granted

No. 95-897. AUER ET AL. *v.* ROBBINS ET AL. C. A. 8th Cir. Certiorari granted. Reported below: 65 F. 3d 702.

No. 95-1853. CLINTON *v.* JONES. C. A. 8th Cir. Certiorari granted. Reported below: 72 F. 3d 1354.

No. 95-1726. UNITED STATES *v.* LABONTE ET AL. C. A. 1st Cir. Motions of respondents Alfred Hunnewell, George LaBonte, and Stephen Dyer for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 70 F. 3d 1396.

Certiorari Denied

No. 95-137. WILLIAMS ET AL. *v.* NATIONAL BASKETBALL ASSN. ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 45 F. 3d 684.

No. 95-270. WORCESTER COUNTY, MARYLAND, ET AL. *v.* CANE ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 59 F. 3d 165.

No. 95-1302. DIAZ MATOS *v.* PUERTO RICO. Sup. Ct. P. R. Certiorari denied.

No. 95-1311. PARRAVANO ET AL. *v.* BABBITT, SECRETARY OF THE INTERIOR, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 70 F. 3d 539.

518 U. S.

June 24, 1996

No. 95-1381. *VILLAGE OF AIRMONT, NEW YORK v. LEBLANC-STERNBERG ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 67 F. 3d 412.

No. 95-1534. *CONSTELLATION DEVELOPMENT CORP. v. DOWDEN, SUCCESSOR TRUSTEE, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 66 F. 3d 931.

No. 95-1558. *DIAZ ET AL. v. CITY OF NEW YORK ET AL.* App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 211 App. Div. 2d 789, 622 N. Y. S. 2d 102.

No. 95-1579. *PRICE ET AL. v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 65 F. 3d 903.

No. 95-1596. *GICC CAPITAL CORP. v. TECHNOLOGY FINANCE GROUP, INC., ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 67 F. 3d 463.

No. 95-1601. *CARROLL ET UX. v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 6th Cir. Certiorari denied. Reported below: 71 F. 3d 1228.

No. 95-1613. *PERKINS v. BROWN, SECRETARY OF VETERANS AFFAIRS.* C. A. 1st Cir. Certiorari denied. Reported below: 70 F. 3d 1252.

No. 95-1619. *SHANGREAU v. BABBITT, SECRETARY OF THE INTERIOR.* C. A. 8th Cir. Certiorari denied. Reported below: 68 F. 3d 208.

No. 95-1634. *PACIFIC GAS & ELECTRIC Co. v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 73 F. 3d 953.

No. 95-1653. *ST. HILAIRE, INDIVIDUALLY, AND AS EXECUTRIX FOR THE ESTATE OF ST. HILAIRE, DECEASED v. CITY OF LACONIA ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 71 F. 3d 20.

No. 95-1672. *BLACK TELEVISION WORKSHOP OF LOS ANGELES, INC., ET AL. v. FEDERAL COMMUNICATIONS COMMISSION ET AL.; and*

No. 95-1881. *WARE ET AL. v. FEDERAL COMMUNICATIONS COMMISSION ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 70 F. 3d 639.

June 24, 1996

518 U. S.

No. 95-1696. *CHARNEY ET AL. v. PANITZ*. Super. Ct. Pa. Certiorari denied. Reported below: 437 Pa. Super. 660, 649 A. 2d 457.

No. 95-1697. *SCHAFER ET AL. v. KENNEDY ET UX*. C. A. 8th Cir. Certiorari denied. Reported below: 71 F. 3d 292.

No. 95-1700. *ESPINOSA GUERRERO ET AL. v. CUMMINGS ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 70 F. 3d 1111.

No. 95-1702. *VILLAGE OF SUN v. RITTER*. C. A. 5th Cir. Certiorari denied. Reported below: 77 F. 3d 479.

No. 95-1705. *ATCHISON, TOPEKA & SANTA FE RAILWAY CO. v. ROTH*. Ct. App. Mo., Western Dist. Certiorari denied. Reported below: 912 S. W. 2d 583.

No. 95-1712. *INVESTORS EQUITY LIFE HOLDING CO. v. METCALF, HAWAII INSURANCE COMMISSIONER, ET AL.* Sup. Ct. Haw. Certiorari denied. Reported below: 80 Haw. 339, 910 P. 2d 110.

No. 95-1721. *IMAZIO NURSERY, INC. v. COASTAL NURSERY ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 69 F. 3d 1560.

No. 95-1728. *LOHMAN ET AL. v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 74 F. 3d 863.

No. 95-1730. *NORTHROP GRUMMAN CORP. ET AL. v. UNITED STATES EX REL. GREEN*. C. A. 9th Cir. Certiorari denied. Reported below: 59 F. 3d 953.

No. 95-1731. *OHIO v. BEEMAN ET UX*. Sup. Ct. Ohio. Certiorari denied. Reported below: 74 Ohio St. 3d 49, 656 N. E. 2d 623.

No. 95-1732. *CITY OF PORTLAND v. NORTHWEST ENVIRONMENTAL ADVOCATES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 56 F. 3d 979.

No. 95-1741. *DAVIS ET AL. v. SHANOR, TRUSTEE*. C. A. 10th Cir. Certiorari denied. Reported below: 70 F. 3d 1282.

No. 95-1750. *NOLEN v. GEORGIA*. Ct. App. Ga. Certiorari denied. Reported below: 218 Ga. App. 819, 463 S. E. 2d 504.

518 U. S.

June 24, 1996

No. 95-1752. *SHERWIN-WILLIAMS CO. v. CENTRAL STATES, SOUTHEAST AND SOUTHWEST AREAS PENSION FUND*. C. A. 7th Cir. Certiorari denied. Reported below: 71 F. 3d 1338.

No. 95-1755. *FABRICACION METALICA DE MATAMOROS, S. A. DE C. V. v. HERNANDEZ ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 77 F. 3d 475.

No. 95-1758. *WILLIAMS NATURAL GAS CO. v. TALUS PROPERTIES LIMITED PARTNERSHIP ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 72 F. 3d 138.

No. 95-1767. *UTAH WOMEN'S CLINIC, INC., ET AL. v. LEAVITT, GOVERNOR OF UTAH, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 75 F. 3d 564.

No. 95-1771. *PIERCE v. OHIO*. Ct. App. Ohio, Cuyahoga County. Certiorari denied.

No. 95-1787. *FLATLEY v. WHITMAN, GOVERNOR OF NEW JERSEY, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 95-1790. *UNITED FOOD AND COMMERCIAL WORKERS UNION, LOCAL 204, AFL-CIO, ET AL. v. LUNDY PACKING CO. ET AL.* (two judgments). C. A. 4th Cir. Certiorari denied. Reported below: 68 F. 3d 1577 (first judgment); 81 F. 3d 25 (second judgment).

No. 95-1800. *CHAMBLEE ET AL. v. JIM WALTER RESOURCES, INC., ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 70 F. 3d 125.

No. 95-1813. *CHEGUINA v. MERIT SYSTEMS PROTECTION BOARD*. C. A. Fed. Cir. Certiorari denied. Reported below: 69 F. 3d 1143.

No. 95-1822. *SCHNUCK MARKETS, INC. v. MARX*. C. A. 10th Cir. Certiorari denied. Reported below: 76 F. 3d 324.

No. 95-1827. *KLAT v. COUNTY OF SAN DIEGO ET AL.* C. A. 9th Cir. Certiorari denied.

No. 95-1836. *BIRDSEYE ET AL. v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied. Reported below: 543 Pa. 251, 670 A. 2d 1124.

No. 95-1838. *RUCKER v. ILLINOIS CIVIL SERVICE COMMISSION ET AL.* App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 272 Ill. App. 3d 1135, 688 N. E. 2d 399.

June 24, 1996

518 U. S.

No. 95-1843. *ROBINETT v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 62 F. 3d 1433.

No. 95-1850. *WOODS v. WAL-MART ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 77 F. 3d 494.

No. 95-1862. *HARNISH ET UX. v. KEYSTONE FARM CREDIT*. Super. Ct. Pa. Certiorari denied. Reported below: 447 Pa. Super. 642, 668 A. 2d 1203.

No. 95-1870. *EBERWIEN v. VIRGINIA*. Ct. App. Va. Certiorari denied.

No. 95-1876. *LEVIN v. ATTORNEY REGISTRATION AND DISCIPLINARY COMMISSION, SUPREME COURT OF ILLINOIS, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 74 F. 3d 763.

No. 95-1877. *WILLIAMS v. AIR WISCONSIN, INC., ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 74 F. 3d 1235.

No. 95-1892. *KNAPP v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 73 F. 3d 1470.

No. 95-1899. *HARVEY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 66 F. 3d 340.

No. 95-1900. *EXXON CHEMICAL PATENTS, INC., ET AL. v. LUBRIZOL CORP.* C. A. Fed. Cir. Certiorari denied. Reported below: 64 F. 3d 1553.

No. 95-1903. *TIBOLT v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 72 F. 3d 965.

No. 95-1907. *SAENZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 71 F. 3d 878.

No. 95-1909. *JACKSON ET UX. v. RUBIN, SECRETARY OF THE TREASURY*. C. A. 11th Cir. Certiorari denied. Reported below: 74 F. 3d 1252.

No. 95-1921. *SARNO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 73 F. 3d 1470.

No. 95-1923. *AMIGABLE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 73 F. 3d 1508.

518 U. S.

June 24, 1996

No. 95-1934. *THEODOSOPOULOS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 78 F. 3d 587.

No. 95-5022. *POLANCO, AKA BROWN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 53 F. 3d 893.

No. 95-6721. *BASHIR v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 57 F. 3d 1074.

No. 95-6977. *MCCANN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 51 F. 3d 283.

No. 95-7079. *THOMAS, AKA SHISINDAY v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 906 S. W. 2d 22.

No. 95-7568. *BARBOUR v. ALABAMA*. Sup. Ct. Ala. Certiorari denied. Reported below: 673 So. 2d 473.

No. 95-7651. *GREEN v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 912 S. W. 2d 189.

No. 95-7867. *DEMETRESS W. v. SAN BERNARDINO COUNTY DEPARTMENT OF PUBLIC SOCIAL SERVICES*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 95-7981. *SIMMS v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 168 Ill. 2d 176, 659 N. E. 2d 922.

No. 95-8160. *MCINTYRE v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 266 Ga. 7, 463 S. E. 2d 476.

No. 95-8263. *KELTNER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 72 F. 3d 134.

No. 95-8335. *WAPNICK v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 60 F. 3d 948.

No. 95-8391. *AHMAD v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 67 F. 3d 309.

No. 95-8438. *SANABRIA-CASARES v. CRABTREE, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 73 F. 3d 370.

No. 95-8441. *CONNER v. UNITED STATES*; and
No. 95-8674. *TITUS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 77 F. 3d 465.

June 24, 1996

518 U. S.

No. 95-8465. *LONG v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 70 F. 3d 1263.

No. 95-8466. *MCCOY, ON BEHALF OF MCCOY v. CHATER, COMMISSIONER OF SOCIAL SECURITY*. C. A. 6th Cir. Certiorari denied. Reported below: 81 F. 3d 44.

No. 95-8483. *BARRIOS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 66 F. 3d 340.

No. 95-8534. *JUVENILE MALE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 74 F. 3d 526.

No. 95-8537. *SMYTH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 61 F. 3d 711 and 73 F. 3d 887.

No. 95-8591. *MCCALLUM v. EDISON COMMUNITY COLLEGE*. C. A. 11th Cir. Certiorari denied. Reported below: 71 F. 3d 881.

No. 95-8681. *SIEGEL v. COURT OF APPEAL OF CALIFORNIA, SECOND APPELLATE DISTRICT*. Sup. Ct. Cal. Certiorari denied.

No. 95-8686. *PORRATA v. PETERS, WARDEN, ET AL.* C. A. 7th Cir. Certiorari denied.

No. 95-8697. *GULBRANDSON v. ARIZONA*. Sup. Ct. Ariz. Certiorari denied. Reported below: 184 Ariz. 46, 906 P. 2d 579.

No. 95-8699. *DUNN v. CALIFORNIA*. Ct. App. Cal., 3d App. Dist. Certiorari denied. Reported below: 40 Cal. App. 4th 1039, 47 Cal. Rptr. 2d 638.

No. 95-8702. *NICHOLS v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 69 F. 3d 1255.

No. 95-8703. *JACKSON v. YLST, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 76 F. 3d 386.

No. 95-8705. *LEKHOVITSER v. LEKHOVITSER*. Sup. Ct. Fla. Certiorari denied. Reported below: 666 So. 2d 144.

No. 95-8706. *LIGHTNER v. DIXON LUMBER CO. ET AL.* C. A. 11th Cir. Certiorari denied.

No. 95-8713. *BRAUN v. STOTTS ET AL.* C. A. 10th Cir. Certiorari denied.

518 U. S.

June 24, 1996

No. 95–8716. *LANE v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 95–8718. *ARMSTEAD v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 79 F. 3d 1144.

No. 95–8719. *CHAPMAN v. NORTH CAROLINA*. Sup. Ct. N. C. Certiorari denied. Reported below: 342 N. C. 330, 464 S. E. 2d 661.

No. 95–8724. *ANDERSON v. ILLINOIS ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 70 F. 3d 1274.

No. 95–8726. *TEEL v. PARKER COUNTY, TEXAS, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 77 F. 3d 474.

No. 95–8728. *R. A. D. v. M. H. M.* Sup. Ct. Fla. Certiorari denied. Reported below: 672 So. 2d 543.

No. 95–8732. *DOYLE v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 79 F. 3d 1160.

No. 95–8734. *FICA v. CRAWFORD ET AL.* C. A. 11th Cir. Certiorari denied.

No. 95–8735. *HAGAR v. NOTTINGHAM, JUDGE, UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO, ET AL.* C. A. 10th Cir. Certiorari denied.

No. 95–8743. *PLANTILLAS BENITEZ v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 95–8744. *DYE v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

No. 95–8745. *GASTON v. WHITLEY, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 67 F. 3d 121.

No. 95–8746. *HERRING v. DEPARTMENT OF VETERANS AFFAIRS ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 76 F. 3d 386.

No. 95–8748. *HERNANDEZ v. ALONSO*. Sup. Ct. Fla. Certiorari denied. Reported below: 670 So. 2d 937.

June 24, 1996

518 U. S.

No. 95-8760. *MOODY v. SECURITY PACIFIC FINANCIAL CORP.* C. A. 11th Cir. Certiorari denied. Reported below: 74 F. 3d 1255.

No. 95-8763. *JABAAR v. KRUGER ET AL.* C. A. 6th Cir. Certiorari denied.

No. 95-8771. *BRENNAN v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 95-8772. *ARAYA v. UNIVERSITY OF THE DISTRICT OF COLUMBIA.* C. A. D. C. Cir. Certiorari denied.

No. 95-8778. *DEES v. BRADDOCK, WARDEN.* C. A. 5th Cir. Certiorari denied. Reported below: 77 F. 3d 478.

No. 95-8779. *HINKLE v. ILLINOIS.* App. Ct. Ill., 3d Dist. Certiorari denied. Reported below: 276 Ill. App. 3d 1139, 697 N. E. 2d 23.

No. 95-8780. *GRISMORE v. RYDER TRUCK RENTAL ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 95-8781. *FICA v. CORRECTIONS CORPORATION OF AMERICA ET AL.* C. A. 11th Cir. Certiorari denied.

No. 95-8783. *GILL v. TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 78 F. 3d 581.

No. 95-8784. *PAGE v. RUNYON, POSTMASTER GENERAL.* C. A. 7th Cir. Certiorari denied.

No. 95-8787. *MACDONALD v. ILLINOIS.* Sup. Ct. Ill. Certiorari denied. Reported below: 168 Ill. 2d 420, 660 N. E. 2d 832.

No. 95-8789. *JAYNES v. NORTH CAROLINA.* Sup. Ct. N. C. Certiorari denied. Reported below: 342 N. C. 249, 464 S. E. 2d 448.

No. 95-8799. *LINK v. DIRKS ET AL.* C. A. 8th Cir. Certiorari denied.

No. 95-8803. *ST. LOUIS v. TEXAS WORKERS' COMPENSATION COMMISSION ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 65 F. 3d 43.

518 U. S.

June 24, 1996

No. 95-8807. *ABIDEKUN v. COOMBE*, ACTING COMMISSIONER, NEW YORK DEPARTMENT OF CORRECTIONAL SERVICES. C. A. 2d Cir. Certiorari denied.

No. 95-8817. *BOWELL v. PRUNTY*, WARDEN. C. A. 9th Cir. Certiorari denied.

No. 95-8831. *SCHINDLER v. MONTANA*. Sup. Ct. Mont. Certiorari denied. Reported below: 275 Mont. 533, 913 P. 2d 1259.

No. 95-8857. *FRANCE v. BURTON*, WARDEN, ET AL. C. A. 11th Cir. Certiorari denied.

No. 95-8862. *D'AGNILLO v. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 100 F. 3d 943.

No. 95-8881. *BROWN v. ILLINOIS*. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 276 Ill. App. 3d 1143, 697 N. E. 2d 25.

No. 95-8888. *WILLIAMS v. DALTON*, SECRETARY OF THE NAVY. C. A. 4th Cir. Certiorari denied. Reported below: 70 F. 3d 1264.

No. 95-8894. *HUDSON v. GAMMON*, SUPERINTENDENT, MOB-ERLY CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied. Reported below: 76 F. 3d 382.

No. 95-8926. *BALLENGER v. MISSISSIPPI*. Sup. Ct. Miss. Certiorari denied. Reported below: 667 So. 2d 1242.

No. 95-8929. *ANTONIO RODRIGUEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 74 F. 3d 1164.

No. 95-8944. *HOLLY v. MISSISSIPPI*. Sup. Ct. Miss. Certiorari denied. Reported below: 671 So. 2d 32.

No. 95-8952. *PIZZO v. CAIN*, WARDEN, ET AL. C. A. 5th Cir. Certiorari denied.

No. 95-8954. *RAGLAND v. ROMER*, GOVERNOR OF COLORADO, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 73 F. 3d 374.

No. 95-8971. *BRATTMAN v. GALVIN*, SECRETARY OF COMMONWEALTH OF MASSACHUSETTS. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 421 Mass. 508, 658 N. E. 2d 159.

June 24, 1996

518 U. S.

No. 95–8972. *LEE v. MCDANIEL, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 95–8990. *BARFIELD v. BELL SOUTH TELECOMMUNICATIONS, INC.* C. A. 5th Cir. Certiorari denied. Reported below: 77 F. 3d 478.

No. 95–9012. *HOUSTON v. NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION.* C. A. 8th Cir. Certiorari denied. Reported below: 76 F. 3d 382.

No. 95–9014. *HAYNES v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 77 F. 3d 493.

No. 95–9022. *MAYFIELD v. UNITED STATES.* Ct. App. D. C. Certiorari denied. Reported below: 659 A. 2d 1249.

No. 95–9045. *NANCE v. SOUTH CAROLINA.* Sup. Ct. S. C. Certiorari denied. Reported below: 320 S. C. 501, 466 S. E. 2d 349.

No. 95–9056. *AUSTIN v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 81 F. 3d 161.

No. 95–9063. *HERRERA v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 100 F. 3d 944.

No. 95–9070. *POWERS v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 77 F. 3d 495.

No. 95–9071. *GUZMAN v. OFFICE OF PERSONNEL MANAGEMENT.* C. A. Fed. Cir. Certiorari denied. Reported below: 79 F. 3d 1165.

No. 95–9073. *HOPKINS, AKA HOPKINS BEY v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 70 F. 3d 1507.

No. 95–9074. *GARY v. UNITED STATES.* C. A. 1st Cir. Certiorari denied. Reported below: 74 F. 3d 304.

No. 95–9079. *SOMES v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 66 F. 3d 337.

No. 95–9080. *PIRTLE v. WASHINGTON.* Sup. Ct. Wash. Certiorari denied. Reported below: 127 Wash. 2d 628, 904 P. 2d 245.

518 U. S.

June 24, 1996

No. 95-9082. *CAPPS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 77 F. 3d 350.

No. 95-9086. *COUGHENOUR v. MARYLAND*. Ct. Sp. App. Md. Certiorari denied. Reported below: 106 Md. App. 770.

No. 95-9090. *MACKENZIE v. INTERNAL REVENUE SERVICE ET AL.* C. A. 11th Cir. Certiorari denied.

No. 95-9092. *FLORES v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 73 F. 3d 826.

No. 95-9093. *HAVENER v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 77 F. 3d 493.

No. 95-9103. *ALSTON v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 72 F. 3d 920.

No. 95-9104. *MURRAY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 81 F. 3d 154.

No. 95-9112. *AUSTIN v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 95-9113. *ABDUL v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 75 F. 3d 327.

No. 95-9116. *ROBINSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 74 F. 3d 1244.

No. 95-9120. *CARON v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 64 F. 3d 713.

No. 95-9121. *CAMPOS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 100 F. 3d 945.

No. 95-9124. *WEST v. SEABOLD, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 73 F. 3d 81.

No. 95-9126. *DAVIDSON v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 79 F. 3d 1139.

No. 95-9138. *JAMES, AKA ISRAEL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 72 F. 3d 1518.

No. 95-9159. *JUVENILE MALE C. L. O. v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 77 F. 3d 1075.

June 24, 1996

518 U. S.

No. 95-9161. *YU v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 82 F. 3d 424.

No. 95-9163. *TAPIA GARCIA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 81 F. 3d 171.

No. 95-9164. *FARMER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 73 F. 3d 836.

No. 95-1569. *SIDWELL v. EXPRESS CONTAINER SERVICES, INC., ET AL.* C. A. 4th Cir. Motion of petitioner to consolidate this case with No. 95-1840, *Parker et al. v. Director, Office of Workers' Compensation Programs, United States Department of Labor, et al.*, denied. Certiorari denied. Reported below: 71 F. 3d 1134.

No. 95-1670. *MCDONALD v. YOUAKIM ET AL.* C. A. 7th Cir. Motion of respondents for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 71 F. 3d 1274.

No. 95-1720. *GREEN CONSTRUCTION CO. ET AL. v. VANKIRK, WEST VIRGINIA COMMISSIONER OF HIGHWAYS*. Sup. Ct. App. W. Va. Motion of American Insurance Association et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 195 W. Va. 714, 466 S. E. 2d 782.

No. 95-1734. *M. H. v. T. J. ET AL.* Ct. App. D. C. Motion of respondent M. D. for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 666 A. 2d 1.

Rehearing Denied

No. 95-6997. *SIWA v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1138;

No. 95-7004. *MAURICIO v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1138;

No. 95-7007. *DE JESUS v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1138;

No. 95-7088. *DANAO v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1139;

No. 95-7147. *NAVARRO v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1140;

No. 95-7463. *TILLO v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1141;

No. 95-7915. *SCOTT v. CALIFORNIA*, 517 U. S. 1144;

No. 95-8058. *MCQUEEN v. HAYES ET AL.*, 517 U. S. 1145;

518 U. S.

June 24, 26, 27, 1996

No. 95–8080. *WHITE v. ZIMMERS*, CLERK, COURT OF COMMON PLEAS OF OHIO, MONTGOMERY COUNTY, 517 U. S. 1171;

No. 95–8124. *BALELE v. KLAUSER*, SECRETARY, DEPARTMENT OF ADMINISTRATION, ET AL., 517 U. S. 1172;

No. 95–8154. *TINSLEY v. METHODIST HOSPITAL OF INDIANA*, 517 U. S. 1146;

No. 95–8155. *BECKER v. UNITED STATES*, 517 U. S. 1126; and

No. 95–8383. *SUSSMAN v. NEW YORK*, 517 U. S. 1173. Petitions for rehearing denied.

No. 94–2133. *CRAWFORD v. UNITED STATES DEPARTMENT OF AGRICULTURE*, 516 U. S. 824; and

No. 95–6259. *GERWIG v. CALIFORNIA DEPARTMENT OF CORRECTIONS*, 516 U. S. 1013. Motions for leave to file petitions for rehearing denied.

JUNE 26, 1996

Dismissal Under Rule 46

No. 95–1910. *ZIMMER ET UX. v. AMERICAN TELEPHONE & TELEGRAPH COMPANY OF MICHIGAN ET AL.* C. A. 6th Cir. Certiorari dismissed as to American Telephone & Telegraph Company of Michigan under this Court's Rule 46.1. Reported below: 78 F. 3d 585.

JUNE 27, 1996

Miscellaneous Order

No. A–1054 (95–9439). *JOUBERT v. HOPKINS*, WARDEN. C. A. 8th Cir. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS, 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.

Certiorari Denied

No. 95–9424 (A–1040). *JOUBERT v. HOPKINS*, WARDEN. C. A. 8th Cir. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS, and by him referred to the Court, denied. Certiorari denied. JUSTICE STEVENS and JUSTICE GINSBURG would grant the application for stay of execution. Reported below: 75 F. 3d 1232.

JULY 1, 1996

Certiorari Granted—Reversed and Remanded. (See Nos. 95–1691 and 95–1738, *ante*, p. 938.)

Certiorari Granted—Vacated and Remanded

No. 95–806. PENN ADVERTISING OF BALTIMORE, INC. *v.* SCHMOKE, MAYOR OF BALTIMORE CITY, ET AL. C. A. 4th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *44 Liquormart, Inc. v. Rhode Island*, 517 U. S. 484 (1996). Reported below: 63 F. 3d 1318.

No. 95–1010. DUVALL ET UX. *v.* BRISTOL-MYERS SQUIBB CO. ET AL. C. A. 4th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Medtronic, Inc. v. Lohr*, *ante*, p. 470. JUSTICE O'CONNOR took no part in the consideration or decision of this case. Reported below: 65 F. 3d 392.

No. 95–1034. ENGLISH ET UX. *v.* MENTOR CORP. C. A. 3d Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Medtronic, Inc. v. Lohr*, *ante*, p. 470. Reported below: 67 F. 3d 477.

No. 95–1037. MENTOR CORP. *v.* FELDT; and

No. 95–1214. FELDT *v.* MENTOR CORP. C. A. 5th Cir. Certiorari granted, judgment vacated, and cases remanded for further consideration in light of *Medtronic, Inc. v. Lohr*, *ante*, p. 470. Reported below: 61 F. 3d 431.

No. 95–1058. NEVADA *v.* DESIMONE. Sup. Ct. Nev. 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. Ursery*, *ante*, p. 267. Reported below: 111 Nev. 1221, 904 P. 2d 1.

No. 95–1323. MITCHELL ET VIR *v.* COLLAGEN CORP. C. A. 7th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Medtronic, Inc. v. Lohr*, *ante*, p. 470. Reported below: 67 F. 3d 1268.

No. 95–1336. MARTIN ET VIR *v.* TELELECTRONICS PACING SYSTEMS, INC., ET AL. C. A. 6th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of

518 U. S.

July 1, 1996

Medtronic, Inc. v. Lohr, ante, p. 470. Reported below: 70 F. 3d 39.

No. 95–1339. CONSORTI ET UX. *v.* OWENS-CORNING FIBERGLAS CORP. C. A. 2d Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Gasperini v. Center for Humanities, Inc.*, ante, p. 415. Reported below: 72 F. 3d 1003.

No. 95–1367. MENTOR CORP. *v.* BINGHAM; and

No. 95–1609. BINGHAM *v.* MENTOR CORP. C. A. 5th Cir. Certiorari granted, judgment vacated, and cases remanded for further consideration in light of *Medtronic, Inc. v. Lohr*, ante, p. 470. Reported below: 77 F. 3d 478.

No. 95–1436. ILLINOIS *v.* KIMERY. Sup. Ct. Ill. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *United States v. Ursery*, ante, p. 267. Reported below: 169 Ill. 2d 260, 661 N. E. 2d 329.

No. 95–8323. COVELLI *v.* CRYSTAL, CONNECTICUT COMMISSIONER OF REVENUE SERVICES. Sup. Ct. Conn. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *United States v. Ursery*, ante, p. 267. Reported below: 235 Conn. 539, 668 A. 2d 699.

Certiorari Dismissed

No. 95–9261. SMITH *v.* PARKE, SUPERINTENDENT, INDIANA STATE PRISON. C. A. 7th Cir. Certiorari dismissed for want of jurisdiction. Petition for writ of habeas corpus denied.

No. 95–9264. OXFORD *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari dismissed for want of jurisdiction. Reported below: 86 F. 3d 127.

No. 95–9439. JOUBERT *v.* HOPKINS, WARDEN. C. A. 8th Cir. Certiorari dismissed for want of jurisdiction.

Miscellaneous Orders

No. A–970 (95–9315). WILLIAMS *v.* COUSIN-WILLIAMS. Ct. App. Neb. Application for stay, addressed to JUSTICE BREYER and referred to the Court, denied.

July 1, 1996

518 U. S.

No. A-1027. *FITZHUGH v. UNITED STATES*. C. A. 8th Cir. Application for stay, addressed to JUSTICE BREYER and referred to the Court, denied.

No. D-1673. *IN RE DISBARMENT OF POLLACK*. Disbarment entered. [For earlier order herein, see 517 U.S. 1153.]

No. D-1676. *IN RE DISBARMENT OF SUMMERS*. Disbarment entered. [For earlier order herein, see 517 U.S. 1165.]

No. D-1696. *IN RE DISBARMENT OF MORROW*. John O. Morrow, Jr., of Florence, Ala., is suspended from the practice of law in this Court, and a rule will 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-1697. *IN RE DISBARMENT OF KOSS*. Lewis Michael Koss, of Calabasas, Cal., is suspended from the practice of law in this Court, and a rule will 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-1698. *IN RE DISBARMENT OF MCATEE*. James R. McAtee, of Pensacola, Fla., is suspended from the practice of law in this Court, and a rule will 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. M-72. *FIKE v. RUGER ET AL.* Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. 95-992. *TURNER BROADCASTING SYSTEM, INC., ET AL. v. FEDERAL COMMUNICATIONS COMMISSION ET AL.* D. C. D. C. [Probable jurisdiction noted, 516 U.S. 1110.] Motion of appellants to file one volume of the joint appendix under seal granted.

No. 95-9263. *IN RE OXFORD*; and

No. 95-9463. *IN RE JOUBERT*. Petitions for writs of habeas corpus denied.

Certiorari Denied

No. 95-326. *J & T COAL, INC. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 56 F.3d 63.

518 U. S.

July 1, 1996

No. 95-1012. CALDWELL *v.* AMERICAN BASKETBALL ASSN., INC., ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 66 F. 3d 523.

No. 95-1258. NIXON, ATTORNEY GENERAL OF MISSOURI, ET AL. *v.* CARVER. C. A. 8th Cir. Certiorari denied. Reported below: 72 F. 3d 633.

No. 95-1524. NIXON, ATTORNEY GENERAL OF MISSOURI, ET AL. *v.* SHRINK MISSOURI GOVERNMENT PAC ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 71 F. 3d 1422.

No. 95-1644. COLLAGEN CORP. *v.* KENNEDY ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 67 F. 3d 1453.

No. 95-1845. THURGOOD MARSHALL LEGAL SOCIETY ET AL. *v.* HOPWOOD ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 78 F. 3d 932.

No. 95-5495. MURPHY *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 59 F. 3d 171.

No. 95-6474. PIERCE *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 60 F. 3d 886.

No. 95-7017. HENRY ET AL. *v.* CABALLERO, DIRECTOR, IDAHO DEPARTMENT OF HEALTH AND WELFARE, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 51 F. 3d 894.

No. 95-7422. BROWN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 71 F. 3d 845.

No. 95-7444. STEWART *v.* WASHINGTON, DIRECTOR, ILLINOIS DEPARTMENT OF CORRECTIONS, ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 60 F. 3d 296 and 70 F. 3d 955.

No. 95-8470. BROWN *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 72 F. 3d 96.

No. 95-1773. TEXAS ET AL. *v.* HOPWOOD ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 78 F. 3d 932.

Opinion of JUSTICE GINSBURG, with whom JUSTICE SOUTER joins, respecting the denial of certiorari.

Whether it is constitutional for a public college or graduate school to use race or national origin as a factor in its admissions

July 1, 10, 1996

518 U. S.

process is an issue of great national importance. The petition before us, however, does not challenge the lower courts' *judgments* that the particular admissions procedure used by the University of Texas Law School in 1992 was unconstitutional. Acknowledging that the 1992 admissions program "has long since been discontinued and will not be reinstated," Pet. for Cert. 28, petitioners do not defend that program in this Court, see Reply to Brief in Opposition 1, 3; see also Brief for United States as *Amicus Curiae* 14, n. 13 ("We agree that the 1992 [admissions] policy was constitutionally flawed . . ."). Instead, petitioners challenge the *rationale* relied on by the Court of Appeals. "[T]his Court," however, "reviews judgments, not opinions." *Chevron U. S. A. Inc. v. Natural Resources Defense Council, Inc.*, 467 U. S. 837, 842 (1984) (footnote omitted). Accordingly, we must await a final judgment on a program genuinely in controversy before addressing the important question raised in this petition. See Reply to Brief in Opposition 2 ("[A]ll concede this record is inadequate to assess definitively" the constitutionality of the law school's current consideration of race in its admissions process.).

Rehearing Denied

No. 95-1172. SANJUAN ET AL. *v.* AMERICAN BOARD OF PSYCHIATRY & NEUROLOGY, INC., ET AL., 516 U. S. 1159. Petition for rehearing denied.

JULY 10, 1996

Dismissal Under Rule 46

No. 95-1855. BARTON ET AL. *v.* LANDMARK LAND COMPANY OF CAROLINA, INC., ET AL. C. A. 4th Cir. Certiorari dismissed as to Joe W. Walser under this Court's Rule 46. Reported below: 76 F. 3d 553.

Miscellaneous Orders

No. A-898. D'AMARIO *v.* RHODE ISLAND. Super. Ct. Providence County, R. I. Application for stay, addressed to JUSTICE GINSBURG and referred to the Court, denied.

No. A-1035 (95-1962). REPUBLICAN PARTY OF ALASKA *v.* O'CALLAGHAN ET AL. Sup. Ct. Alaska. Application for stay, addressed to JUSTICE THOMAS and referred to the Court, denied.

518 U. S.

July 10, 16, 17, 1996

No. A-1059. HAYDEN ET AL. *v.* NASSAU COUNTY ET AL. Application for injunctive relief, addressed to JUSTICE SCALIA and referred to the Court, denied.

No. A-11 (O. T. 1996). ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS *v.* STEWART, BY AND THROUGH RAUSCH. Application to vacate the stay of execution of sentence of death granted by the United States District Court for the Eastern District of Virginia on July 3, 1996, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied.

JULY 16, 1996

Certiorari Denied

No. 96-5030 (A-13). JOUBERT *v.* NEBRASKA BOARD OF PARDONS ET AL. C. A. 8th Cir. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS, and by him referred to the Court, denied. Certiorari denied. Reported below: 87 F. 3d 966.

No. 96-5034 (A-12). JOUBERT *v.* NEBRASKA. Sup. Ct. Neb. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS, and by him referred to the Court, denied. Certiorari denied. Reported below: 250 Neb. xx.

No. 96-5139 (A-21). SMITH *v.* INDIANA. Sup. Ct. Ind. Application for stay of execution of sentence of death, presented to JUSTICE STEVENS, and by him referred to the Court, denied. Certiorari denied.

JULY 17, 1996

Miscellaneous Orders

No. A-30 (O. T. 1996). KORNAHRENS *v.* MOORE, COMMISSIONER, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied.

No. 96-5190 (A-28). IN RE SMITH. Application for stay of execution of sentence of death, presented to JUSTICE STEVENS, and by him referred to the Court, denied. Petition for writ of mandamus denied.

No. 96-5239 (A-42). IN RE SAVINO. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE,

July 17, 18, 31, August 1, 1996

518 U. S.

and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

Certiorari Denied

No. 96-5164 (A-27). SAVINO *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied. Certiorari denied. JUSTICE STEVENS and JUSTICE GINSBURG would grant the application for stay of execution. Reported below: 82 F. 3d 593.

JULY 18, 1996

Certiorari Dismissed

No. 96-5252 (A-46). IN RE KORNAHRENS. C. A. 4th Cir. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied. Certiorari dismissed. Application for other relief denied.

JULY 31, 1996

Miscellaneous Orders

No. A-945 (95-2022). THIRY ET AL. *v.* CARLSON, SECRETARY OF TRANSPORTATION OF KANSAS, ET AL. C. A. 10th Cir. Application for stay, addressed to JUSTICE SOUTER and referred to the Court, denied.

No. A-987. WEINSTEIN ET AL. *v.* NEW JERSEY REPUBLICAN PARTY ET AL. Application for injunctive relief, addressed to JUSTICE SCALIA and referred to the Court, denied.

No. 96-5408 (A-75). IN RE NAVE. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS, and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

AUGUST 1, 1996

Miscellaneous Orders

No. A-50 (O. T. 1996). TRUESDALE *v.* SOUTH CAROLINA. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied.

No. 95-1694. REGENTS OF THE UNIVERSITY OF CALIFORNIA ET AL. *v.* DOE. C. A. 9th Cir. [Certiorari granted, *ante*, p. 1004.]

518 U. S.

August 1, 5, 1996

Motion of respondent for leave to proceed further herein *in forma pauperis* granted.

No. 95-1726. UNITED STATES *v.* LABONTE ET AL. C. A. 1st Cir. [Certiorari granted, *ante*, p. 1016.] Motion of respondent George LaBonte for appointment of counsel granted, and it is ordered that John A. Ciraldo, Esq., of Portland, Me., be appointed to serve as counsel for respondent George LaBonte in this case. Motion of respondent Alfred Lawrence Hunnewell for appointment of counsel granted, and it is ordered that Michael C. Bourbeau, Esq., of Boston, Mass., be appointed to serve as counsel for respondent Alfred Lawrence Hunnewell in this case. Motion of respondent Stephen Dyer for appointment of counsel granted, and it is ordered that Peter Goldberger, Esq., of Ardmore, Pa., be appointed to serve as counsel for respondent Stephen Dyer in this case.

AUGUST 5, 1996

Miscellaneous Orders

No. D-1692. IN RE DISBARMENT OF KIELY. Dan Ray Kiely, of Vero Beach, 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 the practice of law before this Court. The rule to show cause, issued on June 17, 1996 [*ante*, p. 1002], is discharged.

No. D-1699. IN RE DISBARMENT OF BARR. Bonnie Jean Barr, of La Habra, Cal., is suspended from the practice of law in this Court, and a rule will 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-1700. IN RE DISBARMENT OF HENRY. Val Arturo Henry, of Brooklyn, N. Y., is suspended from the practice of law in this Court, and a rule will 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-1701. IN RE DISBARMENT OF SCHIMENTI. Charles M. Schimenti, of Jersey City, N. J., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

August 5, 1996

518 U. S.

No. D-1702. IN RE DISBARMENT OF SCOTT. Arthur R. Scott, Jr., of New York, N. Y., is suspended from the practice of law in this Court, and a rule will 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-1703. IN RE DISBARMENT OF ABRAMSON. Herbert W. Abramson, of Ft. Lauderdale, Fla., is suspended from the practice of law in this Court, and a rule will 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-1704. IN RE DISBARMENT OF COOKE. Lane J. Cooke, of Hickory, N. C., is suspended from the practice of law in this Court, and a rule will 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-1705. IN RE DISBARMENT OF GRINES. Joseph Michael Grines, of Langhorne, Pa., is suspended from the practice of law in this Court, and a rule will 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-1706. IN RE DISBARMENT OF SWAIM. John J. Swaim, of Philadelphia, Pa., is suspended from the practice of law in this Court, and a rule will 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-1707. IN RE DISBARMENT OF BARNETT. Elliott B. Barnett, of Delray Beach, Fla., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

Rehearing Denied

No. 94-9428. MCKENSLEY *v.* UNITED STATES, 516 U. S. 826;

No. 95-1292. JACOBS *v.* KERN COMMUNITY COLLEGE DISTRICT, 517 U. S. 1135;

No. 95-1461. PETITTE BROTHERS MINING CO., INC., ET AL. *v.* CONNORS, TRUSTEE, UNITED MINE WORKERS OF AMERICA 1950 PENSION PLAN, ET AL., 517 U. S. 1189;

518 U. S.

August 5, 1996

- No. 95-1551. *HINCHLIFFE ET UX. v. FEDERAL HOME LOAN MORTGAGE CORPORATION ET AL.*, 517 U. S. 1209;
- No. 95-1555. *CONNOR v. FLYNN*, 517 U. S. 1210;
- No. 95-1578. *KELLY v. PENSON*, 517 U. S. 1210;
- No. 95-1640. *ANDERSON v. SHARMA ET AL.* (two judgments), 517 U. S. 1234;
- No. 95-7022. *CAPERS ET AL. v. UNITED STATES*, 517 U. S. 1211;
- No. 95-7041. *CARPIO v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1139;
- No. 95-7081. *CABILES v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1139;
- No. 95-7145. *ISLA v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1139;
- No. 95-7182. *MAGANTE v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1140;
- No. 95-7505. *DAVIS v. MISSISSIPPI*, 517 U. S. 1192;
- No. 95-7663. *AMOS v. ESMOR MANSFIELD, INC., ET AL.*, 517 U. S. 1110;
- No. 95-7816. *ESCUSA v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1142;
- No. 95-7946. *PULIDO v. UNITED STATES*, 517 U. S. 1235;
- No. 95-7983. *SMITH v. HERRING, WARDEN, ET AL.*, 517 U. S. 1159;
- No. 95-8017. *BURRESS v. UNITARIAN-UNIVERSALIST SOCIETY OF SACRAMENTO, INC., ET AL.*, 517 U. S. 1169;
- No. 95-8082. *CUDAL v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1211;
- No. 95-8114. *ANDERSON v. DAVIS ET AL.*, 517 U. S. 1172;
- No. 95-8138. *PAJE v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1211;
- No. 95-8143. *SANDOVAL v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1211;
- No. 95-8219. *TAYLOR v. HANKS, SUPERINTENDENT, WABASH VALLEY CORRECTIONAL INSTITUTE*, 517 U. S. 1194;
- No. 95-8224. *DE GUZMAN v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1211;
- No. 95-8230. *JEFFRESS v. SUTER, CLERK, SUPREME COURT OF THE UNITED STATES*, 517 U. S. 1194;
- No. 95-8237. *OKOLIE ET AL. v. RICHARDSON, COMMISSIONER OF INTERNAL REVENUE*, 517 U. S. 1161;
- No. 95-8305. *FABIAN v. SHADE*, 517 U. S. 1212;

August 5, 1996

518 U. S.

No. 95-8316. *STITT v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*, 517 U. S. 1212;

No. 95-8320. *BUC-HANAN v. CALIFORNIA*, 517 U. S. 1212;

No. 95-8356. *GOLD v. MORRISON-KNUDSEN CO. ET AL.*, 517 U. S. 1213;

No. 95-8373. *SPYCHALA v. LEWIS, WARDEN, ET AL.*, 517 U. S. 1223;

No. 95-8376. *RODENBAUGH v. LEARY*, 517 U. S. 1223;

No. 95-8377. *PRIETO v. CRAWFORD ET AL.*, 517 U. S. 1223;

No. 95-8387. *IN RE SPELLMAN*, 517 U. S. 1219;

No. 95-8417. *MCQUEEN v. MATA ET AL.*, 517 U. S. 1224;

No. 95-8418. *MCQUEEN v. TURNER ET AL.*, 517 U. S. 1224;

No. 95-8420. *MOOMCHI v. UNIVERSITY OF NEW MEXICO ET AL.*, 517 U. S. 1224;

No. 95-8433. *ARTIS v. GARRAGHTY, WARDEN*, 517 U. S. 1225;

No. 95-8474. *LEVINE v. UNITED STATES ET AL.*, 517 U. S. 1225;

No. 95-8513. *JONES v. UNITED STATES*, 517 U. S. 1198;

No. 95-8514. *BOUNDS v. UNITED STATES*, 517 U. S. 1198;

No. 95-8521. *LEWIS v. CENTURY MORTGAGE CO. ET AL.*, 517 U. S. 1237;

No. 95-8522. *ALVAREZ v. OFFICE OF PERSONNEL MANAGEMENT*, 517 U. S. 1226;

No. 95-8533. *DEDES v. PAGE ET AL.*, 517 U. S. 1237;

No. 95-8546. *MCQUEEN v. CANNON ET AL.*, 517 U. S. 1247;

No. 95-8580. *WILLIAMS v. WORKERS' COMPENSATION APPEALS BOARD ET AL.*, 517 U. S. 1248;

No. 95-8597. *SCOTT v. MOYER, CHIEF JUSTICE, SUPREME COURT OF OHIO, ET AL.*, 517 U. S. 1226;

No. 95-8625. *IN RE CROWDER*, 517 U. S. 1207;

No. 95-8649. *AYARS v. NEW JERSEY*, 517 U. S. 1227;

No. 95-8690. *TILLI v. VAN ANTWERPEN, JUDGE, UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA, ET AL.*, 517 U. S. 1227;

No. 95-8696. *TURNER v. CLINTON, PRESIDENT OF THE UNITED STATES, ET AL.*; *TURNER v. ERVIN*; *TURNER v. KUYKENDALL*; *TURNER v. KUYKENDALL*; and *TURNER v. AUGUSTA COUNTY SHERIFF'S DEPARTMENT ET AL.*, *ante*, p. 1010;

No. 95-8709. *IN RE JAFFER*, *ante*, p. 1003;

No. 95-8742. *AMARILLE v. OFFICE OF PERSONNEL MANAGEMENT*, *ante*, p. 1010;

518 U. S.

August 5, 6, 8, 1996

- No. 95-8769. *CAMPBELL v. UNITED STATES*, 517 U. S. 1228;
No. 95-8796. *IN RE SISK*, 517 U. S. 1219;
No. 95-8818. *BAXTER v. CITY OF LOS ANGELES, CALIFORNIA*,
517 U. S. 1249;
No. 95-8900. *IN RE BALLARD ET AL.*, *ante*, p. 1016;
No. 95-8919. *IN RE LORENZ*, 517 U. S. 1232;
No. 95-8927. *PARRISH v. COLORADO ET AL.*, *ante*, p. 1011; and
No. 95-9047. *ABAYAN v. OFFICE OF PERSONNEL MANAGE-
MENT*, *ante*, p. 1012. Petitions for rehearing denied.
- No. 95-1190. *McCLARAN, DIRECTOR, CHILD SUPPORT SERV-
ICES, TENNESSEE DEPARTMENT OF HUMAN SERVICES v. DAVIS
ET AL.*, 517 U. S. 1128;
No. 95-8309. *JEDRZEJEWSKI v. MENACKER*, 517 U. S. 1212; and
No. 95-8670. *TRUESDALE v. UNITED STATES*, 517 U. S. 1215.
Motions for leave to file petitions for rehearing denied.

No. 95-8824. *PANDEY v. PAUL REVERE LIFE INSURANCE CO.
ET AL.*, 517 U. S. 1251. Petition for rehearing denied. JUSTICE
BREYER took no part in the consideration or decision of this
petition.

No. 95-9263 (A-64). *IN RE OXFORD*, *ante*, p. 1032. Applica-
tion for stay of execution of sentence of death, presented to JUSTICE
THOMAS, and by him referred to the Court, denied. Petition
for rehearing denied.

No. 95-9264 (A-64). *OXFORD v. BOWERSOX, SUPERINTENDENT,
POTOSI CORRECTIONAL CENTER*, *ante*, p. 1031. Application for
stay of execution of sentence of death, presented to JUSTICE
THOMAS, and by him referred to the Court, denied. Petition for
rehearing dismissed.

AUGUST 6, 1996

Miscellaneous Order

No. 96-5395 (A-73). *IN RE PARKER*. C. A. 8th Cir. Applica-
tion for stay of execution of sentence of death, presented to JUSTICE
THOMAS, and by him referred to the Court, denied. Petition
for writ of habeas corpus denied. Petition for writ of review
denied.

AUGUST 8, 1996

Miscellaneous Orders

No. 96-5483 (A-96). *IN RE HATCH*. Application for stay of
execution of sentence of death, presented to JUSTICE BREYER,

August 8, 9, 19, 21, 1996

518 U. S.

and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

No. 96-5505 (A-98). *IN RE HATCH*. Application for stay of execution of sentence of death, presented to JUSTICE BREYER, and by him referred to the Court, denied. Petition for writ of mandamus denied.

Certiorari Denied

No. 96-5504 (A-97). *HATCH v. OKLAHOMA*. Ct. Crim. App. Okla. Application for stay of execution of sentence of death, presented to JUSTICE BREYER, and by him referred to the Court, denied. Certiorari denied. Reported below: 924 P. 2d 284.

AUGUST 9, 1996

Miscellaneous Order

No. A-100 (O. T. 1996). *AKE v. WARD, WARDEN, ET AL.* Application for stay of execution of sentence of death of Steven Keith Hatch, presented to JUSTICE BREYER, and by him referred to the Court, denied.

AUGUST 19, 1996

Miscellaneous Orders

No. A-1005. *DUBIN v. UNITED STATES*. Application for leave to file petition for writ of certiorari in excess of the page limitations, addressed to THE CHIEF JUSTICE and referred to the Court, denied.

No. A-106 (O. T. 1996). *MARTINI v. OFFICE OF THE PUBLIC DEFENDER*. Sup. Ct. N. J. Application for stay, addressed to THE CHIEF JUSTICE and referred to the Court, denied.

AUGUST 21, 1996

Miscellaneous Orders

No. A-137 (O. T. 1996). *STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL. v. MATA*. Application to vacate the stay of execution of sentence of death, presented to JUSTICE O'CONNOR, and by her referred to the Court, granted. JUSTICE STEVENS, JUSTICE GINSBURG, and JUSTICE BREYER would deny the application to vacate the stay of execution.

518 U. S.

August 21, 1996

No. A-141 (O. T. 1996). *MATA v. STEWART*, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS. Application for stay of execution of sentence of death, presented to JUSTICE O'CONNOR, and by her referred to the Court, denied.

No. D-1671. *IN RE DISBARMENT OF WALL*. Disbarment entered. [For earlier order herein, see 517 U. S. 1153.]

No. D-1672. *IN RE DISBARMENT OF JENNINGS*. Disbarment entered. [For earlier order herein, see 517 U. S. 1153.]

No. D-1674. *IN RE DISBARMENT OF MIMS*. Disbarment entered. [For earlier order herein, see 517 U. S. 1165.]

No. D-1677. *IN RE DISBARMENT OF WITT*. Disbarment entered. [For earlier order herein, see 517 U. S. 1185.]

No. D-1678. *IN RE DISBARMENT OF HIRSH*. Disbarment entered. [For earlier order herein, see 517 U. S. 1185.]

No. D-1679. *IN RE DISBARMENT OF BROWN*. Disbarment entered. [For earlier order herein, see 517 U. S. 1185.]

No. D-1681. *IN RE DISBARMENT OF BIEDERMAN*. Disbarment entered. [For earlier order herein, see 517 U. S. 1207.]

No. D-1682. *IN RE DISBARMENT OF BRAMHALL*. Disbarment entered. [For earlier order herein, see 517 U. S. 1217.]

No. D-1683. *IN RE DISBARMENT OF CLINARD*. Disbarment entered. [For earlier order herein, see 517 U. S. 1217.]

No. D-1684. *IN RE DISBARMENT OF BLOOMFIELD*. Disbarment entered. [For earlier order herein, see 517 U. S. 1217.]

No. D-1685. *IN RE DISBARMENT OF REILLY*. Disbarment entered. [For earlier order herein, see 517 U. S. 1218.]

No. D-1686. *IN RE DISBARMENT OF JONES*. Disbarment entered. [For earlier order herein, see 517 U. S. 1218.]

No. D-1687. *IN RE DISBARMENT OF GOTTFRIED*. Disbarment entered. [For earlier order herein, see 517 U. S. 1231.]

No. D-1688. *IN RE DISBARMENT OF GARRIGAN*. Disbarment entered. [For earlier order herein, see 517 U. S. 1242.]

August 21, 1996

518 U. S.

No. D-1689. IN RE DISBARMENT OF TAYLOR. Disbarment entered. [For earlier order herein, see 517 U.S. 1242.]

No. D-1703. IN RE DISBARMENT OF ABRAMSON. Herbert W. Abramson, of Ft. Lauderdale, 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 the practice of law before this Court. The rule to show cause, issued on August 5, 1996 [*ante*, p. 1038], is discharged.

No. D-1708. IN RE DISBARMENT OF LEHMAN. Stephen Edward Lehman, of Spartanburg, S. C., is suspended from the practice of law in this Court, and a rule will 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-1709. IN RE DISBARMENT OF HOARE. Michael J. Hoare, of St. Louis, Mo., is suspended from the practice of law in this Court, and a rule will 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-1710. IN RE DISBARMENT OF SANDVOSS. Rolf H. G. Sandvoss, of Mt. Kisco, N. Y., is suspended from the practice of law in this Court, and a rule will 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-1711. IN RE DISBARMENT OF ESSRICK. Carol Barbara Essrick, of Burtonsville, Md., is suspended from the practice of law in this Court, and a rule will 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-1712. IN RE DISBARMENT OF HATCHER. John E. Hatcher, Jr., of Orlando, Fla., is suspended from the practice of law in this Court, and a rule will 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-1713. IN RE DISBARMENT OF SPANN. Ronald Thomas Spann, of Ft. Lauderdale, Fla., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

518 U. S.

August 21, 22, 1996

No. D-1714. IN RE DISBARMENT OF SCHOOR. Michael Mercier Schoor, of Irving, Tex., is suspended from the practice of law in this Court, and a rule will 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-1715. IN RE DISBARMENT OF GRIBETZ. Kenneth Gribetz, of Monsey, N. Y., is suspended from the practice of law in this Court, and a rule will 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-1716. IN RE DISBARMENT OF GROSSMAN. Marc Elliot Grossman, of White Plains, N. Y., is suspended from the practice of law in this Court, and a rule will 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-1717. IN RE DISBARMENT OF LEVIN. M. Louis Levin, of Phoenix, Ariz., is suspended from the practice of law in this Court, and a rule will 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. 96-228. IN RE SHAW ET AL. Motion of petitioners to expedite consideration of petition for writ of mandamus granted. Petition for writ of mandamus denied.

Certiorari Denied

No. 96-5601 (A-120). JOHNSON *v.* MOORE, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS. Ct. Common Pleas of Jasper County, S. C. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied. Certiorari denied.

No. 96-5629 (A-128). MATA *v.* ARIZONA. Sup. Ct. Ariz. Application for stay of execution of sentence of death, presented to JUSTICE O'CONNOR, and by her referred to the Court, denied. Certiorari denied. Reported below: 185 Ariz. 319, 916 P. 2d 1035.

AUGUST 22, 1996

Dismissal Under Rule 46

No. 95-9366. LITTLE *v.* UNITED STATES. C. A. 6th Cir. Certiorari dismissed under this Court's Rule 46.

August 22, 27, 1996

518 U. S.

Miscellaneous Order

No. 96-5679 (A-142). *IN RE MATA*. Application for stay of execution of sentence of death, presented to JUSTICE O'CONNOR, and by her referred to the Court, denied. Petition for writ of habeas corpus denied.

AUGUST 27, 1996

Miscellaneous Orders

No. D-1693. *IN RE DISBARMENT OF SHEFFEY*. Disbarment entered. [For earlier order herein, see *ante*, p. 1015.]

No. D-1694. *IN RE DISBARMENT OF COOK*. Disbarment entered. [For earlier order herein, see *ante*, p. 1015.]

No. D-1707. *IN RE DISBARMENT OF BARNETT*. Elliott B. Barnett, of Delray Beach, 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 the practice of law before this Court. The rule to show cause, issued on August 5, 1996 [*ante*, p. 1038], is discharged.

No. D-1718. *IN RE DISBARMENT OF LARENE*. N. C. Deday LaRene, of Detroit, Mich., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

Rehearing Denied

No. 94-9689. *O'LEARY v. UNITED STATES*, 516 U. S. 850;

No. 95-1530. *GLAVEY v. DIME SAVINGS BANK OF NEW YORK*, 517 U. S. 1221;

No. 95-1671. *SOFFER v. QUEENS COLLEGE OF THE CITY UNIVERSITY OF NEW YORK*, 517 U. S. 1245;

No. 95-1672. *BLACK TELEVISION WORKSHOP OF LOS ANGELES, INC., ET AL. v. FEDERAL COMMUNICATIONS COMMISSION ET AL.*, *ante*, p. 1017;

No. 95-1881. *WARE ET AL. v. FEDERAL COMMUNICATIONS COMMISSION ET AL.*, *ante*, p. 1017;

No. 95-1787. *FLATLEY v. WHITMAN, GOVERNOR OF NEW JERSEY, ET AL.*, *ante*, p. 1019;

No. 95-1817. *KORNMAN ET VIR, INDIVIDUALLY AND ON BEHALF OF THEIR DEPENDENT SON, KORNMAN v. BLUE CROSS/BLUE SHIELD OF LOUISIANA*, *ante*, p. 1007;

518 U. S.

August 27, 1996

- No. 95-1843. ROBINETT *v.* UNITED STATES, *ante*, p. 1020;
No. 95-1866. \$227,865 IN UNITED STATES CURRENCY *v.* UNITED STATES, *ante*, p. 1007;
No. 95-1909. JACKSON ET UX. *v.* RUBIN, SECRETARY OF THE TREASURY, *ante*, p. 1020;
No. 95-6510. GRAY *v.* NETHERLAND, WARDEN, *ante*, p. 152;
No. 95-8335. WAPNICK *v.* UNITED STATES, *ante*, p. 1021;
No. 95-8425. JANNEH *v.* THE REGENCY ET AL., 517 U. S. 1224;
No. 95-8455. NAVA *v.* UNITED STATES SOCCER FEDERATION, 517 U. S. 1225;
No. 95-8528. SLATON *v.* MILLER, SUPERINTENDENT, CORRECTIONAL INDUSTRIAL COMPLEX, PENDLETON, INDIANA, 517 U. S. 1214;
No. 95-8566. YOUNGS *v.* WHELESS, BANKRUPTCY JUDGE, UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS, ET AL., 517 U. S. 1247;
No. 95-8570. CALHOUN *v.* ALLEN ET AL., 517 U. S. 1247;
No. 95-8589. TUCKER *v.* MONTGOMERY WARD CREDIT CORP., 517 U. S. 1248;
No. 95-8599. HOLLIDAY *v.* PAGE, *ante*, p. 1008;
No. 95-8623. TEDDER *v.* ALABAMA BOARD OF PARDONS AND PAROLES, *ante*, p. 1008;
No. 95-8636. RUEL *v.* SACO & BIDDEFORD SAVINGS INSTITUTION ET AL., *ante*, p. 1008;
No. 95-8660. FAISH *v.* PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY, *ante*, p. 1009;
No. 95-8671. WILDER *v.* OKLAHOMA DEPARTMENT OF HUMAN SERVICES, *ante*, p. 1009;
No. 95-8681. SIEGEL *v.* COURT OF APPEAL OF CALIFORNIA, SECOND APPELLATE DISTRICT, *ante*, p. 1022;
No. 95-8682. BELL *v.* MOORE, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL., *ante*, p. 1009;
No. 95-8756. BORDEN *v.* MASSACHUSETTS, *ante*, p. 1010;
No. 95-8771. BRENNAN *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL., *ante*, p. 1024;
No. 95-8772. ARAYA *v.* UNIVERSITY OF THE DISTRICT OF COLUMBIA, *ante*, p. 1024;
No. 95-8780. GRISMORE *v.* RYDER TRUCK RENTAL ET AL., *ante*, p. 1024;
No. 95-8798. STANCIL *v.* MOO & OINK, INC., 517 U. S. 1238;
No. 95-8836. FELKER *v.* TURPIN, WARDEN, *ante*, p. 651;

August 27, 29, September 4, 5, 1996

518 U. S.

- No. 95–8848. *IN RE RIVERA*, *ante*, p. 1016;
No. 95–8850. *WILLIAMS v. ABBEY MEDICAL, INC.*, 517 U. S. 1239;
No. 95–8875. *LEBON v. UNITED STATES*, 517 U. S. 1249;
No. 95–8926. *BALLENGER v. MISSISSIPPI*, *ante*, p. 1025;
No. 95–8944. *HOLLY v. MISSISSIPPI*, *ante*, p. 1025;
No. 95–8952. *PIZZO v. CAIN, WARDEN, ET AL.*, *ante*, p. 1025;
and
No. 95–9071. *GUZMAN v. OFFICE OF PERSONNEL MANAGEMENT*, *ante*, p. 1026. Petitions for rehearing denied.
No. 95–7855. *MORRIS v. UNITED STATES*, 516 U. S. 1181. Motion for leave to file petition for rehearing denied.

AUGUST 29, 1996

Dismissal Under Rule 46

- No. 95–1974. *SOUTHWESTERN BELL CORP. ET AL. v. GREAT WESTERN DIRECTORIES, INC., ET AL.*; and
No. 95–1982. *GREAT WESTERN DIRECTORIES, INC. v. SOUTHWESTERN BELL TELEPHONE CO. ET AL.* C. A. 5th Cir. Certiorari dismissed under this Court's Rule 46.1. Reported below: 63 F. 3d 1378 and 74 F. 3d 613.

SEPTEMBER 4, 1996

Dismissal Under Rule 46

- No. 95–1919. *POWAY UNIFIED SCHOOL DISTRICT ET AL. v. LOVELL, A MINOR, BY AND THROUGH HER GUARDIAN AD LITEM, LOVELL, ET AL.* C. A. 9th Cir. Certiorari dismissed under this Court's Rule 46.

Miscellaneous Order

- No. A–140 (O. T. 1996). *BENTSEN ET AL. v. VERA ET AL.*;
No. A–144 (O. T. 1996). *LAWSON ET AL. v. VERA ET AL.*; and
No. A–159 (O. T. 1996). *LANEY ET AL. v. VERA ET AL.* D. C. S. D. Tex. Applications for stay, presented to JUSTICE SCALIA, and by him referred to the Court, denied.

SEPTEMBER 5, 1996

Miscellaneous Orders

- No. D–1695. *IN RE DISBARMENT OF SCHNEIDER*. Disbarment entered. [For earlier order herein, see *ante*, p. 1015.]

518 U. S.

September 5, 1996

No. D-1696. IN RE DISBARMENT OF MORROW. Disbarment entered. [For earlier order herein, see *ante*, p. 1032.]

No. D-1697. IN RE DISBARMENT OF KOSS. Disbarment entered. [For earlier order herein, see *ante*, p. 1032.]

No. D-1719. IN RE DISBARMENT OF GOLKIN. Alan R. Golkin, of Niagara Falls, N. Y., is suspended from the practice of law in this Court, and a rule will 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-1720. IN RE DISBARMENT OF BERTAGNOLLI. James Sheridan Bertagnolli, of Castle Rock, Colo., is suspended from the practice of law in this Court, and a rule will 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. 95-813. BENNETT ET AL. *v.* SPEAR ET AL. C. A. 9th Cir. [Certiorari granted *sub nom.* *Bennett v. Plenert*, 517 U.S. 1102.] Motion of petitioners and *amici curiae* California et al. to permit California et al. to participate in oral argument as *amici curiae* and for divided argument denied.

No. 95-928. ATHERTON *v.* FEDERAL DEPOSIT INSURANCE CORPORATION, AS RECEIVER FOR CITY SAVINGS, F. S. B. C. A. 3d Cir. [Certiorari granted, 517 U.S. 1133.] Motion of petitioner to dispense with printing the joint appendix granted.

No. 95-939. IMMIGRATION AND NATURALIZATION SERVICE *v.* ELRAMLY. C. A. 9th Cir. [Certiorari granted, 516 U.S. 1170.] The parties are directed to brief the question of applicability of the Antiterrorism and Effective Death Penalty Act of 1996 to this case. Briefs are to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., September 12, 1996. Twenty typewritten copies of each brief may be filed initially in order to meet the September 12 filing date. Forty copies of the brief prepared under this Court's Rule 33.1 are to be filed as soon as possible thereafter.

No. 95-966. O'GILVIE ET AL., MINORS *v.* UNITED STATES; and No. 95-977. O'GILVIE *v.* UNITED STATES. C. A. 10th Cir. [Certiorari granted, 517 U.S. 1102.] Motion of petitioner in No. 95-977 for divided argument denied. Motion of petitioners in No. 95-966 for divided argument granted.

September 5, 6, 10, 1996

518 U. S.

No. 95–1065. SCHENCK ET AL. *v.* PRO-CHOICE NETWORK OF WESTERN NEW YORK ET AL. C. A. 2d Cir. [Certiorari granted, 516 U. S. 1170.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 95–1201. LOPEZ ET AL. *v.* MONTEREY COUNTY, CALIFORNIA, ET AL. D. C. N. D. Cal. [Probable jurisdiction noted, 517 U. S. 1118.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 95–1225. UNITED STATES *v.* BROCKAMP, ADMINISTRATOR OF THE ESTATE OF MCGILL, DECEASED; and UNITED STATES *v.* SCOTT. C. A. 9th Cir. [Certiorari granted, 517 U. S. 1232.] Motion of the Acting Solicitor General to dispense with printing the joint appendix granted.

No. 95–1595. BABBITT, SECRETARY OF THE INTERIOR, ET AL. *v.* YUPEE ET AL. C. A. 9th Cir. [Certiorari granted, 517 U. S. 1232.] Motion of the Acting Solicitor General to dispense with printing the joint appendix granted.

No. 95–1726. UNITED STATES *v.* LABONTE ET AL. C. A. 1st Cir. [Certiorari granted, *ante*, p. 1016.] Motion of the Acting Solicitor General to dispense with printing the joint appendix granted.

No. 95–1263. CATERPILLAR INC. *v.* LEWIS. C. A. 6th Cir. [Certiorari granted, 517 U. S. 1133.] Motion of Product Liability Advisory Council, Inc., for leave to file a brief as *amicus curiae* granted.

SEPTEMBER 6, 1996

Miscellaneous Order

No. A–151 (O. T. 1996). DUPREE ET AL. *v.* MOORE ET AL. Application to vacate the stay entered by the United States District Court for the Southern District of Mississippi, presented to JUSTICE SCALIA, and by him referred to the Court, denied.

SEPTEMBER 10, 1996

Miscellaneous Order

No. A–174 (95–939). IMMIGRATION AND NATURALIZATION SERVICE *v.* ELRAMLY. C. A. 9th Cir. [Certiorari granted, 516

518 U. S. September 10, 11, 16, 17, 19, 1996

U. S. 1170.] Applications of the parties for leave to file supplemental briefs in excess of the page limitations, presented to JUSTICE O'CONNOR, and by her referred to the Court, granted, but the briefs may not exceed 20 pages.

SEPTEMBER 11, 1996

Dismissal Under Rule 46

No. 96–86. *WOODS v. SATURN DISTRIBUTION CORP.* C. A. 9th Cir. Certiorari dismissed under this Court's Rule 46.1. Reported below: 78 F. 3d 424.

Miscellaneous Order

No. A–183 (O. T. 1996). *FELKER v. TURPIN, WARDEN.* Application for stay of execution of sentence of death, presented to JUSTICE KENNEDY, and by him referred to the Court, denied.

SEPTEMBER 16, 1996

Vacated and Remanded After Certiorari Granted

No. 95–939. *IMMIGRATION AND NATURALIZATION SERVICE v. ELRAMLY.* C. A. 9th Cir. [Certiorari granted, 516 U. S. 1170.] Judgment vacated and case remanded for further consideration in light of the Antiterrorism and Effective Death Penalty Act of 1996.

SEPTEMBER 17, 1996

Miscellaneous Order

No. 96–5998 (A–205). *IN RE STEWART.* Application for stay of execution of sentence of death, presented to JUSTICE STEVENS, and by him referred to the Court, denied. Petition for writ of habeas corpus denied. JUSTICE STEVENS and JUSTICE BREYER would grant the application for stay of execution.

SEPTEMBER 19, 1996

Miscellaneous Orders

No. A–110 (96–5496). *HICKS v. UNITED STATES.* C. A. 7th Cir. Application for bail, addressed to THE CHIEF JUSTICE and referred to the Court, denied.

September 19, 20, 1996

518 U. S.

No. A-133 (96-5882). PARARAS-CARAYANNIS *v.* UNITED STATES. C. A. 9th Cir. Application for stay, addressed to JUSTICE KENNEDY and referred to the Court, denied.

No. A-1004 (96-232). DUBIN *v.* UNITED STATES. C. A. 9th Cir. Application for bail, addressed to THE CHIEF JUSTICE and referred to the Court, denied.

Certiorari Denied

No. 96-5975 (A-210). ATKINS *v.* MOORE, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS. Ct. Common Pleas of Charleston County, S. C. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied. Certiorari denied.

SEPTEMBER 20, 1996

Miscellaneous Orders

No. D-1691. IN RE DISBARMENT OF BURKHART. Disbarment entered. [For earlier order herein, see *ante*, p. 1002.]

No. D-1698. IN RE DISBARMENT OF MCATEE. Disbarment entered. [For earlier order herein, see *ante*, p. 1032.]

No. D-1721. IN RE DISBARMENT OF BARTRON. R. Greg Bartron, of Watertown, S. D., is suspended from the practice of law in this Court, and a rule will 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-1722. IN RE DISBARMENT OF CUNNINGHAM. Willie Lorena Cunningham, of San Antonio, Tex., is suspended from the practice of law in this Court, and a rule will 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-1723. IN RE DISBARMENT OF PEAVY. Don E. Peavy, Sr., of Fort Worth, Tex., is suspended from the practice of law in this Court, and a rule will 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-1724. IN RE DISBARMENT OF PARKS. Michael Lynn Parks, of Houston, Tex., is suspended from the practice of law in

518 U. S.

September 20, 1996

this Court, and a rule will 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-1725. IN RE DISBARMENT OF HUGHES. Jim D. Hughes, of Rockport, Tex., is suspended from the practice of law in this Court, and a rule will 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-1726. IN RE DISBARMENT OF CARON. Robert E. Caron, of Troy, Mich., is suspended from the practice of law in this Court, and a rule will 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-1727. IN RE DISBARMENT OF ADAMS. Eugene Joseph Adams, of New City, N. Y., is suspended from the practice of law in this Court, and a rule will 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-1728. IN RE DISBARMENT OF MESTMAN. Gary Leo Mestman, of Los Angeles, Cal., is suspended from the practice of law in this Court, and a rule will 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. 95-259. WALTERS *v.* METROPOLITAN EDUCATIONAL ENTERPRISES, INC., ET AL.; and

No. 95-779. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION *v.* METROPOLITAN EDUCATIONAL ENTERPRISES, INC., ET AL. C. A. 7th Cir. [Certiorari granted, 516 U.S. 1171.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 95-789. CALIFORNIA DIVISION OF LABOR STANDARDS ENFORCEMENT ET AL. *v.* DILLINGHAM CONSTRUCTION, N. A., INC., ET AL. C. A. 9th Cir. [Certiorari granted, 517 U.S. 1133.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 95-1268. MARYLAND *v.* WILSON. Ct. Sp. App. Md. [Certiorari granted, *ante*, p. 1003.] Motion of the Acting Solicitor

September 20, 1996

518 U. S.

General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 95-1376. ROBINSON *v.* SHELL OIL Co. C. A. 4th Cir. [Certiorari granted, 517 U. S. 1154.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 95-974. ARIZONANS FOR OFFICIAL ENGLISH ET AL. *v.* ARIZONA ET AL. C. A. 9th Cir. [Certiorari granted, 517 U. S. 1102.] Motion of respondent Maria-Kelly Yniguez for divided argument denied. Motion of respondent Arizona for divided argument denied.

No. 95-1184. GLICKMAN, SECRETARY OF AGRICULTURE *v.* WILEMAN BROTHERS & ELLIOTT, INC., ET AL. C. A. 9th Cir. [Certiorari granted, 517 U. S. 1232.] Motions of National Association of State Departments of Agriculture et al., Washington Apple Commission et al., and American Federation of Labor and Congress of Industrial Organizations for leave to file briefs as *amici curiae* granted.

No. 95-1402. COMMISSIONER OF INTERNAL REVENUE *v.* ESTATE OF HUBERT, DECEASED, C & S SOVRAN TRUST Co. (GEORGIA) N. A., CO-EXECUTOR. C. A. 11th Cir. [Certiorari granted, 517 U. S. 1166.] Motion of American College of Trust and Estate Counsel for leave to file a brief as *amicus curiae* granted.

No. 95-1425. ABRAMS ET AL. *v.* JOHNSON ET AL.; and

No. 95-1460. UNITED STATES *v.* JOHNSON ET AL. D. C. S. D. Ga. [Probable jurisdiction noted, 517 U. S. 1207.] Motion of Pacific Legal Foundation for leave to file a brief as *amicus curiae* granted.

No. 95-1717. UNITED STATES *v.* LANIER. C. A. 6th Cir. [Certiorari granted, *ante*, p. 1004.] Motions of American Civil Liberties Union et al., NOW Legal Defense and Education Fund et al., Southern Poverty Law Center et al., and Vivian Forsythe-Archie et al. for leave to file briefs as *amici curiae* granted.

No. 95-1723. GRIMMETT, TRUSTEE FOR THE BANKRUPTCY ESTATE OF SIRAGUSA, ET AL. *v.* BROWN ET AL. C. A. 9th Cir. [Certiorari granted, *ante*, p. 1003.] Motions of National Association of Securities and Commercial Law Attorneys and Plaintiffs'

518 U. S. September 20, 26, October 1, 1996

Executive Committee, MDL No. 1069, et al. for leave to file briefs as *amici curiae* granted.

SEPTEMBER 26, 1996

Dismissal Under Rule 46

No. 96–5660. VELARDE *v.* UNITED STATES. C. A. 10th Cir. Certiorari dismissed under this Court’s Rule 46. Reported below: 86 F. 3d 1167.

OCTOBER 1, 1996

Probable Jurisdiction Noted

No. 95–2031. YOUNG ET AL. *v.* FORDICE ET AL. Appeal from D. C. S. D. Miss. Probable jurisdiction noted. Brief of appellants is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, November 12, 1996. Briefs of appellees are to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 10, 1996. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, December 27, 1996. This Court’s Rule 29.2 does not apply.

Certiorari Granted

No. 95–1621. HARBOR TUG & BARGE CO. *v.* PAPAI ET UX. C. A. 9th Cir. Motion of Industrial Indemnity Co. for leave to file a brief as *amicus curiae* 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 12, 1996. Brief of respondents is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 10, 1996. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, December 27, 1996. This Court’s Rule 29.2 does not apply. Reported below: 67 F. 3d 203.

No. 95–1858. VACCO, ATTORNEY GENERAL OF NEW YORK, ET AL. *v.* QUILL ET AL. C. A. 2d Cir. Motions of Agudath Israel of America, Carl Anderson, Commissioner, et al., United States Catholic Conference et al., and Catholic Medical Association for leave to file briefs as *amici curiae* granted. Certiorari granted. Brief of petitioners is to be filed with the Clerk and served upon

October 1, 1996

518 U. S.

opposing counsel on or before 3 p.m., Tuesday, November 12, 1996. Brief of respondents is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 10, 1996. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, December 27, 1996. This Court's Rule 29.2 does not apply. Case is set for oral argument in tandem with No. 96-110, *Washington et al. v. Glucksberg et al.*, *infra*, p. 1057. Reported below: 80 F. 3d 716.

No. 95-1872. STRATE, ASSOCIATE TRIBAL JUDGE, TRIBAL COURT OF THE THREE AFFILIATED TRIBES OF THE FORT BERTHOLD INDIAN RESERVATION, ET AL. *v.* A-1 CONTRACTORS ET AL. 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 12, 1996. Brief of respondents is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 10, 1996. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, December 27, 1996. This Court's Rule 29.2 does not apply. Reported below: 76 F. 3d 930.

No. 95-1873. ADAMS ET AL. *v.* ROBERTSON ET AL. Sup. Ct. Ala. 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 12, 1996. Brief of respondents is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 10, 1996. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, December 27, 1996. This Court's Rule 29.2 does not apply. Reported below: 676 So. 2d 1265.

No. 95-8736. OGBOMON *v.* UNITED STATES. C. A. 11th 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 12, 1996. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 10, 1996. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, December 27, 1996. This Court's Rule 29.2 does not apply. Reported below: 55 F. 3d 638.

518 U. S.

October 1, 2, 1996

No. 96–110. WASHINGTON ET AL. *v.* GLUCKSBERG ET AL. C. A. 9th Cir. Motion of American Medical Association et al. for leave to file a brief as *amici curiae* granted. 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 12, 1996. Brief of respondents is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 10, 1996. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, December 27, 1996. This Court’s Rule 29.2 does not apply. Case is set for oral argument in tandem with No. 95–1858, *Vacco, Attorney General of New York, et al. v. Quill et al.*, *supra*, p. 1055. Reported below: 79 F. 3d 790.

No. 96–126. CHANDLER ET AL. *v.* MILLER, GOVERNOR OF GEORGIA, ET AL. C. A. 11th 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 12, 1996. Brief of respondents is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, December 10, 1996. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, December 27, 1996. This Court’s Rule 29.2 does not apply. Reported below: 73 F. 3d 1543.

OCTOBER 2, 1996

Dismissal Under Rule 46

No. 95–1745. UNITED STATES *v.* LOPEZ. C. A. 1st Cir. Certiorari dismissed under this Court’s Rule 46. Reported below: 71 F. 3d 954.

Miscellaneous Order

No. 95–1521. UNITED STATES DEPARTMENT OF STATE, BUREAU OF CONSULAR AFFAIRS, ET AL. *v.* LEGAL ASSISTANCE FOR VIETNAMESE ASYLUM SEEKERS, INC., ET AL. C. A. D. C. Cir. [Certiorari granted, *ante*, p. 1003.] The parties are directed to brief the question of applicability of § 633 of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (enacted as Division C of the Omnibus Consolidated Appropriations Act, 1997, Pub. L. 104–208, 110 Stat. 3009–701 (“Authority to Determine Visa Processing Procedures”)) (amending 8 U. S. C.

October 2, 3, 1996

518 U. S.

§ 1152(a)(1))) to this case and whether this case is moot. Briefs are to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., October 11, 1996. Twenty typewritten copies of each brief may be filed initially in order to meet the October 11 filing date. Forty copies of the brief prepared under this Court's Rule 33.1 are to be filed as soon as possible thereafter.

OCTOBER 3, 1996

Miscellaneous Orders

No. 95-1441. BLESSING, DIRECTOR, ARIZONA DEPARTMENT OF ECONOMIC SECURITY *v.* FREESTONE ET AL., ON BEHALF OF THEIR MINOR CHILDREN. C. A. 9th Cir. [Certiorari granted, 517 U. S. 1186.] Motion of respondents to consider remanding this case or dismissing certiorari as improvidently granted in light of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 denied.

No. 96-6220 (A-245). IN RE BELL. C. A. 4th Cir. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied. Petition for writ of habeas corpus denied. Petition for extraordinary writ pursuant to this Court's Rule 20.3 denied. Petition for appropriate writ pursuant to 28 U. S. C. § 1651(a) denied.