ORDERS FOR OCTOBER 6, 1997, THROUGH MARCH 2, 1998

OCTOBER 6, 1997

Affirmed on Appeal

No. 96–1680. SILVER, SPEAKER OF THE HOUSE FOR THE NEW YORK STATE ASSEMBLY, ET AL. *v.* DIAZ ET AL.;

No. 96–1904. ACOSTA ET AL. *v.* DIAZ ET AL.; and

No. 96–2008. LAU ET AL. *v.* DIAZ ET AL. Affirmed on appeals from D. C. E. D. N. Y. Reported below: 978 F. Supp. 96.

Certiorari Granted—Vacated and Remanded

No. 96–1598. O'LEARY ET AL. *v.* MACK ET AL. C. A. 7th Cir. Motion of respondent John Mack for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *City of Boerne* v. *Flores*, 521 U. S. 507 (1997). Reported below: 80 F. 3d 1175.

No. 96–1853. BURLINGTON NORTHERN RAILROAD CO. *v.* ESTATE OF RED WOLF ET AL. C. A. 9th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Strate* v. *A–1 Contractors*, 520 U. S. 438 (1997). Reported below: 106 F. 3d 868.

No. 96–8308. LANCASTER *v.* FLORIDA. Sup. Ct. Fla. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Lynce* v. *Mathis*, 519 U. S. 433 (1997). Reported below: 687 So. 2d 1299.

No. 96–8531. LAMB *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. Sup. Ct. Fla. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Lynce* v. *Mathis*, 519 U. S. 433 (1997). Reported below: 687 So. 2d 1304.

No. 96–8978. GOMEZ *v.* DETELLA, WARDEN. C. A. 7th Cir. Motion of petitioner for leave to proceed *in forma pauperis*

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granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Lindh* v. *Murphy*, 521 U. S. 320 (1997). Reported below: 106 F. 3d 192.

No. 96–9072. PITSONBARGER *v.* GRAMLEY, WARDEN. C. A. 7th 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 *Lindh* v. *Murphy*, 521 U. S. 320 (1997). Reported below: 103 F. 3d 1293.

Miscellaneous Orders

No. A–185 (97–5685). DWIGHT B. *v.* JERRY LYNN C. Ct. App. Cal., 4th App. Dist. Application for stay, addressed to JUSTICE GINSBURG and referred to the Court, denied.

No. A–196. LYNCH ET AL. *v.* UNITED STATES. C. A. 2d Cir. Application for stay, addressed to JUSTICE THOMAS and referred to the Court, denied.

No. D–1794. IN RE DISBARMENT OF ECHOLS. Motion for reconsideration of order of disbarment denied. [For earlier order herein, see, *e. g.*, 520 U. S. 1262.]

No. D–1809. IN RE DISBARMENT OF LANDAN. Disbarment entered. [For earlier order herein, see 520 U. S. 1262.]

No. M–1. GUERRERO-MARTINEZ *v.* UNITED STATES. Motion for leave to file petition for writ of certiorari under seal with redacted copies of the public record granted.

No. M–2. WEBSTER *v.* INDIANA. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner denied.

No. M–3. REYNOLDS *v.* CASPARI, SUPERINTENDENT, MISSOURI EASTERN CORRECTIONAL CENTER, ET AL. Motion to direct the Clerk to file petition for writ of certiorari out of time under this Court's Rule 14.5 denied.

No. M–4. MILTON *v.* SOUTHWESTERN BELL TELEPHONE CO.;
No. M–5. MOLSON ET UX. *v.* STANDARD FEDERAL BANK;
No. M–6. MARTINEZ *v.* OFFICE OF PERSONNEL MANAGEMENT;
No. M–7. BARDSLEY *v.* POWELL, TRACHTMAN, LOGAN, CARRLE & BOWMAN ET AL.;

No. M–10. McKay *v.* Toyota Motor Manufacturing, U. S. A., Inc.;

No. M–11. Pearson *v.* John Hancock Mutual Life Insurance Co.;

No. M–13. Weiss *v.* La Terraza Apartments;

No. M–14. Boitnott *v.* Cascarano; and

No. M–15. Hwa Ja Kim et al. *v.* Wills & Van Metre, Inc. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. M–8. Bilzerian *v.* HSSM #7 Limited Partnership. Motion to direct the Clerk to file petition for writ of certiorari with an appendix not in compliance with this Court's Rule 33.1 denied.

No. 105, Orig. Kansas *v.* Colorado. Second Report of the Special Master received and ordered filed. Exceptions to the Report with supporting briefs may be filed within 45 days. Replies, if any, with supporting briefs may be filed within 30 days. [For earlier order herein, see, *e. g.*, 519 U. S. 1005.]

No. 96–552. Agostini et al. *v.* Felton et al.; and

No. 96–553. Chancellor, Board of Education of the City of New York, et al. *v.* Felton et al., 521 U. S. 203. Motion of respondents to retax costs denied.

No. 96–1163. Mallott & Peterson et al. *v.* Stadtmiller et al., 520 U. S. 1239. Motion of respondent Beatrice Stadtmiller for attorney's fees denied without prejudice to refiling in the United States Court of Appeals for the Ninth Circuit.

No. 96–1570. NYNEX Corp. et al. *v.* Discon, Inc. C. A. 2d Cir.;

No. 96–1793. Cedar Rapids Community School District *v.* Garret F., a Minor, by His Mother and Next Friend, Charlene F. C. A. 8th Cir.;

No. 97–49. Portland General Electric Co. *v.* Columbia Steel Casting Co., Inc. C. A. 9th Cir.; and

No. 97–144. Pearson *v.* Hines. C. A. 9th Cir. The Acting Solicitor General is invited to file briefs in these cases expressing the views of the United States.

No. 96–1579. BROGAN *v.* UNITED STATES. C. A. 2d Cir. [Certiorari granted, 520 U. S. 1263.] Motion of respondent Reinaldo Roman for leave to proceed further herein *in forma pauperis* granted.

No. 96–1769. OHIO ADULT PAROLE AUTHORITY ET AL. *v.* WOODARD. C. A. 6th Cir. [Certiorari granted, 521 U. S. 1117.] Motion for appointment of counsel granted, and it is ordered that Michael J. Benza, Esq., of Columbus, Ohio, be appointed to serve as counsel for respondent in this case.

No. 96–1936. FAIRPORT INTERNATIONAL EXPLORATION, INC. *v.* SHIPWRECKED VESSEL KNOWN AS CAPTAIN LAWRENCE, IN REM, ET AL. C. A. 6th Cir. Motion of Columbus-America Discovery Group, Inc., for leave to file a brief as *amicus curiae* granted.

No. 96–1962. COHEN *v.* LITTLE SIX, INC., DBA MYSTIC LAKE CASINO. Sup. Ct. Minn. Motion of respondent for sanctions denied.

No. 96–7901. TREST *v.* CAIN, WARDEN. C. A. 5th Cir. [Certiorari granted, 520 U. S. 1239.] Motion of petitioner to enlarge the record granted. Motion of respondent to enlarge the record granted.

No. 96–9413. IN RE TYLER;

No. 96–9513. ARTEAGA *v.* CALIFORNIA. C. A. 9th Cir.; and

No. 97–5124. IN RE TYLER. Motions of petitioners for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioners are allowed until October 27, 1997, within which to pay the docketing fee required by Rule 38(a) and to submit petitions in compliance with Rule 33.1 of the Rules of this Court.

No. 97–472. JONES, SECRETARY OF STATE OF CALIFORNIA *v.* BATES ET AL. C. A. 9th Cir. Motion of petitioner to expedite consideration of the petition for writ of certiorari before judgment denied.

No. 97–5051. DIGIOVANNI *v.* PENNSYLVANIA. Super. Ct. Pa.;

No. 97–5299. TALMAGE *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 4th Cir.; and

No. 97–5770. IN RE JOHNSON. Motions of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed

until October 27, 1997, within which to pay the docketing fee required by Rule 38(a) and to submit petitions in compliance with Rule 33.1 of the Rules of this Court.

No. 96–2044. IN RE KOST;
No. 96–9360. IN RE SCOTT;
No. 96–9503. IN RE BENNETT;
No. 97–62. IN RE MCDONALD;
No. 97–370. IN RE HOPE;
No. 97–5087. IN RE ZANI;
No. 97–5121. IN RE OKORO;
No. 97–5173. IN RE CARREIRO;
No. 97–5273. IN RE SMITH;
No. 97–5288. IN RE ANDERSON;
No. 97–5358. IN RE MICHAELS;
No. 97–5499. IN RE POLLARD;
No. 97–5547. IN RE WILLIS;
No. 97–5682. IN RE GRAVES; and
No. 97–5772. IN RE MOORE. Petitions for writs of habeas corpus denied.

No. 96–8553. IN RE KORANDO;
No. 96–9035. IN RE GEORGI;
No. 96–9140. IN RE THOMPSON;
No. 96–9226. IN RE FRANKLIN;
No. 96–9280. IN RE SCOTT;
No. 96–9341. IN RE REIMAN;
No. 96–9345. IN RE SCHAFFER;
No. 96–9451. IN RE MAYS;
No. 96–9570. IN RE MOLINA;
No. 97–179. IN RE KORNAFEL;
No. 97–200. IN RE UNITED STATES EX REL. HAYCOCK;
No. 97–222. IN RE DROBNY ET UX.;
No. 97–5103. IN RE LANE;
No. 97–5134. IN RE BANKS;
No. 97–5242. IN RE CLARK;
No. 97–5243. IN RE CLARK;
No. 97–5244. IN RE CLARK;
No. 97–5257. IN RE FRANKLIN;
No. 97–5332. IN RE KARAGIANNOPOULOS ET AL.;
No. 97–5371. IN RE BAEZ;

No. 97–5461. IN RE AKPAETI; and
No. 97–5585. IN RE LINDOW. Petitions for writs of mandamus denied.

No. 96–1870. IN RE MCMAHON;
No. 96–9081. IN RE AZUBUKO;
No. 96–9479. IN RE OTIS;
No. 96–9529. IN RE JOYNER JENNINGS;
No. 97–5122. IN RE BIERLEY;
No. 97–5123. IN RE BIERLEY;
No. 97–5305. IN RE WICKWARE; and
No. 97–5550. IN RE LEE. Petitions for writs of mandamus and/or prohibition denied.

Certiorari Denied

No. 96–1440. STILL *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 102 F. 3d 118.

No. 96–1550. MARYLAND STATE DEPARTMENT OF EDUCATION, DIVISION OF REHABILITATION SERVICES *v.* DEPARTMENT OF VETERANS AFFAIRS ET AL.; and
No. 96–1551. NATIONAL FEDERATION OF THE BLIND ET AL. *v.* DEPARTMENT OF VETERANS AFFAIRS ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 98 F. 3d 165.

No. 96–1556. LOUGH *v.* BRUNSWICK CORP., DBA MERCURY MARINE. C. A. Fed. Cir. Certiorari denied. Reported below: 86 F. 3d 1113.

No. 96–1557. CALHOON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 97 F. 3d 518.

No. 96–1559. OWENS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 103 F. 3d 953.

No. 96–1595. ARIZONA ET AL. *v.* UNITED STATES ET AL.; and
No. 96–1596. CALIFORNIA ET AL. *v.* UNITED STATES ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 104 F. 3d 1095 (No. 96–1595) and 1086 (No. 96–1596).

No. 96–1607. DUWAMISH INDIAN TRIBE ET AL. *v.* UNITED STATES ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 98 F. 3d 1159.

No. 96–1614. LODER *v.* CITY OF GLENDALE ET AL.; and
No. 96–1814. CITY OF GLENDALE ET AL. *v.* LODER. Sup. Ct. Cal. Certiorari denied. Reported below: 14 Cal. 4th 846, 927 P. 2d 1200.

No. 96–1617. PUEBLO OF SANTA ANA ET AL. *v.* KELLY, UNITED STATES ATTORNEY FOR THE DISTRICT OF NEW MEXICO, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 104 F. 3d 1546.

No. 96–1627. VAN ZELST ET AL. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 7th Cir. Certiorari denied. Reported below: 100 F. 3d 1259.

No. 96–1648. RICHENBERG *v.* COHEN, SECRETARY OF DEFENSE, ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 97 F. 3d 256.

No. 96–1653. OSAREN *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 5th Cir. Certiorari denied. Reported below: 105 F. 3d 656.

No. 96–1661. AMCOR CAPITAL CORP. ET AL. *v.* GOOLKASIAN ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 406.

No. 96–1695. ATTALA COUNTY ET AL. *v.* TEAGUE ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 92 F. 3d 283.

No. 96–1703. BUSH & BURCHETT, INC. *v.* HERMAN, SECRETARY OF LABOR, ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 117 F. 3d 932.

No. 96–1717. FREE AIR CORP. *v.* FEDERAL COMMUNICATIONS COMMISSION. C. A. D. C. Cir. Certiorari denied.

No. 96–1720. JONES *v.* TEXAS. Ct. App. Tex., 9th Dist. Certiorari denied.

No. 96–1733. FEEZOR ET AL. *v.* BABBITT, SECRETARY OF THE INTERIOR, ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 100 F. 3d 556.

No. 96–1738. RYBAR *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 103 F. 3d 273.

No. 96–1740. GESKE & SONS, INC. *v.* NATIONAL LABOR RELATIONS BOARD ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 103 F. 3d 1366.

No. 96–1743. JOHNSON & HIGGINS, INC. *v.* EQUAL EMPLOYMENT OPPORTUNITY COMMISSION. C. A. 2d Cir. Certiorari denied. Reported below: 91 F. 3d 1529.

No. 96–1753. COUNTY OF NAPA *v.* SCHUTT. C. A. 9th Cir. Certiorari denied. Reported below: 105 F. 3d 666.

No. 96–1758. MCCLURE ET VIR *v.* CITY OF LONG BEACH ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 104 F. 3d 365.

No. 96–1759. KIRK *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 105 F. 3d 997.

No. 96–1760. HILL ET UX. *v.* GATEWAY 2000, INC., ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 105 F. 3d 1147.

No. 96–1762. WASHINGTON RESTAURANT MANAGEMENT, INC. *v.* VONS COS., INC. Sup. Ct. Cal. Certiorari denied. Reported below: 14 Cal. 4th 434, 926 P. 2d 1085.

No. 96–1763. SPIEGEL *v.* MESCALL ET AL. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 281 Ill. App. 3d 1136, 701 N. E. 2d 838.

No. 96–1764. SPIEGEL ET UX. *v.* HOLLYWOOD TOWERS CONDOMINIUM ASSN. ET AL. App. Ct. Ill., 2d Dist. Certiorari denied. Reported below: 283 Ill. App. 3d 992, 671 N. E. 2d 350.

No. 96–1770. MILLER ET AL. *v.* PROVENZ ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 102 F. 3d 1478.

No. 96–1772. FLICK *v.* WEDDINGTON PRODUCTIONS, INC. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 96–1773. ASTORIA FEDERAL SAVINGS & LOAN ASSN. *v.* NEW YORK ET AL. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 222 App. Div. 2d 36, 644 N. Y. S. 2d 926.

No. 96–1782. ADAMS ET AL. *v.* CUMBERLAND FARMS, INC., ET AL. Sup. Jud. Ct. Mass. Certiorari denied.

No. 96–1785. DISCON, INC. *v.* NYNEX CORP. ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 93 F. 3d 1055.

No. 96–1786. ILLINOIS *v.* KRUEGER. Sup. Ct. Ill. Certiorari denied. Reported below: 175 Ill. 2d 60, 675 N. E. 2d 604.

No. 96–1787. DANA CORP., PARISH DIVISION *v.* NEWTON. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 862.

No. 96–1788. CITIZENS UNITED *v.* UNITED STATES ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 103 F. 3d 651.

No. 96–1789. MARTINEZ-SERRANO *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 9th Cir. Certiorari denied. Reported below: 94 F. 3d 1256.

No. 96–1791. FLINN *v.* PRUDENTIAL PROPERTY & CASUALTY INSURANCE CO. ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 96 F. 3d 1456.

No. 96–1792. OVERBEEK *v.* HEIMBECKER ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 101 F. 3d 1225.

No. 96–1794. SOON DUCK KIM ET AL. *v.* CITY OF NEW YORK. Ct. App. N. Y. Certiorari denied. Reported below: 90 N. Y. 2d 1, 681 N. E. 2d 312.

No. 96–1795. DORAND *v.* RIGHT UP YOUR ALLEY, INC., ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 105 F. 3d 656.

No. 96–1797. HENSON *v.* CITY OF GREENSBORO. C. A. 4th Cir. Certiorari denied. Reported below: 107 F. 3d 866.

No. 96–1798. LEAP ET AL. *v.* MALONE ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 106 F. 3d 401.

No. 96–1799. REIDY ET AL. *v.* TRAVELERS INSURANCE CO. C. A. 1st Cir. Certiorari denied. Reported below: 107 F. 3d 1.

No. 96–1800. RINI *v.* UNITED VAN LINES, INC. C. A. 1st Cir. Certiorari denied. Reported below: 104 F. 3d 502.

No. 96–1801. SMOLKO *v.* GTE SERVICE CORP. C. A. 11th Cir. Certiorari denied. Reported below: 107 F. 3d 28.

No. 96–1802. DURHAM *v.* HEALTH NET ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 337.

No. 96–1804. HWANG *v.* HARRIS ET AL. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 96–1805. DOE ET AL. *v.* SUNDQUIST, GOVERNOR OF TENNESSEE, ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 106 F. 3d 702.

No. 96–1806. MARYLAND PSYCHIATRIC SOCIETY, INC. *v.* WASSERMAN, SECRETARY, MARYLAND DEPARTMENT OF HEALTH AND MENTAL HYGIENE, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 102 F. 3d 717.

No. 96–1809. REINERT *v.* PENNSYLVANIA. Super. Ct. Pa. Certiorari denied. Reported below: 451 Pa. Super. 577, 677 A. 2d 1267.

No. 96–1813. IBP, INC., ET AL. *v.* WILSON. Sup. Ct. Iowa. Certiorari denied. Reported below: 558 N. W. 2d 132.

No. 96–1815. VOLLERT *v.* CITY OF HOUSTON. C. A. 5th Cir. Certiorari denied. Reported below: 106 F. 3d 398.

No. 96–1816. PRODELL ET AL. *v.* NEW YORK ET AL. App. Div., Sup. Ct. N. Y., 3d Jud. Dept. Certiorari denied. Reported below: 222 App. Div. 2d 178, 645 N. Y. S. 2d 589.

No. 96–1818. FEDERAL ELECTION COMMISSION *v.* MAINE RIGHT TO LIFE COMMITTEE, INC., ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 98 F. 3d 1.

No. 96–1819. DOE *v.* MASSACHUSETTS DEPARTMENT OF SOCIAL SERVICES ET AL. Sup. Jud. Ct. Mass. Certiorari denied.

No. 96–1820. GOLD, CHAPTER 7 TRUSTEE FOR DETRICK, ET AL. *v.* PANALPINA, INC., ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 108 F. 3d 529.

No. 96–1821. BROWN ET UX. *v.* SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES. C. A. Fed. Cir. Certiorari denied. Reported below: 86 F. 3d 1179.

No. 96–1822. ROSANO *v.* ADELPHI UNIVERSITY ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 104 F. 3d 354.

No. 96–1826. HALASH *v.* MICHIGAN. Cir. Ct. Wayne County, Mich. Certiorari denied.

No. 96–1827. HESS, ON BEHALF OF HESS ET AL., MINORS *v.* HESS. C. A. 6th Cir. Certiorari denied. Reported below: 103 F. 3d 129.

No. 96–1828. CHAPARRO *v.* IBP, INC. C. A. 10th Cir. Certiorari denied. Reported below: 104 F. 3d 367.

No. 96–1831. ROBERTSON ET UX. *v.* CITY OF SOUTH GATE ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 96–1832. SMITH *v.* BLUE CROSS BLUE SHIELD OF KANSAS, INC. C. A. 10th Cir. Certiorari denied. Reported below: 102 F. 3d 1075.

No. 96–1833. GARDNER ET UX. *v.* STAGER ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 103 F. 3d 886.

No. 96–1836. BROCHU *v.* TEXAS. Ct. App. Tex., 14th Dist. Certiorari denied. Reported below: 927 S. W. 2d 745.

No. 96–1837. HOUSTON BROKERAGE, INC., ET AL. *v.* MCDONALD ET UX., INDIVIDUALLY AND AS NEXT FRIENDS AND GUARDIANS OF MCDONALD, A MINOR, ET AL. Ct. App. Tex., 13th Dist. Certiorari denied. Reported below: 928 S. W. 2d 633.

No. 96–1838. ALEXANDER *v.* RUSH NORTH SHORE MEDICAL CENTER. C. A. 7th Cir. Certiorari denied. Reported below: 101 F. 3d 487.

No. 96–1840. COCHRAN *v.* PLANNED PARENTHOOD ASSOCIATION OF SAN MATEO COUNTY ET AL. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 96–1841. LOUISIANA ET AL. *v.* MISTRETTA ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 111 F. 3d 893.

No. 96–1843. SMITH *v.* UNITED STATES COURT OF APPEALS FOR THE TENTH CIRCUIT ET AL. C. A. 10th Cir. Certiorari denied.

No. 96–1844. MMP INVESTMENTS, INC. *v.* LANDER CO., INC. C. A. 7th Cir. Certiorari denied. Reported below: 107 F. 3d 476.

No. 96–1847. NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT ET AL. *v.* FEDERAL ENERGY REGULATORY COMMISSION ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 106 F. 3d 1190.

No. 96–1848. YODER ET VIR *v.* HONEYWELL, INC., ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 104 F. 3d 1215.

No. 96–1849. LARY *v.* CHATER, COMMISSIONER OF SOCIAL SECURITY, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 98 F. 3d 1353.

No. 96–1851. JONES *v.* WATSON ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 106 F. 3d 774.

No. 96–1854. CVELBAR *v.* CBI-ILLINOIS, INC. C. A. 7th Cir. Certiorari denied. Reported below: 106 F. 3d 1368.

No. 96–1855. SCHULTZ *v.* MCDONNELL DOUGLAS CORP. C. A. 8th Cir. Certiorari denied. Reported below: 105 F. 3d 1258.

No. 96–1856. RHOMBERG ET AL. *v.* WILSON, GOVERNOR OF CALIFORNIA, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 339.

No. 96–1858. COLE *v.* KIMBERLY-CLARK CORP. C. A. Fed. Cir. Certiorari denied. Reported below: 102 F. 3d 524.

No. 96–1860. HANRAHAN *v.* WILLIAMS ET AL. Sup. Ct. Ill. Certiorari denied. Reported below: 174 Ill. 2d 268, 673 N. E. 2d 251.

No. 96–1861. FETTY ET AL. *v.* PENSION BENEFIT GUARANTY CORPORATION. C. A. 10th Cir. Certiorari denied. Reported below: 104 F. 3d 367.

No. 96–1862. FIRST JERSEY SECURITIES, INC., ET AL. *v.* SECURITIES AND EXCHANGE COMMISSION. C. A. 2d Cir. Certiorari denied. Reported below: 101 F. 3d 1450.

No. 96–1863. HINDERA *v.* THAI ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 102 F. 3d 554.

No. 96–1864. FROHNE *v.* TEXAS. Ct. App. Tex., 1st Dist. Certiorari denied. Reported below: 928 S. W. 2d 570.

No. 96–1867. LIBERTARIAN PARTY OF FLORIDA ET AL. *v.* SMITH, FLORIDA SECRETARY OF STATE, ET AL. Sup. Ct. Fla. Certiorari denied. Reported below: 687 So. 2d 1292.

No. 96–1871. MAXWELL *v.* BRATTON, POLICE COMMISSIONER, NEW YORK CITY POLICE DEPARTMENT, ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 102 F. 3d 664.

No. 96–1874. CHALMERS *v.* TULON COMPANY OF RICHMOND. C. A. 4th Cir. Certiorari denied. Reported below: 101 F. 3d 1012.

No. 96–1875. HOOKER *v.* PRODUCERS TRACTOR CO. Sup. Ct. Ark. Certiorari denied.

No. 96–1877. FIELDS *v.* ESTATE OF FIELDS ET AL. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 686 So. 2d 598.

No. 96–1878. OMNI HOMES, INC. *v.* BOARD OF SUPERVISORS, PRINCE WILLIAM COUNTY, VIRGINIA. Sup. Ct. Va. Certiorari denied. Reported below: 253 Va. 59, 481 S. E. 2d 460.

No. 96–1879. SAMMARCO *v.* FORD MOTOR CO. Sup. Ct. Minn. Certiorari denied. Reported below: 561 N. W. 2d 916.

No. 96–1881. GAZZA *v.* NEW YORK DEPARTMENT OF ENVIRONMENTAL CONSERVATION. Ct. App. N. Y. Certiorari denied. Reported below: 89 N. Y. 2d 603, 679 N. E. 2d 1035.

No. 96–1882. EHRLANDER *v.* DEPARTMENT OF TRANSPORTATION OF ALASKA ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 68.

No. 96–1883. FEHN *v.* SECURITIES AND EXCHANGE COMMISSION. C. A. 9th Cir. Certiorari denied. Reported below: 97 F. 3d 1276.

No. 96–1885. FRILLZ, INC. *v.* ALVAREZ, ADMINISTRATOR OF SMALL BUSINESS ADMINISTRATION. C. A. 1st Cir. Certiorari denied. Reported below: 104 F. 3d 515.

No. 96–1886. BECKER *v.* PENA, SECRETARY OF ENERGY, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 877.

No. 96–1887. ZSCHACH ET AL. *v.* LUCAS, PRENDERGAST, ALBRIGHT, GIBSON & NEWMAN ET AL. Ct. App. Ohio, Franklin County. Certiorari denied.

No. 96–1888. TATUM *v.* VANLINER INSURANCE COMPANY OF FENTON, MISSOURI. C. A. 8th Cir. Certiorari denied. Reported below: 104 F. 3d 223.

No. 96–1889. MUSCO CORP. ET AL. *v.* QUALITE, INC., DBA QUALITE SPORTS LIGHTING, INC. C. A. Fed. Cir. Certiorari denied. Reported below: 106 F. 3d 427.

No. 96–1890. BERELLEZ ET AL. *v.* ALVAREZ-MACHAIN. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 696.

No. 96–1891. MIKKILINENI *v.* CITY OF HOUSTON ET AL. C. A. 5th Cir. Certiorari denied.

No. 96–1892. MCLAMB *v.* ARIZONA. Ct. App. Ariz. Certiorari denied. Reported below: 188 Ariz. 1, 932 P. 2d 266.

No. 96–1893. JENKINS *v.* EIGHTH DISTRICT COURT CLERKS ET AL. Sup. Ct. Utah. Certiorari denied.

No. 96–1894. TANFORD ET AL. *v.* BRAND ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 104 F. 3d 982.

No. 96–1895. MW AG, INC., ET AL. *v.* NEW HAMPSHIRE INSURANCE CO. C. A. 8th Cir. Certiorari denied. Reported below: 107 F. 3d 644.

No. 96–1897. MID SOUTH CONTROLS & SERVICES, INC. *v.* HEBERT. Ct. App. La., 3d Cir. Certiorari denied. Reported below: 688 So. 2d 1171.

No. 96–1900. ARIZONA *v.* WRIGHT. Ct. App. Ariz. Certiorari denied.

No. 96–1901. EMERSON, DBA EMERSON AVIATION *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 107 F. 3d 77.

No. 96–1902. BUTLER *v.* GENERAL MOTORS CORP. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 1003.

No. 96–1905. RAINBOW GROUP, LTD., ET AL. *v.* CASEY ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 109 F. 3d 765.

No. 96–1906. LOWE *v.* NUECES COUNTY, TEXAS. C. A. 5th Cir. Certiorari denied. Reported below: 103 F. 3d 126.

No. 96–1907. OLIVARES *v.* NATIONAL AERONAUTICS AND SPACE ADMINISTRATION. C. A. 4th Cir. Certiorari denied. Reported below: 103 F. 3d 119.

No. 96–1908. McDevitt *v.* Disciplinary Board of the Supreme Court of New Mexico et al. C. A. 10th Cir. Certiorari denied. Reported below: 108 F. 3d 341.

No. 96–1909. Foster *v.* International Business Machines Corp. et al. C. A. 5th Cir. Certiorari denied. Reported below: 103 F. 3d 125.

No. 96–1910. Felinska *v.* New England Teamsters and Trucking Industry Pension Fund. C. A. 1st Cir. Certiorari denied. Reported below: 99 F. 3d 1128.

No. 96–1911. Nicholson *v.* Nevada State Bar. Sup. Ct. Nev. Certiorari denied. Reported below: 113 Nev. 1641, 970 P. 2d 1122.

No. 96–1912. Wagstaff *v.* Virginia. Ct. App. Va. Certiorari denied.

No. 96–1913. Hodge *v.* Dalton, Secretary of the Navy. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 705.

No. 96–1914. Delnero *v.* United States. C. A. 11th Cir. Certiorari denied. Reported below: 100 F. 3d 970.

No. 96–1915. Kelly et al. *v.* Staples et al. C. A. 6th Cir. Certiorari denied. Reported below: 97 F. 3d 118.

No. 96–1916. Quinn-L Capital Corp. et al. *v.* Royal Insurance Company of America et al. C. A. 5th Cir. Certiorari denied. Reported below: 105 F. 3d 656.

No. 96–1917. Hawkins, Individually and as Personal Representative of the Estate of Gilliam, Deceased *v.* McNeil Pharmaceutical. Ct. App. D. C. Certiorari denied. Reported below: 686 A. 2d 567.

No. 96–1919. DP Partners, Limited Partnership, et al. *v.* Hall Financial Group, Inc. C. A. 5th Cir. Certiorari denied. Reported below: 106 F. 3d 667.

No. 96–1920. In re Acuna. Sup. Ct. Cal. Certiorari denied.

No. 96–1924. Knox *v.* Nevada Department of Motor Vehicles and Public Safety. Sup. Ct. Nev. Certiorari denied. Reported below: 113 Nev. 1632, 970 P. 2d 1113.

No. 96–1926. Williams et vir *v.* Franklin First Federal Savings Bank et al. Super. Ct. Pa. Certiorari denied. Reported below: 451 Pa. Super. 641, 679 A. 2d 266.

No. 96–1927. CITY OF DALLAS ET AL. *v.* KIRKS ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 91 F. 3d 769.

No. 96–1928. LOWER BRULE SIOUX TRIBE *v.* SOUTH DAKOTA. C. A. 8th Cir. Certiorari denied. Reported below: 104 F. 3d 1017.

No. 96–1929. GREEN *v.* PHILADELPHIA HOUSING AUTHORITY ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 105 F. 3d 882.

No. 96–1930. GAREN *v.* SUPREME COURT OF WASHINGTON ET AL. Sup. Ct. Wash. Certiorari denied.

No. 96–1932. MAINIERO *v.* JORDAN, ADMINISTRATOR, WISCONSIN DEPARTMENT OF PROBATION AND PAROLE, ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 105 F. 3d 361.

No. 96–1933. E. F., A MINOR, BY AND THROUGH MISSISSIPPI PROTECTION AND ADVOCACY SYSTEM, INC., AS GUARDIAN AD LITEM, ET AL. *v.* SCAFIDI, DIRECTOR, DIVISION OF CHILDREN AND YOUTH SERVICES, DEPARTMENT OF MENTAL HEALTH, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 793.

No. 96–1934. BEVERLY HEALTH AND REHABILITATION SERVICES, INC. *v.* FEINSTEIN, GENERAL COUNSEL, NATIONAL LABOR RELATIONS BOARD. C. A. D. C. Cir. Certiorari denied. Reported below: 103 F. 3d 151.

No. 96–1935. SPIEGEL *v.* CITY OF CHICAGO ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 106 F. 3d 209.

No. 96–1937. JACKSON SQUARE ASSOCIATES *v.* DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, BUFFALO OFFICE-REGION II. C. A. 2d Cir. Certiorari denied. Reported below: 108 F. 3d 329.

No. 96–1938. WESBANCO BANK BARNESVILLE, FKA FIRST NATIONAL BANK OF BARNESVILLE *v.* CUSTOMER CREDITORS. C. A. 6th Cir. Certiorari denied. Reported below: 106 F. 3d 1255.

No. 96–1939. NORTON *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 108 F. 3d 133.

No. 96–1940. JAQUES ADMIRALTY LAW FIRM *v.* ACANDS, INC., ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 83 F. 3d 426.

No. 96–1941. KITZE *v.* VIRGINIA. Ct. App. Va. Certiorari denied. Reported below: 23 Va. App. 213, 475 S. E. 2d 830.

No. 96–1942. CMI, INC. *v.* INTOXIMETERS, INC., ET AL. C. A. Fed. Cir. Certiorari denied. Reported below: 95 F. 3d 1168.

No. 96–1943. STALLWORTH *v.* HERMAN, SECRETARY OF LABOR. C. A. D. C. Cir. Certiorari denied. Reported below: 107 F. 3d 923.

No. 96–1944. NORTON ET AL. *v.* FEDERAL TRADE COMMISSION ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 108 F. 3d 345.

No. 96–1945. MUSSER *v.* DAMROW ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 338.

No. 96–1946. NIELSON *v.* SYRETT CORP. C. A. 10th Cir. Certiorari denied. Reported below: 107 F. 3d 20.

No. 96–1947. STANTON *v.* DISTRICT OF COLUMBIA COURT OF APPEALS. Ct. App. D. C. Certiorari denied. Reported below: 682 A. 2d 655.

No. 96–1949. SMELSER *v.* NORFOLK & WESTERN RAILWAY CO. C. A. 6th Cir. Certiorari denied. Reported below: 105 F. 3d 299.

No. 96–1950. TRIVEDI *v.* COOPER. C. A. 2d Cir. Certiorari denied.

No. 96–1951. VAUGHT ET AL. *v.* SHOWA DENKO K. K. ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 107 F. 3d 1137.

No. 96–1952. HOLT *v.* LEWIS ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 109 F. 3d 771.

No. 96–1953. KNOX ET VIR *v.* SANDOZ PHARMACEUTICALS CORP. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 793.

No. 96–1954. BALLENGER *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 345 N. C. 626, 481 S. E. 2d 84.

No. 96–1955. HOLSUM BAKERS OF PUERTO RICO, INC. *v.* NATIONAL LABOR RELATIONS BOARD. C. A. D. C. Cir. Certiorari denied. Reported below: 107 F. 3d 922.

No. 96–1956. COLE *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 96–1958. CITY OF OCEANSIDE ET AL. *v.* SHAFER. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 96–1959. MAYER, EXECUTRIX OF THE ESTATE OF MAYER, DECEASED *v.* CORNELL UNIVERSITY ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 107 F. 3d 3.

No. 96–1960. WANG LABORATORIES, INC. *v.* MITSUBISHI ELECTRONICS AMERICA, INC., ET AL. C. A. Fed. Cir. Certiorari denied. Reported below: 103 F. 3d 1571.

No. 96–1961. GORDON *v.* BOARD OF EDUCATION FOR THE CITY OF NEW YORK. C. A. 2d Cir. Certiorari denied. Reported below: 108 F. 3d 1369.

No. 96–1964. MERRIAM *v.* UNITED STATES; and
No. 97–5255. HAYES *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1162.

No. 96–1965. MARTIN *v.* SHAW'S SUPERMARKETS, INC. C. A. 1st Cir. Certiorari denied. Reported below: 105 F. 3d 40.

No. 96–1966. VALSAMIS, INC., ET AL. *v.* CORNHILL INSURANCE PLC ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 106 F. 3d 80.

No. 96–1967. AROMA MANUFACTURING, INC. *v.* ALTERNATIVE PIONEERING SYSTEMS, INC., DBA AMERICAN HARVEST (two judgments). C. A. Fed. Cir. Certiorari denied. Reported below: 108 F. 3d 1394.

No. 96–1968. GRANT *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 9th Cir. Certiorari denied.

No. 96–1969. RIVER OAKS FURNITURE, INC., ET AL. *v.* ANSIN ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 105 F. 3d 745.

No. 96–1970. SHRETTA ET AL. *v.* CITY OF MARIETTA ET AL.; and
No. 96–2035. VARSALONA'S ITALIAN RESTAURANT, DBA BOOMER'S, ET AL. *v.* CITY OF MARIETTA ET AL. Sup. Ct. Ga. Certiorari denied. Reported below: 267 Ga. 683, 482 S. E. 2d 347.

No. 96–1972. DERTHICK ET AL. *v.* BASSETT-WALKER, INC., ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 390.

No. 96–1973. LU *v.* HADLOCK ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 108 F. 3d 328.

No. 96–1974. CREDICORP, INC., ET AL. *v.* DEPARTMENT OF BANKING AND FINANCE OF FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 684 So. 2d 746.

No. 96–1975. COULTER ET AL. *v.* METROPOLITAN LIFE INSURANCE CO.; SMITH *v.* METROPOLITAN LIFE INSURANCE CO.; and CORRIERE ET AL. *v.* METROPOLITAN LIFE INSURANCE CO. C. A. 3d Cir. Certiorari denied.

No. 96–1976. SOTO *v.* FLORES ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 103 F. 3d 1056.

No. 96–1977. LIED *v.* UNITED STATES;
No. 96–9480. WALLACE *v.* UNITED STATES;
No. 97–320. GALLEGOS *v.* UNITED STATES; and
No. 97–5688. PENA-RODRIGUEZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 1120.

No. 96–1978. RAMOS *v.* NEMETZ ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 127.

No. 96–1979. HENNON *v.* COOPER, WARDEN. C. A. 7th Cir. Certiorari denied. Reported below: 109 F. 3d 330.

No. 96–1980. DEL BUONO *v.* REYNOLDS WEIGEL ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 101 F. 3d 694.

No. 96–1981. BELL *v.* PLANNED PARENTHOOD LEAGUE OF MASSACHUSETTS, INC. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 424 Mass. 573, 677 N. E. 2d 204.

No. 96–1983. COBB *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 99 F. 3d 664.

No. 96–1984. CROW TRIBE OF INDIANS *v.* MONTANA ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 92 F. 3d 826 and 98 F. 3d 1194.

No. 96–1985. HUME *v.* WALLIS ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1385.

No. 96–1986. NARO ET UX. *v.* HAMILTON TOWNSHIP ET AL. Super. Ct. N. J., App. Div. Certiorari denied.

No. 96–1989. LOUIS E. OLIVERO & ASSOCIATES ET AL. *v.* WESTERN STATES INSURANCE CO. ET AL. App. Ct. Ill., 3d Dist. Certiorari denied. Reported below: 283 Ill. App. 3d 307, 670 N. E. 2d 333.

No. 96–1990. SANDERS *v.* FULTON COUNTY BOARD OF EDUCATION ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 96 F. 3d 1457.

No. 96–1991. SWAFFAR *v.* SWAFFAR, EXECUTOR OF THE ESTATE OF SWAFFAR, DECEASED. Sup. Ct. Ark. Certiorari denied. Reported below: 327 Ark. 235, 938 S. W. 2d 552.

No. 96–1992. RABIN ET UX. *v.* AMERICA'S FAVORITE CHICKEN CO. ET AL. C. A. 5th Cir. Certiorari denied.

No. 96–1993. CARLISLE *v.* ROBINETT. Ct. App. Tex., 2d Dist. Certiorari denied. Reported below: 928 S. W. 2d 623.

No. 96–1994. DENTY *v.* SMITHKLINE BEECHAM CORP. C. A. 3d Cir. Certiorari denied. Reported below: 109 F. 3d 147.

No. 96–1995. COHEN *v.* TIRABASSI. Cir. Ct. Howard County, Md. Certiorari denied.

No. 96–1996. GORDON ET AL. *v.* COUNTY OF ROCKLAND. C. A. 2d Cir. Certiorari denied. Reported below: 110 F. 3d 886.

No. 96–1997. ZIMMER *v.* NAUMANN, PARISH COUNCIL CHAIRPERSON, ET AL. Ct. App. Minn. Certiorari denied.

No. 96–1998. TYRREL *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 103 F. 3d 124.

No. 96–1999. MCLAUGHLIN *v.* WASHINGTON STATE BAR ASSN. ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 95 F. 3d 1157.

No. 96–2000. MGM GRAND AIR, INC. *v.* MICELI ET UX. Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 51 Cal. App. 4th 702, 59 Cal. Rptr. 2d 311.

No. 96–2001. TEXAS PHARMACY ASSN. ET AL. *v.* PRUDENTIAL INSURANCE COMPANY OF AMERICA. C. A. 5th Cir. Certiorari denied. Reported below: 105 F. 3d 1035.

No. 96–2003. GRENELL *v.* CONFORTI ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 126.

No. 96–2004. SUNDELL *v.* CISCO SYSTEM, INC. C. A. 5th Cir. Certiorari denied. Reported below: 111 F. 3d 892.

No. 96–2005. TEXAS *v.* COOK. Ct. Crim. App. Tex. Certiorari denied. Reported below: 940 S. W. 2d 623.

No. 96–2006. ROGGIO *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 107 F. 3d 26.

No. 96–2007. SMITH *v.* GORDON COUNTY ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 107 F. 3d 25.

No. 96–2009. ROCANOVA *v.* UNITED STATES ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 109 F. 3d 127.

No. 96–2010. RHYMER *v.* YOKOHAMA TIRE CORP. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 391.

No. 96–2011. RIGGINS ET AL. *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 107 F. 3d 872.

No. 96–2012. LU *v.* CHOATE, HALLS & STEWART ET AL. C. A. 1st Cir. Certiorari denied.

No. 96–2013. PATE *v.* SERVICE MERCHANDISE CO., INC., ET AL. Ct. App. Tenn. Certiorari denied. Reported below: 959 S. W. 2d 569.

No. 96–2014. STEELE *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 91 F. 3d 1046.

No. 96–2015. FIDELITY TECHNOLOGIES CORP. *v.* BUTLER ET AL. Ct. App. La., 3d Cir. Certiorari denied. Reported below: 685 So. 2d 676.

No. 96–2016. DONOHOO ET AL. *v.* FEDERAL DEPOSIT INSURANCE CORPORATION. C. A. 8th Cir. Certiorari denied. Reported below: 103 F. 3d 1409.

No. 96–2017. SNAP-DRAPE, INC. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 5th Cir. Certiorari denied. Reported below: 98 F. 3d 194.

No. 96–2019. KRANYIK *v.* CITY OF WEST MELBOURNE ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 105 F. 3d 672.

No. 96–2020. HOUSTON *v.* FINNELL ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 100 F. 3d 956.

No. 96–2021. BOUYE ET AL. *v.* SOUTH CAROLINA. Sup. Ct. S. C. Certiorari denied. Reported below: 325 S. C. 260, 484 S. E. 2d 461.

No. 96–2022. HUDSON, BY AND THROUGH HER PARENT, HUDSON *v.* BLOOMFIELD HILLS PUBLIC SCHOOLS ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 108 F. 3d 112.

No. 96–2023. O'HARA *v.* BAYLINER ET AL. Ct. App. N. Y. Certiorari denied. Reported below: 89 N. Y. 2d 636, 679 N. E. 2d 1049.

No. 96–2024. MORAN *v.* MORAN. Ct. App. Ariz. Certiorari denied. Reported below: 188 Ariz. 139, 933 P. 2d 1207.

No. 96–2025. JEFFERSON *v.* UNITED STATES;
No. 96–9447. ARCHER *v.* UNITED STATES;
No. 97–5730. MCNEALY *v.* UNITED STATES; and
No. 97–5754. BRAZEL *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 102 F. 3d 1120.

No. 96–2026. DUNN *v.* MIAMI HERALD PUBLISHING CO. ET AL. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 689 So. 2d 1302.

No. 96–2027. CHARLY INTERNATIONAL ET AL. *v.* MCA RECORDS, INC. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 338.

No. 96–2028. TU YING CHEN, INDIVIDUALLY, AND AS ADMINISTRATRIX OF THE ESTATE OF SHOU FONG CHEN *v.* SCHRAMM ET AL. Ct. App. Colo. Certiorari denied.

No. 96–2029. BURLINGTON NORTHERN & SANTA FE RAILWAY CO., FKA BURLINGTON NORTHERN RAILROAD CO. *v.* BYRD. Ct. App. Mo., Eastern Dist. Certiorari denied. Reported below: 939 S. W. 2d 416.

No. 96–2030. GUIDO ET AL. *v.* CUVO ET AL. Commw. Ct. Pa. Certiorari denied. Reported below: 678 A. 2d 424.

No. 96–2031. CITY OF NEW ORLEANS *v.* DEPARTMENT OF LABOR. C. A. 5th Cir. Certiorari denied. Reported below: 108 F. 3d 614.

No. 96–2032. SCHLOTZ ET UX. *v.* HYUNDAI MOTOR CO. ET AL. Ct. App. Minn. Certiorari denied. Reported below: 557 N. W. 2d 613.

No. 96–2033. MCARTY *v.* NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION. C. A. 8th Cir. Certiorari denied.

No. 96–2034. SFIC PROPERTIES, INC. *v.* INTERNATIONAL ASSOCIATION OF MACHINISTS AND AEROSPACE WORKERS, DISTRICT LODGE 94, LOCAL LODGE 311, AKA IAMAWD. C. A. 9th Cir. Certiorari denied. Reported below: 103 F. 3d 923.

No. 96–2036. WAUGH *v.* INTERNAL REVENUE SERVICE. C. A. 8th Cir. Certiorari denied. Reported below: 109 F. 3d 489.

No. 96–2037. SCHAFFER ET UX. *v.* AGRIBANK, FCB, ET AL. Ct. App. Minn. Certiorari denied.

No. 96–2038. SUTTON *v.* UNITED STATES;
No. 96–2043. NOVOA *v.* UNITED STATES;
No. 96–2049. JOBE *v.* UNITED STATES; and
No. 96–2050. JOBE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 101 F. 3d 1046.

No. 96–2039. CAMPFIELD *v.* CONNECTICUT. App. Ct. Conn. Certiorari denied. Reported below: 44 Conn. App. 6, 687 A. 2d 903.

No. 96–2040. KCAL–TV CHANNEL 9 *v.* LOS ANGELES NEWS SERVICE. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1119.

No. 96–2042. GRAY *v.* IDAHO. Ct. App. Idaho. Certiorari denied. Reported below: 129 Idaho 784, 932 P. 2d 907.

No. 96–2047. COPANOS *v.* FOOD AND DRUG ADMINISTRATION ET AL. C. A. D. C. Cir. Certiorari denied.

No. 96–2048. ABURAHMAH *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 17.

No. 96–2051. HEALTHPARTNERS OF SOUTHERN ARIZONA, DBA PARTNERS HEALTH PLAN OF ARIZONA, INC. *v.* ATKINS. C. A. 9th Cir. Certiorari denied.

No. 96–2052. BECERRA, INDIVIDUALLY AND AS NEXT FRIEND OF DOE, A MINOR *v.* HOUSTON INDEPENDENT SCHOOL DISTRICT ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 105 F. 3d 1042.

No. 96–2053. COOKE *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 863.

No. 96–2055. HARVARD *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 103 F. 3d 412.

No. 96–8088. GATELY *v.* PENNSYLVANIA. Super. Ct. Pa. Certiorari denied. Reported below: 451 Pa. Super. 622, 679 A. 2d 252.

No. 96–8311. GINN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 104 F. 3d 369.

No. 96–8312. FAULKNER *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 103 F. 3d 684.

No. 96–8368. POLLARD *v.* EDGAR, GOVERNOR OF ILLINOIS, ET AL. Sup. Ct. Ill. Certiorari denied.

No. 96–8379. COOPER *v.* TAYLOR, WARDEN, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 103 F. 3d 366.

No. 96–8436. ADKINS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 102 F. 3d 111.

No. 96–8470. FEMALE JUVENILE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 103 F. 3d 14.

No. 96–8478. PRIOR *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 107 F. 3d 654.

No. 96–8489. THOMAS *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 344 N. C. 639, 477 S. E. 2d 450.

No. 96–8501. ALBANO SANTOS *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 11th Cir. Certiorari denied.

No. 96–8548. WALKER *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 96–8569. GUTIERREZ-TAVARES *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 9th Cir. Certiorari denied. Reported below: 92 F. 3d 1192.

No. 96–8580. SINGLETON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 107 F. 3d 1091.

No. 96–8589. HOWARD *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 105 F. 3d 667.

No. 96–8598. TAGBERING *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 96–8694. THOMPSON *v.* BROWN, SECRETARY OF VETERANS AFFAIRS. C. A. Fed. Cir. Certiorari denied. Reported below: 104 F. 3d 376.

No. 96–8719. LAVALAIS *v.* LOUISIANA. Sup. Ct. La. Certiorari denied. Reported below: 685 So. 2d 1048.

No. 96–8721. MATHIS *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 9.

No. 96–8730. GREEN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 102 F. 3d 553.

No. 96–8769. PONDEXTER *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied. Reported below: 942 S. W. 2d 577.

No. 96–8793. THACKER *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 96–8823. JANECKA *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied. Reported below: 937 S. W. 2d 456.

No. 96–8845. GEDDIE *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 345 N. C. 73, 478 S. E. 2d 146.

No. 96–8851. BALDWIN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 106 F. 3d 415.

No. 96–8870. HARTLEY *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 686 So. 2d 1316.

No. 96–8873. RUFF *v.* SMITH, WARDEN. C. A. 9th Cir. Certiorari denied.

No. 96–8875. STROUD *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 345 N. C. 106, 478 S. E. 2d 476.

No. 96–8883. MORENO *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 102 F. 3d 994.

No. 96–8897. NORVILLE ET UX. *v.* DELL CORP. App. Ct. Ill., 2d Dist. Certiorari denied. Reported below: 283 Ill. App. 3d 1115, 708 N. E. 2d 852.

No. 96–8900. ANGELLO *v.* NORTHERN MARIANA ISLANDS ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 406.

No. 96–8901. ARGUETA *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 96–8904. GATES *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 101 F. 3d 709.

No. 96–8905. SCHWARZ *v.* SPALDING. Sup. Ct. Utah. Certiorari denied.

No. 96–8908. ROBERTS *v.* GLANZ. C. A. 10th Cir. Certiorari denied. Reported below: 106 F. 3d 414.

No. 96–8909. TOWNS *v.* ILLINOIS. Sup. Ct. Ill. Certiorari denied. Reported below: 174 Ill. 2d 453, 675 N. E. 2d 614.

No. 96–8918. ATHERTON *v.* ARLINGTON COUNTY BOARD ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 104 F. 3d 358.

No. 96–8922. HUALDE-REDIN ET AL. *v.* ROYAL BANK OF PUERTO RICO ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 91 F. 3d 121.

No. 96–8924. ALLEN *v.* DILLEY ET AL. Ct. App. Ore. Certiorari denied. Reported below: 142 Ore. App. 205, 920 P. 2d 181.

No. 96–8925. BURNS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 107 F. 3d 23.

No. 96–8926. CARSON *v.* CHARTER MEDICAL. C. A. 9th Cir. Certiorari denied.

No. 96–8927. DELONG *v.* CITY OF STRONGSVILLE ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 97 F. 3d 1452.

No. 96–8929. DRAKE *v.* ARIZONA. Ct. App. Ariz. Certiorari denied.

No. 96–8930. DAVIS *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 96–8943. MCKNIGHT *v.* MISSOURI DIVISION OF FAMILY SERVICES ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 105 F. 3d 662.

No. 96–8945. MORGAN *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 96–8946. RAKOV *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 103 F. 3d 114.

No. 96–8958. MCINTYRE *v.* CARTER, WARDEN, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 647.

No. 96–8963. JARRETT *v.* TOXIC ACTION WASH ET AL. C. A. 6th Cir. Certiorari denied.

No. 96–8964. JOHNSON *v.* WELBY ET AL. C. A. 3d Cir. Certiorari denied.

No. 96–8965. MCKINNEY *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied.

No. 96–8966. CHAMBERS *v.* PENNSYLVANIA. Sup. Ct. Pa. Certiorari denied. Reported below: 546 Pa. 370, 685 A. 2d 96.

No. 96–8967. BELL *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied. Reported below: 938 S. W. 2d 35.

No. 96–8969. SALES *v.* ARKANSAS. Sup. Ct. Ark. Certiorari denied. Reported below: 327 Ark. xxiv.

No. 96–8970. HARRIS *v.* MISSISSIPPI. Sup. Ct. Miss. Certiorari denied. Reported below: 704 So. 2d 1286.

No. 96–8971. FABIAN *v.* DE RESTREPO ET AL. C. A. 11th Cir. Certiorari denied.

No. 96–8972. DERDEN *v.* ANDERSON, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 105 F. 3d 656.

No. 96–8973. HUDSON-GARDNER *v.* SOUTH CAROLINA DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 104 F. 3d 358.

No. 96–8975. HAIRSTON *v.* LOVE, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 7.

No. 96–8976. ESTEVES *v.* BROCK ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 106 F. 3d 674.

No. 96–8982. BARKER *v.* TCF BANK SAVINGS FSB. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 14.

No. 96–8983. PANOS *v.* OLIVER. Sup. Ct. Wash. Certiorari denied.

No. 96–8984. CARTER *v.* ONTIVEROS ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 108 F. 3d 334.

No. 96–8988. HARRISON *v.* BAILEY ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 107 F. 3d 870.

No. 96–8989. CRISLIP *v.* NEWTON, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 107 F. 3d 20.

No. 96–8991. LOWE *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied.

No. 96–8993. MOSS *v.* ILLINOIS. App. Ct. Ill., 5th Dist. Certiorari denied. Reported below: 282 Ill. App. 3d 1123, 707 N. E. 2d 304.

No. 96–8999. SAMPLE *v.* TENNESSEE. Ct. Crim. App. Tenn. Certiorari denied.

No. 96–9001. HACKER *v.* HACKER. Ct. App. Wash. Certiorari denied. Reported below: 81 Wash. App. 1006.

No. 96–9003. GRAVES *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied.

No. 96–9004. ENEIAS *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. Sup. Ct. Fla. Certiorari denied. Reported below: 690 So. 2d 1299.

No. 96–9009. WILSON *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 96–9011. TAYLOR *v.* NORTH CAROLINA. Super. Ct. N. C., Cumberland County. Certiorari denied.

No. 96–9012. ROGOVICH *v.* ARIZONA. Sup. Ct. Ariz. Certiorari denied. Reported below: 188 Ariz. 38, 932 P. 2d 794.

No. 96–9017. WILLIS *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 96–9018. WASHINGTON *v.* LOUISIANA DEPARTMENT OF CORRECTIONS ET AL. C. A. 5th Cir. Certiorari denied.

No. 96–9019. TRUSTY *v.* PARKER, WARDEN. C. A. 6th Cir. Certiorari denied. Reported below: 107 F. 3d 12.

No. 96–9021. MATHURA *v.* COUNCIL FOR HUMAN SERVICES HOME CARE SERVICES, INC. C. A. 2d Cir. Certiorari denied. Reported below: 107 F. 3d 3.

No. 96–9024. MORRISON *v.* HALL, DIRECTOR, OREGON DEPARTMENT OF CORRECTIONS, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 105 F. 3d 665.

No. 96–9026. MICHAU *v.* ORR ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 103 F. 3d 118.

No. 96–9028. ALVAREZ *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied. Reported below: 14 Cal. 4th 155, 926 P. 2d 365.

No. 96–9030. SOTO *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 106 F. 3d 1040.

No. 96–9031. MOORE *v.* GOMEZ ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 94 F. 3d 652.

No. 96–9033. MEZA *v.* UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA. C. A. 9th Cir. Certiorari denied.

No. 96–9037. DELANEY *v.* TROUTMAN ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 107 F. 3d 11.

No. 96–9040. STEWART *v.* KYLER, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AND DIAGNOSTIC/CLASSIFICATION CENTER, CAMP HILL, ET AL. C. A. 3d Cir. Certiorari denied.

No. 96–9041. STARR *v.* SHILLINGER, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 107 F. 3d 21.

No. 96–9047. VALENTINE *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 688 So. 2d 313.

No. 96–9050. ROSEMOND *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 108 F. 3d 332.

No. 96–9052. MCGRAW *v.* MISSISSIPPI. Sup. Ct. Miss. Certiorari denied. Reported below: 688 So. 2d 764.

No. 96–9056. MCMILLAN *v.* NEW YORK. App. Div., Sup. Ct. N. Y., 4th Jud. Dept. Certiorari denied. Reported below: 231 App. Div. 2d 841, 648 N. Y. S. 2d 63.

No. 96–9057. LAWRENCE *v.* GAMMON, SUPERINTENDENT, MOBERLY CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 96–9058. MEJIAS *v.* CONNECTICUT. App. Ct. Conn. Certiorari denied. Reported below: 41 Conn. App. 695, 678 A. 2d 6.

No. 96–9062. PRELLWITZ *v.* WISCONSIN. Ct. App. Wis. Certiorari denied.

No. 96–9063. PESEK *v.* LINCOLN COUNTY ET AL. Ct. App. Wis. Certiorari denied. Reported below: 204 Wis. 2d 111, 552 N. W. 2d 899.

No. 96–9064. CHARRON *v.* THOMPSON ET AL. Sup. Ct. Mo. Certiorari denied. Reported below: 939 S. W. 2d 885.

No. 96–9065. SCHAFFER *v.* KIRKLAND ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 127.

No. 96–9074. BENNETT *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 96–9075. PYLE *v.* CALIFORNIA. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 96–9076. WHITFIELD *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 939 S. W. 2d 361.

No. 96–9078. WRIGHT *v.* PENNSYLVANIA. Super. Ct. Pa. Certiorari denied. Reported below: 451 Pa. Super. 607, 678 A. 2d 836.

No. 96–9080. BOOKER *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 96–9082. SPRIGGS ET AL. *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 102 F. 3d 1245.

No. 96–9083. SANDERS *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 104 F. 3d 376.

No. 96–9084. REITZ *v.* PENNSYLVANIA. Sup. Ct. Pa. Certiorari denied. Reported below: 547 Pa. 332, 690 A. 2d 222.

No. 96–9085. REEVES *v.* NOVAK ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 109 F. 3d 768.

No. 96–9086. STOUFFER *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied.

No. 96–9087. J. A., A JUVENILE *v.* FLORIDA. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 679 So. 2d 316.

No. 96–9088. WHITFIELD *v.* PRUNTY, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied.

No. 96–9089. TAHA *v.* SMITH ET AL. Ct. App. Ind. Certiorari denied. Reported below: 670 N. E. 2d 135.

No. 96–9090. THOMPSON *v.* KENTUCKY. Cir. Ct. Kenton County, Ky. Certiorari denied.

No. 96–9091. WHITSON *v.* SCHERMER, CHIEF BANKRUPTCY JUDGE, UNITED STATES BANKRUPTCY COURT FOR THE EASTERN

DISTRICT OF MISSOURI, ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 104 F. 3d 364.

No. 96–9093. WILLIAMS *v.* ALLSTATE INSURANCE CO. C. A. 7th Cir. Certiorari denied. Reported below: 111 F. 3d 134.

No. 96–9095. HOSKINS *v.* STATE BAR OF CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 96–9097. HOKE *v.* ARIZONA. Ct. App. Ariz. Certiorari denied.

No. 96–9099. FRAZER *v.* MILLINGTON ET AL. Sup. Ct. Va. Certiorari denied. Reported below: 252 Va. 195, 475 S. E. 2d 811.

No. 96–9106. JOHNSON *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied. Reported below: 928 P. 2d 309.

No. 96–9107. MYERS *v.* MICHELA. Ct. App. Ariz. Certiorari denied.

No. 96–9108. JONES *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied. Reported below: 944 S. W. 2d 642.

No. 96–9109. LOMAX *v.* LANDWEHR ET AL. Ct. App. Wis. Certiorari denied. Reported below: 204 Wis. 2d 196, 554 N. W. 2d 841.

No. 96–9111. KENNEDY *v.* STATE BAR OF CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 96–9113. ARTEAGA *v.* UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT. C. A. 9th Cir. Certiorari denied.

No. 96–9118. FRACTION *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 863.

No. 96–9119. ANTONOV *v.* COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC SOCIAL SERVICES. C. A. 9th Cir. Certiorari denied. Reported below: 103 F. 3d 137.

No. 96–9121. TATE *v.* MASSACHUSETTS. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 424 Mass. 236, 675 N. E. 2d 772.

No. 96–9125. SPRADLIN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 105 F. 3d 672.

No. 96–9126. PADRON *v.* CALIFORNIA. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 96–9141. PEREZ *v.* VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD, ET AL. C. A. 3d Cir. Certiorari denied.

No. 96–9143. CURRY *v.* NORTH CAROLINA. Ct. App. N. C. Certiorari denied. Reported below: 124 N. C. App. 459, 477 S. E. 2d 702.

No. 96–9144. AYBAR *v.* DRUG ENFORCEMENT ADMINISTRATION ET AL. C. A. 2d Cir. Certiorari denied.

No. 96–9146. BROWN *v.* NEW YORK. App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 233 App. Div. 2d 228, 650 N. Y. S. 2d 529.

No. 96–9148. MOORE *v.* LOUIS ET AL. C. A. 11th Cir. Certiorari denied.

No. 96–9154. WIEDMER *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 100 F. 3d 960.

No. 96–9155. WILLIAMS *v.* BORG, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1387.

No. 96–9156. BAILEY *v.* IGNACIO, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 406.

No. 96–9161. MUNGIN *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 689 So. 2d 1026.

No. 96–9163. MATTHEWS *v.* MOORE, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 907.

No. 96–9166. HARE *v.* SACCHETT, ACTING WARDEN, ET AL. C. A. 3d Cir. Certiorari denied.

No. 96–9167. HUGHES *v.* CITY OF CLEVELAND. Ct. App. Ohio, Cuyahoga County. Certiorari denied.

No. 96–9169. HARRIS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 104 F. 3d 1465.

No. 96–9170. HERNANDEZ *v.* FLORIDA ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 102 F. 3d 554.

No. 96–9176. DUPONT *v.* MASSACHUSETTS DEPARTMENT OF CORRECTION ET AL. C. A. 1st Cir. Certiorari denied.

No. 96–9177. DUPONT *v.* DUBOIS, COMMISSIONER, MASSACHUSETTS DEPARTMENT OF CORRECTION, ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 99 F. 3d 1128.

No. 96–9178. THOMPSON *v.* KENTUCKY. Ct. App. Ky. Certiorari denied.

No. 96–9180. JAFAR *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 96–9182. KILGORE *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 688 So. 2d 895.

No. 96–9183. NEAL *v.* GRAMLEY, WARDEN. C. A. 7th Cir. Certiorari denied. Reported below: 99 F. 3d 841.

No. 96–9184. CAMARANO *v.* UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK. C. A. 2d Cir. Certiorari denied.

No. 96–9188. CRAVER *v.* PENNSYLVANIA. Sup. Ct. Pa. Certiorari denied. Reported below: 547 Pa. 17, 688 A. 2d 691.

No. 96–9190. CARTER *v.* SARGENT, WARDEN, ET AL. C. A. 8th Cir. Certiorari denied.

No. 96–9191. ANTONELLI *v.* FOSTER ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 104 F. 3d 899.

No. 96–9192. VAN HOUTEN *v.* MASSACHUSETTS. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 424 Mass. 327, 676 N. E. 2d 460.

No. 96–9194. TAYLOR *v.* HANKS, SUPERINTENDENT, WABASH VALLEY CORRECTIONAL INSTITUTE. C. A. 7th Cir. Certiorari denied. Reported below: 108 F. 3d 1380.

No. 96–9195. WOODS *v.* MUTUAL OF OMAHA. Ct. App. Tenn. Certiorari denied.

No. 96–9196. ARTEAGA *v.* SANTA CLARA DEPARTMENT OF FAMILY AND CHILDREN'S SERVICES. Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 96–9197. ARTEAGA *v.* CALIFORNIA. Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 96–9198. REID *v.* UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY. C. A. 3d Cir. Certiorari denied.

No. 96–9200. ROBINSON *v.* TRIGG, SUPERINTENDENT, RECEPTION DIAGNOSTIC CENTER, PLAINFIELD. C. A. 7th Cir. Certiorari denied.

No. 96–9201. FULTZ *v.* WHITE, SUPERINTENDENT, ALGOA CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied. Reported below: 107 F. 3d 875.

No. 96–9202. SIEGEL *v.* CALIFORNIA FEDERAL BANK. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 96–9203. ROWELL *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 96–9204. PROCTOR *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 878.

No. 96–9210. BOYD *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 107 F. 3d 867.

No. 96–9211. CASTERLINE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 103 F. 3d 76.

No. 96–9214. SAYLES *v.* ILLINOIS. App. Ct. Ill., 3d Dist. Certiorari denied. Reported below: 285 Ill. App. 3d 1110, 709 N. E. 2d 319.

No. 96–9215. RUSH *v.* VIRGINIA. Sup. Ct. Va. Certiorari denied.

No. 96–9216. FOWLER *v.* MOORE, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 390.

No. 96–9217. DIKE *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 101 F. 3d 692.

No. 96–9218. GELABERT *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, ET AL. C. A. 5th Cir. Certiorari denied.

No. 96–9219. GEE *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied.

No. 96–9221. DENNIS *v.* BUTTERWORTH, ATTORNEY GENERAL OF FLORIDA, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 108 F. 3d 343.

No. 96–9223. FRENCH *v.* THOMAS, SHERIFF, HARRIS COUNTY, TEXAS, ET AL. C. A. 5th Cir. Certiorari denied.

No. 96–9224. HIGGINS *v.* HIGGINS ET AL. C. A. 7th Cir. Certiorari denied.

No. 96–9227. MOORE ET AL. *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 109 F. 3d 1456.

No. 96–9228. MAGWOOD *v.* ALABAMA. Ct. Crim. App. Ala. Certiorari denied. Reported below: 689 So. 2d 959.

No. 96–9229. MCGINNIS *v.* BROWN, SECRETARY OF VETERANS AFFAIRS. C. A. 7th Cir. Certiorari denied.

No. 96–9230. MOORE *v.* PARMENTER, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 104 F. 3d 367.

No. 96–9231. LENHART *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied.

No. 96–9232. JOHNINSON *v.* NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION. C. A. 8th Cir. Certiorari denied.

No. 96–9233. STRANG *v.* ARMS CONTROL AND DISARMAMENT AGENCY ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 99 F. 3d 1153.

No. 96–9234. SUBLETT *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 282 Ill. App. 3d 1108, 707 N. E. 2d 298.

No. 96–9236. LYLE *v.* MAGNOLIA STATE ENTERPRISES, INC., ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 105 F. 3d 654.

No. 96–9238. WILLIAMS *v.* THALACKER, SUPERINTENDENT, NORTH CENTRAL CORRECTIONAL FACILITY. C. A. 8th Cir. Certiorari denied. Reported below: 106 F. 3d 405.

No. 96–9240. WILSON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 878.

No. 96–9241. WALKER *v.* APPELLATE DIVISION, SUPREME COURT OF NEW YORK, FIRST JUDICIAL DEPARTMENT, ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 108 F. 3d 330.

No. 96–9242. WELSAND *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 96–9245. CARLSON *v.* UNITED STATES;
No. 97–5056. BREWER *v.* UNITED STATES; and
No. 97–5159. HUBERT *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 793.

No. 96–9246. HAIGHT *v.* KENTUCKY. Sup. Ct. Ky. Certiorari denied. Reported below: 938 S. W. 2d 243.

No. 96–9248. ELMORE *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 108 F. 3d 23.

No. 96–9249. FINKLEA *v.* NEW JERSEY. Sup. Ct. N. J. Certiorari denied. Reported below: 147 N. J. 211, 686 A. 2d 322.

No. 96–9250. SHROFF *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 114 F. 3d 1205.

No. 96–9251. PERKINS *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 345 N. C. 254, 481 S. E. 2d 25.

No. 96–9252. SHROFF *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied.

No. 96–9253. PARKER *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 108 F. 3d 28.

No. 96–9254. SCHWARZ *v.* CLINTON, PRESIDENT OF THE UNITED STATES, ET AL. C. A. D. C. Cir. Certiorari denied.

No. 96–9256. WILLIAMS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 107 F. 3d 869.

No. 96–9257. TOROK *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 100 F. 3d 949.

No. 96–9258. TASSE *v.* MAYHUE CORP. ET AL. C. A. 11th Cir. Certiorari denied.

No. 96–9259. TYLER *v.* CARNAHAN, GOVERNOR OF MISSOURI, ET AL. C. A. 8th Cir. Certiorari denied.

No. 96–9260. WOLFORD *v.* BURNS, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 105 F. 3d 668.

No. 96–9261. CASTANEDA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 110 F. 3d 798.

No. 96–9262. ALSTON *v.* NORTH CAROLINA. Super. Ct. N. C., Warren County. Certiorari denied.

No. 96–9263. ROSS *v.* FLORIDA. Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 696 So. 2d 831.

No. 96–9264. STARNS *v.* ILLINOIS. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 284 Ill. App. 3d 1146, 708 N. E. 2d 1286.

No. 96–9265. PORTILLO ET AL. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 61.

No. 96–9266. SHAW *v.* PRUNTY, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied.

No. 96–9267. COLBURN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1232.

No. 96–9268. WALKER *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 112 F. 3d 1171.

No. 96–9269. TOLIVER *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied.

No. 96–9270. PROPST *v.* NORTH CAROLINA. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 648.

No. 96–9271. BRUCE ET AL. *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 109 F. 3d 323.

No. 96–9272. SAMS *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 104 F. 3d 1407.

No. 96–9273. JOHNSON *v.* SECKINGER, WARDEN, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 99 F. 3d 1155.

No. 96–9274. JACOBSON *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 109 F. 3d 769.

No. 96–9275. LANG *v.* STAR HERALD. C. A. 8th Cir. Certiorari denied. Reported below: 107 F. 3d 1308.

No. 96–9276. JENNINGS *v.* DUCKWORTH, SUPERINTENDENT, INDIANA STATE REFORMATORY. C. A. 7th Cir. Certiorari denied. Reported below: 108 F. 3d 1379.

No. 96–9277. MOORE *v.* NESBITT ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 107 F. 3d 12.

No. 96–9278. MATHISEN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 103 F. 3d 142.

No. 96–9279. SMITH *v.* UNITED STATES. Ct. App. D. C. Certiorari denied. Reported below: 686 A. 2d 537.

No. 96–9281. PHILLIPS *v.* ANDERSON, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY. C. A. 5th Cir. Certiorari denied.

No. 96–9282. SCHEXNAYDER *v.* LOUISIANA. Ct. App. La., 5th Cir. Certiorari denied. Reported below: 685 So. 2d 357.

No. 96–9283. CARPENTER *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 108 F. 3d 1380.

No. 96–9284. BROOKS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 114 F. 3d 106.

No. 96–9285. BAKER *v.* ALABAMA. Ct. Crim. App. Ala. Certiorari denied. Reported below: 689 So. 2d 1009.

No. 96–9286. CONTRERAS *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 108 F. 3d 1255.

No. 96–9287. LAFAYETTE *v.* CALIFORNIA. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 96–9288. MAYFIELD *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied. Reported below: 14 Cal. 4th 668, 928 P. 2d 485.

No. 96–9289. McGee *v.* Endicott, Superintendent, Columbia Correctional Institution. C. A. 7th Cir. Certiorari denied.

No. 96–9290. Johnson *v.* Nixon et al. C. A. 8th Cir. Certiorari denied.

No. 96–9292. Kirby *v.* United States. C. A. 5th Cir. Certiorari denied. Reported below: 109 F. 3d 765.

No. 96–9294. Pebworth *v.* United States. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 168.

No. 96–9295. Sapp *v.* Florida. Sup. Ct. Fla. Certiorari denied. Reported below: 690 So. 2d 581.

No. 96–9296. Ponder *v.* Dye, Sheriff, Tillamook County, Oregon. C. A. 9th Cir. Certiorari denied.

No. 96–9297. Ponder *v.* Baldwin, Superintendent, Eastern Oregon Correctional Institution. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1386.

No. 96–9298. Clay *v.* United States. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 392.

No. 96–9299. Odumosu *v.* United States. C. A. 3d Cir. Certiorari denied.

No. 96–9300. Boharski *v.* Boharski. Sup. Ct. Mont. Certiorari denied. Reported below: 282 Mont. 529, 934 P. 2d 1040.

No. 96–9301. Banks *v.* United States District Court for the Western District of Missouri. C. A. 8th Cir. Certiorari denied.

No. 96–9302. Betts *v.* Angelone, Director, Virginia Department of Corrections. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 646.

No. 96–9303. Palmisano *v.* United States. C. A. 2d Cir. Certiorari denied. Reported below: 104 F. 3d 354.

No. 96–9304. Singleton *v.* Norris, Director, Arkansas Department of Correction. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 872.

No. 96–9305. PARNELL *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 109 F. 3d 768.

No. 96–9306. RODRIGUEZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 96–9307. BRADY *v.* BRADY ET AL.; and BRADY *v.* BRADY. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 96–9308. REYNA *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 96–9309. ARTEAGA *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 96–9310. STROTHERS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 109 F. 3d 769.

No. 96–9311. DAVID *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 392.

No. 96–9312. GORDON *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 107 F. 3d 5.

No. 96–9313. HEATH *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 6th Cir. Certiorari denied. Reported below: 103 F. 3d 129.

No. 96–9314. GARCIA *v.* WISCONSIN. Ct. App. Wis. Certiorari denied. Reported below: 206 Wis. 2d 678, 558 N. W. 2d 706.

No. 96–9315. HENNING *v.* LOVE, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 861.

No. 96–9316. DURAN *v.* UNITED STATES;
No. 96–9420. STANDS *v.* UNITED STATES; and
No. 96–9541. DURAN *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 105 F. 3d 1565.

No. 96–9317. HAYDEN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 393.

No. 96–9318. ESHKOL *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1025.

No. 96–9319. DE LA VEGA *v.* CHATER, COMMISSIONER OF SOCIAL SECURITY. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 337.

No. 96–9320. HOSCH *v.* BANDAG, INC. C. A. 4th Cir. Certiorari denied. Reported below: 108 F. 3d 1372.

No. 96–9322. HERBERT *v.* CAIN, WARDEN, ET AL. C. A. 5th Cir. Certiorari denied.

No. 96–9323. HARMON *v.* HARGETT, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 107 F. 3d 21.

No. 96–9324. GOODSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 392.

No. 96–9325. GONZALEZ-QUEZADA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1386.

No. 96–9326. HARNER *v.* FRANKLIN COUNTY JUVENILE PROBATION ET AL. C. A. 3d Cir. Certiorari denied.

No. 96–9327. HENDERSON *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Certiorari denied. Reported below: 99 F. 3d 1130.

No. 96–9328. ARTEAGA *v.* CALIFORNIA. Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 96–9329. ARTEAGA *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 96–9330. MAUS *v.* SMITH. C. A. 7th Cir. Certiorari denied.

No. 96–9331. EVANS *v.* HORN. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 126.

No. 96–9332. BREAKLEY *v.* HINKLE, WARDEN. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 646.

No. 96–9333. CITIZEN *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 96–9334. COMER *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 96–9335. JAMISON *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Certiorari denied. Reported below: 107 F. 3d 866.

No. 96–9336. JAMES *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, ET AL. C. A. 5th Cir. Certiorari denied.

No. 96–9337. LANG *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 128.

No. 96–9338. ANDERSON *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 108 F. 3d 478.

No. 96–9339. MARTINEZ *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 92 F. 3d 1173.

No. 96–9340. LAVERTU *v.* BOROFSKY, LEWIS & AMODEO-VICKERY. Dist. Ct. N. H., City of Portsmouth. Certiorari denied.

No. 96–9342. POSEY *v.* NORTH CAROLINA. C. A. 4th Cir. Certiorari denied. Reported below: 108 F. 3d 1373.

No. 96–9343. JIMENEZ RUIZ *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied.

No. 96–9344. PURCELL ET UX. *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 18.

No. 96–9346. BACON *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 345 N. C. 348, 483 S. E. 2d 179.

No. 96–9347. BECHARA *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 478.

No. 96–9348. ROUDEBUSH *v.* OHIO. Ct. App. Ohio, Wayne County. Certiorari denied.

No. 96–9349. BROWN *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 46 M. J. 371.

No. 96–9350. ADAMS *v.* UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA. C. A. 9th Cir. Certiorari denied.

No. 96–9351. McDonnell *v.* Woods, Attorney General of Arizona. C. A. 9th Cir. Certiorari denied.

No. 96–9352. McDuff *v.* Texas. Ct. Crim. App. Tex. Certiorari denied. Reported below: 939 S. W. 2d 607.

No. 96–9353. Jackson *v.* Norris, Director, Arkansas Department of Correction. C. A. 8th Cir. Certiorari denied. Reported below: 105 F. 3d 405.

No. 96–9354. Torres *v.* School District No. 2 of Madison County, Nebraska, et al. C. A. 8th Cir. Certiorari denied. Reported below: 107 F. 3d 876.

No. 96–9355. Zertuche *v.* First Interstate Bank of Arizona, N. A. Ct. App. Ariz. Certiorari denied.

No. 96–9356. Wilson *v.* Grant et al. Super. Ct. N. J., App. Div. Certiorari denied. Reported below: 297 N. J. Super. 128, 687 A. 2d 1009.

No. 96–9357. Williams *v.* United States. C. A. 11th Cir. Certiorari denied. Reported below: 106 F. 3d 416.

No. 96–9358. Viltrakis *v.* United States. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1159.

No. 96–9359. Wanless *v.* Oklahoma. Ct. Crim. App. Okla. Certiorari denied.

No. 96–9361. Heacock *v.* United States. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 476.

No. 96–9362. Hughes *v.* Crandell et al. C. A. 9th Cir. Certiorari denied.

No. 96–9363. Hawkins *v.* United States. C. A. D. C. Cir. Certiorari denied. Reported below: 104 F. 3d 437.

No. 96–9364. Hoxsie *v.* Kerby, Warden, et al. C. A. 10th Cir. Certiorari denied. Reported below: 108 F. 3d 1239.

No. 96–9365. Hartline *v.* United States. C. A. 11th Cir. Certiorari denied. Reported below: 111 F. 3d 896.

No. 96–9366. Flynn *v.* United States. C. A. 6th Cir. Certiorari denied. Reported below: 108 F. 3d 1377.

No. 96–9367. DOCKERY *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 110 F. 3d 796.

No. 96–9368. FORD *v.* GASTON, DEPUTY WARDEN, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 107 F. 3d 865.

No. 96–9369. GUINN *v.* ZAVARAS ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 100 F. 3d 967.

No. 96–9370. GARCIA *v.* INDIANA. Ct. App. Ind. Certiorari denied. Reported below: 678 N. E. 2d 1296.

No. 96–9371. SCHWARZ *v.* WOODRUFF, INC., ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 111 F. 3d 140.

No. 96–9372. RAZACK *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 4th Cir. Certiorari denied. Reported below: 108 F. 3d 1372.

No. 96–9373. RAWLINS *v.* ARIZONA. Ct. App. Ariz. Certiorari denied.

No. 96–9374. SHEETS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 101 F. 3d 706.

No. 96–9375. QURESHI *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 110 F. 3d 797.

No. 96–9377. WINSTON *v.* CARTER ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 477.

No. 96–9378. KORELIS *v.* RAMADA HOTEL. C. A. 2d Cir. Certiorari denied.

No. 96–9379. LA GRANGE *v.* LONGORIA. C. A. 5th Cir. Certiorari denied.

No. 96–9380. TORO-PELAEZ *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 107 F. 3d 819.

No. 96–9381. VELAZQUEZ-CONTRERAS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 103 F. 3d 141.

No. 96–9383. VAN BARNES *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 96–9384. WOOTEN *v.* HARTWIG, WARDEN. C. A. 7th Cir. Certiorari denied. Reported below: 108 F. 3d 1380.

No. 96–9385. WASHINGTON *v.* TEXAS PRISON SYSTEM ET AL. (two judgments). C. A. 5th Cir. Certiorari denied.

No. 96–9386. REEDY *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 649.

No. 96–9387. PARSONS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 107 F. 3d 874.

No. 96–9388. PETTIES *v.* UNITED STATES POSTAL SERVICE. C. A. 2d Cir. Certiorari denied. Reported below: 112 F. 3d 505.

No. 96–9389. HARRISON *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 103 F. 3d 986.

No. 96–9390. HAUT *v.* UNITED STATES (two judgments). C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 864 (first judgment) and 213 (second judgment).

No. 96–9391. HENYARD *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 689 So. 2d 239.

No. 96–9392. HUNT *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1387.

No. 96–9393. SCHMIDT *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 105 F. 3d 82.

No. 96–9395. ALLEN *v.* NORTH CAROLINA. Super. Ct. N. C., Halifax County. Certiorari denied.

No. 96–9396. CORDERO *v.* LALOR, JUDGE OF GREENE COUNTY COURT, ET AL. Ct. App. N. Y. Certiorari denied. Reported below: 89 N. Y. 2d 521, 678 N. E. 2d 482.

No. 96–9397. BROWN *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 108 F. 3d 1377.

No. 96–9398. BEEMAN *v.* IOWA. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 181.

No. 96–9399. SMALL *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 110 F. 3d 798.

No. 96–9400. SHOMADE *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1252.

No. 96–9401. RODRIGUEZ-AGUIRRE *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 108 F. 3d 1228.

No. 96–9402. PEDRAZA *v.* UNITED STATES; and
No. 97–5007. MILLER *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: No. 96–9402, 108 F. 3d 1370.

No. 96–9403. SIMS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 103 F. 3d 133.

No. 96–9404. ANZIVINO *v.* LEWIS ET AL. Ct. App. Ariz. Certiorari denied.

No. 96–9405. REDD *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 96–9406. RIDDICK *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 648.

No. 96–9407. RAMIREZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 106 F. 3d 397.

No. 96–9408. COBB *v.* ALABAMA. Ct. Crim. App. Ala. Certiorari denied. Reported below: 698 So. 2d 800.

No. 96–9409. SCEARCY *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 108 F. 3d 1374.

No. 96–9410. PITERA *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied.

No. 96–9411. PLEASANT *v.* NUTRITION, INC. Ct. App. D. C. Certiorari denied.

No. 96–9412. WILLIAMS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 1173.

No. 96–9414. WILSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 105 F. 3d 219.

No. 96–9415. WASHINGTON *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 109 F. 3d 335.

No. 96–9416. TRAICOFF *v.* WASHINGTON. Ct. App. Wash. Certiorari denied. Reported below: 82 Wash. App. 1066.

No. 96–9417. WATTS *v.* WEST, SECRETARY OF THE ARMY, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 106 F. 3d 420.

No. 96–9418. RIES *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 100 F. 3d 1469.

No. 96–9419. REDDY *v.* REDLANDS COMMUNITY HOSPITAL ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 96–9421. BAZILE *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 96–9423. FUHR *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 794.

No. 96–9424. HIGA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 18.

No. 96–9425. ELLIS *v.* HENRY, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 97 F. 3d 1459.

No. 96–9426. FANNY *v.* NEW JERSEY. Sup. Ct. N. J. Certiorari denied. Reported below: 126 N. J. 331, 598 A. 2d 889.

No. 96–9427. GUTHRIE *v.* ALABAMA. Sup. Ct. Ala. Certiorari denied. Reported below: 689 So. 2d 951.

No. 96–9428. DUCKETT *v.* GODINEZ, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 109 F. 3d 533.

No. 96–9429. FOSTER *v.* CHAMPION, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 107 F. 3d 20.

No. 96–9430. MYERS, AKA FIELDS, AKA DUDLEY *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 116 F. 3d 470.

No. 96–9431. MMAHAT *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 106 F. 3d 89.

No. 96–9432. MACKEY *v.* DYKE ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 111 F. 3d 460.

No. 96–9433. MARRERO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 794.

No. 96–9434. MIKELS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 71.

No. 96–9435. MINCY *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 110 F. 3d 65.

No. 96–9436. BROWN *v.* MISSISSIPPI. Sup. Ct. Miss. Certiorari denied. Reported below: 690 So. 2d 276.

No. 96–9437. BOW *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 70.

No. 96–9438. HOLMES *v.* INDIANA. Sup. Ct. Ind. Certiorari denied. Reported below: 671 N. E. 2d 841.

No. 96–9440. MARTIN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 111 F. 3d 892.

No. 96–9442. PARKER *v.* WERTENBERGER ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 127.

No. 96–9443. MOORE *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 106 F. 3d 415.

No. 96–9444. OSPINA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 105 F. 3d 671.

No. 96–9445. CORNES *v.* DETELLA, WARDEN, ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 108 F. 3d 1379.

No. 96–9446. COUCH *v.* MCCLURE ET AL. Super. Ct. Richmond County, Ga. Certiorari denied.

No. 96–9448. CALLEJA *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 103 F. 3d 121.

No. 96–9449. LEWIS *v.* SKANDALAKIS ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 106 F. 3d 417.

No. 96–9450. MERCER *v.* CITY OF MOUNT VERNON, NEW YORK, ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 111 F. 3d 123.

No. 96–9452. MILES *v.* LASALLE FINANCIAL SERVICES, INC., ET AL. C. A. 7th Cir. Certiorari denied.

No. 96–9453. LaFountain *v.* Caruso. C. A. 6th Cir. Certiorari denied.

No. 96–9454. Mountain *v.* Brennan, Superintendent, Albion Correctional Institution. C. A. 3d Cir. Certiorari denied.

No. 96–9455. Lowe *v.* Cantrell. C. A. 10th Cir. Certiorari denied. Reported below: 105 F. 3d 669.

No. 96–9456. Ernst *v.* Child & Youth Services of Chester County et al. C. A. 3d Cir. Certiorari denied. Reported below: 108 F. 3d 486.

No. 96–9457. Thrower *v.* Anderson, Warden. C. A. 6th Cir. Certiorari denied.

No. 96–9458. Castro *v.* United States. C. A. 2d Cir. Certiorari denied.

No. 96–9459. Brooks *v.* Normandy Middle School et al. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 1381.

No. 96–9460. Caldwell *v.* United States. C. A. 11th Cir. Certiorari denied. Reported below: 107 F. 3d 27.

No. 96–9461. Bell *v.* Flores et al. C. A. 10th Cir. Certiorari denied. Reported below: 94 F. 3d 655.

No. 96–9462. Aziz *v.* Groose, Superintendent, Jefferson City Correctional Center. C. A. 8th Cir. Certiorari denied.

No. 96–9463. Braden *v.* United States. C. A. 6th Cir. Certiorari denied. Reported below: 103 F. 3d 128.

No. 96–9464. Bailey *v.* United States. C. A. 7th Cir. Certiorari denied.

No. 96–9465. Carmouche *v.* United States. C. A. 5th Cir. Certiorari denied.

No. 96–9466. Marshall *v.* New Jersey. Sup. Ct. N. J. Certiorari denied. Reported below: 148 N. J. 89, 690 A. 2d 1.

No. 96–9467. Koonce et al. *v.* United States; and
No. 97–5602. Koonce *v.* United States. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 477.

No. 96–9468. JORDAN *v.* GAMMON, SUPERINTENDENT, MOBERLY CORRECTIONAL INSTITUTION. C. A. 8th Cir. Certiorari denied. Reported below: 105 F. 3d 662.

No. 96–9469. MURRAY *v.* GROOSE, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied. Reported below: 106 F. 3d 812.

No. 96–9471. CUNNINGHAM *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 103 F. 3d 141.

No. 96–9472. ORTLAND *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 109 F. 3d 539.

No. 96–9473. SADEGHY *v.* KERNAN, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 878.

No. 96–9474. SMITH *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 107 F. 3d 876.

No. 96–9475. BANKS *v.* FLORIDA. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 694 So. 2d 741.

No. 96–9476. ANTONELLI *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 106 F. 3d 403.

No. 96–9477. BATISTA *v.* WALKER, SUPERINTENDENT, AUBURN CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied. Reported below: 104 F. 3d 355.

No. 96–9478. REUTTER *v.* CRANDEL, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 109 F. 3d 575.

No. 96–9481. WILLIAMS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 111 F. 3d 896.

No. 96–9482. TAYLOR *v.* OHIO. Sup. Ct. Ohio. Certiorari denied. Reported below: 78 Ohio St. 3d 15, 676 N. E. 2d 82.

No. 96–9483. WOODHOUSE *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 109 F. 3d 347.

No. 96–9484. TACKETT *v.* DISCENZA ET AL. C. A. 6th Cir. Certiorari denied.

No. 96–9485. RICHARDSON *v.* OLD REPUBLIC SURETY CO. C. A. D. C. Cir. Certiorari denied. Reported below: 107 F. 3d 923.

No. 96–9486. OBERMEYER *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 71.

No. 96–9487. SOMERS *v.* THURMAN, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 109 F. 3d 614.

No. 96–9488. BEST *v.* UNITED STATES ET AL. C. A. 3d Cir. Certiorari denied.

No. 96–9489. SCHROTT *v.* CALLITHEN ET AL. C. A. 3d Cir. Certiorari denied.

No. 96–9490. ZIGLAR *v.* ALABAMA ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 108 F. 3d 344.

No. 96–9491. WHITTLE *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 1493.

No. 96–9492. ABDUL-AKBAR *v.* DELAWARE DEPARTMENT OF CORRECTION ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 125.

No. 96–9493. BALTHAZAR *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 111 F. 3d 893.

No. 96–9494. BEATON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 70.

No. 96–9495. BERRY *v.* GEORGIA. Sup. Ct. Ga. Certiorari denied. Reported below: 267 Ga. 605, 481 S. E. 2d 203.

No. 96–9496. ADAMS *v.* NEW YORK. C. A. 2d Cir. Certiorari denied.

No. 96–9497. COLLINS *v.* UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT. C. A. 5th Cir. Certiorari denied.

No. 96–9498. ANDRADE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 111 F. 3d 892.

No. 96–9499. AL-MOSAWI *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied. Reported below: 929 P. 2d 270.

No. 96–9500. BELTRAN *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 109 F. 3d 365.

No. 96–9501. BROW *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 96–9502. RODGER *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 100 F. 3d 90.

No. 96–9504. ADESANYA *v.* GUNN ET AL. C. A. 9th Cir. Certiorari denied.

No. 96–9507. PATTERSON *v.* SOUTH CAROLINA. Sup. Ct. S. C. Certiorari denied. Reported below: 324 S. C. 5, 482 S. E. 2d 760.

No. 96–9508. STANBERRY *v.* ALABAMA. Ct. Crim. App. Ala. Certiorari denied. Reported below: 687 So. 2d 226.

No. 96–9509. SHARP *v.* ROBERTS, STATE TREASURER OF MICHIGAN. Ct. App. Mich. Certiorari denied.

No. 96–9510. ALVAREZ *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied.

No. 96–9511. BOGDANOFF *v.* FARMON, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 406.

No. 96–9512. BUGH *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 112 F. 3d 514.

No. 96–9514. CARDONA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 110 F. 3d 798.

No. 96–9515. YOUNG *v.* NEW JERSEY DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES ET AL. C. A. 3d Cir. Certiorari denied.

No. 96–9516. TULALI *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 878.

No. 96–9517. HILL *v.* FARMERS HOME GROUP. Ct. App. Minn. Certiorari denied.

No. 96–9518. HODGE *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 112 F. 3d 1172.

No. 96–9519. HINES *v.* COSTELLO, SUPERINTENDENT, MID-STATE CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied.

No. 96–9520. DE LA VEGA *v.* CHATER, COMMISSIONER OF SOCIAL SECURITY. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 337.

No. 96–9521. GARCIA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 71.

No. 96–9522. GRAY *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 517.

No. 96–9523. GARDELEY *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied. Reported below: 14 Cal. 4th 605, 927 P. 2d 713.

No. 96–9524. HANLEY *v.* MADDOX ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 126.

No. 96–9525. HEARN *v.* HOFBAUER, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 96–9526. GATES *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 864.

No. 96–9527. MARTORANO *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1173.

No. 96–9528. JAMES, AKA MITCHELL, AKA SMITH *v.* THICKENS ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 647.

No. 96–9530. MCDONALD *v.* INLAND CONTAINER CORP. Sup. Ct. Ga. Certiorari denied.

No. 96–9531. KINDER *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 942 S. W. 2d 313.

No. 96–9532. LEWIS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 110 F. 3d 417.

No. 96–9533. JAMES *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. Sup. Ct. Fla. Certiorari denied. Reported below: 687 So. 2d 1304.

No. 96–9534. JAMES *v.* BARCLIFT ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 97 F. 3d 1468.

No. 96–9535. LONAY *v.* STOOKEY ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 409.

No. 96–9536. JANNEH *v.* RUNYON, POSTMASTER GENERAL. C. A. 2d Cir. Certiorari denied. Reported below: 108 F. 3d 329.

No. 96–9537. JOHNSON *v.* GUDMANSON, WARDEN. C. A. 7th Cir. Certiorari denied.

No. 96–9538. HARDISON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 393.

No. 96–9539. HAYES *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 110 F. 3d 65.

No. 96–9540. HEKIMAIN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 2.

No. 96–9543. FAGBEMI *v.* UNITED STATES. Ct. App. D. C. Certiorari denied.

No. 96–9544. TOCK *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1174.

No. 96–9545. WILLIAMS *v.* UNITED STATES. Ct. App. D. C. Certiorari denied.

No. 96–9546. THOMAS *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 96–9548. WILLIS *v.* FLORIDA DEPARTMENT OF HEALTH AND REHABILITATIVE SERVICES. Sup. Ct. Fla. Certiorari denied. Reported below: 689 So. 2d 1073.

No. 96–9549. WINESTOCK *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 62.

No. 96–9550. VRETTOS *v.* BOGDEN ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1174.

No. 96–9551. DAVIS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 109 F. 3d 772.

No. 96–9552. MAHN *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 108 F. 3d 1379.

No. 96–9553. GRAHAM *v.* TURPIN, WARDEN, ET AL. C. A. 11th Cir. Certiorari denied.

No. 96–9554. COTTEN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 61.

No. 96–9555. BEHLER *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 100 F. 3d 632.

No. 96–9556. BAKHSHEKOOEI *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 70.

No. 96–9557. WILLIAMS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 50.

No. 96–9558. WILSON *v.* WORKERS' COMPENSATION APPEALS BOARD ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 96–9559. SMITH *v.* UNITED STATES. Ct. App. D. C. Certiorari denied. Reported below: 685 A. 2d 380.

No. 96–9560. SINGLETON *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 107 F. 3d 12.

No. 96–9561. HALL *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 109 F. 3d 1227.

No. 96–9562. JONES *v.* LOUISIANA STATE BAR ASSN. ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 475.

No. 96–9563. LLOYD *v.* UNITY MUTUAL LIFE INSURANCE CO. C. A. 2d Cir. Certiorari denied. Reported below: 108 F. 3d 1369.

No. 96–9564. MAUCHLIN *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1173.

No. 96–9565. JACKSON *v.* KANTOLA ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 110 F. 3d 64.

No. 96–9566. TRUESDALE *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 650.

No. 96–9567. TUNG *v.* CALIFORNIA. C. A. 9th Cir. Certiorari denied.

No. 96–9568. WILLIAMS *v.* TORREY. Ct. App. N. M. Certiorari denied.

No. 96–9569. VAN POYCK ET AL. *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied. Reported below: 106 F. 3d 1558.

No. 96–9571. JAMES *v.* MINTER ET AL. C. A. 5th Cir. Certiorari denied.

No. 96–9572. ANDERSON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 108 F. 3d 342.

No. 96–9573. HENDERSON *v.* UNITED STATES (two judgments). C. A. 11th Cir. Certiorari denied. Reported below: 103 F. 3d 148 (first judgment); 108 F. 3d 343 (second judgment).

No. 96–9574. BOWRING ET AL. *v.* ELLIS, WARDEN. C. A. 5th Cir. Certiorari denied.

No. 96–9575. CASSELL *v.* NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION. C. A. 8th Cir. Certiorari denied. Reported below: 103 F. 3d 61.

No. 96–9576. CARRIZAL *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 96–9577. BAKI, AKA CALHOUN *v.* WOOD, SUPERINTENDENT, WASHINGTON STATE PENITENTIARY. C. A. 9th Cir. Certiorari denied.

No. 96–9578. CROWDER *v.* ROYAL INSURANCE CORP. ET AL. C. A. 7th Cir. Certiorari denied.

No. 97–1. ALSTON ET AL. *v.* ARIZONA EX REL. HOUSEWORTH, SUPERINTENDENT OF BANKS. Ct. App. Ariz. Certiorari denied.

No. 97–2. WESTINGHOUSE ELECTRIC CORP. *v.* GENERAL CIRCUIT BREAKER & ELECTRIC SUPPLY, INC., ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 894.

No. 97–3. TOTAL MEDICAL MANAGEMENT, INC. *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 104 F. 3d 1314.

No. 97–4. FIREMAN'S FUND INSURANCE CO., INC. *v.* PAINEWEBBER REAL ESTATE SECURITIES, INC., ET AL. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 97–5. LEWIS, AKA REYNOLDS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 111 F. 3d 897.

No. 97–6. JENKINS *v.* KENTUCKY. Sup. Ct. Ky. Certiorari denied.

No. 97–8. STANFIELD *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 109 F. 3d 976.

No. 97–9. HONEYWELL, INC., ET AL. *v.* MINNESOTA LIFE AND HEALTH INSURANCE GUARANTY ASSN. C. A. 8th Cir. Certiorari denied. Reported below: 110 F. 3d 547.

No. 97–10. SALAZAR *v.* CASSEL. Ct. App. N. M. Certiorari denied.

No. 97–11. MURR *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 106 F. 3d 402.

No. 97–12. ROWE *v.* WALGREEN CO. ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 109 F. 3d 768.

No. 97–13. DREW ET AL. *v.* RICOH CORP. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 59.

No. 97–15. DAWSON *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 5th Cir. Certiorari denied. Reported below: 106 F. 3d 397.

No. 97–17. HALL, TRUSTEE, ET AL. *v.* FEDERAL FINANCIAL CO. C. A. 4th Cir. Certiorari denied. Reported below: 108 F. 3d 46.

No. 97–18. DAVID *v.* CITY AND COUNTY OF DENVER ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 101 F. 3d 1344.

No. 97–19. SMITH *v.* SUPREME COURT OF COLORADO (two judgments). Sup. Ct. Colo. Certiorari denied. Reported below: 937 P. 2d 724 (first judgment).

No. 97–20. NELMIDA *v.* SHELLY EUROCARS, INC., DBA BMW OF HONOLULU, LTD., ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 380.

No. 97–21. MAYS *v.* MISSISSIPPI. Ct. App. Miss. Certiorari denied. Reported below: 691 So. 2d 1044.

No. 97–22. SCHRAGER *v.* ILLINOIS. App. Ct. Ill., 3d Dist. Certiorari denied. Reported below: 285 Ill. App. 3d 1110, 709 N. E. 2d 319.

No. 97–24. BAILEY *v.* TEXAS. Ct. App. Tex., 14th Dist. Certiorari denied.

No. 97–25. LIBERTARIAN PARTY OF ILLINOIS ET AL. *v.* REDNOUR ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 108 F. 3d 768.

No. 97–28. GLANTON, TRUSTEE OF THE BARNES FOUNDATION, ET AL. *v.* DAVIS ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 1044.

No. 97–30. DETERESI *v.* CITY OF LOS ANGELES ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–32. WEST *v.* MORRISON'S HOSPITALITY GROUP ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 108 F. 3d 344.

No. 97–33. MILLER *v.* ALABAMA STATE BAR. Sup. Ct. Ala. Certiorari denied.

No. 97–34. HICKS *v.* WESTINGHOUSE MATERIALS CO. ET AL. Sup. Ct. Ohio. Certiorari denied. Reported below: 78 Ohio St. 3d 95, 676 N. E. 2d 872.

No. 97–35. GREGG *v.* OREGON. Ct. App. Ore. Certiorari denied. Reported below: 142 Ore. App. 312, 920 P. 2d 182.

No. 97–36. RENDON ET AL. *v.* EXCEL CORP. ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 106 F. 3d 1197.

No. 97–37. STEERE *v.* JEPPESEN SANDERSON, INC. C. A. 10th Cir. Certiorari denied. Reported below: 108 F. 3d 341.

No. 97–38. CANNON *v.* BRISTOL, TENNESSEE, BOARD OF EDUCATION ET AL. C. A. 6th Cir. Certiorari denied.

No. 97–39. NAUMOV *v.* UNIVERSITY OF PITTSBURGH. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 862.

No. 97–40. BUSKIRK ET AL. *v.* GEORGIA ET AL. Sup. Ct. Ga. Certiorari denied. Reported below: 267 Ga. 769, 482 S. E. 2d 286.

No. 97–41. YOUNG *v.* ILLINOIS ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 111 F. 3d 134.

No. 97–43. ST. CHARLES COUNTY *v.* MISSOURI FAMILY HEALTH COUNCIL. C. A. 8th Cir. Certiorari denied. Reported below: 107 F. 3d 682.

No. 97–45. STERN *v.* TEXAS. Ct. App. Tex., 2d Dist. Certiorari denied.

No. 97–46. TALASILA, INC., ET AL. *v.* HERMAN, SECRETARY OF LABOR. C. A. 5th Cir. Certiorari denied.

No. 97–48. DOUGLASS *v.* UNITED STATES ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–50. HALE *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 106 F. 3d 402.

No. 97–51. MURRAY *v.* TRANS UNION CORP. C. A. 1st Cir. Certiorari denied. Reported below: 101 F. 3d 680.

No. 97–52. SASS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 111 F. 3d 139.

No. 97–54. HUDGINS *v.* BROWN, SECRETARY OF VETERANS AFFAIRS. C. A. Fed. Cir. Certiorari denied. Reported below: 124 F. 3d 224.

No. 97–56. PETERS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 110 F. 3d 616.

No. 97–57. PALMER *v.* LAVALLEY ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 107 F. 3d 415.

No. 97–60. KENTUCKY RIGHT TO LIFE, INC., ET AL. *v.* STENGEL, COMMONWEALTH ATTORNEY, JEFFERSON COUNTY, ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 108 F. 3d 637.

No. 97–61. JACKSON *v.* ZAPATA HAYNIE CORP. ET AL.; ARTHUR ET AL. *v.* ZAPATA HAYNIE CORP. ET AL.; and KING-HILL ET AL. *v.* ZAPATA HAYNIE CORP. ET AL. Ct. App. La., 3d Cir. Certiorari denied. Reported below: 690 So. 2d 90 (first judgment), 86 (second judgment), and 91 (third judgment).

No. 97–63. CREATIVE STRATEGY FUND I ET AL. *v.* PRUDENTIAL SECURITIES, INC. C. A. 11th Cir. Certiorari denied. Reported below: 107 F. 3d 26.

No. 97–64. MANH TRAN *v.* WAYNE STATE UNIVERSITY ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 110 F. 3d 65.

No. 97–66. RIVERS ET AL. *v.* ROADWAY EXPRESS, INC. C. A. 6th Cir. Certiorari denied. Reported below: 111 F. 3d 131.

No. 97–67. SHEEHAN *v.* WHITLEY, WARDEN, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 794.

No. 97–68. WESTOWNE SHOES, INC., ET AL. *v.* BROWN GROUP, INC., ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 104 F. 3d 994.

No. 97–69. HUNT *v.* NORTH CAROLINA. Super Ct. N. C., Robeson County. Certiorari denied.

No. 97–70. INTERNATIONAL FIDELITY INSURANCE CO. *v.* BOARD OF TRUSTEES OF OPERATING ENGINEERS LOCAL 825 FUND SERVICE FACILITIES. Sup. Ct. N. J. Certiorari denied. Reported below: 148 N. J. 561, 691 A. 2d 339.

No. 97–71. DEKALB STONE, INC. *v.* DEKALB COUNTY, GEORGIA, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 106 F. 3d 956.

No. 97–72. MOORE ET AL. *v.* STICKS BILLIARDS, INC., ET AL. Ct. App. Tex., 14th Dist. Certiorari denied.

No. 97–73. DARLING ET AL. *v.* MACPHERSON, INC., ET AL. Ct. App. Wash. Certiorari denied. Reported below: 82 Wash. App. 1064.

No. 97–74. VALOT ET AL. *v.* SOUTHEAST LOCAL SCHOOL DISTRICT BOARD OF EDUCATION ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 107 F. 3d 1220.

No. 97–76. GROSS ET AL. *v.* CITY OF PITTSBURGH. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 126.

No. 97–78. YIAMOUYIANNIS *v.* LOWE ET AL. Ct. App. Ohio, Delaware County. Certiorari denied.

No. 97–80. DEHONEY *v.* SOUTH CAROLINA DEPARTMENT OF CORRECTIONS ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 646.

No. 97–81. DELAWARE RIVER AND BAY AUTHORITY *v.* INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL 68, AFL–CIO, ET AL. Sup. Ct. N. J. Certiorari denied. Reported below: 147 N. J. 433, 688 A. 2d 569.

No. 97–83. GERMAN ROMAN CATHOLIC CONGREGATION OF ST. MICHAEL'S CHURCH ET AL. *v.* WUERL, BISHOP, ROMAN CATHOLIC DIOCESE OF PITTSBURGH. Super. Ct. Pa. Certiorari denied. Reported below: 455 Pa. Super. 682, 687 A. 2d 864.

No. 97–84. DILLING MECHANICAL CONTRACTORS, INC. *v.* NATIONAL LABOR RELATIONS BOARD. C. A. 7th Cir. Certiorari denied. Reported below: 107 F. 3d 521.

No. 97–85. SCHMIDTENDORFF *v.* WISCONSIN. Ct. App. Wis. Certiorari denied. Reported below: 208 Wis. 2d 373, 561 N. W. 2d 352.

No. 97–86. VIATOR ET AL. *v.* DELCHAMPS, INC. C. A. 5th Cir. Certiorari denied. Reported below: 109 F. 3d 1124.

No. 97–87. DISTRIBUTEL, INC. *v.* ALASKA. Sup. Ct. Alaska. Certiorari denied. Reported below: 933 P. 2d 1137.

No. 97–88. CUNNINGHAM ET AL. *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 113 F. 3d 289.

No. 97–89. LEDBETTER *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 108 F. 3d 1388.

No. 97–90. PUCHNER *v.* KRUZIKI, WAUKESHA COUNTY SHERIFF, ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 111 F. 3d 541.

No. 97–91. FRONKO *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1173.

No. 97–93. SCHAEFER *v.* FEFFERMAN, DBA UPTOWN PROPERTY MANAGEMENT. App. Dept., Super. Ct. Cal., San Diego County. Certiorari denied.

No. 97–94. PAPIKE *v.* TAMBRANDS, INC. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 737.

No. 97–96. ASAM *v.* OWENS ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1251.

No. 97–97. PREUSS *v.* CALIFORNIA. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 97–98. PAN-AMERICAN LIFE INSURANCE CO. ET AL. *v.* CYPRESS FAIRBANKS MEDICAL CENTER, INC. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 280.

No. 97–99. CENTEX BATESON CONSTRUCTION CO., INC. *v.* DEPARTMENT OF TAXATION AND REVENUE OF NEW MEXICO. Ct. App. N. M. Certiorari denied.

No. 97–101. NOELLE *v.* TEXAS. Ct. App. Tex., 3d Dist. Certiorari denied.

No. 97–102. CATERINA ET AL. *v.* BLAKELY BOROUGH ET AL. Commw. Ct. Pa. Certiorari denied.

No. 97–103. ROSADO *v.* MERRILL, DIRECTOR, CHARLESTON CORRECTIONAL FACILITY. C. A. 1st Cir. Certiorari denied. Reported below: 109 F. 3d 62.

No. 97–105. VIRGINIA BEACH BOARD OF ZONING APPEALS ET AL. *v.* JANEZECK. Cir. Ct., City of Virginia Beach, Va. Certiorari denied.

No. 97–106. THOMAS ET AL. *v.* METROPOLITAN LIFE INSURANCE CO. ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 111 F. 3d 963.

No. 97–107. LINDSAY ET AL. *v.* THIOKOL CORP. ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 112 F. 3d 1068.

No. 97–108. HAGOOD *v.* ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT ET AL. Ct. Civ. App. Ala. Certiorari denied. Reported below: 695 So. 2d 48.

No. 97–110. BRODEUR ET AL. *v.* ASHKER. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 392.

No. 97–111. KIRKLAND *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 107 F. 3d 872.

No. 97–114. HARRIS *v.* ARLINGTON COUNTY, VIRGINIA, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 108 F. 3d 1372.

No. 97–116. HIGHTOWER ET AL. *v.* DOANE PRODUCTS CO. C. A. 11th Cir. Certiorari denied. Reported below: 107 F. 3d 27.

No. 97–117. VENTURA *v.* CITY OF INDEPENDENCE ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 108 F. 3d 1378.

No. 97–118. TULARE COUNTY DEPARTMENT OF HEALTH SERVICES *v.* MORAN. C. A. 9th Cir. Certiorari denied. Reported below: 99 F. 3d 1146.

No. 97–119. STUTZ MOTOR CAR OF AMERICA, INC. *v.* REEBOK INTERNATIONAL LTD. C. A. Fed. Cir. Certiorari denied. Reported below: 113 F. 3d 1258.

No. 97–120. COSGROVE *v.* SHEARSON LEHMAN BROTHERS. C. A. 6th Cir. Certiorari denied. Reported below: 105 F. 3d 659.

No. 97–121. IN RE WELLS. Sup. Ct. Ind. Certiorari denied.

No. 97–125. PROTECTIVE LIFE INSURANCE CO. *v.* LAZARD FRERES & CO. C. A. 2d Cir. Certiorari denied. Reported below: 108 F. 3d 1531.

No. 97–128. MCKINNEY ET AL. *v.* EMERY AIR FREIGHT CORP., DBA EMERY WORLDWIDE, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1385.

No. 97–130. BANDERAS, AKA BANDERAS ORTHOPAEDIC CLINIC, ET AL. *v.* DOMAN. Ct. App. Ga. Certiorari denied. Reported below: 224 Ga. App. 198, 480 S. E. 2d 252.

No. 97–131. A–1 APPLIANCE ET AL. *v.* DEUTSCHE FINANCIAL SERVICES CORP. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 6.

No. 97–132. ALLUSTIARTE ET UX. *v.* COOPER. C. A. 9th Cir. Certiorari denied. Reported below: 105 F. 3d 664.

No. 97–134. BELL *v.* ALDEN OWNERS, INC. App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied.

No. 97–136. GUSTILO ET AL. *v.* MARAVILLA GUSTILO, INDIVIDUALLY AND AS FORMER ADMINISTRATRIX OF THE ESTATE OF GUSTILO, DECEASED, AND AS GUARDIAN OF MARAVILLA GUSTILO, ET AL. Ct. App. Tex., 14th Dist. Certiorari denied.

No. 97–138. ELLIS *v.* TRANSAMERICA OCCIDENTAL LIFE INSURANCE CO. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 337.

No. 97–139. CHADWICK *v.* ANDREWS, WARDEN, ET AL. (two judgments). Super. Ct. Pa. Certiorari denied. Reported below: 454 Pa. Super. 700, 685 A. 2d 1039.

No. 97–140. HINE *v.* OKLAHOMA EX REL. OKLAHOMA BAR ASSN. Sup. Ct. Okla. Certiorari denied. Reported below: 937 P. 2d 996.

No. 97–142. TILLMAN CORP. *v.* FIDELITY & CASUALTY COMPANY OF NEW YORK. C. A. 7th Cir. Certiorari denied. Reported below: 112 F. 3d 302.

No. 97–143. WRIGHT *v.* SLATER, SECRETARY OF TRANSPORTATION. C. A. 4th Cir. Certiorari denied. Reported below: 107 F. 3d 869.

No. 97–148. ARIZONA DEPARTMENT OF CORRECTIONS ET AL. *v.* HOOK ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 1397.

No. 97–150. GRACIA ET AL. *v.* TREVINO, INDIVIDUALLY AND AS EXECUTIVE DIRECTOR OF THE HOUSING AUTHORITY OF THE CITY OF BROWNSVILLE, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 105 F. 3d 1053.

No. 97–153. JOHNSTON *v.* TIDEWATER MARINE SERVICE ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 478.

No. 97–154. FLANAGAN *v.* JUDICIAL REVIEW COUNCIL OF CONNECTICUT. Sup. Ct. Conn. Certiorari denied. Reported below: 240 Conn. 157, 690 A. 2d 865.

No. 97–157. UNITED STATES EX REL. FINDLEY *v.* FPC-BORON EMPLOYEES' CLUB ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 105 F. 3d 675.

No. 97–158. GREEN ET VIR *v.* TOWN OF BROOKLINE. C. A. 1st Cir. Certiorari denied. Reported below: 111 F. 3d 122.

No. 97–159. BLACK *v.* ZARING HOMES, INC. C. A. 6th Cir. Certiorari denied. Reported below: 104 F. 3d 822.

No. 97–161. AIZAWA *v.* JAPAN ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–162. SPRANGER *v.* RUNYON, POSTMASTER GENERAL. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 517.

No. 97–164. HANSEN *v.* SEA RAY BOATS, INC. C. A. 10th Cir. Certiorari denied. Reported below: 107 F. 3d 21.

No. 97–165. JONES *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 112 F. 3d 299.

No. 97–167. BJURMAN ET AL., CO-EXECUTORS OF WILL OF BJURMAN *v.* TRANSAMERICA CORPORATION EMPLOYEES HEALTH CARE PLAN. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1384.

No. 97–168. BELL *v.* NEW JERSEY ET AL. Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–169. KRAVANDER *v.* LOH ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–171. DECARO *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 109 F. 3d 1304.

No. 97–173. HEBERLIG *v.* SOBINA, WARDEN, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–175. GIANNETTI *v.* DEOCK. Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–176. BORLAND *v.* EMERSON ET AL. Ct. App. Tex., 3d Dist. Certiorari denied. Reported below: 927 S. W. 2d 709.

No. 97–177. ADAMS ET AL. *v.* CITY OF JERSEY CITY. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1171.

No. 97–178. FAIRECHILD *v.* UNITED AIRLINES, INC., ET AL. Sup. Ct. Haw. Certiorari denied. Reported below: 84 Haw. 127, 930 P. 2d 1015.

No. 97–181. FAFARMAN *v.* CALIFORNIA ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 104 F. 3d 365.

No. 97–182. BELL, T/A WES OUTDOOR ADVERTISING CO. *v.* NEW JERSEY DEPARTMENT OF TRANSPORTATION (two judgments). Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–183. WHITE ET AL. *v.* DOWNS ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 512.

No. 97–184. WADE *v.* CITY OF INGLEWOOD. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1387.

No. 97–187. NELSON *v.* MCCLATCHY NEWSPAPERS, INC., ET AL. Sup. Ct. Wash. Certiorari denied. Reported below: 131 Wash. 2d 523, 936 P. 2d 1123.

No. 97–190. DOUBLE R INC., DBA DOUBLE R VENDING, INC., ET AL. *v.* LEARY. C. A. 11th Cir. Certiorari denied. Reported below: 104 F. 3d 371.

No. 97–191. PRESCOTT *v.* G. I. W. INDUSTRIES, INC., ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 109 F. 3d 772.

No. 97–192. MARTIN *v.* COHEN, SECRETARY OF DEFENSE, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1250.

No. 97–193. BARRETT *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 111 F. 3d 947.

No. 97–194. CARLISLE *v.* TEXAS. Ct. App. Tex., 2d Dist. Certiorari denied.

No. 97–198. CORNISH *v.* DISTRICT OF COLUMBIA BOARD ON PROFESSIONAL RESPONSIBILITY. Ct. App. D. C. Certiorari denied. Reported below: 691 A. 2d 156.

No. 97–199. GUO *v.* RYLAND GROUP, INC., ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 103 F. 3d 117.

No. 97–201. GUPTA ET UX. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1385.

No. 97–202. SARSFIELD *v.* OFFICE OF THE COMPTROLLER OF THE CURRENCY. C. A. 9th Cir. Certiorari denied. Reported below: 105 F. 3d 666.

No. 97–203. BOATWRIGHT *v.* HERMAN, SECRETARY OF LABOR, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 2.

No. 97–205. TANGARI *v.* CONNECTICUT. App. Ct. Conn. Certiorari denied. Reported below: 44 Conn. App. 187, 688 A. 2d 1335.

No. 97–206. WORTHINGTON *v.* LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT ET AL. Ct. App. La., 2d Cir. Certiorari denied. Reported below: 681 So. 2d 1315.

No. 97–207. KREMETIS *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied.

No. 97–212. BURNSTINE *v.* CALIFORNIA DEPARTMENT OF MOTOR VEHICLES. Ct. App. Cal., 4th App. Dist. Certiorari denied. Reported below: 51 Cal. App. 4th 1428, 60 Cal. Rptr. 2d 89.

No. 97–213. BUCHBINDER ET UX. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 9th Cir. Certiorari denied.

No. 97–224. DIERSEN *v.* CHICAGO CAR EXCHANGE, INC. C. A. 7th Cir. Certiorari denied. Reported below: 110 F. 3d 481.

No. 97–227. ESTATE OF COLON, DECEASED, BY PERSONAL REPRESENTATIVE MARTINEZ, ET AL. *v.* UNITED STATES ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1184.

No. 97–229. HARMON *v.* CSX TRANSPORTATION, INC. C. A. 6th Cir. Certiorari denied. Reported below: 110 F. 3d 364.

No. 97–233. PENCHISHEN *v.* STROH BREWERY CO. C. A. 3d Cir. Certiorari denied. Reported below: 116 F. 3d 469.

No. 97–234. YUZARY *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 112 F. 3d 507.

No. 97–237. LEWIS *v.* BOCA APPEALS BOARD OF CLARKSBURG ET AL. Sup. Ct. App. W. Va. Certiorari denied.

No. 97–239. ALOI ET AL. *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 94 F. 3d 53.

No. 97–240. WRIGHT ET AL., DBA F/V A. A. BARANOV *v.* NATIONAL MARINE FISHERIES SERVICE; NORADOUN ET AL., DBA F/V SEA PEARL *v.* NATIONAL MARINE FISHERIES SERVICE; and KENT ET AL. *v.* NATIONAL MARINE FISHERIES SERVICE. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 518 (first judgment), 517 (second judgment), and 516 (third judgment).

No. 97–244. PHONOMETRICS, INC. *v.* RADISSON HOTELS INTERNATIONAL, INC. C. A. Fed. Cir. Certiorari denied. Reported below: 113 F. 3d 1254.

No. 97–245. ALVARADO *v.* EL PASO INDEPENDENT SCHOOL DISTRICT ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 111 F. 3d 893.

No. 97–248. DANO RESOURCE RECOVERY, INC. *v.* DISTRICT OF COLUMBIA. C. A. D. C. Cir. Certiorari denied.

No. 97–249. ESTATE OF RAY, DECEASED, ET AL. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 5th Cir. Certiorari denied. Reported below: 112 F. 3d 194.

No. 97–250. SCHILDT *v.* SOUVAL, 8TH DISTRICT PROSECUTOR, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 113 F. 3d 1247.

No. 97–254. ALEXANDER *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 853.

No. 97–255. JONES *v.* SUPREME COURT OF THE UNITED STATES ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 114 F. 3d 1191.

No. 97–256. MCGIRT *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 345 N. C. 624, 481 S. E. 2d 288.

No. 97–257. VOINCHE *v.* CENTRAL INTELLIGENCE AGENCY. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 3.

No. 97–258. MILLER *v.* STONEHEDGE/FASA-TEXAS JDC, LIMITED PARTNERSHIP. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 793.

No. 97–262. EPLAND, PERSONAL REPRESENTATIVE OF THE ESTATE OF EPLAND, DECEASED *v.* LUMBERMEN'S MUTUAL CASUALTY CO. ET AL. Sup. Ct. Minn. Certiorari denied. Reported below: 564 N. W. 2d 203.

No. 97–264. FIORE, T/A FIORE TRUCKING AND CONTRACTING *v.* PENNSYLVANIA. Commw. Ct. Pa. Certiorari denied. Reported below: 676 A. 2d 723.

No. 97–268. RICHBURG *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 108 F. 3d 344.

No. 97–272. LEASURE *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 61.

No. 97–274. BOND *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 46 M. J. 86.

No. 97–275. SHAFFER *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 46 M. J. 94.

No. 97–281. C. R. W. *v.* OFFICE OF BAR ADMISSIONS, SUPREME COURT OF GEORGIA. Sup. Ct. Ga. Certiorari denied. Reported below: 267 Ga. 534, 481 S. E. 2d 511.

No. 97–283. STEVENS *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–284. LARSON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 1196.

No. 97–290. ASTON *v.* MISSOURI ET AL. Sup. Ct. Mo. Certiorari denied.

No. 97–292. SAMPSON *v.* BEDOYA, JUDGE, CIRCUIT COURT OF COOK COUNTY, ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 108 F. 3d 1379.

No. 97–297. WOJCIK *v.* UNIVERSITY OF TEXAS AT SAN ANTONIO. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1180.

No. 97–304. NORRIS *v.* DEPARTMENT OF DEFENSE ET AL. C. A. D. C. Cir. Certiorari denied.

No. 97–316. HALL *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 46 M. J. 145.

No. 97–325. CHILDS *v.* PAINEWEBBER INC. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 336.

No. 97–351. POTTS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 410.

No. 97–363. FORD *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 107 F. 3d 868.

No. 97–5001. COVINGTON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 510.

No. 97–5002. COLLINS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 109 F. 3d 1413.

No. 97–5003. SMITH *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 1491.

No. 97–5004. QUEVADO *v.* BALDOR ET AL. Sup. Ct. Vt. Certiorari denied. Reported below: 166 Vt. 641, 693 A. 2d 1057.

No. 97–5006. PILCO *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 114 F. 3d 332.

No. 97–5009. MITCHELL *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 97–5010. MASTERS *v.* CITY OF BELLFLOWER ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 98 F. 3d 1346.

No. 97–5011. STEPHENS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 61.

No. 97–5012. RIVERA-ROBLES *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 878.

No. 97–5013. SANDOVAL-REYNOSO *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 71.

No. 97–5014. SAVOY *v.* SAVOY. Sup. Ct. Tex. Certiorari denied.

No. 97–5015. MBADIWE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 109 F. 3d 768.

No. 97–5016. MOODY *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 345 N. C. 563, 481 S. E. 2d 629.

No. 97–5017. JAMISON *v.* MORTON, ADMINISTRATOR, NEW JERSEY STATE PRISON, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5018. MAYBERRY *v.* MAKEL, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–5022. LIDMAN *v.* BARONE ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5024. MCKELLIP *v.* SORRELL, ANDERSON, LEHRMAN, WANNER & THOMAS ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–5025. MILLER *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 105 F. 3d 552.

No. 97–5026. SUTHERLAND *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 939 S. W. 2d 373.

No. 97–5027. MIRANDA *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 282 Ill. App. 3d 1105, 707 N. E. 2d 296.

No. 97–5028. JARRETT *v.* TOXIC ACTION WASH, AKA OHIO CITIZEN ACTION. C. A. 6th Cir. Certiorari denied. Reported below: 103 F. 3d 129.

No. 97–5029. KILLION *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 107 F. 3d 881.

No. 97–5034. PRADO *v.* TEXAS. Ct. App. Tex., 14th Dist. Certiorari denied.

No. 97–5035. BOYD *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 111 F. 3d 893.

No. 97–5036. RAGOZZINO *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 110 F. 3d 65.

No. 97–5037. LONDONO *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 109 F. 3d 769.

No. 97–5040. LEAR *v.* ILLINOIS. Sup. Ct. Ill. Certiorari denied. Reported below: 175 Ill. 2d 262, 677 N. E. 2d 895.

No. 97–5041. MOLLER *v.* CALIFORNIA DEPARTMENT OF SOCIAL SERVICES. C. A. 9th Cir. Certiorari denied. Reported below: 105 F. 3d 665.

No. 97–5043. MCCRIGHT *v.* GOMEZ, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–5044. FISHER *v.* BURKE, WARDEN. C. A. 6th Cir. Certiorari denied. Reported below: 113 F. 3d 1234.

No. 97–5045. RAYMER *v.* ENRIGHT ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 113 F. 3d 172.

No. 97–5046. HOWZE *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 109 F. 3d 1313.

No. 97–5047. GALGIANI *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 2.

No. 97–5048. PRINCE *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 110 F. 3d 921.

No. 97–5049. DELGADO-FLORES *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 340.

No. 97–5050. GREGORY *v.* LOVE, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5052. FULTZ *v.* WHITE, SUPERINTENDENT, ALGOA CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied. Reported below: 107 F. 3d 875.

No. 97–5053. FOSTER *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–5054. HORNBUCKLE *v.* GROOSE, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied. Reported below: 106 F. 3d 253.

No. 97–5055. HARRIS *v.* WEST, SECRETARY OF THE ARMY. C. A. 8th Cir. Certiorari denied.

No. 97–5057. BASILE *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 109 F. 3d 1304.

No. 97–5058. THOMPSON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 72.

No. 97–5059. WEEKES *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 116 F. 3d 471.

No. 97–5060. MEL T. ET AL. *v.* CALIFORNIA DEPARTMENT OF SOCIAL SERVICES. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 97–5061. WILLIAMS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1233.

No. 97–5062. TROUTMAN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 793.

No. 97–5063. WALKER *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 111 F. 3d 893.

No. 97–5064. TOMBLIN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 97–5065. VARGAS-HERNANDEZ *v.* UNITED STATES;
No. 97–5336. DOMARCO-SANCHEZ *v.* UNITED STATES; and
No. 97–5421. ARCINIEGA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1243.

No. 97–5066. CUNNINGHAM *v.* BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM. C. A. D. C. Cir. Certiorari denied.

No. 97–5067. THYMES ET AL. *v.* METROPOLITAN LIFE ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 103 F. 3d 140.

No. 97–5068. TIMMONS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 107 F. 3d 872.

No. 97–5069. POYNTON *v.* UNITED STATES ET AL. C. A. 8th Cir. Certiorari denied.

No. 97–5070. FAZON *v.* BROWN, SECRETARY OF VETERANS AFFAIRS. C. A. Fed. Cir. Certiorari denied. Reported below: 113 F. 3d 1255.

No. 97–5071. BLOUNT *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 111 F. 3d 129.

No. 97–5072. ROLLER *v.* GUNN, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF PROBATION, PAROLE AND PARDON SERVICES. C. A. 4th Cir. Certiorari denied. Reported below: 107 F. 3d 227.

No. 97–5073. BRAXTON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 777.

No. 97–5074. COOMBS *v.* UNITED STATES. Ct. App. D. C. Certiorari denied.

No. 97–5075. BONAT *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 1472.

No. 97–5077. PEABODY *v.* HOFBAUER, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–5078. HUNT *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 878.

No. 97–5079. GREEN *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 116 F. 3d 464.

No. 97–5080. HENDERSON *v.* TANSY, WARDEN. C. A. 10th Cir. Certiorari denied. Reported below: 108 F. 3d 1388.

No. 97–5081. GARCIA *v.* NORTH DAKOTA. Sup. Ct. N. D. Certiorari denied. Reported below: 561 N. W. 2d 599.

No. 97–5083. HUFFMAN *v.* SUPERIOR COURT OF CALIFORNIA, MONTEREY COUNTY. Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 97–5084. PECORARO *v.* ILLINOIS. Sup. Ct. Ill. Certiorari denied. Reported below: 175 Ill. 2d 294, 677 N. E. 2d 875.

No. 97–5085. VIGIL *v.* SHANKS, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 110 F. 3d 74.

No. 97–5086. WALKER *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied.

No. 97–5090. PERRY *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 111 F. 3d 963.

No. 97–5091. VALDES *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 108 F. 3d 342.

No. 97–5092. JONES *v.* HOUSEWORTH. C. A. 6th Cir. Certiorari denied.

No. 97–5093. JAMES *v.* DOE ET AL. C. A. 7th Cir. Certiorari denied.

No. 97–5094. MONTALVO *v.* BORG, WARDEN. C. A. 9th Cir. Certiorari denied.

No. 97–5096. WOODS *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 345 N. C. 294, 480 S. E. 2d 647.

No. 97–5098. ARMSTRONG *v.* SHILLINGER, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 107 F. 3d 20.

No. 97–5099. BARFIELD *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 112 F. 3d 1171.

No. 97–5100. COLEMAN *v.* BEILEIN, SHERIFF. C. A. 2d Cir. Certiorari denied.

No. 97–5101. CANADA *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 260.

No. 97–5102. MARTINEZ *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 104 F. 3d 769.

No. 97–5104. MUNGIA *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1181.

No. 97–5105. WOODS *v.* INTERNAL REVENUE SERVICE. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 1201.

No. 97–5107. MARSHALL *v.* NEW JERSEY. Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–5108. SAEZ *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 111 F. 3d 132.

No. 97–5109. CONNER *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 345 N. C. 319, 480 S. E. 2d 626.

No. 97–5111. RAMIREZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1180.

No. 97–5112. ROY *v.* MADDOCK, INTERIM DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 242.

No. 97–5113. VARGAS *v.* GARNER, COMMISSIONER, GEORGIA DEPARTMENT OF CORRECTIONS, ET AL. Sup. Ct. Ga. Certiorari denied.

No. 97–5114. THOMPSON *v.* DRUG ENFORCEMENT ADMINISTRATION ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 105 F. 3d 663.

No. 97–5115. CHAMBERS *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 345 N. C. 184, 481 S. E. 2d 44.

No. 97–5117. TILLIS *v.* KERNAN, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–5118. TROTTER *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 690 So. 2d 1234.

No. 97–5119. WASHINGTON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 1488.

No. 97–5120. WILSON *v.* HARPER ET AL. C. A. 8th Cir. Certiorari denied.

No. 97–5126. SESLER *v.* PITZER, WARDEN. C. A. 8th Cir. Certiorari denied. Reported below: 110 F. 3d 569.

No. 97–5127. QUINTANA *v.* UNITED STATES; and
No. 97–5220. QUINTANA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1250.

No. 97–5128. PARKER *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 111 F. 3d 140.

No. 97–5129. SANTOS-MARTINEZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1181.

No. 97–5130. SHEPPARD *v.* CALIFORNIA. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–5131. COLLINS *v.* MISSISSIPPI. Sup. Ct. Miss. Certiorari denied. Reported below: 691 So. 2d 918.

No. 97–5132. BROWNE *v.* NEVADA. Sup. Ct. Nev. Certiorari denied. Reported below: 113 Nev. 305, 933 P. 2d 187.

No. 97–5135. VRETTOS *v.* REZZA ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5136. CURRY *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 111 F. 3d 132.

No. 97–5137. SAUNDERS *v.* TAYLOR ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5138. THOMAS *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–5139. GILBERT *v.* MARYLAND. Ct. App. Md. Certiorari denied. Reported below: 345 Md. 577, 693 A. 2d 806.

No. 97–5140. FLIEGER *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 97–5141. HUGHES *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 110 F. 3d 1281.

No. 97–5142. PIERCE *v.* GINN, SUPERINTENDENT, GREENE CORRECTIONAL CENTER. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 510.

No. 97–5143. FROST *v.* MEADOWS, WARDEN. Super. Ct. Baldwin County, Ga. Certiorari denied.

No. 97–5144. HIGGASON *v.* COTTRELL ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 114 F. 3d 1191.

No. 97–5146. STEFFEN *v.* KERNAN, WARDEN. C. A. 9th Cir. Certiorari denied.

No. 97–5147. RODRIGUEZ-CALDERON *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 111 F. 3d 135.

No. 97–5148. SANDERS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 109 F. 3d 768.

No. 97–5149. JACKSON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 111 F. 3d 101.

No. 97–5150. LITTON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 61.

No. 97–5151. MMAHAT *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 106 F. 3d 89.

No. 97–5152. WEBER *v.* CALIFORNIA. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 97–5153. MAO-SHIUNG WEI *v.* HACKETTSTOWN COMMUNITY HOSPITAL ET AL. Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–5154. RUIZ TORRES *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 104 F. 3d 351.

No. 97–5155. WILLIAMS ET AL. *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 110 F. 3d 66.

No. 97–5156. WATKIS *v.* KUEHNE & NAGEL, INC., ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 10.

No. 97–5157. ADAME *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1182.

No. 97–5158. ABDULLAH *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 863.

No. 97–5160. FISHER *v.* WYATT ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 476.

No. 97–5161. DETRICH *v.* ARIZONA. Sup. Ct. Ariz. Certiorari denied. Reported below: 188 Ariz. 57, 932 P. 2d 1328.

No. 97–5162. HUTSON *v.* SOUTH CAROLINA DEPARTMENT OF CORRECTIONS ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 108 F. 3d 1372.

No. 97–5163. HEWITT *v.* LAWSON. Ct. Sp. App. Md. Certiorari denied.

No. 97–5164. QUILLEN *v.* SOUTHWEST VIRGINIA PRODUCTION CREDIT ASSN. Sup. Ct. Va. Certiorari denied.

No. 97–5165. RAINERI *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied.

No. 97–5166. FERRERA *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 107 F. 3d 537.

No. 97–5167. GUNTHER *v.* NIAGARA MOHAWK POWER CORP. ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 112 F. 3d 504.

No. 97–5168. FONTENOT *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 97–5169. ZANDERS *v.* VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD. C. A. 3d Cir. Certiorari denied.

No. 97–5170. WASHINGTON *v.* BRUSSTAR. Ct. App. Mich. Certiorari denied.

No. 97–5171. REED *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 97–5172. ROGERS *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 102 F. 3d 641.

No. 97–5174. CHISHOLM *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 61.

No. 97–5175. BOOTH *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 111 F. 3d 1.

No. 97–5177. BROADWELL *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 105 F. 3d 671.

No. 97–5178. COVERT *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 117 F. 3d 940.

No. 97–5179. LIVINGSTON *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 107 F. 3d 297.

No. 97–5180. MITCHELL *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 114 F. 3d 1198.

No. 97–5181. LEON *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 111 F. 3d 140.

No. 97–5182. MORTON *v.* GTE NORTH, INC. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1182.

No. 97–5183. MONTES-FIERRO *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 110 F. 3d 74.

No. 97–5184. MITCHELL *v.* KEMNA, SUPERINTENDENT, WESTERN MISSOURI CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied. Reported below: 109 F. 3d 494.

No. 97–5185. LAWRENCE *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 691 So. 2d 1068.

No. 97–5186. JONES *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 690 So. 2d 568.

No. 97–5188. LONGSTAFF *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1249.

No. 97–5189. SARMIENTO-MALDONADO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 105 F. 3d 653.

No. 97–5190. OSER *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 1080.

No. 97–5191. SILVA *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 112 F. 3d 506.

No. 97–5192. SMITH *v.* COMMERCE CLUB, INC. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–5193. MCGOWAN *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–5194. MARTINEZ ET AL. *v.* BEAVER STAIRS CO. ET AL. C. A. 6th Cir. Certiorari denied.

No. 97–5196. COLON *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 111 F. 3d 124.

No. 97–5197. JOHNSON *v.* MUNICIPAL COURTS OF CALIFORNIA ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 100 F. 3d 962.

No. 97–5198. MOSS *v.* MCGINNIS, DIRECTOR, MICHIGAN DEPARTMENT OF CORRECTIONS, ET AL. C. A. 6th Cir. Certiorari denied.

No. 97–5199. MCDONALD *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 511.

No. 97–5200. JACKSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 475.

No. 97–5201. PRIBYTKOV *v.* NEW JERSEY INSTITUTE OF TECHNOLOGY. Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–5202. MELONCON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 18.

No. 97–5203. WILLIAMS *v.* HENDERSON, SUPERINTENDENT, CENTENNIAL CORRECTIONAL FACILITY, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 110 F. 3d 74.

No. 97–5204. WILLIAMS *v.* MCCLELLAN, SUPERINTENDENT, SOUTHPORT CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied.

No. 97–5205. STRICKLAND *v.* ARIZONA. Ct. App. Ariz. Certiorari denied.

No. 97–5206. BOARDLEY *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 510.

No. 97–5208. BERKERY *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 125.

No. 97–5209. LANGFORD *v.* DAY, DIRECTOR, MONTANA DEPARTMENT OF CORRECTIONS. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 1380.

No. 97–5210. STERLING *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 103 F. 3d 145.

No. 97–5211. DAVIS ET AL. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 116 F. 3d 473.

No. 97–5212. DEMAR *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 110 F. 3d 798.

No. 97–5213. FILIPOS *v.* FILIPOS. Super. Ct. Pa. Certiorari denied. Reported below: 455 Pa. Super. 700, 688 A. 2d 1232.

No. 97–5214. WALKER *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 110 F. 3d 796.

No. 97–5215. HICKS *v.* UNITED STATES. Ct. App. D. C. Certiorari denied. Reported below: 697 A. 2d 805.

No. 97–5216. THOMAS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 111 F. 3d 426.

No. 97–5217. DELGADO *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–5219. HANLEY *v.* BENSON, WARDEN. C. A. 8th Cir. Certiorari denied.

No. 97–5221. WILLIAMSON *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 111 F. 3d 140.

No. 97–5222. THOMAS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 475.

No. 97–5223. CONYERS *v.* VOORHIES. C. A. 6th Cir. Certiorari denied.

No. 97–5224. BENNETT *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 476.

No. 97–5225. CHAVEZ *v.* SHANKS, WARDEN. C. A. 10th Cir. Certiorari denied. Reported below: 111 F. 3d 140.

No. 97–5226. BORSICK *v.* COURT OF COMMON PLEAS OF OHIO, ERIE COUNTY, ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 107 F. 3d 11.

No. 97–5227. WHITE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 477.

No. 97–5228. JAMES *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. Sup. Ct. Fla. Certiorari denied. Reported below: 694 So. 2d 738.

No. 97–5229. MCFARLAND *v.* HINKLE, WARDEN. Sup. Ct. Va. Certiorari denied.

No. 97–5230. STEVENS *v.* UNITED STATES. Ct. App. D. C. Certiorari denied. Reported below: 683 A. 2d 452.

No. 97–5231. ROSS *v.* THOMPSON, WARDEN. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 648.

No. 97–5232. BEVERLY *v.* WALKER, SUPERINTENDENT, AUBURN CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied. Reported below: 118 F. 3d 900.

No. 97–5233. WATKINS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 111 F. 3d 132.

No. 97–5234. TROLLINGER *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 477.

No. 97–5235. WALKER *v.* COLORADO. Sup. Ct. Colo. Certiorari denied. Reported below: 932 P. 2d 303.

No. 97–5236. BARNEY *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1173.

No. 97–5237. AGUILERA *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 475.

No. 97–5239. ISONG *v.* UNITED STATES (two judgments). C. A. 6th Cir. Certiorari denied. Reported below: 111 F. 3d 428 (first judgment) and 41 (second judgment).

No. 97–5240. MILLER *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 115 F. 3d 361.

No. 97–5241. MICHAEL *v.* MOATS, WARDEN, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 108 F. 3d 1372.

No. 97–5245. BASILE *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 942 S. W. 2d 342.

No. 97–5247. STEWARD *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1251.

No. 97–5248. ALTSCHUL *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 97–5249. SPENCER *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 691 So. 2d 1062.

No. 97–5250. MILLER *v.* CORCORAN, WARDEN, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 115 F. 3d 1136.

No. 97–5251. KYKTA *v.* WASHINGTON, DIRECTOR, ILLINOIS DEPARTMENT OF CORRECTIONS. C. A. 7th Cir. Certiorari denied. Reported below: 107 F. 3d 873.

No. 97–5252. BRENSON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 104 F. 3d 1267.

No. 97–5254. DEERWESTER *v.* ILLINOIS. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 281 Ill. App. 3d 1148, 701 N. E. 2d 843.

No. 97–5256. HAYNES *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 108 F. 3d 1374.

No. 97–5258. FOROUGHI *v.* INDUSTRIAL COMMISSION OF ARIZONA ET AL. Ct. App. Ariz. Certiorari denied.

No. 97–5259. HOLMAN *v.* TEXAS. Ct. App. Tex., 7th Dist. Certiorari denied.

No. 97–5260. EPPS *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. Sup. Ct. Fla. Certiorari denied. Reported below: 696 So. 2d 342.

No. 97–5261. HARP *v.* MORTON, ADMINISTRATOR, NEW JERSEY STATE PRISON, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5262. HILI *v.* GOORD, COMMISSIONER, NEW YORK DEPARTMENT OF CORRECTIONAL SERVICES, ET AL. App. Div., Sup. Ct. N. Y., 3d Jud. Dept. Certiorari denied. Reported below: 236 App. Div. 2d 756, 654 N. Y. S. 2d 833.

No. 97–5263. REED *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 97 F. 3d 1462.

No. 97–5265. SEALS *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–5266. ORTIZ-VILLA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 111 F. 3d 139.

No. 97–5267. PEYTON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1250.

No. 97–5268. SMITH *v.* WARD, WARDEN, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 510.

No. 97–5271. JERNIGAN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 111 F. 3d 139.

No. 97–5272. SIMPSON *v.* CAMPBELL COUNTY SCHOOL SYSTEM ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1232.

No. 97–5274. LEONARD *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 492.

No. 97–5275. JONES *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 492.

No. 97–5276. LILLARD *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1243.

No. 97–5277. MONK *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 110 F. 3d 74.

No. 97–5278. LISK *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1173.

No. 97–5279. MARTINEZ *v.* BCF ENGINEERING, INC. C. A. 6th Cir. Certiorari denied.

No. 97–5280. KIRBY *v.* ALABAMA DEPARTMENT OF CORRECTIONS ET AL. C. A. 11th Cir. Certiorari denied.

No. 97–5281. BERKERY *v.* BALLY'S HEALTH & TENNIS CORP. ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 116 F. 3d 941.

No. 97–5283. SHEHEE *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 107 F. 3d 12.

No. 97–5284. MCCLURE *v.* CITY OF CHARLOTTE. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 509.

No. 97–5285. LOZANO *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER, ET AL. C. A. 8th Cir. Certiorari denied.

No. 97–5286. MAUS *v.* MURPHY, WARDEN. C. A. 7th Cir. Certiorari denied.

No. 97–5287. BROACHWALA *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 277 Ill. App. 3d 1109, 698 N. E. 2d 721.

No. 97–5289. BUC-HANAN *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 97–5290. ROBERSON *v.* KENTUCKY. Sup. Ct. Ky. Certiorari denied.

No. 97–5291. CASTRO-SEVERINO *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 112 F. 3d 506.

No. 97–5292. ABBEY *v.* PATENT AND TRADEMARK OFFICE BOARD OF PATENT APPEALS AND INTERFERENCES. C. A. Fed. Cir. Certiorari denied. Reported below: 111 F. 3d 144.

No. 97–5293. LAMBERT *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 649.

No. 97–5294. MAUS *v.* MURPHY, WARDEN, ET AL. Sup. Ct. Wis. Certiorari denied. Reported below: 211 Wis. 2d 535, 568 N. W. 2d 301.

No. 97–5297. WILEY *v.* MISSISSIPPI. Sup. Ct. Miss. Certiorari denied. Reported below: 691 So. 2d 959.

No. 97–5298. WILSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 109 F. 3d 767.

No. 97–5301. TATUM *v.* CORRECTIONAL MEDICAL SYSTEMS ET AL. Ct. Sp. App. Md. Certiorari denied.

No. 97–5302. VARGAS *v.* WHITWORTH ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1432.

No. 97–5303. WELLS *v.* JONES, SUPERINTENDENT, WAKE CORRECTIONAL CENTER. C. A. 4th Cir. Certiorari denied.

No. 97–5304. WARDLAW *v.* WATERS, WARDEN, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 108 F. 3d 1375.

No. 97–5306. POWELL *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 478.

No. 97–5307. SIVAK *v.* IDAHO. Sup. Ct. Idaho. Certiorari denied.

No. 97–5308. RAMEY-GILLIS *v.* KAISER PERMANENTE. Ct. Sp. App. Md. Certiorari denied. Reported below: 111 Md. App. 758.

No. 97–5309. VERMEULEN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 1201.

No. 97–5312. ATTWOOD *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 696 So. 2d 342.

No. 97–5313. BECHT *v.* NEW YORK. App. Div., Sup. Ct. N. Y., 4th Jud. Dept. Certiorari denied. Reported below: 236 App. Div. 2d 792, 653 N. Y. S. 2d 878.

No. 97–5314. CSORBA *v.* VARO, INC. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 477.

No. 97–5315. HAMMER *v.* BOWLEN, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–5316. DUHON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1181.

No. 97–5317. DI-JING HU *v.* JOHN HANCOCK MUTUAL LIFE INSURANCE CO. ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 337.

No. 97–5318. DEJESUS *v.* UNITED STATES; and
No. 97–5523. CASIANO *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 113 F. 3d 420.

No. 97–5319. GRONQUIST *v.* WASHINGTON. Ct. App. Wash. Certiorari denied. Reported below: 82 Wash. App. 1066.

No. 97–5320. ECHOLS *v.* BAKER, ATTORNEY GENERAL OF GEORGIA, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 112 F. 3d 1173.

No. 97–5321. GONZALEZ *v.* TURNER ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 516.

No. 97–5322. HERRON *v.* CORNELL. C. A. 8th Cir. Certiorari denied. Reported below: 105 F. 3d 662.

No. 97–5323. WATKINS *v.* WHITE, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 72.

No. 97–5324. MCDONNELL *v.* SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 1176.

No. 97–5325. PRAINO ET UX. *v.* BOARD OF EDUCATION OF WAPPINGERS CENTRAL SCHOOL DISTRICT ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 112 F. 3d 505.

No. 97–5326. SHANNON *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 110 F. 3d 382.

No. 97–5327. RALSTON *v.* FRANK, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5329. THOMAS *v.* CALIFORNIA DEPARTMENT OF CORRECTIONS. C. A. 9th Cir. Certiorari denied. Reported below: 87 F. 3d 1322.

No. 97–5330. MILNER *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–5331. MCCRAY *v.* MICHIGAN. Ct. App. Mich. Certiorari denied.

No. 97–5334. BLANDINO *v.* BURNS, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 406.

No. 97–5335. WALTER *v.* AUSTIN INDUSTRIAL, INC. C. A. 5th Cir. Certiorari denied.

No. 97–5337. DAVIS, AKA JOHNSON *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 112 F. 3d 118.

No. 97–5339. DAVENPORT *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1250.

No. 97–5340. BARKER *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied.

No. 97–5341. SZUCHON *v.* PENNSYLVANIA. Sup. Ct. Pa. Certiorari denied. Reported below: 548 Pa. 37, 693 A. 2d 959.

No. 97–5342. ANDERSON *v.* GROOSE, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 97–5344. LAWHORN *v.* FLEMING, WARDEN, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 60.

No. 97–5345. CRAWFORD *v.* OKLAHOMA ET AL. Ct. Crim. App. Okla. Certiorari denied.

No. 97–5346. BAILEY *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 106 F. 3d 404.

No. 97–5349. SONES *v.* MISSISSIPPI. Sup. Ct. Miss. Certiorari denied.

No. 97–5350. CITIZEN *v.* TEXAS. C. A. 5th Cir. Certiorari denied.

No. 97–5351. BORROTO *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 104 F. 3d 369.

No. 97–5352. ANDERSON *v.* ILLINOIS. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 284 Ill. App. 3d 708, 672 N. E. 2d 1314.

No. 97–5353. CSORBA *v.* ITT AEROSPACE/COMMUNICATIONS DIVISION, DIVISION OF ITT DEFENSE & ELECTRONICS, INC. C. A. 7th Cir. Certiorari denied.

No. 97–5355. JOHNSON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 518.

No. 97–5356. MADEN *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 114 F. 3d 155.

No. 97–5357. JONES *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 117 F. 3d 1414.

No. 97–5359. MURPHY *v.* BUREAU OF PRISONS ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 116 F. 3d 1489.

No. 97–5360. MILLER, AKA WOODS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 97–5361. SHERMAN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 394.

No. 97–5362. SHALOM *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 113 F. 3d 1236.

No. 97–5364. WALTON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 19.

No. 97–5365. PENDERGRASS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 113 F. 3d 1236.

No. 97–5367. ABDUL-AKBAR *v.* DELAWARE. Sup. Ct. Del. Certiorari denied. Reported below: 696 A. 2d 396.

No. 97–5368. CUNNINGHAM *v.* GOORD, COMMISSIONER, NEW YORK DEPARTMENT OF CORRECTIONAL SERVICES, ET AL. C. A. 2d Cir. Certiorari denied.

No. 97–5369. CURIALE *v.* MYSTROM, MAYOR, ANCHORAGE, ALASKA, ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–5372. COKER *v.* JONES ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 111 F. 3d 131.

No. 97–5373. HERNANDEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 105 F. 3d 1330.

No. 97–5374. GLASS *v.* ILLINOIS. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 285 Ill. App. 3d 1114, 709 N. E. 2d 321.

No. 97–5375. BURKE *v.* COLORADO. Ct. App. Colo. Certiorari denied. Reported below: 937 P. 2d 886.

No. 97–5376. REID *v.* REID. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 97–5377. SCHREIBER *v.* MINNESOTA. Sup. Ct. Minn. Certiorari denied. Reported below: 558 N. W. 2d 474.

No. 97–5379. SPENCER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 512.

No. 97–5380. ROBINSON *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 108 F. 3d 745.

No. 97–5382. HARDING *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 112 F. 3d 1171.

No. 97–5384. MACKLIN *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 104 F. 3d 1046.

No. 97–5385. NANCE *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1250.

No. 97–5387. KELLY *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 116 F. 3d 470.

No. 97–5389. MCCULLOUGH *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 340.

No. 97–5390. LUCIOUS *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1183.

No. 97–5391. LAMPKIN *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 9.

No. 97–5392. BROWNING *v.* UNITED PARCEL SERVICE. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 515.

No. 97–5394. ZAMORA-DELGADO *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 518.

No. 97–5395. SMITH ET AL. *v.* PENNSYLVANIA. Super. Ct. Pa. Certiorari denied. Reported below: 448 Pa. Super. 189, 670 A. 2d 1172.

No. 97–5396. PRICE *v.* ARPAIO ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 485.

No. 97–5397. STEPHENSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 479.

No. 97–5398. ROGERS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 105 F. 3d 667.

No. 97–5399. STEPHENS *v.* NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION, ET AL.; STEPHENS *v.* NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION, ET AL.; STEPHENS

v. NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION, ET AL.; STEPHENS *v.* REPUBLIC TOBACCO CO.; and STEPHENS *v.* NEWBERRY ET AL. C. A. 8th Cir. Certiorari denied.

No. 97–5400. LAMBERT *v.* NORTH CAROLINA. Super. Ct. N. C., Pasquotank County. Certiorari denied.

No. 97–5401. WOOLLEY *v.* ZIMMERMAN, SUPERINTENDENT, PENNSYLVANIA STATE CORRECTIONAL INSTITUTION AT WAYMART, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5402. TRICARICO *v.* BOARD OF REVIEW OF NEW JERSEY. Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–5403. BETHLEY *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1183.

No. 97–5405. TENNER *v.* ILLINOIS. Sup. Ct. Ill. Certiorari denied. Reported below: 175 Ill. 2d 372, 677 N. E. 2d 859.

No. 97–5407. WIGHT *v.* BOARD OF DENTAL EXAMINERS ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 72.

No. 97–5408. SIKORA *v.* HOPKINS ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 978.

No. 97–5409. ROGERS *v.* CUYSON ET AL. App. Ct. Ill., 5th Dist. Certiorari denied.

No. 97–5410. SMITH *v.* ARIZONA. Ct. App. Ariz. Certiorari denied. Reported below: 188 Ariz. 263, 935 P. 2d 841.

No. 97–5411. RAMIREZ *v.* UNITED STATES; and
No. 97–5515. HOTCHKISS ET AL. *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 112 F. 3d 849.

No. 97–5412. PERRY *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 113 F. 3d 1236.

No. 97–5413. SIMMONS *v.* BLODGETT, DEPUTY DIRECTOR, DIVISION OF PRISONS, WASHINGTON DEPARTMENT OF CORRECTIONS. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 39.

No. 97–5414. LAWSON *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 697 So. 2d 511.

No. 97–5415. JOHNSON *v.* HILL, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1241.

No. 97–5416. WOFFORD *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 787.

No. 97–5417. FERNANDEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 517.

No. 97–5418. THIBODEAU *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied.

No. 97–5419. BROOKS *v.* ALABAMA. Sup. Ct. Ala. Certiorari denied. Reported below: 695 So. 2d 184.

No. 97–5422. CLAYTON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1114.

No. 97–5424. GRAHOVAC *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 1196.

No. 97–5425. FOLEY *v.* KENTUCKY. Sup. Ct. Ky. Certiorari denied. Reported below: 942 S. W. 2d 876.

No. 97–5426. WILLIAMS *v.* MAKEL, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–5427. CORTO *v.* JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS. C. A. D. C. Cir. Certiorari denied.

No. 97–5428. BARNES *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 17.

No. 97–5429. SWINDLE *v.* LOVE, DEPUTY COMMISSIONER, EASTERN REGION, PENNSYLVANIA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5430. WOODLEY *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 695 So. 2d 297.

No. 97–5431. TOWNES *v.* CITY OF ST. LOUIS, MISSOURI. C. A. 8th Cir. Certiorari denied. Reported below: 112 F. 3d 514.

No. 97–5432. ELLISON *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 113 F. 3d 77.

No. 97–5433. COOPER *v.* COSTELLO, SUPERINTENDENT, MID-STATE CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied. Reported below: 112 F. 3d 503.

No. 97–5434. WITTMAN *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 97–5435. FARR *v.* MADISON GAS & ELECTRIC. Ct. App. Wis. Certiorari denied.

No. 97–5436. FAIN *v.* COUNTY OF SACRAMENTO, CALIFORNIA, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 515.

No. 97–5437. AULTMAN *v.* STEPANIK, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5439. HUTSON *v.* ILLINOIS. App. Ct. Ill., 5th Dist. Certiorari denied. Reported below: 273 Ill. App. 3d 1129, 690 N. E. 2d 1097.

No. 97–5440. WHEELER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 394.

No. 97–5442. JUDD *v.* NEW MEXICO. Ct. App. N. M. Certiorari denied.

No. 97–5443. KABEDE *v.* CALIFORNIA MEDICAL FACILITY ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 516.

No. 97–5444. CONNER *v.* LENTZ ET AL. Ct. App. Kan. Certiorari denied. Reported below: 23 Kan. App. 2d ——, 930 P. 2d 27.

No. 97–5445. RHODES *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied. Reported below: 945 S. W. 2d 115.

No. 97–5447. REIMAN *v.* ARNETT. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 97–5448. RUIZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 120 F. 3d 265.

No. 97–5450. HENRY, AKA CORELLI *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 111 F. 3d 111.

No. 97–5451. SATTAZAHN *v.* PENNSYLVANIA. Super. Ct. Pa. Certiorari denied. Reported below: 451 Pa. Super. 629, 679 A. 2d 257.

No. 97–5452. RODRIGUEZ *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 112 F. 3d 26.

No. 97–5453. SIEMSEN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 18.

No. 97–5454. SCHWARTZ *v.* CITY OF BETHEL PARK, PENNSYLVANIA. C. A. 3d Cir. Certiorari denied.

No. 97–5456. SCHWARZ *v.* CLINTON, PRESIDENT OF THE UNITED STATES, ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 116 F. 3d 942.

No. 97–5458. CONWAY *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 111 F. 3d 135.

No. 97–5462. BRILL *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 17.

No. 97–5463. SMITH *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1244.

No. 97–5465. MANN *v.* ARIZONA. Sup. Ct. Ariz. Certiorari denied. Reported below: 188 Ariz. 220, 934 P. 2d 784.

No. 97–5470. CARLSON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 87 F. 3d 440.

No. 97–5471. BROWN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 492.

No. 97–5472. WADE *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 114 F. 3d 103.

No. 97–5473. WASHINGTON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1430.

No. 97–5474. PAPESH *v.* BROOKSHIRE, DIRECTOR OF ADMINISTRATION, MARYLAND WORKERS' COMPENSATION COMMISSION, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 107 F. 3d 867.

No. 97–5476. TOLIVER *v.* MCCAUGHTRY, WARDEN. C. A. 7th Cir. Certiorari denied.

No. 97–5477. TERRY *v.* SHULER, ADMINISTRATOR, WACKENHUT CORRECTIONAL CORP., ET AL. Sup. Ct. Okla. Certiorari denied.

No. 97–5480. DELACORTE *v.* UNITED STATES; and
No. 97–5520. RIOJAS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1243.

No. 97–5482. DORAN *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 113 F. 3d 1236.

No. 97–5483. TAYLOR *v.* NELSON ET AL. C. A. 7th Cir. Certiorari denied.

No. 97–5484. BAILEY *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 758.

No. 97–5485. JOHNSON *v.* HARTWIG, WARDEN. C. A. 7th Cir. Certiorari denied.

No. 97–5486. JAMES *v.* HINKLE ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–5487. JASSO-TREVINO *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 113 F. 3d 1247.

No. 97–5489. LAURENZANA *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 113 F. 3d 689.

No. 97–5490. PYRON *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 113 F. 3d 1247.

No. 97–5491. COOR *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 648.

No. 97–5493. FADAYIRO *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1173.

No. 97–5494. HUTCHINSON *v.* CALIFORNIA. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 97–5496. ANTONELLI *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied.

No. 97–5498. PILGRIM *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 393.

No. 97–5500. RENTERIA *v.* DONAHUE ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 92 F. 3d 1197.

No. 97–5501. CUNNINGHAM *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 108 F. 3d 120.

No. 97–5503. TAYLOR *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 111 F. 3d 56.

No. 97–5504. WHITE *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 61.

No. 97–5505. WITHERS *v.* SCOTT, EXECUTIVE DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 703.

No. 97–5506. TURNER *v.* DRANE ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 109 F. 3d 766.

No. 97–5507. ALTSCHUL *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 97–5508. BAKER *v.* MANVILLE TRUST. C. A. 2d Cir. Certiorari denied. Reported below: 108 F. 3d 1369.

No. 97–5509. FARMER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 1177.

No. 97–5511. GHANA *v.* UNITED STATES ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5514. HODGSON *v.* BENSON, WARDEN. C. A. 8th Cir. Certiorari denied.

No. 97–5517. MCDEVITT *v.* KYLER, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AND DIAGNOSTIC/CLASSIFICATION CENTER AT CAMP HILL, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5518. VOLEL *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 112 F. 3d 507.

No. 97–5521. CARLOS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1243.

No. 97–5522. KYZER *v.* LEVENTHALL ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 111 F. 3d 135.

No. 97–5524. BAIRD *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 109 F. 3d 856.

No. 97–5525. BRUNSON *v.* ARKANSAS. Sup. Ct. Ark. Certiorari denied. Reported below: 327 Ark. 567, 940 S. W. 2d 440.

No. 97–5526. MURDOCK *v.* UNITED STATES. Ct. App. D. C. Certiorari denied.

No. 97–5527. BONHOMME-ARDOUIN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 111 F. 3d 897.

No. 97–5529. ALEXANDER *v.* ROE, WARDEN. C. A. 9th Cir. Certiorari denied.

No. 97–5532. JOHNSON *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied.

No. 97–5533. XUYEN THI VU *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 111 F. 3d 130.

No. 97–5535. THOMAS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 100 F. 3d 951.

No. 97–5536. MCKNIGHT *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 116 F. 3d 473.

No. 97–5539. DRONES *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 120 F. 3d 266.

No. 97–5540. DAVIS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 1200.

No. 97–5541. GARCIA *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 1476.

No. 97–5543. RODRIGUEZ *v.* ILLINOIS. App. Ct. Ill., 2d Dist. Certiorari denied. Reported below: 284 Ill. App. 3d 1134, 708 N. E. 2d 1282.

No. 97–5544. BROWN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1232.

No. 97–5545. BROWN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 493.

No. 97–5549. LISBY *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 1478.

No. 97–5553. ATKINS *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–5554. PARKER *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 111 F. 3d 133.

No. 97–5555. SLATER *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 121 F. 3d 722.

No. 97–5557. BROOKS *v.* BARRY, WARDEN, ET AL. Ct. App. Ga. Certiorari denied. Reported below: 223 Ga. App. 648, 478 S. E. 2d 616.

No. 97–5558. REYES *v.* DEPARTMENT OF DEFENSE. C. A. Fed. Cir. Certiorari denied. Reported below: 113 F. 3d 1257.

No. 97–5560. HARRIS *v.* WHITE, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1241.

No. 97–5561. DEROSA *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 1476.

No. 97–5562. GRAHAM *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 1200.

No. 97–5563. DONESTEVEZ *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 95 F. 3d 59.

No. 97–5565. NELSON, AKA HORN *v.* GRIMMETT, SHERIFF, LOGAN COUNTY, WEST VIRGINIA. Sup. Ct. App. W. Va. Certiorari denied. Reported below: 199 W. Va. 604, 486 S. E. 2d 588.

No. 97–5566. HARRIS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 878.

No. 97–5567. HOLMES *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied.

No. 97–5568. EIDSON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 108 F. 3d 1336.

No. 97–5569. SHULZE *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 107 F. 3d 876.

No. 97–5571. GAINES *v.* NORTH CAROLINA; and
No. 97–5613. HARRIS *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 345 N. C. 647, 483 S. E. 2d 396.

No. 97–5572. CALIA *v.* KEMNA, SUPERINTENDENT, WESTERN MISSOURI CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 97–5577. RHODES *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 106 F. 3d 429.

No. 97–5578. PERALTA, AKA MARTINEZ *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 113 F. 3d 383.

No. 97–5579. KING *v.* BUREAU OF INDIAN AFFAIRS ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 338.

No. 97–5580. TRAVIS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 61.

No. 97–5582. OTIS *v.* THISIUS ET AL. Ct. App. Minn. Certiorari denied.

No. 97–5584. MAUS *v.* KENNEDY. Sup. Ct. Wis. Certiorari denied. Reported below: 210 Wis. 2d 49, 565 N. W. 2d 539.

No. 97–5587. DAVIS, AKA CARGO *v.* WHITE, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT PITTSBURGH, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5589. GRIST *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 112 F. 3d 451.

No. 97–5592. HAYES *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 110 F. 3d 798.

No. 97–5594. WICKS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 1190.

No. 97–5596. SETH *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 116 F. 3d 470.

No. 97–5597. CROWDER *v.* UNITED STATES ET AL. (two judgments). C. A. 3d Cir. Certiorari denied.

No. 97–5598. ACHIEKWELU *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 747.

No. 97–5601. MONIER *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 116 F. 3d 942.

No. 97–5605. ADAMS *v.* UNITED STATES. Ct. App. D. C. Certiorari denied.

No. 97–5606. BLAIR *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 1200.

No. 97–5614. DOE, AKA BAMONTE, AKA ASHBY, AKA ADENIYI *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 116 F. 3d 470.

No. 97–5618. SLIWOWSKI *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1173.

No. 97–5619. SMITH *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 1196.

No. 97–5620. SPENCER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 1178.

No. 97–5624. MARSHALL *v.* PARKE, SUPERINTENDENT, INDIANA STATE PRISON. C. A. 7th Cir. Certiorari denied.

No. 97–5626. JACKSON *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 113 F. 3d 249.

No. 97–5627. RAMEY *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 510.

No. 97–5628. NAVARRETE *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 113 F. 3d 1230.

No. 97–5629. MORALES *v.* CALIFORNIA. Ct. App. Cal., 5th App. Dist. Certiorari denied.

No. 97–5630. MALAKI *v.* YAZDI. C. A. 9th Cir. Certiorari denied.

No. 97–5632. WINN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 97–5634. LIPMAN *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1173.

No. 97–5635. LEVERITT *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 107 F. 3d 1482.

No. 97–5638. DAVIS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 99 F. 3d 1138.

No. 97–5640. CHEELY *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 1196.

No. 97–5646. HUGHES *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 1189.

No. 97–5648. HOLLAND *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 116 F. 3d 1353.

No. 97–5651. GELZER *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied.

No. 97–5652. DUENAS, AKA KELLY *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 492.

No. 97–5654. FISHER *v.* LOVE, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 116 F. 3d 467.

No. 97–5658. MESHAW *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 117 F. 3d 1416.

No. 97–5661. SIMONSON *v.* SIMONSON-KUTH. Ct. App. Minn. Certiorari denied.

No. 97–5662. EDMONDS *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 116 F. 3d 942.

No. 97–5664. MCLAUGHLIN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied.

No. 97–5665. ASIBOR *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 109 F. 3d 1023.

No. 97–5667. SHAHID *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 117 F. 3d 322.

No. 97–5670. NARANJO-CUEVO *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1249.

No. 97–5671. JACKSON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 491.

No. 97–5674. VASQUEZ *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 104 F. 3d 369.

No. 97–5675. TREVINO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 120 F. 3d 265.

No. 97–5680. SMITH *v.* VALDEZ, ASSOCIATE WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 113 F. 3d 1247.

No. 97–5681. COLE, FKA HEBERT *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 35 M. J. 266.

No. 97–5683. GONZALEZ, AKA GONZALES *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1243.

No. 97–5686. SMITH *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 116 F. 3d 857.

No. 97–5687. ROUNSAVALL *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 115 F. 3d 561.

No. 97–5690. QUINTANILLA *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1181.

No. 97–5692. WRIGHT *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 113 F. 3d 1230.

No. 97–5701. PEREZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 1477.

No. 97–5702. PORTER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1233.

No. 97–5705. JOHNSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 435.

No. 97–5706. BARNES *v.* FLORIDA. Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 686 So. 2d 633.

No. 97–5708. MENDEZ-VERDEJO *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 1196.

No. 97–5710. PATTON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 174.

No. 97–5711. SCOTT *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1249.

No. 97–5712. NESBITT *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1233.

No. 97–5718. SHERRILL *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 61.

No. 97–5722. AMER *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 110 F. 3d 873.

No. 97–5723. BURK *v.* UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS. C. A. 10th Cir. Certiorari denied.

No. 97–5724. JOHNSON *v.* ROBBINSDALE INDEPENDENT SCHOOL DISTRICT NO. 281 ET AL. C. A. 8th Cir. Certiorari denied.

No. 97–5726. JOHNSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 476.

No. 97–5731. NOBLE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 105 F. 3d 666.

No. 97–5733. DAVIS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 97–5734. FARUQ, AKA WILLIAMS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1233.

No. 97–5739. GLENDORA *v.* SULLIVAN ET AL. C. A. 2d Cir. Certiorari denied.

No. 97–5740. MINER *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 967.

No. 97–5741. ALVIN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 1493.

No. 97–5743. STOCKS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 104 F. 3d 308.

No. 97–5744. FLY *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 97–5747. THOMAS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 719.

No. 97–5749. GAYTAN-MARTINEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 1487.

No. 97–5750. KATALINICH *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 113 F. 3d 1475.

No. 97–5751. KNOX *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied.

No. 97–5753. BROWN *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 113 F. 3d 1238.

No. 97–5756. DAVIS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied.

No. 97–5761. HANSEN *v.* PITZER, WARDEN. C. A. 7th Cir. Certiorari denied. Reported below: 108 F. 3d 1379.

No. 97–5763. HOLLOWAY *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 1478.

No. 97–5766. ACOSTA ACEVEDA *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 113 F. 3d 1247.

No. 97–5768. MILIAN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 122 F. 3d 1078.

No. 97–5775. MORRIS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 97–5776. CARROLL *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1232.

No. 97–5779. JOHNSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1233.

No. 97–5783. ROUSE ET AL. *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 111 F. 3d 561.

No. 97–5785. BOYCE *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 110 F. 3d 797.

No. 97–5787. TINEO *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 518.

No. 97–5793. CLARK *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 1189.

No. 97–5796. BRUNSON *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 113 F. 3d 1247.

No. 97–5804. COTTON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 1196.

No. 97–5817. CALDWELL *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 116 F. 3d 470.

No. 97–5821. LYONS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 1178.

No. 97–5824. AMOR *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 96–1566. FOWLKES *v.* UNITED STATES. C. A. 11th Cir. Motion of petitioner for leave to amend the petition for writ of certiorari granted. Certiorari denied. Reported below: 100 F. 3d 970.

No. 96–1647. ROMNEY *v.* LIN. C. A. 2d Cir. Motion of Building and Construction Trades Department et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 94 F. 3d 74 and 105 F. 3d 806.

No. 96–1712. STAPLES *v.* KELLY ET AL. C. A. 6th Cir. Motion of National Fair Housing Alliance et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 97 F. 3d 118.

No. 96–1777. E. I. DU PONT DE NEMOURS & CO. *v.* BUSH RANCH, INC., ET AL. C. A. 11th Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition. Reported below: 99 F. 3d 363.

No. 97–47. RIDGEWAY ET AL. *v.* PFIZER, INC., ET AL. C. A. 6th Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition. Reported below: 103 F. 3d 128.

No. 96–1811. MORRIS ET AL. *v.* WRIGHT ET AL. C. A. 6th Cir. Motion of respondents for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 111 F. 3d 414.

No. 97–152. AMERICAN AIRLINES, INC. *v.* CRIALES. C. A. 2d Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 105 F. 3d 93.

No. 97–188. WASHINGTON, DIRECTOR, ILLINOIS DEPARTMENT OF CORRECTIONS *v.* HALL. C. A. 7th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 106 F. 3d 742.

No. 96–1852. BASILE *v.* TOWN OF SOUTHAMPTON. Ct. App. N. Y. Motion of Pacific Legal Foundation for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 89 N. Y. 2d 974, 678 N. E. 2d 489.

No. 96–1884. ALLEN ET AL. *v.* GYPSY CHURCH OF THE NORTHWEST, BY AND THROUGH MARKS, TRUSTEE, ET AL. C. A. 9th Cir. Motion of petitioners to defer consideration of petition for writ of certiorari denied. Certiorari denied. Reported below: 102 F. 3d 1012.

No. 96–1896. GARDNER ET UX. *v.* UNITED STATES. C. A. 9th Cir. Motion of David Haight for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 107 F. 3d 1314.

No. 96–1898. MASSACHUSETTS SCHOOL OF LAW AT ANDOVER, INC. *v.* AMERICAN BAR ASSN. ET AL. C. A. 3d Cir. Certiorari denied. JUSTICE KENNEDY took no part in the consideration or decision of this petition. Reported below: 107 F. 3d 1026.

No. 96–1899. INSULTHERM, INC., ET AL. *v.* TANK INSULATION INTERNATIONAL, INC. C. A. 5th Cir. Motion of American Intellectual Property Law Association for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 104 F. 3d 83.

No. 96–1957. HILL *v.* FLORIDA. Sup. Ct. Fla. Motion of Friends of Paul Jennings Hill for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 688 So. 2d 901.

No. 96–8796. VEY *v.* CLINTON, PRESIDENT OF THE UNITED STATES, ET AL. C. A. 3d Cir. Certiorari denied. THE CHIEF JUSTICE took no part in the consideration or decision of this petition.

No. 97–31. CALDERON, WARDEN, ET AL. *v.* UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF CALIFORNIA (GORDON, REAL PARTY IN INTEREST). C. A. 9th Cir. Motion of

respondent Patrick Bruce Gordon for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 107 F. 3d 756.

No. 97–44. DOMENICK ET AL. *v.* FONAR CORP. C. A. 2d Cir. Motion of Independent Service Network International for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 105 F. 3d 99.

No. 97–55. KEATING, GOVERNOR OF OKLAHOMA, ET AL. *v.* OKLAHOMA EX REL. OKLAHOMA TAX COMMISSION. Ct. App. Okla. Motions of Pascale Gelly, Oklahoma Citizens for a Sound Economy, Orval Matteson and Florence Matteson, and Oklahomans for Integrity in Government for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 935 P. 2d 398.

No. 97–124. LEAVITT *v.* KESSEL. Sup. Ct. App. W. Va. Motion of Academy of California Adoption Lawyers for leave to file a brief as *amicus curiae* granted. Certiorari denied.

No. 97–220. TEXAS MANUFACTURED HOUSING ASSN., INC. *v.* CITY OF LA PORTE ET AL. C. A. 5th Cir. Motion of National Foundation of Manufactured Home Owners et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 114 F. 3d 1182.

No. 97–228. GAMMA-10 PLASTICS, INC. *v.* AMERICAN PRESIDENT LINES, LTD., ET AL. C. A. 8th Cir. Motion of Thomas Schoenbaum for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 105 F. 3d 387.

No. 97–230. GENERAL ELECTRIC CO. ET AL. *v.* FONAR CORP. ET AL. C. A. Fed. Cir. Motion of Intellectual Property Owners for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 107 F. 3d 1543.

No. 97–5031. AVERY *v.* BRODEUR, COMMISSIONER, NEW HAMPSHIRE DEPARTMENT OF CORRECTIONS. Sup. Ct. N. H. Certiorari denied. JUSTICE SOUTER took no part in the consideration or decision of this petition.

No. 97–5354. BREEST *v.* BRODEUR, COMMISSIONER, NEW HAMPSHIRE DEPARTMENT OF CORRECTIONS. Sup. Ct. N. H. Certiorari denied. JUSTICE SOUTER took no part in the consideration or decision of this petition.

No. 97–5296. PARHAM *v.* COCA-COLA CO. C. A. 4th Cir. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of this petition. Reported below: 105 F. 3d 648.

Rehearing Denied

No. 96–1741. HUCK, DERIVATIVELY ON BEHALF OF SEA AIR SHUTTLE CORP. *v.* DAWSON ET AL., 520 U. S. 1276;

No. 96–1825. BODDIE *v.* UNITED STATES, 521 U. S. 1105;

No. 96–8295. LOHSE *v.* CHATER, COMMISSIONER OF SOCIAL SECURITY, 520 U. S. 1217; and

No. 96–8715. NELSON *v.* INTERNAL REVENUE SERVICE, 520 U. S. 1236. Petitions for rehearing denied.

No. 96–8743. BENNEY *v.* SHAW INDUSTRIES, INC., ET AL., 521 U. S. 1112. Petition for rehearing denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition.

OCTOBER 8, 1997

Miscellaneous Order

No. 97–6214 (A–251). IN RE GREEN. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

OCTOBER 14, 1997

Certiorari Granted—Vacated and Remanded

No. 97–58. DOHERTY, DIRECTOR, ILLINOIS DEPARTMENT OF EMPLOYMENT SECURITY *v.* PENNINGTON, INDIVIDUALLY AND ON BEHALF OF OTHER SIMILARLY SITUATED PERSONS. C. A. 7th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of Pub. L. 105–33, 111 Stat. 251, Title V, Subtitle E, § 5401. Reported below: 110 F. 3d 502.

Miscellaneous Orders

No. D–1822. IN RE DISBARMENT OF CADE. Disbarment entered. [For earlier order herein, see 521 U. S. 1134.]

No. D–1825. IN RE DISBARMENT OF HINES. Disbarment entered. [For earlier order herein, see 521 U. S. 1134.]

No. D–1827. IN RE DISBARMENT OF TALLO. Disbarment entered. [For earlier order herein, see 521 U. S. 1134.]

No. D–1830. IN RE DISBARMENT OF HALLER. Disbarment entered. [For earlier order herein, see 521 U. S. 1135.]

No. D–1836. IN RE DISBARMENT OF ZOLOT. Disbarment entered. [For earlier order herein, see 521 U. S. 1136.]

No. D–1837. IN RE DISBARMENT OF QUINN. Disbarment entered. [For earlier order herein, see 521 U. S. 1136.]

No. D–1838. IN RE DISBARMENT OF CROWLEY. Disbarment entered. [For earlier order herein, see 521 U. S. 1136.]

No. D–1856. IN RE DISBARMENT OF PROCTOR. William H. Proctor, of Baltimore, Md., 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–1857. IN RE DISBARMENT OF CHRISTENSEN. Nelson Christensen, of Seattle, Wash., 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–1858. IN RE DISBARMENT OF AARON. Philip Irwin Aaron, of Syosset, 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–1859. IN RE DISBARMENT OF BEDELL. Timothy James Bedell, of Flushing, 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. M–16. CONNER *v.* THALACKER, SUPERINTENDENT, NORTH CENTRAL CORRECTIONAL FACILITY, ET AL.;

No. M–17. AL-MATIN *v.* KUHLMANN, SUPERINTENDENT, SULLIVAN CORRECTIONAL FACILITY; and

No. M–18. ROBERTSON *v.* FRASER, WARDEN. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 65, Orig. TEXAS *v.* NEW MEXICO. Motion of the River Master for fees and expenses granted, and the River Master is

awarded $4,071.59 for the period April 1 through June 30, 1997, to be paid equally by the parties. [For earlier order herein, see, *e. g.*, 520 U. S. 1227.]

No. 120, Orig. NEW JERSEY *v.* NEW YORK. Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted. [For earlier order herein, see, *e. g.*, 521 U. S. 1149.]

No. 96–1470. QUALITY KING DISTRIBUTORS, INC. *v.* L'ANZA RESEARCH INTERNATIONAL, INC. C. A. 9th Cir. [Certiorari granted, 520 U. S. 1250.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 96–1581. SOUTH DAKOTA *v.* YANKTON SIOUX TRIBE ET AL. C. A. 8th Cir. [Certiorari granted, 520 U. S. 1263.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 96–1337. COUNTY OF SACRAMENTO ET AL. *v.* LEWIS ET AL., PERSONAL REPRESENTATIVES OF THE ESTATE OF LEWIS, DECEASED. C. A. 9th Cir. [Certiorari granted, 520 U. S. 1250.] Motion of Grand Lodge of the Fraternal Order of Police for leave to file a brief as *amicus curiae* granted.

No. 96–1578. PHILLIPS ET AL. *v.* WASHINGTON LEGAL FOUNDATION ET AL. C. A. 5th Cir. [Certiorari granted, 521 U. S. 1117.] Motion of Massachusetts Bar Foundation for leave to file a brief as *amicus curiae* granted.

No. 97–53. ROBERTS, GUARDIAN FOR JOHNSON *v.* GALEN OF VIRGINIA, INC., FORMERLY DBA HUMANA HOSPITAL-UNIVERSITY OF LOUISVILLE, DBA UNIVERSITY OF LOUISVILLE HOSPITAL. C. A. 6th Cir. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 97–215. CALDERON, WARDEN *v.* THOMPSON. C. A. 9th Cir. [Certiorari granted, 521 U. S. 1136 and 1140.] Motion of Criminal Justice Legal Foundation for leave to file a brief as *amicus curiae* granted.

No. 97–5868. IN RE FIGUEROA; and

No. 97–5966. IN RE DOYLE. Petitions for writs of habeas corpus denied.

No. 97–253. In re Hutchinson, Personal Representative of the Estate of Hutchinson, Deceased;

No. 97–5438. In re Gowing; and

No. 97–5725. In re Wapnick. Petitions for writs of mandamus denied.

No. 97–5333. In re Onyeagoro; and

No. 97–5570. In re Cheves et al. Petitions for writs of mandamus and/or prohibition denied.

Certiorari Granted

No. 96–1829. Montana et al. *v.* Crow Tribe of Indians et al. C. A. 9th Cir. Certiorari granted. Reported below: 92 F. 3d 826 and 98 F. 3d 1194.

No. 97–300. Stewart, Director, Arizona Department of Correction, et al. *v.* Martinez-Villareal. C. A. 9th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Motion of Criminal Justice Legal Foundation for leave to file a brief as *amicus* curiae granted. Certiorari granted. Reported below: 118 F. 3d 628.

No. 97–5310. Beach et ux. *v.* Ocwen Federal Bank. Sup. Ct. Fla. Motion of petitioners for leave to proceed *in forma pauperis* granted. Certiorari granted limited to the following question: "May an action for the statutory right of rescission provided by the Truth-in-Lending Act, 15 U. S. C. § 1635, be revived as a defense in recoupment beyond the 3-year limit on the right of rescission set forth in § 1635(f)?" Reported below: 692 So. 2d 146.

Certiorari Denied

No. 96–1497. City of Moreno Valley et al. *v.* Desert Outdoor Advertising, Inc., et al. C. A. 9th Cir. Certiorari denied. Reported below: 103 F. 3d 814.

No. 96–1830. Tractor Supply Co., Inc. *v.* Pryner; and

No. 97–123. Pryner *v.* Tractor Supply Co., Inc. C. A. 7th Cir. Certiorari denied. Reported below: 109 F. 3d 354.

No. 96–1921. Brown et al. *v.* Federal Deposit Insurance Corporation. C. A. D. C. Cir. Certiorari denied. Reported below: 106 F. 3d 442.

No. 96–1948. STUDENT LOAN MARKETING ASSN. *v.* RILEY, SECRETARY OF EDUCATION. C. A. D. C. Cir. Certiorari denied. Reported below: 104 F. 3d 397.

No. 96–9247. HUGHES *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 96–9422. DEL RIO *v.* ATTORNEY GENERAL OF CALIFORNIA ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 15.

No. 97–77. AYERS, WARDEN *v.* MITCHELL. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 1337.

No. 97–82. LINDBLOM *v.* FEDERAL BUREAU OF INVESTIGATION. C. A. D. C. Cir. Certiorari denied. Reported below: 102 F. 3d 600.

No. 97–155. FLORIDA SEED CO., INC., ET AL. *v.* MONSANTO CO. C. A. 11th Cir. Certiorari denied. Reported below: 105 F. 3d 1372.

No. 97–160. TABB *v.* DILLARD DEPARTMENT STORES, INC. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 478.

No. 97–195. MIRANDA *v.* CITY OF EL PASO ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 111 F. 3d 893.

No. 97–196. WHITE-PAGE, INDIVIDUALLY AND AS NEXT FRIEND OF THE MINOR CHILDREN OF PAGE, ET AL. *v.* HARRIS COUNTY, TEXAS, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1183.

No. 97–204. WHITE, DECEASED, BY HER PERSONAL REPRESENTATIVE, WHITE, ET AL. *v.* CHAMBLISS ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 731.

No. 97–211. GRAND FRATERNITY ROSAE CRUCIS *v.* MOYER ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1172.

No. 97–214. KURZ ET AL. *v.* PHILADELPHIA ELECTRIC CO. ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 96 F. 3d 1544.

No. 97–219. PENOBSCOT INDIAN NATION *v.* KEY BANK OF MAINE ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 112 F. 3d 538.

No. 97–221. SHERS *v.* CITY AND COUNTY OF SAN FRANCISCO ET AL. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 97–225. SHEA, INDIVIDUALLY AND AS TRUSTEE FOR THE HEIRS OF SHEA, DECEASED *v.* ESENSTEN ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 107 F. 3d 625.

No. 97–238. MUNIZ *v.* SOLANO COUNTY. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 97–242. WEXLER & WEXLER *v.* RYAN. C. A. 7th Cir. Certiorari denied. Reported below: 113 F. 3d 91.

No. 97–243. MUMFORD *v.* BASINSKI. C. A. 6th Cir. Certiorari denied. Reported below: 105 F. 3d 264.

No. 97–246. VICKERS *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 97–247. PLACER COUNTY *v.* GUTOWSKY. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 256.

No. 97–251. SAACKS *v.* CITY OF NEW ORLEANS ET AL. Ct. App. La., 4th Cir. Certiorari denied. Reported below: 687 So. 2d 432.

No. 97–252. HUTCHINSON, PERSONAL REPRESENTATIVE OF THE ESTATE OF HUTCHINSON, DECEASED *v.* PFEIL ET UX. C. A. 10th Cir. Certiorari denied. Reported below: 105 F. 3d 562.

No. 97–259. ANSARI *v.* PAHLAVI ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 17.

No. 97–261. DILLON ET AL. *v.* NORTHERN INDIANA COMMUTER TRANSPORTATION DISTRICT ET AL. Ct. App. Ind. Certiorari denied. Reported below: 670 N. E. 2d 902.

No. 97–263. READ *v.* MEDICAL X-RAY CENTER, P. C. C. A. 8th Cir. Certiorari denied. Reported below: 110 F. 3d 543.

No. 97–266. WOODSON *v.* SCOTT PAPER CO. C. A. 3d Cir. Certiorari denied. Reported below: 109 F. 3d 913.

No. 97–267. MYERS *v.* MOFFITT ET AL. Sup. Ct. N. H. Certiorari denied.

No. 97–270. PEACOCK *v.* GREAT WESTERN MORTGAGE CORP. C. A. 3d Cir. Certiorari denied. Reported below: 110 F. 3d 222.

No. 97–273. OXXFORD CLOTHES XX, INC. *v.* EXXON CORP. C. A. 5th Cir. Certiorari denied. Reported below: 109 F. 3d 1070.

No. 97–277. KIRK ET AL. *v.* TOWN OF OSCEOLA. Ct. App. Ind. Certiorari denied. Reported below: 669 N. E. 2d 1060.

No. 97–278. BROBST *v.* BLAIR COUNTY DEPARTMENT OF COSTS AND FINES. Super. Ct. Pa. Certiorari denied. Reported below: 451 Pa. Super. 589, 678 A. 2d 822.

No. 97–287. BIGELOW ET AL. *v.* DALLAS & MAVIS FORWARDING CO., INC., A SUBSIDIARY OF JUPITER TRANSPORTATION CO. Ct. App. Ky. Certiorari denied.

No. 97–291. KIRMAN ET VIR *v.* COMPAGNIE FRANCAISE DE CROISIERES. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–294. JONES *v.* PETERSON, SUPERINTENDENT, WASHINGTON CORRECTIONS CENTER, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 338.

No. 97–298. FLOTILLA, INC. *v.* FLORIDA GAME AND FRESHWATER FISH COMMISSION ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 491.

No. 97–299. OSBORNE *v.* SEMINOLE COUNTY. C. A. 11th Cir. Certiorari denied. Reported below: 119 F. 3d 10.

No. 97–301. SMITH *v.* CIBA-GEIGY CORP. ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1181.

No. 97–302. ARMOR ET UX. *v.* MICHELIN TIRE CORP. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1231.

No. 97–305. DELANEY *v.* RODRIGUEZ. C. A. 5th Cir. Certiorari denied.

No. 97–306. GEE ET AL. *v.* SOUTHWEST AIRLINES CO. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 1400.

No. 97–332. BONILLA MONTALVO *v.* BANCO BILBAO VIZCAYA, FKA BANCO COMERCIAL MAYAGUEZ, ET AL. C. A. 1st Cir. Certiorari denied.

No. 97–336. UNITED STATES EX REL. BERGE *v.* BOARD OF TRUSTEES OF THE UNIVERSITY OF ALABAMA ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 104 F. 3d 1453.

No. 97–340. IN RE MILLIGAN. C. A. Fed. Cir. Certiorari denied. Reported below: 111 F. 3d 144.

No. 97–345. CALDWELL *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 114 F. 3d 216.

No. 97–352. ADAM *v.* DICKINSON PLACE CHARITABLE CORP. ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 1.

No. 97–354. JACOB *v.* METROLASER, INC., ET AL. Sup. Ct. N. M. Certiorari denied.

No. 97–357. QUINTERO-CRUZ *v.* WARD, WARDEN. C. A. 5th Cir. Certiorari denied.

No. 97–377. FASI *v.* GANNETT CO., INC., ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 1194.

No. 97–388. LDG TIMBER ENTERPRISES, INC. *v.* GLICKMAN, SECRETARY OF AGRICULTURE. C. A. Fed. Cir. Certiorari denied. Reported below: 114 F. 3d 1140.

No. 97–392. MONTEFOLKA *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 287 Ill. App. 3d 199, 678 N. E. 2d 1049.

No. 97–415. DROBNY ET UX. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 7th Cir. Certiorari denied. Reported below: 113 F. 3d 670.

No. 97–417. ESSEX ELECTRO ENGINEERS, INC. *v.* WIDNALL, SECRETARY OF THE AIR FORCE. C. A. Fed. Cir. Certiorari denied. Reported below: 116 F. 3d 461.

No. 97–443. HALE *v.* NATIONAL CENTER FOR STATE COURTS. Sup. Ct. Va. Certiorari denied.

No. 97–455. KEARNS *v.* RUNYON, POSTMASTER GENERAL, ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 1382.

No. 97–456. WILLIAMS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 109 F. 3d 502.

No. 97–460. RAPANOS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 115 F. 3d 367.

No. 97–466. JONES *v.* MARYLAND. Ct. Sp. App. Md. Certiorari denied. Reported below: 114 Md. App. 471, 691 A. 2d 229.

No. 97–476. AVRETT *v.* POLY-AMERICA, INC., ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 794.

No. 97–5008. LARRY *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 345 N. C. 497, 481 S. E. 2d 907.

No. 97–5042. NANNEY *v.* RANEY, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–5088. AMAYA-ALVARADO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 111 F. 3d 893.

No. 97–5095. MCNEAL *v.* ILLINOIS. Sup. Ct. Ill. Certiorari denied. Reported below: 175 Ill. 2d 335, 677 N. E. 2d 841.

No. 97–5097. THICKSTUN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 1394 and 111 F. 3d 139.

No. 97–5116. WALDRIP *v.* GEORGIA. Sup. Ct. Ga. Certiorari denied. Reported below: 267 Ga. 739, 482 S. E. 2d 299.

No. 97–5187. LAGRONE *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied. Reported below: 942 S. W. 2d 602.

No. 97–5264. CUNNINGHAM *v.* RUBIN, SECRETARY OF THE TREASURY, ET AL. C. A. D. C. Cir. Certiorari denied.

No. 97–5270. BOWE *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 110 F. 3d 796.

No. 97–5383. I. D. P., JUVENILE MALE, ET AL. *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 102 F. 3d 507.

No. 97–5441. WHITE *v.* HOFFMAN-LA ROCHE, INC. C. A. 11th Cir. Certiorari denied. Reported below: 112 F. 3d 1172.

No. 97–5449. EAST *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 345 N. C. 535, 481 S. E. 2d 652.

No. 97–5455. SIVAK *v.* IDAHO ET AL. Sup. Ct. Idaho. Certiorari denied.

No. 97–5457. ELDER *v.* NEW JERSEY TRANSIT CORP. Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–5459. BENDER *v.* MESSER ET AL. Sup. Ct. N. D. Certiorari denied. Reported below: 564 N. W. 2d 291.

No. 97–5466. MAUS *v.* SMITH ET AL. Ct. App. Wis. Certiorari denied.

No. 97–5467. MYERS *v.* CALIFORNIA ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 85 F. 3d 635.

No. 97–5468. WRIGHT, AKA EL MUHAMMAD *v.* CALIFORNIA. Ct. App. Cal., 3d App. Dist. Certiorari denied. Reported below: 52 Cal. App. 4th 203, 59 Cal. Rptr. 2d 316.

No. 97–5478. TICHENOR *v.* NEW YORK. Ct. App. N. Y. Certiorari denied. Reported below: 89 N. Y. 2d 769, 680 N. E. 2d 606.

No. 97–5479. HART *v.* WILSON, GOVERNOR OF CALIFORNIA, ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–5481. ENGLISH *v.* REDMAN, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–5488. LEON *v.* SUPERIOR COURT OF CALIFORNIA, LOS ANGELES COUNTY, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 16.

No. 97–5497. SHOCKLEY *v.* KEARNEY, WARDEN, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5502. CHRISTY *v.* FLORIDA. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1250.

No. 97–5510. HILL *v.* MAXWELL ET AL. Ct. App. Minn. Certiorari denied.

No. 97–5512. EDDINGTON *v.* GROOSE, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 97–5513. HARBISON *v.* TENNESSEE. Sup. Ct. Tenn. Certiorari denied.

No. 97–5516. MULTANI *v.* NEWSWEEK, INC., ET AL. Ct. App. N. Y. Certiorari denied. Reported below: 90 N. Y. 2d 838, 683 N. E. 2d 334.

No. 97–5519. MCSMITH *v.* TAVARES. Ct. App. Ga. Certiorari denied.

No. 97–5530. LAMBERT *v.* THOMPSON, SUPERINTENDENT, OREGON STATE PENITENTIARY. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1241.

No. 97–5534. TRIPLETT *v.* SHEAHAN ET AL. C. A. 7th Cir. Certiorari denied.

No. 97–5537. BROWN *v.* GRIFFIN ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 508.

No. 97–5542. FEELY *v.* D'ORANGE. C. A. 2d Cir. Certiorari denied. Reported below: 101 F. 3d 1393.

No. 97–5548. WARREN *v.* KUYKENDALL ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–5551. JONES *v.* WENDEL ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 1477.

No. 97–5552. SLAGLE *v.* INDIANA. Ct. App. Ind. Certiorari denied. Reported below: 677 N. E. 2d 639.

No. 97–5556. BARBER *v.* THOMAS, WARDEN, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 1201.

No. 97–5559. FAIN *v.* KERNS ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 515.

No. 97–5564. HAYES *v.* BESSINGER, WARDEN, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 509.

No. 97–5573. TAYLOR *v.* PURKETT, SUPERINTENDENT, FARMINGTON CORRECTIONAL CENTER, ET AL. C. A. 8th Cir. Certiorari denied.

No. 97–5574. TAYLOR *v.* BOX, MAYOR OF THE CITY OF ROCKFORD, ILLINOIS, ET AL. C. A. 7th Cir. Certiorari denied.

No. 97–5575. BIBBS *v.* MACDONALD, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–5576. BARROIS *v.* UNIDENTIFIED PARTY ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 475.

No. 97–5581. COGGINS *v.* 297 LENOX REALTY CO. ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 108 F. 3d 1369.

No. 97–5583. HUBBARD *v.* ALABAMA ALCOHOLIC BEVERAGE CONTROL BOARD ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 105 F. 3d 672.

No. 97–5588. GIBSON *v.* CAIN, WARDEN, ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–5590. DIXON *v.* MUELLER, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 105 F. 3d 664.

No. 97–5591. GUINN *v.* TACHA, JUDGE, UNITED STATES COURT OF APPEALS FOR THE TENTH CIRCUIT, ET AL. C. A. 10th Cir. Certiorari denied.

No. 97–5593. JENKINS *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 692 So. 2d 893.

No. 97–5595. DICKENS *v.* ARIZONA. Sup. Ct. Ariz. Certiorari denied. Reported below: 187 Ariz. 1, 929 P. 2d 468.

No. 97–5599. SMITH *v.* ILLINOIS. Sup. Ct. Ill. Certiorari denied. Reported below: 176 Ill. 2d 217, 680 N. E. 2d 291.

No. 97–5600. MINK *v.* GENERAL MOTORS CORP. Ct. App. Mich. Certiorari denied.

No. 97–5603. RUBIO *v.* SMITH, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 1195.

No. 97–5608. MCREYNOLDS *v.* COMMISSIONER, OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES OF NEW YORK, ET AL. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 238 App. Div. 2d 453, 656 N. Y. S. 2d 358.

No. 97–5609. BAUHAUS *v.* OKLAHOMA ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 113 F. 3d 1245.

No. 97–5611. HEIT *v.* MICHIGAN. Ct. App. Mich. Certiorari denied.

No. 97–5615. MAY *v.* BALDWIN, SUPERINTENDENT, EASTERN OREGON CORRECTIONAL INSTITUTION, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 109 F. 3d 557.

No. 97–5616. CORTO *v.* NATIONAL SCENERY STUDIOS. C. A. 2d Cir. Certiorari denied. Reported below: 112 F. 3d 503.

No. 97–5622. HERRING *v.* SCHOTTEN, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–5625. MCCARTY *v.* DORSEY, WARDEN. C. A. 10th Cir. Certiorari denied. Reported below: 113 F. 3d 1246.

No. 97–5631. BROWN *v.* KOENICK ET AL. C. A. D. C. Cir. Certiorari denied.

No. 97–5633. WARREN *v.* BRUNELLE, SUPERINTENDENT, WYOMING CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied.

No. 97–5636. SAFFORD *v.* DOE ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 116 F. 3d 466.

No. 97–5639. CARR *v.* GEORGIA. Sup. Ct. Ga. Certiorari denied. Reported below: 267 Ga. 547, 480 S. E. 2d 583.

No. 97–5653. HOLDER *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–5663. HIGHTOWER *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 475.

No. 97–5669. ALLEN *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–5703. PULLIAM *v.* ILLINOIS. Sup. Ct. Ill. Certiorari denied. Reported below: 176 Ill. 2d 261, 680 N. E. 2d 343.

No. 97–5719. SANTOS *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 97–5736. HILL *v.* CALIFORNIA. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 97–5764. SINEGAL *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–5769. KALASHO *v.* PANZER ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 113 F. 3d 1235.

No. 97–5780. LEVY *v.* MCQUIGG ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 60.

No. 97–5786. ARMSTEAD *v.* UNITED STATES; and
No. 97–5803. ARMSTEAD *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 504.

No. 97–5789. SMITH *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 115 F. 3d 241.

No. 97–5791. SJEKLOCHA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 1085.

No. 97–5792. SCHERPING *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 117 F. 3d 1053.

No. 97–5795. BRINSON *v.* BALDWIN, SUPERINTENDENT, EASTERN OREGON CORRECTIONAL INSTITUTION. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 406.

No. 97–5800. REED *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 114 F. 3d 1053.

No. 97–5801. MONTALVO SILGUERO *v.* UNITED STATES;
No. 97–5802. TORRES *v.* UNITED STATES; and
No. 97–5929. BELTRAN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 520.

No. 97–5805. VILLARREAL *v.* FLORIDA. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 687 So. 2d 256.

No. 97–5809. SHELTON *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 977.

No. 97–5810. WATKINS *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 284 Ill. App. 3d 1125, 708 N. E. 2d 1278.

No. 97–5812. SUTTLE *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 111 F. 3d 895.

No. 97–5813. ZARAGOZA *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 123 F. 3d 472.

No. 97–5814. WASHINGTON *v.* NEVILLE (three judgments). Ct. App. Mich. Certiorari denied.

No. 97–5815. BENJAMIN *v.* EQUAL EMPLOYMENT OPPORTUNITY COMMISSION. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 185.

No. 97–5820. MAGUIRE *v.* PENNSYLVANIA. Super. Ct. Pa. Certiorari denied. Reported below: 454 Pa. Super. 681, 685 A. 2d 210.

No. 97–5822. MEDENBACH *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 487.

No. 97–5823. JORDAN *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 112 F. 3d 14.

No. 97–5826. GIFFORD *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1251.

No. 97–5828. HUOR *v.* CALIFORNIA; and
No. 97–5849. HENG I *v.* CALIFORNIA. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 97–5834. GUTIERREZ-SILVA ET AL. *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 114 F. 3d 734.

No. 97–5835. HANKINS *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 114 F. 3d 1198.

No. 97–5836. DEPUEW *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 97–5842. JOHNSON *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 97–5845. BOTTONE *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 111 F. 3d 293.

No. 97–5851. ROWELL *v.* SOUTH CAROLINA. Sup. Ct. S. C. Certiorari denied. Reported below: 326 S. C. 313, 487 S. E. 2d 185.

No. 97–5852. RODRIGUEZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 117 F. 3d 1418.

No. 97–5855. BROWN *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 110 F. 3d 65.

No. 97–5857. TURNER *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 477.

No. 97–5858. TAYLOR *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied.

No. 97–5861. COLBERT *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 395.

No. 97–5862. JOYCE *v.* THOMPSON, SUPERINTENDENT, OREGON STATE PENITENTIARY. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 516.

No. 97–5864. BROCK *v.* CARROLL ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 107 F. 3d 241.

No. 97–5865. BURNS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied.

No. 97–5867. COLEMAN *v.* NETHERLAND, WARDEN. Sup. Ct. Va. Certiorari denied.

No. 97–5870. HARRINGTON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 517.

No. 97–5874. RIVAS *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 114 F. 3d 332.

No. 97–5875. RIDDICK *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 189.

No. 97–5876. SECK *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied.

No. 97–5877. ROSS *v.* UNITED STATES; and
No. 97–5971. BRIMAGE *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 115 F. 3d 73.

No. 97–5878. RICHMAN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 511.

No. 97–5880. RODRIGUEZ *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 120 F. 3d 274.

No. 97–5883. LANGWORTHY *v.* GOICOCHEA. Ct. App. Md. Certiorari denied. Reported below: 345 Md. 719, 694 A. 2d 474.

No. 97–5884. LEVENTHAL *v.* MOSELEY ET AL. Ct. App. Ga. Certiorari denied. Reported below: 224 Ga. App. 80, 479 S. E. 2d 427.

No. 97–5892. WHITLOW *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 124 F. 3d 218.

No. 97–5895. SHELTON *v.* CALLAHAN, ACTING COMMISSIONER OF SOCIAL SECURITY. C. A. 9th Cir. Certiorari denied. Reported below: 111 F. 3d 138.

No. 97–5899. UNDERWOOD *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 394.

No. 97–5902. GIRALDO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 111 F. 3d 21.

No. 97–5906. JOHNSON *v.* ROBBINSDALE INDEPENDENT SCHOOL DISTRICT, NO. 281, ET AL. C. A. 8th Cir. Certiorari denied.

No. 97–5909. MAYLES *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–5911. WAGNER *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–5912. RUFIN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1431.

No. 97–5917. HEBRON *v.* UNITED STATES. Ct. App. D. C. Certiorari denied. Reported below: 689 A. 2d 587.

No. 97–5918. RAMON GONI *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 120 F. 3d 269.

No. 97–5923. CROWDER *v.* UNITED STATES ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5925. WILLIAMS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 1190.

No. 97–5926. WHEELER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 702.

No. 97–5930. CALLOWAY *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 116 F. 3d 1129.

No. 97–5931. DINGLE *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 114 F. 3d 307.

No. 97–5932. DANIELS *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1578.

No. 97–5933. JEFFERSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 794.

No. 97–5934. LONDONO *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 116 F. 3d 58 and 466.

No. 97–5937. KINARD *v.* UNITED STATES. Ct. App. D. C. Certiorari denied. Reported below: 689 A. 2d 587.

No. 97–5941. STERLING *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 120.

No. 97–5942. REMY *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1430.

No. 97–5946. SCHOFIELD *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 114 F. 3d 350.

No. 97–5953. WILEY *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 488.

No. 97–5954. CHAVEZ-VALENCIA *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 127.

No. 97–5967. GLASPER, AKA MANN, AKA PORTER *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 1.

No. 97–5970. BRINTLEY *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1433.

No. 97–5972. STANCELL *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1433.

No. 97–5973. VILLA-CHAPARRO *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 115 F. 3d 797.

No. 97–5977. FREEMAN *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 1189.

No. 97–5979. FAIRCLOTH *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 61.

No. 97–5981. GONZALEZ *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 114 F. 3d 1192.

No. 97–5982. CELAYA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 486.

No. 97–5984. CORREA *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 114 F. 3d 314.

No. 97–5988. ROBINSON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1244.

No. 97–5990. JOHNSON ET AL. *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 1189.

No. 97–5991. LEAK *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 1178.

No. 97–5997. BAILEY *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 111 F. 3d 1229.

No. 97–5999. COOPER *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1431.

No. 97–6003. TAYLOR *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 102 F. 3d 767.

No. 97–6007. MORGAN, AKA JACKSON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 492.

No. 97–6009. MANCUS *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1579.

No. 97–6011. REYES *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 105 F. 3d 651.

No. 97–6014. CHRIESTMON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1183.

No. 97–6015. CABAN *v.* WISCONSIN. Sup. Ct. Wis. Certiorari denied. Reported below: 210 Wis. 2d 598, 563 N. W. 2d 501.

No. 97–6019. FREEMAN *v.* UPCHURCH, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 483.

No. 96–1824. LEE ET AL. *v.* HARCLEROAD ET AL. C. A. 9th Cir. Motion of petitioners to defer consideration of petition for writ of certiorari denied. Certiorari denied. Reported below: 107 F. 3d 1382.

No. 97–59. DE MEO *v.* SMITH BARNEY, INC., ET AL. C. A. 2d Cir. Petition for writ of certiorari or mandamus denied.

No. 97–65. YOUNG ET AL. *v.* FEDERAL DEPOSIT INSURANCE CORPORATION ET AL. C. A. 4th Cir. Motion of petitioners to strike the brief in opposition of respondents denied. Certiorari denied. Reported below: 103 F. 3d 1180.

No. 97–95. UBC SOUTHERN COUNCIL OF INDUSTRIAL WORKERS, LOCAL UNION NO. 2713 *v.* BRUCE HARDWOOD FLOORS. C. A. 5th Cir. Motions of National Academy of Arbitrators and American Arbitration Association for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 103 F. 3d 449.

No. 97–226. ACKLES *v.* LUTTRELL ET AL. Sup. Ct. Neb. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of this petition. Reported below: 252 Neb. 273, 561 N. W. 2d 573.

No. 97–286. MARYLAND *v.* DENNIS. Ct. App. Md. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 345 Md. 649, 693 A. 2d 1150.

No. 97–472. JONES, SECRETARY OF STATE OF CALIFORNIA *v.* BATES ET AL. C. A. 9th Cir. Certiorari before judgment denied.

Rehearing Denied

No. 96–1750. MEDICO *v.* MEDICO ET AL., 521 U. S. 1121;

No. 96–1810. ROSENBAUM *v.* ROSENBAUM (two judgments), 521 U. S. 1105; and

No. 96–8674. MICKENS *v.* VIRGINIA, 520 U. S. 1269. Petitions for rehearing denied.

No. 96–7981. PHILLIPS *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, 520 U. S. 1199. Motion for leave to file petition for rehearing denied.

OCTOBER 20, 1997

Miscellaneous Orders. (See also No. 97–5370, *ante,* p. 1.)

No. A–213 (97–5951). SANDERS *v.* BEHR ET UX. Ct. App. Colo. Application for stay, addressed to JUSTICE O'CONNOR and referred to the Court, denied.

No. D–1814. IN RE DISBARMENT OF SHIEH. Disbarment entered. [For earlier order herein, see 521 U. S. 1101.]

No. D–1823. IN RE DISBARMENT OF BALDAUFF. Disbarment entered. [For earlier order herein, see 521 U. S. 1134.]

No. D–1831. IN RE DISBARMENT OF SCOTT. Disbarment entered. [For earlier order herein, see 521 U. S. 1135.]

No. D–1832. IN RE DISBARMENT OF WELCKER. Disbarment entered. [For earlier order herein, see 521 U. S. 1135.]

No. D–1840. IN RE DISBARMENT OF GILBERT. Ronald Bart Gilbert, of Miami, 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 September 29, 1997 [521 U. S. 1147], is discharged.

No. D–1860. IN RE DISBARMENT OF SCHOENEMAN. Charles W. Schoeneman, of Arlington, Va., 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–1861. IN RE DISBARMENT OF WILSON. Douglas Downes Wilson, of Roanoke, Va., 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–1862. IN RE DISBARMENT OF MANSON. Joseph F. Manson III, of Fairfax, Va., 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–1863. IN RE DISBARMENT OF FUTRELL. Tim Futrell, of Cambridge, Mass., 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–1864. IN RE DISBARMENT OF SOLBER. Peter V. Solber, of Chicago, 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–1865. IN RE DISBARMENT OF LEIBOWITZ. Saul R. Leibowitz, of Chicago, 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–1866. IN RE DISBARMENT OF HEINEMANN. Loren Lennis Heinemann, of Orland Park, 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. M–19. ANDERSON *v.* HOPKINS, WARDEN;

No. M–20. GONZALEZ ET AL. *v.* WING, COMMISSIONER, NEW YORK STATE DEPARTMENT OF SOCIAL SERVICES, ET AL.; and

No. M–21. PEREZ *v.* BUREAU OF PRISONS ET AL. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 96–1037. KIOWA TRIBE OF OKLAHOMA *v.* MANUFACTURING TECHNOLOGIES, INC. Ct. Civ. App. Okla. [Certiorari granted, 521 U. S. 1117.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 96–8653. GRAY *v.* MARYLAND. Ct. App. Md. [Certiorari granted, 520 U. S. 1273.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 96–1769. OHIO ADULT PAROLE AUTHORITY ET AL. *v.* WOODARD. C. A. 6th Cir. [Certiorari granted, 521 U. S. 1117.] Motion of respondent to substitute David H. Bodiker, Esq., as appointed counsel granted.

No. 97–5666. TSCHANZ *v.* SWEETWATER COUNTY SCHOOL DISTRICT NUMBER ONE ET AL. C. A. 10th Cir.; and

No. 97–5850. JOHNSON *v.* OPPEL ET AL. C. A. 8th Cir. Motions of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until November 10, 1997, within which to pay the docketing fee required by Rule 38(a) and to submit petitions in compliance with Rule 33.1 of the Rules of this Court.

No. 97–6035. IN RE CLARK. Petition for writ of mandamus denied.

Certiorari Granted

No. 97–16. OHIO FORESTRY ASSN., INC. *v.* SIERRA CLUB ET AL. C. A. 6th Cir. Certiorari granted. Reported below: 105 F. 3d 248.

No. 97–42. EASTERN ENTERPRISES *v.* APFEL, COMMISSIONER OF SOCIAL SECURITY, ET AL. C. A. 1st Cir. Certiorari granted. Reported below: 110 F. 3d 150.

No. 97–147. ATLANTIC MUTUAL INSURANCE CO. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 3d Cir. Certiorari granted. Reported below: 111 F. 3d 1056.

No. 96–8732. EDWARDS ET AL. *v.* UNITED STATES. C. A. 7th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted limited to Question 1 presented by the petition. Reported below: 105 F. 3d 1179.

Certiorari Denied

No. 96–1982. AGUIRRE *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 108 F. 3d 1284.

No. 96–9441. MARTIN *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 109 F. 3d 1177.

No. 96–9470. AQUINO-CHACON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 109 F. 3d 936.

No. 97–75. NORTHEAST OHIO COALITION FOR THE HOMELESS ET AL. *v.* CITY OF CLEVELAND. C. A. 6th Cir. Certiorari denied. Reported below: 105 F. 3d 1107.

No. 97–104. GUTIERREZ DE MARTINEZ ET AL. *v.* LAMAGNO ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 111 F. 3d 1148.

No. 97–109. GENS, DBA HELEN GENS AND ASSOCIATES *v.* FEDERAL DEPOSIT INSURANCE CORPORATION. C. A. 1st Cir. Certiorari denied. Reported below: 112 F. 3d 569.

No. 97–112. TAX ANALYSTS *v.* DEPARTMENT OF JUSTICE ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 107 F. 3d 923.

No. 97–126. MATTERN *v.* EASTMAN KODAK CO. ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 104 F. 3d 702.

No. 97–172. PHILLIPS ET AL. *v.* BOROUGH OF KEYPORT ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 164.

No. 97–280. WILLIAMSON ET VIR *v.* LIBERTY NATIONAL LIFE INSURANCE CO. ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 111 F. 3d 893.

No. 97–295. SMITH ET VIR *v.* HARTFORD INSURANCE GROUP ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 127.

No. 97–310. WEINBERGER, ADMINISTRATOR OF THE ESTATE OF WEINBERGER, DECEASED *v.* WISCONSIN ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 105 F. 3d 1182.

No. 97–311. GILBARCO, INC. *v.* OCTEL COMMUNICATIONS CORP. C. A. Fed. Cir. Certiorari denied. Reported below: 113 F. 3d 1255.

No. 97–312. CUNNINGHAM *v.* SCHLUMBERGER WELL SERVICES. C. A. 5th Cir. Certiorari denied. Reported below: 117 F. 3d 1416.

No. 97–313. GUTHMANN, ADMINISTRATOR OF THE ESTATE OF GUTHMANN, DECEASED *v.* CROUSE IRVING MEMORIAL HOSPITAL ET AL. App. Div., Sup. Ct. N. Y., 4th Jud. Dept. Certiorari denied. Reported below: 234 App. Div. 2d 1012, 1018, and 1020, 652 N. Y. S. 2d 459, 460, 565, and 566.

No. 97–318. WEST, A MINOR CHILD BY AND THROUGH HER PARENT AND NEXT FRIEND, NORRIS *v.* WAYMIRE ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 114 F. 3d 646.

No. 97–319. CHEZ SEZ VIII, INC., T/A UNITED VIDEO ET AL. *v.* VERNIERO, ATTORNEY GENERAL OF NEW JERSEY, ET AL. Super. Ct. N. J., App. Div. Certiorari denied. Reported below: 297 N. J. Super. 331, 688 A. 2d 119.

No. 97–323. LAPIDUS *v.* VANN ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 112 F. 3d 91.

No. 97–324. GUIDO ET UX., DBA EAST SIDE FLOOR AND WALL *v.* CITY OF FAIRMONT. Cir. Ct. Marion County, West Virginia. Certiorari denied.

No. 97–327. CONSUMERS EDUCATION AND PROTECTIVE ASSN. ET AL. *v.* PENNSYLVANIA MILK MARKETING BOARD ET AL. Commw. Ct. Pa. Certiorari denied. Reported below: 683 A. 2d 972.

No. 97–331. BAKER HUGHES INC. ET AL. *v.* JIM ARNOLD CORP. ET AL. C. A. Fed. Cir. Certiorari denied. Reported below: 109 F. 3d 1567.

No. 97–342. CARRERAS *v.* TEXAS. Ct. App. Tex., 14th Dist. Certiorari denied. Reported below: 936 S. W. 2d 727.

No. 97–353. SHIEH *v.* SUPREME COURT OF CALIFORNIA ET AL. Sup. Ct. Cal. Certiorari denied.

No. 97–384. RESHARD ET AL., CO-PERSONAL REPRESENTATIVES OF THE ESTATE OF RESHARD *v.* BRITT ET AL. C. A. 11th Cir. Certiorari denied.

No. 97–386. POLARIS INSURANCE CO., LTD. *v.* AQUA-MARINE CONSTRUCTORS, INC. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 663.

No. 97–393. CAMOSCIO *v.* MULLIGAN, CHIEF JUSTICE, SUPERIOR COURT OF MASSACHUSETTS, ET AL. App. Ct. Mass. Certiorari denied. Reported below: 42 Mass. App. 1108, 676 N. E. 2d 1175.

No. 97–394. BROWN ET VIR *v.* UNIROYAL, INC., ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 108 F. 3d 1306.

No. 97–401. PRACTICE MANAGEMENT INFORMATION CORP. *v.* AMERICAN MEDICAL ASSN. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 516.

No. 97–407. TEMPO, INC., DBA TEMPO WEST, INC. *v.* WEST, SECRETARY OF THE ARMY. C. A. Fed. Cir. Certiorari denied. Reported below: 108 F. 3d 1391.

No. 97–413. DIAMANT BOART, INC. *v.* MARTIN, INDIVIDUALLY AND AS PERSONAL REPRESENTATIVE OF THE ESTATE OF MARTIN, DECEASED. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 1176.

No. 97–425. BELL, T/A WES OUTDOOR ADVERTISING CO. *v.* NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION. Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–431. SELF *v.* AUBURN STEEL CO., INC., ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 116 F. 3d 481.

No. 97–469. PLATEK ET AL. *v.* DUQUESNE CLUB. C. A. 3d Cir. Certiorari denied. Reported below: 107 F. 3d 863.

No. 97–473. GILL ET AL. *v.* RHODE ISLAND ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 107 F. 3d 1.

No. 97–481. SHILDMYER *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 518.

No. 97–487. GERACI ET AL. *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 125 F. 3d 851.

No. 97–493. WILKERSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 84 F. 3d 692.

No. 97–494. KIEPFER *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 793.

No. 97–495. BLACK *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 116 F. 3d 198.

No. 97–497. CRAWFORD *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 115 F. 3d 1397.

No. 97–507. BRACKETT *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 113 F. 3d 1396.

No. 97–525. CASTLEBERRY *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 1384.

No. 97–5033. BARTON *v.* NORROD ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 106 F. 3d 1289.

No. 97–5253. BORNKESSEL *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 476.

No. 97–5393. RADVON *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1173.

No. 97–5546. WILLIAMS *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied.

No. 97–5621. SLAGEL *v.* SHELL PETROLEUM, INC., ET AL. C. A. 7th Cir. Certiorari denied.

No. 97–5641. SUMMERS *v.* CHAMPION, WARDEN. C. A. 10th Cir. Certiorari denied. Reported below: 108 F. 3d 1388.

No. 97–5642. SEYMORE *v.* SHAWVER & SONS, INC., ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 111 F. 3d 794.

No. 97–5645. GEASE *v.* PENNSYLVANIA. Sup. Ct. Pa. Certiorari denied. Reported below: 548 Pa. 165, 696 A. 2d 130.

No. 97–5647. GARBER *v.* LOS ANGELES MUNICIPAL COURT. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–5649. WISE *v.* MCANINCH, WARDEN. C. A. 6th Cir. Certiorari denied. Reported below: 113 F. 3d 1236.

No. 97–5650. BREWER *v.* COMPTON, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–5656. GARCIA *v.* OHIO; CALO *v.* OHIO; WHITE *v.* OHIO; RICHARD *v.* OHIO; and RICHARD *v.* OHIO. Ct. App. Ohio, Cuyahoga County. Certiorari denied.

No. 97–5657. NORRIS *v.* JOHNSON ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1182.

No. 97–5660. CRAIG *v.* LOUISIANA. Sup. Ct. La. Certiorari denied. Reported below: 699 So. 2d 865.

No. 97–5668. COPPLE *v.* MECHEM FINANCIAL, INC., ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5672. KIT *v.* ARIZONA. Ct. App. Ariz. Certiorari denied.

No. 97–5673. HIZBULLAHANKHAMON *v.* GOORD, COMMISSIONER, NEW YORK DEPARTMENT OF CORRECTIONAL SERVICES, ET AL. C. A. 2d Cir. Certiorari denied.

No. 97–5676. TATUM *v.* LANHAM, COMMISSIONER, MARYLAND DIVISION OF CORRECTION, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 262.

No. 97–5677. ARTEAGA *v.* UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT. C. A. 9th Cir. Certiorari denied.

No. 97–5678. SINGLETON *v.* BAKER, ATTORNEY GENERAL OF GEORGIA, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 111 F. 3d 897.

No. 97–5679. PATRICK *v.* IOWA. Ct. App. Iowa. Certiorari denied. Reported below: 562 N. W. 2d 192.

No. 97–5684. GUDINAS *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 693 So. 2d 953.

No. 97–5685. DWIGHT B. *v.* JERRI LYNN C. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 97–5689. ARCHER *v.* VALLEY HEALTH CARE CORP., DBA METHODIST HOSPITAL OF SACRAMENTO. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 97–5693. MULBERRY *v.* HENDERSON, SUPERINTENDENT, CENTENNIAL CORRECTIONAL FACILITY. C. A. 10th Cir. Certiorari denied. Reported below: 116 F. 3d 1489.

No. 97–5694. MAHAPATRA *v.* ONONDAGA COUNTY DEPARTMENT OF SOCIAL SERVICES ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1232.

No. 97–5695. LEWIS *v.* TEXAS. Ct. App. Tex., 14th Dist. Certiorari denied.

No. 97–5696. IKELIONWU *v.* BURR ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 111 F. 3d 123.

No. 97–5697. SMITH *v.* OFFICE OF PERSONNEL MANAGEMENT. C. A. Fed. Cir. Certiorari denied. Reported below: 113 F. 3d 1257.

No. 97–5698. BLACKWELL *v.* CONDON, ATTORNEY GENERAL OF SOUTH CAROLINA, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 107 F. 3d 865.

No. 97–5707. BRONSHTEIN *v.* PENNSYLVANIA. Sup. Ct. Pa. Certiorari denied. Reported below: 547 Pa. 460, 691 A. 2d 907.

No. 97–5709. LAMB *v.* LAMB. Sup. Ct. Alaska. Certiorari denied.

No. 97–5715. SACCO *v.* NEW YORK ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 188.

No. 97–5735. LANE *v.* VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 116 F. 3d 468.

No. 97–5773. MURPHY *v.* UNITED STATES ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 116 F. 3d 1489.

No. 97–5774. MENDOZA *v.* BROWN, SECRETARY OF VETERANS AFFAIRS. C. A. Fed. Cir. Certiorari denied. Reported below: 119 F. 3d 13.

No. 97–5777. BRAUN *v.* BARTLETT ET AL. C. A. 8th Cir. Certiorari denied.

No. 97–5799. RUSSELL *v.* BRIGMAN, SUPERINTENDENT, BLADEN COUNTY, NORTH CAROLINA CORRECTIONAL UNIT, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 1177.

No. 97–5816. WOLFGRAM *v.* WELLS FARGO BANK ET AL. Ct. App. Cal., 3d App. Dist. Certiorari denied. Reported below: 53 Cal. App. 4th 43, 61 Cal. Rptr. 2d 694.

No. 97–5847. BARFIELD *v.* BELLSOUTH TELECOMMUNICATIONS, INC. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 1477.

No. 97–5871. DECATOR *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 511.

No. 97–5873. GOTTSCHALK *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 486.

No. 97–5879. HYDE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 486.

No. 97–5889. ADKINS *v.* DIXON ET AL. Sup. Ct. Va. Certiorari denied. Reported below: 253 Va. 275, 482 S. E. 2d 797.

No. 97–5905. HICKS *v.* WORKERS' COMPENSATION APPEALS BOARD ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–5913. SLOAN *v.* ROBERTS ET AL. Sup. Ct. Va. Certiorari denied.

No. 97–5922. SPEEDE *v.* THOMPSON, WARDEN. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 1177.

No. 97–5924. PERELMAN *v.* DAVILA ET AL. (two judgments). C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 515.

No. 97–5938. MENY *v.* NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION. C. A. 8th Cir. Certiorari denied.

No. 97–5976. GIBSON *v.* WEST, SECRETARY OF THE ARMY. C. A. 3d Cir. Certiorari denied.

No. 97–5986. PADGETT *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 393.

No. 97–5987. QUARLES *v.* DELAWARE. Sup. Ct. Del. Certiorari denied. Reported below: 696 A. 2d 1334.

No. 97–5998. BOTTONE *v.* UNITED STATES; and
No. 97–6016. RIVERA *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: No. 97–6016, 111 F. 3d 293.

No. 97–6001. PEAKE *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Certiorari denied. Reported below: 116 F. 3d 473.

No. 97–6002. VINCENT *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 109 F. 3d 771.

No. 97–6017. DUARTE *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 186.

No. 97–6021. GEORGES *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 486.

No. 97–6022. GOODEN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 721.

No. 97–6023. FLORES-MIRELES *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 112 F. 3d 337.

No. 97–6028. BLUMEYER *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 114 F. 3d 758.

No. 97–6038. BOGLE *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 114 F. 3d 1271.

No. 97–6039. MENDOZA ET AL. *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1155.

No. 97–6040. MARTIN *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 116 F. 3d 702.

No. 97–6041. MALANITINI *v.* UNITED STATES;
No. 97–6052. WHEATON *v.* UNITED STATES; and
No. 97–6084. GAINEY *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 4.

No. 97–6042. MCKEOWN *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 108 F. 3d 1380.

No. 97–6045. ROBERTSON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 719.

No. 97–6046. OWENS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied.

No. 97–6047. PORTILLO-RODRIGUEZ *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 117 F. 3d 1429.

No. 97–6057. BENDOLPH *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 116 F. 3d 470.

No. 97–6060. SELLMAN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 116 F. 3d 473.

No. 97–6066. WESTERFIELD *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 116 F. 3d 466.

No. 97–6083. ELLINGTON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 112 F. 3d 1172.

No. 97–6085. HUDSON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 100 F. 3d 1409.

No. 97–6086. FOY, AKA GREEN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 122 F. 3d 1078.

No. 97–6090. BROADEN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 1486.

No. 97–6091. ALVAREZ *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 116 F. 3d 1489.

No. 97–6095. RAMIREZ-CRUZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1244.

No. 97–6096. GUTIERREZ RIVERA *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 4.

No. 97–6100. DUK KYUNG KIM *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 105 F. 3d 1579.

No. 97–6102. MCCOUNLY *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1433.

No. 97–6106. VERNA *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 499.

No. 97–6110. WHITE *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 116 F. 3d 1481.

No. 97–6119. MAINVILLE *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 1189.

No. 97–6120. BRUCE *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 97–6135. BYRD *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 770.

No. 97–6138. CARROLL *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 510.

No. 97–6143. MORFA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 459.

No. 97–6150. CASEY *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 1177.

No. 97–6177. LATNEY *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 108 F. 3d 1446.

No. 96–9187. BROWN *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

Opinion of JUSTICE STEVENS, with whom JUSTICE SOUTER, JUSTICE GINSBURG, and JUSTICE BREYER join, respecting the denial of the petition for writ of certiorari.

In Texas, although juries are required to assess a capital defendant's "future dangerousness" before sentencing him to death, he is prohibited from presenting truthful information to the jury about when he would be eligible for parole if sentenced to life. In the present case, the petitioner would have been required to

spend 35 years in prison before becoming eligible for parole if he had been sentenced to life imprisonment.[1] He sought to present this truthful information to the jury, coupled with evidence that people become less dangerous over time. He was prohibited from doing so by Texas law.

There is obvious tension between this rule and our basic holding in *Simmons* v. *South Carolina*, 512 U. S. 154 (1994). As JUSTICE SCALIA correctly observed, a logical application of that holding would permit "the admission of evidence showing that parolable life-sentence murderers are in fact almost never paroled, or are paroled only after age 70; . . . or evidence showing that, though under current law the defendant *will* be parolable in 20 years, the recidivism rate for elderly prisoners released after long incarceration is negligible." *Id.*, at 184–185 (dissenting opinion); see also *id.*, at 172–174 (SOUTER, J., concurring).[2]

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[1] Texas has since amended its parole law: A prisoner sentenced to life imprisonment for a capital felony is now ineligible for parole for at least 40 years. Tex. Code Crim. Proc. Ann., Art. 42.18, § 8(b)(2) (Vernon Supp. 1997).

[2] Poll data from various States support the conclusion that full information would have an impact on jurors' decisionmaking. In Nebraska, for example, although 80.4% of people support capital punishment in the abstract, only 51.6% prefer the death penalty when the alternative is life imprisonment when the defendant would be ineligible for parole for 25 years. See Bowers, Vandiver, & Dugan, A New Look at Public Opinion on Capital Punishment: What Citizens and Legislators Prefer, 22 Am. J. Crim. L. 77, 101, 105 (1994). Indeed, support for the death penalty dropped in each State when life imprisonment was presented as an alternative, when the defendant would be parole ineligible for 25 years. See *id.*, at 89–90 (support for death penalty dropped from 77% to 62% in Arkansas, from 64% to 45% in Virginia, and from 75% to 53% in Georgia when alternative was life imprisonment when defendant would be parole ineligible for 25 years). Not surprisingly, the death penalty becomes even less attractive as the length of parole ineligibility increases. See *id.*, at 105 (while 51.6% of people in Nebraska prefer the death penalty when the alternative is life imprisonment when defendant would be parole ineligible for 25 years, only 46.4% prefer the death penalty when defendant would be parole ineligible for 40 years).

The poll data also support the argument that the life-without-parole option considered in *Simmons* is different in degree, but not in kind, from the sentencing options at issue here, see *Simmons*, 512 U. S., at 184–185 (SCALIA, J., dissenting). In Georgia, for example, while 75% of people support the death penalty in the abstract, support for the death penalty drops to 53% when a defendant would be parole ineligible for 25 years, and to 46% when a defendant would never be eligible for parole. See Bowers, 22 Am. J. Crim. L., at 89–90. Similarly, in Nebraska, while 80.4% of the population

The situation in Texas is especially troubling. In Texas, the jury determines the sentence to be imposed after conviction in a significant number of noncapital felony cases. In those noncapital cases, Texas law *requires* that the jury be given an instruction explaining when the defendant will become eligible for parole.[3] Thus, the Texas Legislature has recognized that, without such an instruction, Texas jurors may not fully understand the range of sentencing options available to them. Perversely, however, in capital cases, Texas law *prohibits* the judge from letting the jury know when the defendant will become eligible for parole if he is not sentenced to death. The Texas rule unquestionably tips the scales in favor of a death sentence that a fully informed jury might not impose.

My primary purpose in writing, however, is not to comment on the merits of petitioner's constitutional claims, but to reiterate the important point that the Court's action in denying certiorari does not constitute either a decision on the merits of the questions presented, see *Singleton* v. *Commissioner*, 439 U. S. 940, 942 (1978) (opinion of STEVENS, J., respecting denial of certiorari), or

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supports capital punishment in the abstract, death penalty support drops to 51.6% when the defendant would be parole ineligible for 25 years, to 46.4% when the defendant would be parole ineligible for 40 years, and to 42.9% when the defendant would never be eligible for parole. See *id.*, at 101, 103, 105. Indeed, in Kansas, support for the death penalty drops to the *same level* (49%) when people are presented with the alternative of life without parole or life imprisonment with 40 years of parole ineligibility. See *id.*, at 90.

[3] "In the penalty phase of the trial of a felony case in which the punishment is to be assessed by the jury rather than the court, if the offense of which the jury has found the defendant guilty is listed in Section 3g(a)(1), Article 42.12, of this code or if the judgment contains an affirmative finding under Section 3g(a)(2), Article 42.12, of this code, unless the defendant has been convicted of a capital felony the court shall charge the jury in writing as follows:

. . . . .

"'Under the law applicable in this case, if the defendant is sentenced to a term of imprisonment, he will not become eligible for parole until the actual time served equals one-half of the sentence imposed or 30 years, whichever is less, without consideration of any good conduct time he may earn. If the defendant is sentenced to a term of less than four years, he must serve at least two years before he is eligible for parole. Eligibility for parole does not guarantee that parole will be granted.'" Tex. Code Crim. Proc. Ann., Art. 37.07, § 4(a) (Vernon Supp. 1997); see also *id.*, §§ 4(b)–(c).

an appraisal of their importance. Moreover, as was true of the underlying issue raised in three related cases in 1983,[4] and resolved three years later in *Batson* v. *Kentucky*, 476 U. S. 79 (1986), the likelihood that the issue will be resolved correctly may increase if this Court allows other tribunals "to serve as laboratories in which the issue receives further study before it is addressed by this Court."[5]

No. 97–79. OVERCASH, GUARDIAN AD LITEM *v.* DOE ET UX. Sup. Ct. S. C. Motion of Alliance for Rights of Children et al. for leave to file a brief as *amici curiae* granted. Motion of respondents for leave to proceed *in forma pauperis* granted. Certiorari denied.

No. 97–92. IEYOUB, ATTORNEY GENERAL OF LOUISIANA, ET AL. *v.* CAUSEWAY MEDICAL SUITE ET AL. C. A. 5th Cir. Certiorari denied. JUSTICE SCALIA would grant the petition for writ of certiorari. Reported below: 109 F. 3d 1096.

No. 97–135. OLD VAIL PARTNERS *v.* COUNTY OF RIVERSIDE ET AL. C. A. 9th Cir. Motion of National Association of Home Builders et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 108 F. 3d 338.

No. 97–307. OSRAM SYLVANIA PRODUCTS, INC. *v.* VON DER AHE ET AL. C. A. 9th Cir. Motions of American Petroleum Institute, Grocery Manufacturers of America, Inc., and Hewlett-Packard Co. et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 111 F. 3d 137 and 653.

No. 97–5133. PRESTON *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. C. A. 8th Cir. Motion of petitioner to strike respondent's brief in opposition denied. Certiorari denied. Reported below: 100 F. 3d 596.

Rehearing Denied

No. 96–1436. DE WIEST *v.* DEHAENE ET AL., 520 U. S. 1170. Motion of petitioner for leave to proceed further herein *in forma*

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[4] *McCray* v. *New York*, 461 U. S. 961 (1983) (cert. denied); *Miller* v. *Illinois*, 461 U. S. 961 (1983) (cert. denied); *Perry* v. *Louisiana*, 461 U. S. 961 (1983) (cert. denied).

[5] *McCray*, 461 U. S., at 962–963 (opinion of STEVENS, J., respecting denial of certiorari).

pauperis granted. Motion for leave to file petition for rehearing denied.

OCTOBER 21, 1997

Miscellaneous Order

No. 97–6364 (A–274). IN RE BANNISTER. 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.

OCTOBER 24, 1997

Dismissal Under Rule 46

No. 97–467. DENGLE *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 5th Cir. Certiorari dismissed under this Court's Rule 46.1. Reported below: 122 F. 3d 1066.

OCTOBER 28, 1997

Certiorari Denied

No. 97–6541 (A–307). RANSOM *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Certiorari denied. JUSTICE STEVENS and JUSTICE GINSBURG would grant the application for stay of execution. Reported below: 126 F. 3d 716.

OCTOBER 31, 1997

Certiorari Granted

No. 97–174. CASS COUNTY, MINNESOTA, ET AL. *v.* LEECH LAKE BAND OF CHIPPEWA INDIANS. C. A. 8th Cir. Certiorari granted. Reported below: 108 F. 3d 820.

No. 97–372. UNITED STATES *v.* UNITED STATES SHOE CORP. C. A. Fed. Cir. Certiorari granted. Reported below: 114 F. 3d 1564.

No. 96–8986. HOHN *v.* UNITED STATES. C. A. 8th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted limited to the following question: "In light of the fact that the Court of Appeals denied the petitioner's request

for a certificate of appealability, does this Court have jurisdiction to grant certiorari, vacate, and remand this case per the suggestion of the Acting Solicitor General?" Jeffrey S. Sutton, Esq., of Columbus, Ohio, a member of the Bar of this Court, is invited to brief and argue this case as *amicus curiae* against this Court's jurisdiction. Reported below: 99 F. 3d 892.

NOVEMBER 3, 1997

Certiorari Granted—Vacated and Remanded

No. 96–1430. UNITED STATES *v.* SCHLEIBAUM. C. A. 10th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Johnson* v. *United States*, 520 U. S. 461 (1997). Reported below: 102 F. 3d 1043.

Miscellaneous Orders

No. A–269. IN RE BANKS. Ct. App. D. C. Application for stay, addressed to JUSTICE BREYER and referred to the Court, denied.

No. D–1821. IN RE DISBARMENT OF SIDDIQI. Disbarment entered. [For earlier order herein, see 521 U. S. 1134.]

No. D–1833. IN RE DISBARMENT OF TOBIN. Disbarment entered. [For earlier order herein, see 521 U. S. 1135.]

No. D–1843. IN RE DISBARMENT OF TUCCORI. Lawrence Stanley Tuccori, of Fresno, Cal., having requested to resign as a member of the Bar of this Court, it is ordered that his name be stricken from the roll of attorneys admitted to the practice of law before this Court. The rule to show cause, issued on September 29, 1997 [521 U. S. 1148], is discharged.

No. D–1867. IN RE DISBARMENT OF MANN. Stanley B. Mann, of Encino, 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–1868. IN RE DISBARMENT OF KENYON. Karl L. Kenyon, of Anderson, S. C., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, re-

quiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D–1869. IN RE DISBARMENT OF STEINBERG. Henry Mathew Steinberg, of San Francisco, 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. M–22. HEDGES *v.* STUMBO ET AL. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. M–23. IN RE DOE. Motion for leave to file petition for writ of certiorari under seal denied.

No. 96–679. PISCATAWAY TOWNSHIP BOARD OF EDUCATION *v.* TAXMAN. C. A. 3d Cir. [Certiorari granted, 521 U. S. 1117.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 96–827. CRAWFORD-EL *v.* BRITTON. C. A. D. C. Cir. [Certiorari granted, 520 U. S. 1273.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 96–1578. PHILLIPS ET AL. *v.* WASHINGTON LEGAL FOUNDATION ET AL. C. A. 5th Cir. [Certiorari granted, 521 U. S. 1117.] Motion of the Acting Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 96–1400. CALIFORNIA ET AL. *v.* DEEP SEA RESEARCH, INC., ET AL. C. A. 9th Cir. [Certiorari granted, 520 U. S. 1263.] Motion of the Acting Solicitor General for divided argument granted, and the time for oral argument is allotted as follows: petitioners, 25 minutes; respondent Deep Sea Research, Inc., 25 minutes; and the Acting Solicitor General, 10 minutes. Motion of Columbus-America Discovery Group et al. for leave to participate in oral argument as *amici curiae* denied.

No. 96–8516. BOUSLEY *v.* BROOKS, WARDEN. C. A. 8th Cir. [Certiorari granted, 521 U. S. 1152.] Motion for appointment of counsel granted, and it is ordered that L. Marshall Smith, Esq.,

of St. Paul, Minn., be appointed to serve as counsel for petitioner in this case.

No. 97–215. CALDERON, WARDEN *v.* THOMPSON. C. A. 9th Cir. [Certiorari granted, 521 U. S. 1136 and 1140.] Motion of respondent for leave to proceed further herein *in forma pauperis* granted.

No. 97–475. EL AL ISRAEL AIRLINES, LTD. *v.* TSUI YUAN TSENG. C. A. 2d Cir. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 97–5748. LARSON *v.* OHLANDER. C. A. 10th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until November 24, 1997, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. 97–6284. IN RE WOODS. Petition for writ of habeas corpus denied.

No. 97–5758. IN RE FUENTES; and
No. 97–5854. IN RE OKPALA. Petitions for writs of mandamus denied.

No. 97–5811. IN RE REEVES. Petition for writ of mandamus and/or prohibition denied.

No. 97–5806. IN RE WASHINGTON. Petition for writ of prohibition denied.

Certiorari Denied

No. 96–1839. WILES *v.* UNITED STATES; and
No. 96–8626. SCHLEIBAUM *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: No. 96–1839, 102 F. 3d 1043 and 106 F. 3d 1516; No. 96–8626, 102 F. 3d 1043.

No. 96–2041. BOYD ET AL. *v.* BROWNER, ADMINISTRATOR, ENVIRONMENTAL PROTECTION AGENCY, ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 107 F. 3d 922.

No. 96–2045. SOSNE *v.* REINERT & DUREE ET AL.; and
No. 97–7. REINERT & DUREE ET AL. *v.* SOSNE, BANKRUPTCY TRUSTEE FOR JUST BRAKES CORPORATE SYSTEMS, INC. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 881.

No. 96–2054. EAST COLUMBIA BASIN IRRIGATION DISTRICT *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 105 F. 3d 517.

No. 96–9542. GIBSON *v.* PENNSYLVANIA. Sup. Ct. Pa. Certiorari denied. Reported below: 547 Pa. 71, 688 A. 2d 1152.

No. 96–9547. WHITE *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 939 S. W. 2d 887.

No. 97–133. ZIMOMRA *v.* ALAMO RENT-A-CAR, INC., ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 111 F. 3d 1495.

No. 97–137. ANDERSON *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 406.

No. 97–141. RIGGS *v.* DOCTOR'S ASSOCIATES, INC. C. A. 2d Cir. Certiorari denied. Reported below: 107 F. 3d 126.

No. 97–145. DISTAJO ET AL. *v.* DOCTOR'S ASSOCIATES, INC.; and No. 97–146. DISTAJO ET AL. *v.* DOCTOR'S ASSOCIATES, INC. C. A. 2d Cir. Certiorari denied. Reported below: No. 97–146, 107 F. 3d 126.

No. 97–163. SWANSON *v.* GENERAL SERVICES ADMINISTRATION ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 1180.

No. 97–170. ROSS BROTHERS CONSTRUCTION CO. *v.* NATIONAL LABOR RELATIONS BOARD ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 113 F. 3d 1235.

No. 97–180. BARR ET UX. *v.* ANNE ARUNDEL MEDICAL CENTER ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 508.

No. 97–185. NEW BREED LEASING CORP. *v.* NATIONAL LABOR RELATIONS BOARD. C. A. 9th Cir. Certiorari denied. Reported below: 111 F. 3d 1460.

No. 97–186. WEISS ET AL. *v.* ALASKA ET AL. Sup. Ct. Alaska. Certiorari denied. Reported below: 939 P. 2d 380.

No. 97–189. MOBILETEL, INC. *v.* FEDERAL COMMUNICATIONS COMMISSION ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 107 F. 3d 888.

No. 97–208. National Academy of Sciences *v.* Animal Legal Defense Fund et al. C. A. D. C. Cir. Certiorari denied. Reported below: 104 F. 3d 424.

No. 97–235. Leech Lake Band of Chippewa Indians *v.* Cass County et al. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 820.

No. 97–265. Gjerde *v.* United States. C. A. 8th Cir. Certiorari denied. Reported below: 110 F. 3d 595.

No. 97–317. Gutierrez, Governor of Guam, et al. *v.* Guam Society of Obstetricians and Gynecologists et al. C. A. 9th Cir. Certiorari denied. Reported below: 100 F. 3d 691.

No. 97–322. Alexander *v.* Whitman, Governor of New Jersey, et al. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1392.

No. 97–334. Milden et ux. *v.* Joseph, Trustee. C. A. 9th Cir. Certiorari denied. Reported below: 111 F. 3d 138.

No. 97–341. Oldfather et al. *v.* CIGNA Insurance Co., fka INA Underwriters Insurance Co. C. A. 9th Cir. Certiorari denied. Reported below: 111 F. 3d 138.

No. 97–344. Wilson *v.* Washington et al. Ct. App. Wash. Certiorari denied. Reported below: 84 Wash. App. 332, 929 P. 2d 448.

No. 97–347. Kaucky *v.* Southwest Airlines Co. C. A. 7th Cir. Certiorari denied. Reported below: 109 F. 3d 349.

No. 97–349. Silver *v.* Lincoln National Life Insurance Co., as Assignee of the Santa Fe Private Equity Fund II, L. P. C. A. 7th Cir. Certiorari denied. Reported below: 114 F. 3d 1191.

No. 97–350. Taiwo Okusami *v.* Psychiatric Institute of Washington, Inc., et al. C. A. D. C. Cir. Certiorari denied. Reported below: 81 F. 3d 1147.

No. 97–356. Nicholson et al. *v.* World Business Network, Inc., et al. C. A. 11th Cir. Certiorari denied. Reported below: 105 F. 3d 1361.

No. 97–358. PRICE ET AL. *v.* FCC NATIONAL BANK. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 285 Ill. App. 3d 661, 673 N. E. 2d 1068.

No. 97–360. UNITED STATES SURGICAL CORP. *v.* ETHICON, INC., ET AL. C. A. Fed. Cir. Certiorari denied. Reported below: 103 F. 3d 1554.

No. 97–362. BROWN ET UX., INDIVIDUALLY AND AS GUARDIANS AND NATURAL PARENTS OF BROWN ET AL. *v.* AMERICAN MOTORISTS INSURANCE CO. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 125.

No. 97–364. NIDDS *v.* SCHINDLER ELEVATOR CORP. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 912.

No. 97–366. MCGAHREN, PERSONAL REPRESENTATIVE OF THE ESTATE OF MCGAHREN *v.* FIRST CITIZENS BANK & TRUST CO. ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 111 F. 3d 1159.

No. 97–368. WHITE *v.* PROVIDENT LIFE & ACCIDENT INSURANCE CO. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 26.

No. 97–374. SIGMON ET AL. *v.* SOUTHWEST AIRLINES CO. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 1200.

No. 97–379. DARAKSHAN ET AL. *v.* CITY OF BERKELEY ET AL. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 97–380. BESTROM *v.* BANKERS TRUST CO. C. A. 8th Cir. Certiorari denied. Reported below: 114 F. 3d 741.

No. 97–383. VOINCHE *v.* FEDERAL BUREAU OF INVESTIGATION. C. A. D. C. Cir. Certiorari denied.

No. 97–389. SMILEY *v.* KENTUCKY. Cir. Ct. Hardin County, Ky. Certiorari denied.

No. 97–390. HARRIS *v.* JENSEN ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 1492.

No. 97–396. EDWARDS *v.* ARKANSAS. Sup. Ct. Ark. Certiorari denied. Reported below: 328 Ark. 394, 943 S. W. 2d 600.

No. 97–397. RINELLA *v.* ROBINSON, ADMINISTRATOR, ATTORNEY REGISTRATION AND DISCIPLINARY COMMISSION, SUPREME COURT OF ILLINOIS. Sup. Ct. Ill. Certiorari denied. Reported below: 175 Ill. 2d 504, 677 N. E. 2d 909.

No. 97–398. FORGIONE *v.* COMMERCIAL CREDIT CORP. App. Ct. Conn. Certiorari denied.

No. 97–408. PATENT OFFICE PROFESSIONAL ASSN. *v.* FEDERAL LABOR RELATIONS AUTHORITY. C. A. D. C. Cir. Certiorari denied.

No. 97–418. ADVANCE REPRODUCTION CO., INC. *v.* UNITED STATES ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 110 F. 3d 63.

No. 97–420. J. E. MERIT CONSTRUCTORS, INC. *v.* DAVIS. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 1.

No. 97–422. ANDERSON *v.* PANOS ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 111 F. 3d 494.

No. 97–432. HEIMANN *v.* DEPARTMENT OF AGRICULTURE. C. A. 8th Cir. Certiorari denied. Reported below: 104 F. 3d 139.

No. 97–434. IN RE SMITH. C. A. 10th Cir. Certiorari denied.

No. 97–437. SPAHN, GUARDIAN OF FOLZ *v.* WITTMAN, GUARDIAN AD LITEM FOR FOLZ, ET AL. Sup. Ct. Wis. Certiorari denied. Reported below: 210 Wis. 2d 558, 563 N. W. 2d 485.

No. 97–441. SMITH, ADMINISTRATOR OF THE ESTATE OF SMITH, DECEASED, ET AL. *v.* HARTFORD ACCIDENT & INDEMNITY CO. ET AL. Sup. Ct. Kan. Certiorari denied. Reported below: 262 Kan. 570, 938 P. 2d 1281.

No. 97–447. MARTIN *v.* CITY OF NEW YORK ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 116 F. 3d 466.

No. 97–452. DEJESUS *v.* STEPANIK, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1575.

No. 97–457. WEDDELL *v.* HOCHMAN ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 878.

No. 97–470. BIGGINS *v.* HAZEN PAPER CO. ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 111 F. 3d 205.

No. 97–477. MICHALOWSKI *v.* NEW JERSEY DEPARTMENT OF LABOR, BOARD OF REVIEW. Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–480. ROOT ET AL. *v.* BOLLMAN HAT CO., SPONSOR OF THE BOLLMAN HAT COMPANY HEALTH AND WELFARE BENEFITS PLAN. C. A. 3d Cir. Certiorari denied. Reported below: 112 F. 3d 113.

No. 97–483. CROSS *v.* NICHOLS ET AL. Ct. App. Tex., 2d Dist. Certiorari denied.

No. 97–490. CURASI *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 106 F. 3d 415.

No. 97–496. ADAMS FORD BELTON, INC. *v.* MISSOURI MOTOR VEHICLE COMMISSION ET AL. Sup. Ct. Mo. Certiorari denied. Reported below: 946 S. W. 2d 199.

No. 97–500. ZELMA, ON BEHALF OF SHAWNE L. FOR THE APPOINTMENT OF A GUARDIAN AD LITEM *v.* MCLEOD ET AL. C. A. 2d Cir. Certiorari denied.

No. 97–506. ULRICH *v.* ST. PAUL RAMSEY HOSPITAL ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 113 F. 3d 1239.

No. 97–509. CERWINSKI *v.* INSURANCE SERVICES OFFICE, INC. C. A. 2d Cir. Certiorari denied. Reported below: 112 F. 3d 503.

No. 97–513. FRY *v.* ALLERGAN MEDICAL OPTICS. Sup. Ct. R. I. Certiorari denied. Reported below: 695 A. 2d 511.

No. 97–517. HAEGER *v.* EDMOND ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1252.

No. 97–519. BAK *v.* RUNYON, POSTMASTER GENERAL. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 515.

No. 97–531. AVAITECA, S. A. *v.* ROMAN ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 120 F. 3d 265.

No. 97–534. WHEELER *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 120 F. 3d 266.

No. 97–538. TERHUNE, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS *v.* MCBATH. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 716.

No. 97–555. SEARS *v.* MASSACHUSETTS BOARD OF REGISTRATION OF CHIROPRACTORS. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 425 Mass. 1011, 680 N. E. 2d 1172.

No. 97–558. NAPOLEON *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 46 M. J. 279.

No. 97–571. GLENOS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 119 F. 3d 9 and 11.

No. 97–579. RESORT PROPERTIES, INC. *v.* MISERANDINO ET UX. Ct. App. Md. Certiorari denied. Reported below: 345 Md. 43, 691 A. 2d 208.

No. 97–589. DAHOD, AKA DAHODWALA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 106 F. 3d 1547.

No. 97–593. BOWERS *v.* MISSOURI STATE EMPLOYEES' RETIREMENT SYSTEM BOARD OF TRUSTEES. C. A. 8th Cir. Certiorari denied. Reported below: 116 F. 3d 480.

No. 97–5038. SIMMONS *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 944 S. W. 2d 165.

No. 97–5176. BRADLEY *v.* OHIO. Ct. App. Ohio, Scioto County. Certiorari denied.

No. 97–5378. BUSH *v.* TENNESSEE. Sup. Ct. Tenn. Certiorari denied. Reported below: 942 S. W. 2d 489.

No. 97–5404. JONES *v.* GEORGIA. Sup. Ct. Ga. Certiorari denied. Reported below: 267 Ga. 592, 481 S. E. 2d 821.

No. 97–5446. RIDDLE *v.* BELLSOUTH BUSINESS SYSTEMS. C. A. 11th Cir. Certiorari denied. Reported below: 110 F. 3d 798.

No. 97–5475. MING YOU *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1233.

No. 97–5528. BRADFORD *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied. Reported below: 14 Cal. 4th 1005, 929 P. 2d 544.

No. 97–5691. SMITH *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 944 S. W. 2d 901.

No. 97–5713. POWELL *v.* NEVADA. Sup. Ct. Nev. Certiorari denied. Reported below: 113 Nev. 41, 930 P. 2d 1123.

No. 97–5714. SMITH *v.* GILMORE, WARDEN. C. A. 7th Cir. Certiorari denied. Reported below: 111 F. 3d 55.

No. 97–5716. JAMES *v.* DELGADO ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–5717. SKOLNICK *v.* DORIA, SHERIFF, DUPAGE COUNTY, ILLINOIS, ET AL. C. A. 7th Cir. Certiorari denied.

No. 97–5720. MOORE *v.* FENNEMA ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–5721. SMITH *v.* COMMITTEE OF THE SUPREME COURT OF SOUTH CAROLINA ON CHARACTER AND FITNESS. Sup. Ct. S. C. Certiorari denied.

No. 97–5728. CORTEZ *v.* MERIT SYSTEMS PROTECTION BOARD. C. A. Fed. Cir. Certiorari denied. Reported below: 108 F. 3d 1395.

No. 97–5729. LOVE *v.* NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION. C. A. 8th Cir. Certiorari denied.

No. 97–5746. ROLL *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 942 S. W. 2d 370.

No. 97–5755. GRIFFIN *v.* JACKSON, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–5759. EDWARDS *v.* KANSAS. Sup. Ct. Kan. Certiorari denied.

No. 97–5762. HARRIS *v.* KAVER ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 1381.

No. 97–5765. SCHIRNER ET UX. *v.* WICOMICO COUNTY PLANNING AND ZONING COMMISSION ET AL. Ct. Sp. App. Md. Certiorari denied. Reported below: 112 Md. App. 776.

No. 97–5767. ANDERSON *v.* SOUTHERN STEVEDORING CO., INC., ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 1477.

No. 97–5771. JOHNS *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 285 Ill. App. 3d 1091, 709 N. E. 2d 311.

No. 97–5778. LOVETT *v.* FLORIDA. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 693 So. 2d 986.

No. 97–5781. SULLIVAN *v.* COLORADO. Ct. App. Colo. Certiorari denied.

No. 97–5782. JACKSON *v.* DUCKWORTH, SUPERINTENDENT, INDIANA STATE REFORMATORY. C. A. 7th Cir. Certiorari denied. Reported below: 112 F. 3d 878.

No. 97–5788. A. B. R. *v.* VERMONT DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES. Sup. Ct. Vt. Certiorari denied. Reported below: 166 Vt. 642, 693 A. 2d 1058.

No. 97–5790. VOLOSIN *v.* CONSTRUCTION CONTRACTORS BOARD ET AL. Ct. App. Ore. Certiorari denied. Reported below: 145 Ore. App. 482, 928 P. 2d 366.

No. 97–5797. CHAPMAN *v.* LECUREUX, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–5807. CALHOUN *v.* BALL CORP. C. A. 10th Cir. Certiorari denied. Reported below: 113 F. 3d 1245.

No. 97–5818. CERATO *v.* MORTON, ADMINISTRATOR, NEW JERSEY STATE PRISON, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5819. JONES *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied. Reported below: 15 Cal. 4th 119, 931 P. 2d 960.

No. 97–5825. DOLENC *v.* DISTRICT ATTORNEY OF ALLEGHENY COUNTY, PENNSYLVANIA, ET AL. Sup. Ct. Pa. Certiorari denied.

No. 97–5827. FLORENCIO FERNANDEZ *v.* MICHIGAN. Ct. App. Mich. Certiorari denied.

No. 97–5830. GUILLEN *v.* HANKS, SUPERINTENDENT, WABASH VALLEY CORRECTIONAL FACILITY. C. A. 7th Cir. Certiorari denied.

No. 97–5831. HUDSON *v.* CONSUMER POWER CO. C. A. 6th Cir. Certiorari denied.

No. 97–5832. FABIAN *v.* METROPOLITAN DADE COUNTY, FLORIDA, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 102 F. 3d 554.

No. 97–5833. HART *v.* CONGRESS OF THE UNITED STATES. C. A. 9th Cir. Certiorari denied.

No. 97–5837. LOCKHART *v.* UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON. C. A. Fed. Cir. Certiorari denied. Reported below: 114 F. 3d 1205.

No. 97–5838. NISCHAN *v.* CONNECTICUT NATURAL FOOD MARKET, INC. App. Ct. Conn. Certiorari denied. Reported below: 45 Conn. App. 903, 692 A. 2d 873.

No. 97–5839. LONG *v.* MORTON, ADMINISTRATOR, NEW JERSEY STATE PRISON, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–5840. LEVY *v.* FAIRFAX COUNTY, VIRGINIA, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 60.

No. 97–5841. JACKSON *v.* JOHNSON ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 1202.

No. 97–5843. VRETTOS *v.* CALLAHAN, ACTING COMMISSIONER OF SOCIAL SECURITY. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1579.

No. 97–5844. WOLLESEN *v.* SACASA. Ct. Sp. App. Md. Certiorari denied. Reported below: 114 Md. App. 728.

No. 97–5848. BROWN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 61.

No. 97–5853. SMITH *v.* SERVA-PORTION, INC. Sup. Ct. Ohio. Certiorari denied. Reported below: 78 Ohio St. 3d 1504, 679 N. E. 2d 5.

No. 97–5856. ASWEGAN *v.* EMMETT. C. A. 8th Cir. Certiorari denied. Reported below: 113 F. 3d 109.

No. 97–5860. WILLIAMS ET UX. *v.* STONE ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 109 F. 3d 890.

No. 97–5863. BUJAN *v.* ALABAMA. Ct. Crim. App. Ala. Certiorari denied. Reported below: 698 So. 2d 808.

No. 97–5866. BRYAN *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied. Reported below: 935 P. 2d 338.

No. 97–5869. FLETCHER *v.* NORTH CAROLINA. Ct. App. N. C. Certiorari denied. Reported below: 125 N. C. App. 505, 481 S. E. 2d 418.

No. 97–5881. CLASE-ESPINAL *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 115 F. 3d 1054.

No. 97–5890. BELL *v.* MICHIGAN. Ct. App. Mich. Certiorari denied.

No. 97–5894. OKORO *v.* STRUBBE ET AL. C. A. 7th Cir. Certiorari denied.

No. 97–5908. LOVE *v.* OHIO. Ct. App. Ohio, Hamilton County. Certiorari denied.

No. 97–5910. CHANEY *v.* NEW YORK. App. Div., Sup. Ct. N. Y., 4th Jud. Dept. Certiorari denied. Reported below: 237 App. Div. 2d 999, 655 N. Y. S. 2d 739.

No. 97–5915. STENGER *v.* WOOD, SUPERINTENDENT, WASHINGTON STATE PENITENTIARY, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 70.

No. 97–5939. JACKSON *v.* UNITED STATES ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 1187.

No. 97–5943. SMITH *v.* ALABAMA. Sup. Ct. Ala. Certiorari denied. Reported below: 698 So. 2d 219.

No. 97–5944. HAYES *v.* CORRECTION MANAGEMENT AFFILIATES, INC. C. A. 10th Cir. Certiorari denied. Reported below: 107 F. 3d 880.

No. 97–5947. SWIFT *v.* MAZURKIEWICZ, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT ROCKVIEW. C. A. 3d Cir. Certiorari denied.

No. 97–5950. ANONYMOUS *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 2d Cir. Certiorari denied. Reported below: 122 F. 3d 1055.

No. 97–5996. JACKSON *v.* LARKINS, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–6004. TWENTER *v.* MISSOURI. C. A. 8th Cir. Certiorari denied.

No. 97–6006. JOHNSTON *v.* VARNER, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GREENE, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1576.

No. 97–6008. MICKELSEN *v.* REYNOLDS. Ct. App. Idaho. Certiorari denied.

No. 97–6012. SORIA *v.* BROWN, SECRETARY OF VETERANS AFFAIRS. C. A. Fed. Cir. Certiorari denied. Reported below: 118 F. 3d 747.

No. 97–6013. WELLS *v.* SECURITIES AND EXCHANGE COMMISSION. C. A. 2d Cir. Certiorari denied. Reported below: 113 F. 3d 1230.

No. 97–6018. DIAZ-CRUZ *v.* BOARD OF REVIEW. Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–6020. DEKEYSER *v.* LARKINS, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–6024. SMITH *v.* CASELLAS, CHAIRMAN, EQUAL EMPLOYMENT OPPORTUNITY COMMISSION. C. A. D. C. Cir. Certiorari denied. Reported below: 119 F. 3d 33.

No. 97–6026. ALLEN *v.* TEXAS. Ct. App. Tex., 14th Dist. Certiorari denied. Reported below: 899 S. W. 2d 296.

No. 97–6034. BAILEY *v.* SNYDER, WARDEN, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–6037. ANDERSON *v.* MCKUNE, WARDEN. Ct. App. Kan. Certiorari denied. Reported below: 23 Kan. App. 2d 803, 937 P. 2d 16.

No. 97–6061. SATTERFIELD *v.* UNITED STATES; and
No. 97–6094. SHEPPARD *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1579.

No. 97–6067. WILLIAMS *v.* CHRYSLER CORP. C. A. D. C. Cir. Certiorari denied.

No. 97–6070. CONNELLY *v.* BOROUGH OF FOREST HILLS, PENNSYLVANIA. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1574.

No. 97–6073. ANDREWS *v.* LOS ANGELES COUNTY DEPARTMENT OF CHILDREN AND FAMILY SERVICES. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–6075. CARTER *v.* VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD. C. A. 3d Cir. Certiorari denied.

No. 97–6079. FRENZEL *v.* WYOMING. Sup. Ct. Wyo. Certiorari denied. Reported below: 938 P. 2d 867.

No. 97–6089. BROWN *v.* UPHOFF, DIRECTOR, WYOMING DEPARTMENT OF CORRECTIONS, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 114 F. 3d 1198.

No. 97–6103. MINK *v.* GENERAL MOTORS CORP. C. A. 6th Cir. Certiorari denied. Reported below: 121 F. 3d 708.

No. 97–6105. HOCHSTEIN *v.* HOPKINS, WARDEN. C. A. 8th Cir. Certiorari denied. Reported below: 113 F. 3d 143.

No. 97–6116. PRICE *v.* MAZURKIEWICZ ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–6137. BROWN *v.* UNITED STATES. Ct. App. D. C. Certiorari denied. Reported below: 689 A. 2d 588.

No. 97–6139. ADEWUSI *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 1486.

No. 97–6142. SCHERPING *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 117 F. 3d 1053.

No. 97–6152. MAYS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied.

No. 97–6153. MECCA *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1579.

No. 97–6154. COMEAUX *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 4.

No. 97–6155. HINES ET AL. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 61.

No. 97–6159. EVANS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 517.

No. 97–6160. GREENE *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 116 F. 3d 1481.

No. 97–6161. RODRIGUEZ *v.* CHILES, GOVERNOR OF FLORIDA. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 694 So. 2d 53.

No. 97–6163. WHITE ET AL. *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 116 F. 3d 903.

No. 97–6164. TENCER *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 107 F. 3d 1120.

No. 97–6167. BROWN ET AL. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 511.

No. 97–6168. BALDWIN *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 205.

No. 97–6171. WILD *v.* WOOTEN, WARDEN. C. A. 5th Cir. Certiorari denied.

No. 97–6174. SWINT *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1579.

No. 97–6175. RICHARDSON *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1579.

No. 97–6176. SHIDELER *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 119 F. 3d 11.

No. 97–6180. GODINEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 7.

No. 97–6183. HERNANDEZ-FLORES *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 120 F. 3d 265.

No. 97–6184. HICKS *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 116 F. 3d 903.

No. 97–6185. PFEIL *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 116 F. 3d 489.

No. 97–6187. ORTIZ *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 112 F. 3d 506.

No. 97–6188. HUDSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 116 F. 3d 473.

No. 97–6190. STATONEL *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 487.

No. 97–6196. MARKS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 97–6198. MOST *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 1487.

No. 97–6199. NELSON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 1487.

No. 97–6201. KILLINGSWORTH *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 117 F. 3d 1159.

No. 97–6202. MENDOZA *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 118 F. 3d 707.

No. 97–6205. STALLINGS *v.* DELO, WARDEN. C. A. 8th Cir. Certiorari denied. Reported below: 117 F. 3d 378.

No. 97–6211. MCCRORY *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1578.

No. 97–6219. WATSON *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 117 F. 3d 1421.

No. 97–6221. LURZ *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1579.

No. 97–6222. MCFARLAND *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 116 F. 3d 316.

No. 97–6225. CHAPPELL ET AL. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 116 F. 3d 1474.

No. 97–6226. WALKER *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 117 F. 3d 417.

No. 97–6227. VARSAMAS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 117 F. 3d 1426.

No. 97–6228. THOMPSON *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 120 F. 3d 271.

No. 97–6232. TAYLOR *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 119 F. 3d 625.

No. 97–6242. BROWN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 120 F. 3d 266.

No. 97–6245. GAINEY *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 111 F. 3d 834.

No. 97–6249. CLAY *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 117 F. 3d 317.

No. 97–6254. ARMENDARIZ-AMAYA *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 117 F. 3d 1179.

No. 97–6258. LAMAS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 459.

No. 97–6266. ASH ET VIR *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 117 F. 3d 1421.

No. 97–6268. MORELAND *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 8.

No. 97–6269. RAMOS GONZALEZ *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 112 F. 3d 1325.

No. 97–6275. GUERRERO-MARTINEZ, AKA GUERRERO, AKA MARTINEZ-GUERRERO *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 878.

No. 97–6293. RODRIGUEZ *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 116 F. 3d 1002.

No. 97–6294. GLENN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 704.

No. 97–6296. GAINES *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 122 F. 3d 324.

No. 97–6309. WIEDMER *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 116 F. 3d 481.

No. 97–6325. FREDERICK *v.* WISCONSIN. Ct. App. Wis. Certiorari denied. Reported below: 211 Wis. 2d 888, 568 N. W. 2d 653.

No. 97–27. COMMONWEALTH SECRETARY OF VIRGINIA *v.* MISERANDINO ET UX. Ct. App. Md. Motions of Virginia Creditors Bar Association and Virginia Credit Union League for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 345 Md. 43, 691 A. 2d 208.

No. 97–337. GENENTECH, INC. *v.* NOVO NORDISK A/S ET AL. C. A. Fed. Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition. Reported below: 108 F. 3d 1361.

No. 97–369. COALITION FOR ECONOMIC EQUITY ET AL. *v.* WILSON, GOVERNOR OF CALIFORNIA, ET AL. C. A. 9th Cir. Motions of California National Organization for Women et al. and Human Rights Advocates for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 122 F. 3d 692.

No. 97–376. WARREN PUBLISHING, INC. *v.* MICRODOS DATA CORP. ET AL. C. A. 11th Cir. Motions of Information Industry Association and Newsletter Publishers Association et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 115 F. 3d 1509.

NOVEMBER 4, 1997

Certiorari Denied

No. 97–6127 (A–329). FULLER *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Certiorari denied. JUSTICE STEVENS and JUSTICE GINSBURG would grant the application for stay of execution. Reported below: 114 F. 3d 491.

NOVEMBER 6, 1997

Certiorari Denied

No. 97–6661 (A–347). FULLER *v.* TEXAS. Ct. Crim. App. Tex. Application for stay of execution of sentence of death, presented

to JUSTICE SCALIA, and by him referred to the Court, denied. Certiorari denied.

NOVEMBER 7, 1997

Certiorari Denied

No. 97–6672 (A–348). MATTHEWS *v.* MOORE, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL. 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.

NOVEMBER 10, 1997

Certiorari Granted—Vacated and Remanded

No. 97–5538. CARTER *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Lindh* v. *Murphy*, 521 U. S. 320 (1997) . Reported below: 110 F. 3d 1098.

Miscellaneous Orders

No. D–1870. IN RE DISBARMENT OF ALLEN. Juliette Z. Allen, of Tustin, 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–1871. IN RE DISBARMENT OF TOKARS. Fredric W. Tokars, of Atlanta, Ga., 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–24. MANZANO *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION; and

No. M–25. LEWIS *v.* RUNYON, POSTMASTER GENERAL. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 96–1279. ROGERS *v.* UNITED STATES. C. A. 11th Cir. [Certiorari granted, 520 U. S. 1239.] Motion of petitioner for leave to file a supplemental brief after argument granted.

No. 96–8732. EDWARDS ET AL. *v.* UNITED STATES. C. A. 7th Cir. [Certiorari granted, *ante*, p. 931.] Motion for appointment of counsel granted, and it is ordered that J. Michael McGuinness, Esq., of Elizabethtown, N. C., be appointed to serve as counsel for petitioner Vincent Edwards in this case.

No. 97–218. LARSEN, MARYLAND INSURANCE COMMISSIONER *v.* AMERICAN MEDICAL SECURITY, INC., ET AL. C. A. 4th Cir. The Acting Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 97–5900. GISRIEL *v.* OCEAN CITY BOARD OF SUPERVISORS OF ELECTION ET AL. Ct. App. Md. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until December 1, 1997, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. 97–5965. GLENDORA *v.* DiPAOLA. C. A. 2d Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until December 1, 1997, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. 97–6308. IN RE TYLER. Petition for writ of mandamus and/or prohibition denied.

No. 97–6059. IN RE STEWART. Petition for writ of prohibition denied.

Certiorari Denied

No. 96–1587. CITY OF ALBUQUERQUE *v.* BROWNER, ADMINISTRATOR, ENVIRONMENTAL PROTECTION AGENCY. C. A. 10th Cir. Certiorari denied. Reported below: 97 F. 3d 415.

No. 96–7833. BAILIE ET AL. *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 99 F. 3d 1147.

No. 96–8862. SMITH *v.* MONTANA. Sup. Ct. Mont. Certiorari denied. Reported below: 280 Mont. 158, 931 P. 2d 1272.

No. 96–9382. THOMAS *v.* FLORIDA. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 691 So. 2d 1154.

No. 97–217. Toski *v.* McDonnell et al. C. A. 11th Cir. Certiorari denied. Reported below: 104 F. 3d 369.

No. 97–223. Evans *v.* Maryland. Cir. Ct. Baltimore County, Md. Certiorari denied.

No. 97–231. Almand *v.* DeKalb County et al. C. A. 11th Cir. Certiorari denied. Reported below: 103 F. 3d 1510.

No. 97–260. Beard *v.* Walsh. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 411.

No. 97–269. Individuals for Responsible Government, Inc., et al. *v.* Washoe County et al. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 699.

No. 97–271. Thompson, Trustee in Bankruptcy for McConville et ux. *v.* Margen et al.; and

No. 97–446. Margen et al. *v.* Thompson, Trustee in Bankruptcy for McConville et ux. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 47.

No. 97–321. Rooney, By and Through His Next Best Friend, Rooney, His Father, et al. *v.* Watson, Deputy Sheriff, et al. C. A. 11th Cir. Certiorari denied. Reported below: 101 F. 3d 1378.

No. 97–333. Williams et al. *v.* WMX Technologies, Inc., fka Waste Management, Inc., et al. C. A. 5th Cir. Certiorari denied. Reported below: 112 F. 3d 175.

No. 97–381. Jenkins, a Minor, by Her Mother, Hall, et al. *v.* Herring et al. C. A. 11th Cir. Certiorari denied. Reported below: 115 F. 3d 821.

No. 97–400. Essex County Utilities Authority et al. *v.* Atlantic Coast Demolition & Recycling, Inc., et al.; and

No. 97–430. Shinn, Commissioner, New Jersey Department of Environmental Protection *v.* Atlantic Coast Demolition & Recycling, Inc., et al. C. A. 3d Cir. Certiorari denied. Reported below: 112 F. 3d 652.

No. 97–402. Harmon et ux. *v.* OKI Systems et al. C. A. 7th Cir. Certiorari denied. Reported below: 115 F. 3d 477.

No. 97–405. Roman Catholic Diocese of Brooklyn *v.* Kenneth R., by His Mother and Natural Guardian, Diana R., et al. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 229 App. Div. 2d 159, 654 N. Y. S. 2d 791.

No. 97–409. Ruhrgas, A. G. *v.* Marathon Oil Co. et al. C. A. 5th Cir. Certiorari denied. Reported below: 115 F. 3d 315.

No. 97–410. Monroe *v.* Missouri Pacific Railroad Co. et al. C. A. 7th Cir. Certiorari denied. Reported below: 115 F. 3d 514.

No. 97–411. Tobin et al. *v.* General Electric Co. et al. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1578.

No. 97–412. Mathy et ux. *v.* Virginia Department of Taxation. Sup. Ct. Va. Certiorari denied. Reported below: 253 Va. 356, 483 S. E. 2d 802.

No. 97–414. Mozzochi *v.* Freedom of Information Commission et al. App. Ct. Conn. Certiorari denied. Reported below: 44 Conn. App. 463, 688 A. 2d 363.

No. 97–416. Thompson, Individually and as Guardian ad Litem for Thompson, a Minor, et al. *v.* Steen. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 716.

No. 97–421. Grand Lockwood Partners Limited Partnership *v.* Maxwell House Coffee Co. et al. C. A. 5th Cir. Certiorari denied. Reported below: 115 F. 3d 282.

No. 97–424. Superior Court for the Judicial District of Hartford/New Britain at Hartford *v.* Aparo. C. A. 2d Cir. Certiorari denied. Reported below: 129 F. 3d 113.

No. 97–426. Woythal *v.* Tex-Tenn Corp. C. A. 6th Cir. Certiorari denied. Reported below: 112 F. 3d 243.

No. 97–427. National Association of Home Builders of the United States et al. *v.* City of Los Angeles. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 485.

No. 97–429. In re Andrade et al. C. A. 5th Cir. Certiorari denied.

No. 97–433. Lamvermeyer *v.* Denison University et al. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 1187.

No. 97–436. SASCHO, INC. *v.* DAP PRODUCTS, INC. C. A. Fed. Cir. Certiorari denied. Reported below: 113 F. 3d 1255.

No. 97–438. HOWARD *v.* ANDERSON ET AL. C. A. 2d Cir. Certiorari denied.

No. 97–440. D. R., BY HIS PARENTS AND LEGAL GUARDIANS, M. R. AND B. R. *v.* EAST BRUNSWICK BOARD OF EDUCATION. C. A. 3d Cir. Certiorari denied. Reported below: 109 F. 3d 896.

No. 97–442. THOMAS *v.* BAXTER. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 60.

No. 97–445. CAMOSCIO *v.* MASSACHUSETTS. App. Ct. Mass. Certiorari denied. Reported below: 42 Mass. App. 1112, 677 N. E. 2d 720.

No. 97–448. RASHID *v.* MARINE MIDLAND BANK, FKA MARINE MIDLAND BANK, N. A. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 230 App. Div. 2d 776, 646 N. Y. S. 2d 621.

No. 97–468. LEFFEL *v.* VALLEY FINANCIAL SERVICES ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 113 F. 3d 787.

No. 97–484. CLEMONS *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 946 S. W. 2d 206.

No. 97–522. NURSE *v.* UNITED AIR LINES, INC. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 877.

No. 97–545. MILTON HAMBRICE, INC. *v.* STATE FARM FIRE & CASUALTY CO. C. A. 8th Cir. Certiorari denied. Reported below: 114 F. 3d 722.

No. 97–575. BENJAMIN ET UX. *v.* BINA. Sup. Jud. Ct. Me. Certiorari denied.

No. 97–585. GREER *v.* LOUISIANA ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–587. DUCHOW *v.* UNITED STATES ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1181.

No. 97–590. KNAPP ET AL. *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 120 F. 3d 928.

No. 97–595. SPARTAN MILLS *v.* BANK OF AMERICA ILLINOIS. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 1251.

No. 97–618. LAL *v.* NIX ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–631. BECK *v.* UNITED STATES ATTORNEY FOR THE DISTRICT OF DELAWARE. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 185.

No. 97–637. BOWNDS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1183.

No. 97–648. COKER *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 111 F. 3d 293.

No. 97–661. DEWS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 1189.

No. 97–5110. CISNEROS-CABRERA *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 110 F. 3d 746.

No. 97–5195. BUSH *v.* ALABAMA. Sup. Ct. Ala. Certiorari denied. Reported below: 695 So. 2d 138.

No. 97–5207. MILOJEVICH *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1243.

No. 97–5238. MILLER *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied.

No. 97–5885. MCREYNOLDS *v.* DIRECTOR, BROOKLYN DEVELOPMENTAL CENTER;

No. 97–5886. MCREYNOLDS *v.* NEW YORK; and

No. 97–5907. MCREYNOLDS *v.* GIULIANI, MAYOR OF THE CITY OF NEW YORK, ET AL. App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 238 App. Div. 2d 249, 656 N. Y. S. 2d 871.

No. 97–5887. JOHARI *v.* JOHARI. Ct. App. Minn. Certiorari denied.

No. 97–5888. CRAWFORD *v.* MORAN. App. Ct. Ill., 3d Dist. Certiorari denied.

No. 97–5893. WILLACY *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 696 So. 2d 693.

No. 97–5896. WRIGHT *v.* SOUTH CAROLINA ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 650.

No. 97–5897. WIGGINS *v.* STAINER, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1387.

No. 97–5898. WATSON *v.* UNITED STATES POSTAL SERVICE ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 117 F. 3d 1423.

No. 97–5904. STAMPS *v.* STAMPS. Ct. App. Tenn. Certiorari denied.

No. 97–5914. LEMLEY *v.* LEMLEY. Ct. Sp. App. Md. Certiorari denied. Reported below: 112 Md. App. 772.

No. 97–5919. ENAND *v.* MONTGOMERY COUNTY, MARYLAND, ET AL. Ct. Sp. App. Md. Certiorari denied. Reported below: 113 Md. App. 732.

No. 97–5920. LITTLEJOHN *v.* CASPARI, SUPERINTENDENT, MISSOURI EASTERN CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 97–5921. JACOBSON *v.* MCILWAIN ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 1200.

No. 97–5927. CLEWELL ET UX. *v.* UPJOHN CO. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 125.

No. 97–5928. SEVERANCE *v.* HOFBAUER, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–5940. JOSEPH *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 697 So. 2d 511.

No. 97–5948. SMITH *v.* SUGG ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 113 F. 3d 1239.

No. 97–5949. QUALLS *v.* FERRITOR ET AL. Sup. Ct. Ark. Certiorari denied. Reported below: 329 Ark. 235, 947 S. W. 2d 10.

No. 97–5951. SANDERS *v.* BEHR ET UX. Ct. App. Colo. Certiorari denied. Reported below: 940 P. 2d 1084.

No. 97–5955. VASQUEZ *v.* BEXAR COUNTY ADULT DETENTION CENTER. C. A. 5th Cir. Certiorari denied. Reported below: 106 F. 3d 397.

No. 97–5958. EFFINGER *v.* KENTUCKY. Sup. Ct. Ky. Certiorari denied. Reported below: 947 S. W. 2d 805.

No. 97–5959. HENNESS *v.* OHIO. Sup. Ct. Ohio. Certiorari denied. Reported below: 79 Ohio St. 3d 53, 679 N. E. 2d 686.

No. 97–5960. GREEN *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied.

No. 97–5961. FORD *v.* PHILADELPHIA FEDERAL CREDIT UNION. C. A. 3d Cir. Certiorari denied. Reported below: 116 F. 3d 467.

No. 97–5963. HARRIS *v.* WHITE, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 68.

No. 97–5964. DYMITS *v.* SAN MATEO COUNTY MUNICIPAL COURT. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 97–5969. CEJA *v.* STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTION, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 97 F. 3d 1246.

No. 97–5974. WEINREICH *v.* LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 976.

No. 97–5978. ERDMAN *v.* MICHIGAN. C. A. 6th Cir. Certiorari denied.

No. 97–5980. ERTELT *v.* NORTH DAKOTA. Sup. Ct. N. D. Certiorari denied. Reported below: 558 N. W. 2d 860.

No. 97–5985. OLANREWAJU *v.* IMMIGRATION AND NATURALIZATION SERVICE ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 107 F. 3d 23.

No. 97–5989. MARTINEZ ET AL. *v.* SIMKINS ET AL. C. A. 6th Cir. Certiorari denied.

No. 97–5992. MCMURTREY *v.* ARIZONA. Super. Ct. Ariz., Pima County. Certiorari denied.

No. 97–5993. KAMPFER *v.* GOKEY. C. A. 2d Cir. Certiorari denied.

No. 97–5994. JOHNSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 97–6000. STRABLE *v.* SOUTH CAROLINA. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 262.

No. 97–6025. SMITH *v.* OHIO. Ct. App. Ohio, Cuyahoga County. Certiorari denied. Reported below: 117 Ohio App. 3d 656, 691 N. E. 2d 324.

No. 97–6043. JOHNSON *v.* MORTON, SUPERINTENDENT, NEW JERSEY STATE PRISON. C. A. 3d Cir. Certiorari denied.

No. 97–6074. NICOL *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 509.

No. 97–6108. VINCENT *v.* MICHIGAN. Sup. Ct. Mich. Certiorari denied. Reported below: 455 Mich. 110, 565 N. W. 2d 629.

No. 97–6111. WEBB *v.* PULITZER PUBLISHING CO. C. A. 8th Cir. Certiorari denied. Reported below: 117 F. 3d 1423.

No. 97–6112. TISDALE *v.* NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION. C. A. 8th Cir. Certiorari denied. Reported below: 116 F. 3d 481.

No. 97–6121. CROCKER *v.* ROBINSON, WESTERN REGIONAL DIRECTOR, PENNSYLVANIA BOARD OF PROBATION AND PAROLE, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1171.

No. 97–6129. RIVERA *v.* PARKER ET AL. C. A. 11th Cir. Certiorari denied.

No. 97–6130. JOHNSTON *v.* FRANK, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1576.

No. 97–6136. CARRASQUILLO *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–6147. BUCKOM *v.* NORTH CAROLINA. Ct. App. N. C. Certiorari denied. Reported below: 126 N. C. App. 368, 485 S. E. 2d 319.

No. 97–6151. CHAPIN *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–6156. EVANS *v.* HORN, COMMISSIONER, PENNSYLVANIA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1575.

No. 97–6165. ATUAHENE *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 4th Cir. Certiorari denied.

No. 97–6182. BROWN *v.* NEW MEXICO. Sup. Ct. N. M. Certiorari denied. Reported below: 123 N. M. 413, 941 P. 2d 494.

No. 97–6193. O'NEAL *v.* CHEVRON U. S. A. INC. ET AL. Sup. Ct. Haw. Certiorari denied. Reported below: 84 Haw. 128, 930 P. 2d 1016.

No. 97–6197. ALLEN *v.* MICHIGAN. Ct. App. Mich. Certiorari denied.

No. 97–6215. WAINWRIGHT *v.* BOOZ, ALLEN & HAMILTON, INC. C. A. 4th Cir. Certiorari denied. Reported below: 107 F. 3d 869.

No. 97–6223. JOHNSON *v.* WASHINGTON, DIRECTOR, ILLINOIS DEPARTMENT OF CORRECTIONS, ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 119 F. 3d 513.

No. 97–6235. RICKS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 119 F. 3d 10.

No. 97–6239. CASTILLO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 97–6246. GREEN *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 111 F. 3d 515.

No. 97–6248. BOLIN *v.* FLORIDA. Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 693 So. 2d 583.

No. 97–6252. OCHSNER *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 97–6257. LANKFORD *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 97–6261. LOVE *v.* UNITED STATES POSTAL SERVICE. C. A. Fed. Cir. Certiorari denied. Reported below: 119 F. 3d 16.

No. 97–6265. BENJAMIN *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 116 F. 3d 1204.

No. 97–6267. AVILA *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 117 F. 3d 1179.

No. 97–6273. RIOS *v.* CALIFORNIA. App. Dept., Super. Ct. Cal., County of Los Angeles. Certiorari denied.

No. 97–6279. CHOHAN *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 122 F. 3d 1057.

No. 97–6280. CASH *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 1201.

No. 97–6286. PEACH *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 113 F. 3d 1247.

No. 97–6290. SANTIAGO *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied.

No. 97–6292. PECOR *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 286 Ill. App. 3d 71, 675 N. E. 2d 141.

No. 97–6305. FRANKLIN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 511.

No. 97–6307. WEEDEN *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 117 F. 3d 1429.

No. 97–6310. WEBB *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 115 F. 3d 711.

No. 97–6312. CARLISLE *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 118 F. 3d 1271.

No. 97–6313. BENTON *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 113 F. 3d 1239.

No. 97–6314. WILSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 1178.

No. 97–6316. VALLERY *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 155.

No. 97–6320. ATKINS *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 116 F. 3d 1566.

No. 97–6321. VIDAL MARQUEZ *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 114 F. 3d 1198.

No. 97–6323. MARTINEZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 4.

No. 97–6330. RAMON GORDILS *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 117 F. 3d 99.

No. 97–6332. BROWN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 110 F. 3d 797.

No. 97–6334. GIGNAC *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 119 F. 3d 67.

No. 97–6337. MACKEY *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 117 F. 3d 24.

No. 97–6345. HUBBLE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 704.

No. 97–6346. HEATH *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 122 F. 3d 682.

No. 97–6348. HUNT *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 117 F. 3d 1414.

No. 97–6351. MORRIS ET AL. *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 116 F. 3d 501.

No. 97–6357. ROBINSON *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 110 F. 3d 1320.

No. 97–6360. RAMIREZ *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 101 F. 3d 708.

No. 97–6362. BROWN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 705.

No. 97–6365. ACEVEDO *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 117 F. 3d 1429.

No. 97–6366. JUVENILE NO. 4 *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 298.

No. 97–6367. LOTT *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 718.

No. 97–6368. JONES *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 122 F. 3d 1058.

No. 97–6374. URIARTE-GONZALEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1387.

No. 97–6377. ALTON *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 120 F. 3d 114.

No. 97–6378. SHUGART *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 117 F. 3d 838.

No. 97–6380. SCHANCK *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 120 F. 3d 273.

No. 97–6383. LEWIS *v.* UNITED STATES. Ct. App. D. C. Certiorari denied.

No. 97–6386. SIMMONS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 121 F. 3d 722.

No. 97–6392. BIRBAL *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 113 F. 3d 342.

No. 97–6393. CHATMAN *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 119 F. 3d 1335.

No. 97–6394. MORRIS *v.* UNITED STATES. Ct. App. D. C. Certiorari denied.

No. 97–6397. MADDEN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 116 F. 3d 1474.

No. 97–6405. DAVIS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 409.

No. 97–6407. FIELDS *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 113 F. 3d 313.

No. 97–6419. BEMIS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 96–9105. MARRERO *v.* PENNSYLVANIA. Sup. Ct. Pa. Motion of Defender Association of Philadelphia for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 546 Pa. 596, 687 A. 2d 1102.

No. 97–209. TOLCHIN *v.* SUPREME COURT OF NEW JERSEY ET AL. C. A. 3d Cir. Motions of Philadelphia Bar Association and Michael D. Fettner for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 111 F. 3d 1099.

No. 97–210. OFFICIAL COMMITTEE OF TORT CLAIMANTS *v.* DOW CORNING CORP. ET AL. C. A. 6th Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition. Reported below: 113 F. 3d 565.

No. 97–5956. NEAL *v.* LUCENT TECHNOLOGIES, INC., ET AL. C. A. 11th Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition. Reported below: 112 F. 3d 1172.

No. 97–387. SCHUYLKILL ENERGY RESOURCES, INC. *v.* PENNSYLVANIA POWER & LIGHT CO. C. A. 3d Cir. Motion of Attorney General of Pennsylvania for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 113 F. 3d 405.

No. 97–423. AVITTS ET AL. *v.* AMOCO PRODUCTION CO. ET AL. C. A. 5th Cir. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of this petition. Reported below: 111 F. 3d 30.

Rehearing Denied

No. 96–1804. HWANG *v.* HARRIS ET AL., *ante*, p. 810;

No. 96–1956. COLE *v.* UNITED STATES, *ante*, p. 818;

No. 96–8881. MARR *v.* WRIGHT, SUPERINTENDENT, CLALLAM BAY CORRECTIONAL FACILITY, 521 U. S. 1124;

No. 96–8905. SCHWARZ *v.* SPALDING, *ante*, p. 826;

No. 96–9254. SCHWARZ *v.* CLINTON, PRESIDENT OF THE UNITED STATES, ET AL., *ante*, p. 837;

No. 96–9371. SCHWARZ *v.* WOODRUFF, INC., ET AL., *ante*, p. 845;

No. 96–9486. OBERMEYER *v.* UNITED STATES, *ante*, p. 852;

No. 97–5151. MMAHAT *v.* UNITED STATES, *ante*, p. 878;

No. 97–5454. SCHWARTZ *v.* CITY OF BETHEL PARK, PENNSYLVANIA, *ante*, p. 895;

No. 97–5456. SCHWARZ *v.* CLINTON, PRESIDENT OF THE UNITED STATES, ET AL., *ante,* p. 895;

No. 97–5662. EDMONDS *v.* UNITED STATES, *ante,* p. 902; and

No. 97–5883. LANGWORTHY *v.* GOICOCHEA, *ante,* p. 924. Petitions for rehearing denied.

NOVEMBER 13, 1997

Miscellaneous Order

No. 97–6726 (A–365). IN RE MU'MIN. 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 and petition for writ to preserve jurisdiction denied.

Certiorari Denied

No. 97–6612 (A–346). MU'MIN *v.* PRUETT, WARDEN. 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: 125 F. 3d 192.

NOVEMBER 14, 1997

Certiorari Granted

No. 97–282. FARAGHER *v.* CITY OF BOCA RATON. C. A. 11th Cir. Certiorari granted. Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday, December 29, 1997. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, January 28, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, February 18, 1998. This Court's Rule 29.2 does not apply. Reported below: 111 F. 3d 1530.

No. 97–288. LEWIS ET VIR, INDIVIDUALLY, AS PARENTS, AS NEXT FRIENDS, AND AS ADMINISTRATORS OF THE ESTATE OF LEWIS, DECEASED *v.* BRUNSWICK CORP. 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., Monday, December 29, 1997. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m.,

Wednesday, January 28, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, February 18, 1998. This Court's Rule 29.2 does not apply. Reported below: 107 F. 3d 1494.

No. 97–463. TEXTRON LYCOMING RECIPROCATING ENGINE DIVISION, AVCO CORP. *v.* UNITED AUTOMOBILE, AEROSPACE AND AGRICULTURAL IMPLEMENT WORKERS OF AMERICA ET AL. C. A. 3d Cir. Certiorari granted. Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday, December 29, 1997. Brief of respondents is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, January 28, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, February 18, 1998. This Court's Rule 29.2 does not apply. Reported below: 117 F. 3d 119.

NOVEMBER 17, 1997

Dismissal Under Rule 46

No. 97–644. LARION *v.* SANDUL. C. A. 6th Cir. Certiorari dismissed under this Court's Rule 46.1. Reported below: 119 F. 3d 1250.

Reversed on Appeal. (See No. 97–122, *ante*, p. 34.)

Certiorari Granted—Vacated and Remanded

No. 96–8916. SWOFFORD *v.* DOBUCKI, WARDEN. C. A. 7th 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 *Lindh* v. *Murphy*, 521 U. S. 320 (1997). Reported below: 101 F. 3d 1218.

Miscellaneous Orders

No. D–1858. IN RE DISBARMENT OF AARON. Philip Irwin Aaron, of Syosset, 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 October 14, 1997 [*ante*, p. 910], is discharged.

No. D–1872. IN RE DISBARMENT OF MANNS. Dollie Stafford Manns, of Bloomington, Ind., 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–1873. IN RE DISBARMENT OF GRZYBEK. John E. Grzybek, of St. Paul, 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–1874. IN RE DISBARMENT OF FRUITBINE. Daniel Richard Fruitbine, 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–1875. IN RE DISBARMENT OF FELTON. John F. Felton, 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. M–26. TREUTELAAR *v.* WISCONSIN. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner denied.

No. 96–568. ONCALE *v.* SUNDOWNER OFFSHORE SERVICES, INC., ET AL. C. A. 5th Cir. [Certiorari granted, 520 U. S. 1263.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted to be divided as follows: petitioner, 20 minutes; the Solicitor General, 10 minutes.

No. 96–1569. BOGAN ET AL. *v.* SCOTT-HARRIS. C. A. 1st Cir. [Certiorari granted, 520 U. S. 1263.] Motion of Westboro Baptist Church for leave to file a brief as *amicus curiae* out of time denied.

No. 96–1578. PHILLIPS ET AL. *v.* WASHINGTON LEGAL FOUNDATION ET AL. C. A. 5th Cir. [Certiorari granted, 521 U. S. 1117.] Motion of respondents for divided argument denied.

No. 96–1923. COHEN *v.* DE LA CRUZ ET AL. C. A. 3d Cir. [Certiorari granted, 521 U. S. 1152.] Motion of petitioner Edward Cohen to dispense with printing the joint appendix granted.

No. 97–5968. ZAIDI *v.* NORTHERN VIRGINIA HOSPITAL CORP. ET AL. Sup. Ct. Va. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until December 8, 1997, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. 97–523. IN RE FLEMING; and

No. 97–6114. IN RE HOFMANN. Petitions for writs of mandamus denied.

Certiorari Denied

No. 96–9439. ELISONDO *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–236. TUSA ET AL. *v.* UNITED STATES; and

No. 97–5469. SALVATORE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 1131.

No. 97–276. SOUTH DAKOTA ET AL. *v.* UNITED STATES, ON BEHALF OF THE CHEYENNE RIVER SIOUX TRIBE AND ITS MEMBERS, ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 105 F. 3d 1552.

No. 97–285. BUSTER ET AL. *v.* GREISEN ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 104 F. 3d 1186.

No. 97–293. CORN *v.* CITY OF LAUDERDALE LAKES ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 95 F. 3d 1066.

No. 97–444. CARGILL COMMUNICATIONS, INC. *v.* MINERS. C. A. 8th Cir. Certiorari denied. Reported below: 113 F. 3d 820.

No. 97–450. HILL *v.* J. J. B. HILLIARD, W. L. LYONS, INC., ET AL.; and

No. 97–459. BRAB *v.* HILL. Ct. App. Ky. Certiorari denied. Reported below: 945 S. W. 2d 948.

No. 97–479. STROH DIE CASTING CO. *v.* ATLANTIC STATES LEGAL FOUNDATION, INC. C. A. 7th Cir. Certiorari denied. Reported below: 116 F. 3d 814.

No. 97–488. SCHIRM *v.* UNION PACIFIC RAILROAD CO. C. A. 8th Cir. Certiorari denied.

No. 97–489. COLELLI *v.* SANDT, DBA 1ST KLAS MARINA, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1574.

No. 97–491. CLUTE *v.* SOUTH CAROLINA. Ct. App. S. C. Certiorari denied. Reported below: 324 S. C. 584, 480 S. E. 2d 85.

No. 97–492. JOHN F. VICKERS MASONRY *v.* GIUSEPPE FURRER, S. P. A. Sup. Ct. Ariz. Certiorari denied.

No. 97–498. ALLEN ET AL. *v.* MONTGOMERY HOSPITAL ET AL. Sup. Ct. Pa. Certiorari denied. Reported below: 548 Pa. 299, 696 A. 2d 1175.

No. 97–510. POWER *v.* RUTGERS, THE STATE UNIVERSITY OF NEW JERSEY, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1577.

No. 97–515. TSIPOURAS *v.* MESHBESHER, BIRRELL & DUNLAP, LTD., ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 1382.

No. 97–518. DAVIS ET AL. *v.* TABACHNICK ET AL. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 425 Mass. 1010, 680 N. E. 2d 1171.

No. 97–529. MILES *v.* SUNBELT NATIONAL BANK ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 477.

No. 97–536. GARDNER *v.* DEPARTMENT OF THE TREASURY. C. A. Fed. Cir. Certiorari denied. Reported below: 114 F. 3d 1207.

No. 97–567. TEXAS COMMERCE BANK-SAN ANGELO, N. A., ET AL. *v.* SHURLEY ET UX. C. A. 5th Cir. Certiorari denied. Reported below: 115 F. 3d 333.

No. 97–596. RIGGS ET AL. *v.* BURSON, ATTORNEY GENERAL OF TENNESSEE, ET AL. Sup. Ct. Tenn. Certiorari denied. Reported below: 941 S. W. 2d 44.

No. 97–617. BOWLIN *v.* FLORIDA. Cir. Ct. Polk County, Fla. Certiorari denied.

No. 97–619. ORTIZ *v.* ILLINOIS. Sup. Ct. Ill. Certiorari denied.

No. 97–629. SHONG-CHING TONG *v.* TURNER ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 103 F. 3d 141.

No. 97–633. WHITEFORD *v.* PENNSYLVANIA ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 127 F. 3d 1097.

No. 97–649. ASAM *v.* HANCOCK, JUDGE, UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ALABAMA. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1432.

No. 97–654. MEDINA, PARENT OF MEDINA, DECEASED, ET AL. *v.* DEVINE, JUDGE, 190TH JUDICIAL DISTRICT COURT, HARRIS COUNTY, TEXAS. C. A. 5th Cir. Certiorari before judgment denied.

No. 97–655. KLIMAS *v.* KARAGOZIAN ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 516.

No. 97–662. HARTFORD STEAM BOILER INSPECTION & INSURANCE CO. *v.* I/N KOTE. C. A. 7th Cir. Certiorari denied. Reported below: 115 F. 3d 1312.

No. 97–678. HERZOG *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 111 F. 3d 307.

No. 97–684. PATCH *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 131.

No. 97–690. COMMERCIAL REALTY ST. PETE, INC. *v.* FEDERAL COMMUNICATIONS COMMISSION. C. A. D. C. Cir. Certiorari denied. Reported below: 116 F. 3d 941.

No. 97–694. ROACH *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 108 F. 3d 1477.

No. 97–700. DANIELS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 107 F. 3d 25.

No. 97–703. RIMELL *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 97–708. DELUCA *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 117 F. 3d 356.

No. 97–5051. DIGIOVANNI *v.* PENNSYLVANIA. Super. Ct. Pa. Certiorari denied. Reported below: 455 Pa. Super. 671, 687 A. 2d 854.

No. 97–5145. DAUGHTRY *v.* DENNEHY. C. A. 1st Cir. Certiorari denied.

No. 97–5423. WASHINGTON ET AL. *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 106 F. 3d 983.

No. 97–5604. WEBER *v.* MERIT SYSTEMS PROTECTION BOARD. C. A. Fed. Cir. Certiorari denied. Reported below: 113 F. 3d 1258.

No. 97–5643. SARGA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1249.

No. 97–5644. BELL *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 113 F. 3d 1345.

No. 97–5655. DURHAM *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 97–5659. MCALPINE *v.* UNITED STATES ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 112 F. 3d 1429.

No. 97–5704. STRONG *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 114 F. 3d 1192.

No. 97–5962. HERNANDEZ *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 108 F. 3d 554.

No. 97–5975. ROLLING *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 695 So. 2d 278.

No. 97–5983. BRADFORD *v.* WHITE ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–6005. LANE *v.* NATIONAL DATA CORP. ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1250.

No. 97–6010. JONES *v.* WASHINGTON, DIRECTOR, ILLINOIS DEPARTMENT OF CORRECTIONS. C. A. 7th Cir. Certiorari denied.

No. 97–6027. CALVIN *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–6030. MOMIENT-EL *v.* DETELLA, WARDEN. C. A. 7th Cir. Certiorari denied. Reported below: 118 F. 3d 535.

No. 97–6031. MANALO *v.* TERRITORY OF GUAM. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 69.

No. 97–6036. BRANTLEY *v.* GEORGIA. Sup. Ct. Ga. Certiorari denied. Reported below: 268 Ga. 151, 486 S. E. 2d 169.

No. 97–6044. MAHDAVI *v.* ONE HUNDRED STATE, COUNTY, AND CITY OFFICIALS. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 97–6048. PALO *v.* PITCHER, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–6049. BUCHANAN *v.* ALABAMA. Ct. Crim. App. Ala. Certiorari denied. Reported below: 698 So. 2d 799.

No. 97–6050. WIGGINS *v.* PICKETT, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1387.

No. 97–6051. THOMAS *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 693 So. 2d 951.

No. 97–6054. BONDS, AKA WILLIAMS *v.* NEW YORK. App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 237 App. Div. 2d 1000, 655 N. Y. S. 2d 740.

No. 97–6056. ESPINOZA CRUZ *v.* TEXAS. Ct. App. Tex., 9th Dist. Certiorari denied.

No. 97–6058. PLANCARTE *v.* ROE, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 69.

No. 97–6062. LEWIS *v.* CAIN, WARDEN. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 478.

No. 97–6063. NUNLEY *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied.

No. 97–6064. ISRAEL *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 119 F. 3d 10.

No. 97–6065. VANDIVER *v.* HAWLEY, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–6068. SMITH *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied.

No. 97–6071. AWOFOLU *v.* LOS ANGELES COUNTY SUPERIOR COURT ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–6072. BURACZEWSKA *v.* CITY OF NEW YORK ET AL. C. A. 2d Cir. Certiorari denied.

No. 97–6076. CLARK *v.* MARYLAND ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 116 F. 3d 472.

No. 97–6077. CHAPMAN *v.* KOZAKIEWICZ, WARDEN, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 125.

No. 97–6081. HUNTER *v.* CALIFORNIA. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–6092. BOWLING *v.* KENTUCKY. Sup. Ct. Ky. Certiorari denied. Reported below: 942 S. W. 2d 293.

No. 97–6097. JYAN *v.* FRANKOVICH ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 338.

No. 97–6098. MACIEL *v.* GOMEZ, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–6099. LOTT *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 695 So. 2d 1239.

No. 97–6101. JORDAN *v.* DORSEY, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 116 F. 3d 489.

No. 97–6109. WALKER *v.* DRAGOVICH, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT MAHANOY, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–6115. CROSS *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 646.

No. 97–6122. BUCHANAN *v.* MARSHALL, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 104 F. 3d 365.

No. 97–6124. KING *v.* OHIO. Sup. Ct. Ohio. Certiorari denied. Reported below: 79 Ohio St. 3d 1480, 683 N. E. 2d 786.

No. 97–6132. LEGROS *v.* OHIO. Ct. App. Ohio, Seneca County. Certiorari denied.

No. 97–6148. DIXIE *v.* RENO, ATTORNEY GENERAL, ET AL. C. A. D. C. Cir. Certiorari denied.

No. 97–6149. SISSON *v.* HERMAN, SECRETARY OF LABOR, ET AL. C. A. 6th Cir. Certiorari denied.

No. 97–6236. MARTIN *v.* GUILLORY, WARDEN, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 509.

No. 97–6291. RAMUS *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 10th Cir. Certiorari denied. Reported below: 116 F. 3d 1489.

No. 97–6300. CAMMON *v.* RENO, ATTORNEY GENERAL. C. A. 9th Cir. Certiorari denied.

No. 97–6341. WILLIAMS *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. Sup. Ct. Va. Certiorari denied.

No. 97–6358. PAYNE *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 119 F. 3d 637.

No. 97–6370. JACKSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 117 F. 3d 849.

No. 97–6381. POWELL *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 113 F. 3d 464.

No. 97–6388. HARRIS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 1187.

No. 97–6390. DENMARK *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 200.

No. 97–6395. TAM DUY NGUYEN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 117 F. 3d 796.

No. 97–6408. ALLISON *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 120 F. 3d 71.

No. 97–6409. VILLA MORENA, AKA JAVIER MORENO, ET AL. *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 705.

No. 97–6411. JOKINEN *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 200.

No. 97–6414. ARTEAGA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 117 F. 3d 388.

No. 97–6416. STRACENER *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 117 F. 3d 1417.

No. 97–6417. SHAY *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 111 F. 3d 307.

No. 97–6423. CUEVAS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 116 F. 3d 481.

No. 97–6427. SANTACRUZ-NARANJO *v.* UNITED STATES; and No. 97–6443. HERNANDEZ-GARCIA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 7.

No. 97–6437. POLK *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 286.

No. 97–6439. MCDANIEL, AKA COOKSEY, AKA HANSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 117 F. 3d 1417.

No. 97–6440. MCKINNEY *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 206.

No. 97–6441. JUVENILE NO. 1 *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 298.

No. 97–6444. IZQUIERDO CRUZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 705.

No. 97–6446. BARBER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 119 F. 3d 276.

No. 97–6449. BELTRAN-BUSTAMANTE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 7.

No. 97–6454. FELIX *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 120 F. 3d 273.

No. 97–6458. JAVIER NEVAREZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 608.

No. 97–6460. JAKOVICH *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 7.

No. 97–6461. MACKLIN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 8.

No. 97–6465. SMITH *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 121 F. 3d 710.

No. 97–6471. MARTINEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 718.

No. 97–6476. MAGANA DE GODINEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 8.

No. 97–6482. GRAVES *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 189.

No. 97–6483. EHMAN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 7.

No. 97–6487. HEARN *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied.

No. 97–6497. TRISTAN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 120 F. 3d 269.

No. 97–462. MARYLAND *v.* HUGHES. Ct. App. Md. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 346 Md. 80, 695 A. 2d 132.

No. 97–6718 (A–359). EDDMONDS *v.* ILLINOIS. Sup. Ct. Ill. Application for stay of execution of sentence of death, presented to JUSTICE STEVENS, and by him referred to the Court, denied. Certiorari denied.

Rehearing Denied

No. 96–1559. OWENS *v.* UNITED STATES, *ante*, p. 806;

No. 96–1926. WILLIAMS ET VIR *v.* FRANKLIN FIRST FEDERAL SAVINGS BANK ET AL., *ante*, p. 815;

No. 96–9154. WIEDMER *v.* UNITED STATES, *ante*, p. 833;

No. 96–9194. TAYLOR *v.* HANKS, SUPERINTENDENT, WABASH VALLEY CORRECTIONAL INSTITUTE, *ante*, p. 834;

No. 96–9431. MMAHAT *v.* UNITED STATES, *ante*, p. 848;

No. 97–325. CHILDS *v.* PAINEWEBBER INC., *ante*, p. 870;

No. 97–5408. SIKORA *v.* HOPKINS ET AL., *ante*, p. 892; and

No. 97–5516. MULTANI *v.* NEWSWEEK, INC., ET AL., *ante*, p. 919. Petitions for rehearing denied.

No. 96–7883. BARRETT *v.* ARTUZ, SUPERINTENDENT, GREEN HAVEN CORRECTIONAL FACILITY, 520 U. S. 1175. Motion for leave to file petition for rehearing denied.

No. 97–5296. PARHAM *v.* COCA-COLA CO., *ante*, p. 909. Petition for rehearing denied. JUSTICE BREYER took no part in the consideration or decision of this petition.

NOVEMBER 18, 1997

Certiorari Denied

No. 97–6708 (A–359). BURRIS *v.* PARKE, SUPERINTENDENT, INDIANA STATE PRISON. C. A. 7th Cir. Application for stay of execution of sentence of death, presented to JUSTICE STEVENS, and by him referred to the Court, denied. Certiorari denied. JUSTICE STEVENS, JUSTICE SOUTER, and JUSTICE GINSBURG would grant the application for stay of execution and the petition for writ of certiorari. Reported below: 116 F. 3d 256.

No. 97–6780 (A–371). STEWART *v.* GILMORE, WARDEN. C. A. 7th Cir. Application for stay of execution of sentence of death, presented to JUSTICE STEVENS, and by him referred to the Court, denied. Certiorari denied. Reported below: 129 F. 3d 1268.

NOVEMBER 19, 1997

Miscellaneous Order

No. A–333 (97–746). GENERAL MOTORS CORP. *v.* GREAR ET AL.; and IN RE GENERAL MOTORS CORP. C. A. 6th Cir. Application for stay, presented to JUSTICE STEVENS, and by him referred to the Court, denied.

Certiorari Denied

No. 97–6790 (A–373). BURRIS *v.* PARKE, SUPERINTENDENT, INDIANA STATE PRISON. C. A. 7th Cir. Application for stay of execution of sentence of death, presented to JUSTICE STEVENS, and by him referred to the Court, denied. Certiorari denied. Reported below: 130 F. 3d 782.

NOVEMBER 21, 1997

Miscellaneous Order

No. 96–8516. BOUSLEY *v.* BROOKS, WARDEN. C. A. 8th Cir. [Certiorari granted, 521 U. S. 1152.] Thomas C. Walsh, Esq., of

St. Louis, Mo., is invited to brief and argue this case as *amicus curiae* in support of the judgment below.

Rehearing Denied

No. 97–5179 (A–379). LIVINGSTON *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, *ante*, p. 880. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Petition for rehearing denied.

NOVEMBER 26, 1997

Certiorari Granted

No. 97–156. BRAGDON *v.* ABBOTT ET AL. C. A. 1st Cir. Certiorari granted limited to Questions 1, 2, and 3 presented by the petition. Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, January 9, 1998. Brief of respondents is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, February 6, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, March 6, 1998. This Court's Rule 29.2 does not apply. Reported below: 107 F. 3d 934.

No. 97–371. NATIONAL ENDOWMENT FOR THE ARTS ET AL. *v.* FINLEY ET AL. C. A. 9th Cir. Certiorari granted. Brief of the Solicitor General is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, January 9, 1998. Brief of respondents is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, February 6, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, March 6, 1998. This Court's Rule 29.2 does not apply. Reported below: 100 F. 3d 671.

No. 97–428. AIR LINE PILOTS ASSN. *v.* MILLER ET AL. C. A. D. C. Cir. Certiorari granted limited to Question 1 presented by the petition. Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, January 9, 1998. Brief of respondents is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, February 6, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday,

March 6, 1998. This Court's Rule 29.2 does not apply. Reported below: 108 F. 3d 1415.

No. 97–581. PENNSYLVANIA BOARD OF PROBATION AND PAROLE *v.* SCOTT. Sup. Ct. Pa. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted limited to Question 1 presented by the petition. In addition to this question, the parties are invited to brief and argue the following question: "Must a search of a parolee's residence be based on reasonable suspicion to be valid under the Fourth Amendment where the parolee has consented to searches as a condition of his parole?" Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, January 9, 1998. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, February 6, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, March 6, 1998. This Court's Rule 29.2 does not apply. Reported below: 548 Pa. 418, 698 A. 2d 32.

Certiorari Denied

No. 97–6860 (A–388). WILLIAMS *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: 253 Neb. 111, 568 N. W. 2d 246.

DECEMBER 1, 1997

Miscellaneous Orders

No. D–1876. IN RE DISBARMENT OF GERMAIN. Thomas M. Germain, of Windsor, Conn., 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–1877. IN RE DISBARMENT OF POLLAN. Steven E. Pollan, of South Orange, 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.

No. D–1878. IN RE DISBARMENT OF KERSNER. Steven P. Kersner, of Washington, D. 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–1879. IN RE DISBARMENT OF BERNSTEIN. Louis H. Bernstein, of Santa Monica, 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. M–27. WESTERN MOHEGAN TRIBE AND NATION OF NEW YORK *v.* UNITED STATES ET AL. Motion seeking leave to invoke the Court's original jurisdiction denied.

No. M–28. LONG *v.* FUND MANAGER ET AL. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. 120, Orig. NEW JERSEY *v.* NEW YORK. Motion of Western Mohegan Tribe and Nation of New York for leave to file a brief as *amicus curiae* denied. [For earlier order herein, see, *e. g.*, *ante*, p. 911.]

No. 96–827. CRAWFORD-EL *v.* BRITTON. C. A. D. C. Cir. [Certiorari granted, 520 U. S. 1273.] Motion of respondent for reallocation of oral argument time granted, and the time is to be divided as follows: 20 minutes for respondent and 10 minutes for the Solicitor General as *amicus curiae.*

No. 96–1337. COUNTY OF SACRAMENTO ET AL. *v.* LEWIS ET AL., PERSONAL REPRESENTATIVES OF THE ESTATE OF LEWIS, DECEASED. C. A. 9th Cir. [Certiorari granted, 520 U. S. 1250.] Motion of Gabriel Torres et al. for leave to participate in oral argument as *amici curiae* and for divided argument denied.

No. 96–1768. FELTNER *v.* COLUMBIA PICTURES TELEVISION, INC. C. A. 9th Cir. [Certiorari granted, 521 U. S. 1151.] Motion of Howard B. Abrams for leave to file a brief as *amicus curiae* granted.

No. 96–8732. EDWARDS ET AL. *v.* UNITED STATES. C. A. 7th Cir. [Certiorari granted, *ante*, p. 931.] Motion for appointment of counsel granted, and it is ordered that Steven Shobat, Esq., of Chicago, Ill., be appointed to serve as counsel for petitioner Karl V. Fort in this case.

No. 96–9413. IN RE TYLER; and

No. 96–9513. ARTEAGA *v.* CALIFORNIA. C. A. 9th Cir. Motions of petitioners for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 804] denied.

No. 97–303. HUMANA INC. ET AL. *v.* FORSYTH ET AL. C. A. 9th Cir. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 97–6272. VRETTOS *v.* PLAINFIELD POST OFFICE ET AL. C. A. 3d Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until December 22, 1997, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. 97–755. IN RE SMITH;

No. 97–6596. IN RE MYERS;

No. 97–6645. IN RE BOHNKE; and

No. 97–6676. IN RE GRAVES. Petitions for writs of habeas corpus denied.

No. 97–6141. IN RE RELIFORD;

No. 97–6162. IN RE SNAVELY;

No. 97–6251. IN RE SANDERS; and

No. 97–6274. IN RE OKOLO. Petitions for writs of mandamus denied.

Certiorari Denied

No. 96–8868. CANTU *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied. Reported below: 939 S. W. 2d 627.

No. 97–129. SAWYER, JUDGE, JACKSON COUNTY CIRCUIT COURT *v.* OREGON EX REL. HUDDLESTON, DISTRICT ATTORNEY OF JACKSON COUNTY. Sup. Ct. Ore. Certiorari denied. Reported below: 324 Ore. 597, 932 P. 2d 1145.

No. 97–151. CHRISTIAN ET AL. *v.* CITY OF GLADSTONE. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 929.

No. 97–308. PIKEVILLE UNITED METHODIST HOSPITAL OF KENTUCKY, INC. *v.* UNITED STEELWORKERS OF AMERICA, AFL–CIO, ET AL. C. A. 6th Cir. Certiorari denied.

No. 97–326. Orleans Parish School Board *v.* United States Gypsum Co. et al. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 66.

No. 97–328. Truth Seeker Co., Inc., et al. *v.* Jackson et al. C. A. 9th Cir. Certiorari denied. Reported below: 105 F. 3d 665.

No. 97–335. Vander Zee *v.* Reno, Attorney General, et al. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 1477.

No. 97–339. Michigan Mutual Insurance Co., Subrogee of Center Manufacturing, Inc. *v.* Osram Sylvania, Inc., fka GTE Products Corp. C. A. 6th Cir. Certiorari denied. Reported below: 111 F. 3d 131.

No. 97–346. Zeta Chi Fraternity *v.* New Hampshire. Sup. Ct. N. H. Certiorari denied. Reported below: 142 N. H. 16, 696 A. 2d 530.

No. 97–355. Finerty et al. *v.* National Labor Relations Board. C. A. D. C. Cir. Certiorari denied. Reported below: 113 F. 3d 1288.

No. 97–359. Greenwood et al. *v.* Societe Francaise de Transportes Maritime et al. C. A. 5th Cir. Certiorari denied. Reported below: 111 F. 3d 1239.

No. 97–367. Lumpkin *v.* Brown, Mayor, City and County of San Francisco, et al. C. A. 9th Cir. Certiorari denied. Reported below: 109 F. 3d 1498.

No. 97–373. Van Poyck *v.* Florida. Sup. Ct. Fla. Certiorari denied. Reported below: 694 So. 2d 686.

No. 97–403. Johnson, Individually and on Behalf of All Present and Future Inmates of the Texas Department of Criminal Justice, Institutional Division *v.* Rodriguez, Chairman, Texas Board of Pardons and Paroles, et al. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 299.

No. 97–435. Ritter et ux. *v.* Ross, Rock County Treasurer, et al. Ct. App. Wis. Certiorari denied. Reported below: 207 Wis. 2d 477, 558 N. W. 2d 909.

No. 97–439. JARRETT *v.* GREEN, PERSONAL REPRESENTATIVE OF THE ESTATE OF GREEN, DECEASED, ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 111 F. 3d 1295.

No. 97–503. JOHNSON ET AL. *v.* KNOWLES ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1114.

No. 97–504. FORSYTH ET AL. *v.* HUMANA INC. ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 1467.

No. 97–508. DOUG MOCKETT & CO., INC. *v.* PLUMLEY. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–514. CADLE CO. *v.* JOHNSON. Ct. Civ. App. Ala. Certiorari denied. Reported below: 690 So. 2d 558.

No. 97–528. GUNERATNE *v.* ST. MARY'S HOSPITAL. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 3.

No. 97–533. SHELL OIL CO. *v.* STUDIENGESELLSCHAFT KOHLE M. B. H. C. A. Fed. Cir. Certiorari denied. Reported below: 112 F. 3d 1561.

No. 97–539. IRELAND *v.* TUNIS ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 113 F. 3d 1435.

No. 97–540. ZYZY, INC., ET AL. *v.* CITY OF EAGLE PASS ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 120 F. 3d 265.

No. 97–542. DIXSON *v.* RUFF, TRUSTEE. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 491.

No. 97–544. NOVA DESIGNS, INC., DBA PERFORMANCE DIVER *v.* ELECTRONICS INSTRUMENTATION & TECHNOLOGY, INC., ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 1195.

No. 97–546. FIGTER LTD. *v.* TEACHERS INSURANCE AND ANNUITY ASSOCIATION OF AMERICA. C. A. 9th Cir. Certiorari denied. Reported below: 118 F. 3d 635.

No. 97–547. CASEY *v.* ARIZONA MAIL ORDER ET AL. Ct. App. Ariz. Certiorari denied.

No. 97–549. DAVIS *v.* BOARD OF ASSESSORS OF THE TOWN OF RAYNHAM. App. Ct. Mass. Certiorari denied. Reported below: 42 Mass. App. 1121, 680 N. E. 2d 132.

No. 97–551. BARGE ET UX. *v.* ST. PAUL FIRE & MARINE INSURANCE CO. Ct. App. Ga. Certiorari denied. Reported below: 225 Ga. App. 392, 483 S. E. 2d 883.

No. 97–553. HALL *v.* ATLANTA PUBLIC SCHOOL SYSTEM. C. A. 11th Cir. Certiorari denied. Reported below: 112 F. 3d 1173.

No. 97–554. TUCKER *v.* OUTWATER. C. A. 2d Cir. Certiorari denied. Reported below: 118 F. 3d 930.

No. 97–556. SUNDSTRAND CORP. *v.* BLACKBURN ET UX. C. A. 7th Cir. Certiorari denied. Reported below: 115 F. 3d 493.

No. 97–560. RIDDER *v.* CITY OF SPRINGFIELD ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 108 F. 3d 1377.

No. 97–561. SPAIN ET AL. *v.* HASEOTES ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 116 F. 3d 464.

No. 97–562. BILLIOT ET UX. *v.* LOUISIANA IN THE INTEREST OF BILLIOT ET AL. 32d Jud. Dist. Ct. La., Terrebonne Parish. Certiorari denied.

No. 97–563. FORMAN ET AL. *v.* CITY OF RICHMOND ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 104 F. 3d 950.

No. 97–565. MEDINA ET AL. *v.* MILLER, AGENT, CALIFORNIA DEPARTMENT OF JUSTICE, BUREAU OF NARCOTICS, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 1195.

No. 97–566. RUBINSTEIN *v.* RAMAPO COLLEGE ET AL. Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–572. CYR ET AL. *v.* CITY OF DALLAS ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1180.

No. 97–574. TINSLEY *v.* TRW INC. ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1232.

No. 97–578. TORRES *v.* PISANO ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 116 F. 3d 625.

No. 97–588. HARRIS *v.* NEW JERSEY. Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–592. CAMOSCIO *v.* QUIROGA ET AL. App. Ct. Mass. Certiorari denied. Reported below: 43 Mass. App. 1104, 681 N. E. 2d 899.

No. 97–598. MUEGLER *v.* HARRE ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 113 F. 3d 909.

No. 97–599. DOE, BY AND THROUGH HIS PARENTS AND NEXT FRIENDS, DOE ET VIR *v.* BOARD OF EDUCATION OF OAK PARK & RIVER FOREST HIGH SCHOOL DISTRICT 200 ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 115 F. 3d 1273.

No. 97–608. REDNER *v.* CITY OF TAMPA ET AL. Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 696 So. 2d 361.

No. 97–609. HOWARD *v.* GAUGHAN. Sup. Ct. Va. Certiorari denied.

No. 97–616. BONANNO *v.* DEPARTMENT OF LABOR. C. A. 2d Cir. Certiorari denied.

No. 97–624. CERCEO ET AL. *v.* SHMIDHEISER. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 1175.

No. 97–630. BLUEPRINT ENGINES, INC. *v.* JADAIR INC. ET AL. Sup. Ct. Wis. Certiorari denied. Reported below: 209 Wis. 2d 187, 562 N. W. 2d 401.

No. 97–665. SPIEGEL *v.* RABINOVITZ. C. A. 7th Cir. Certiorari denied. Reported below: 121 F. 3d 251.

No. 97–667. MILLER *v.* SILVERSTEIN ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 122 F. 3d 1056.

No. 97–685. WAITE *v.* CARPENTER ET AL. Ct. App. Neb. Certiorari denied. Reported below: 5 Neb. App. xlviii.

No. 97–695. FARIA *v.* CLARK, TAX ADMINISTRATOR OF RHODE ISLAND. Dist. Ct. R. I. Certiorari denied.

No. 97–713. DONOVAN *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 104 F. 3d 362.

No. 97–716. MAYO *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 97–718. REYNOLDS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 71.

No. 97–724. MARCELLO ET AL. *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 120 F. 3d 1338.

No. 97–725. AMER ET UX. *v.* MICHIGAN FAMILY INDEPENDENCE AGENCY. Ct. App. Mich. Certiorari denied.

No. 97–728. HALL *v.* HIPPS, JACKSON COUNTY DISTRICT ATTORNEY, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 261.

No. 97–732. STEAGALL *v.* UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF ILLINOIS, ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 119 F. 3d 506.

No. 97–734. SMITH *v.* LANG. C. A. 7th Cir. Certiorari denied. Reported below: 114 F. 3d 1192.

No. 97–736. GENTRY *v.* TENNESSEE. Sup. Ct. Tenn. Certiorari denied.

No. 97–739. MONTAGUE *v.* WEST, SECRETARY OF THE ARMY, ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 121 F. 3d 713.

No. 97–5328. COX *v.* PENNSYLVANIA. Sup. Ct. Pa. Certiorari denied. Reported below: 546 Pa. 515, 686 A. 2d 1279.

No. 97–5699. JIMENEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 111 F. 3d 139.

No. 97–5727. LUGO *v.* UNITED STATES. Ct. App. D. C. Certiorari denied.

No. 97–5732. HODGES *v.* TENNESSEE. Sup. Ct. Tenn. Certiorari denied. Reported below: 944 S. W. 2d 346.

No. 97–5742. SKILLICORN *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 944 S. W. 2d 877.

No. 97–5757. GRAVETTE *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 392.

No. 97–5784. COOK *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 97–5794. ALSTON *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 112 F. 3d 32.

No. 97–5846. BURGESS *v.* ILLINOIS. Sup. Ct. Ill. Certiorari denied. Reported below: 176 Ill. 2d 289, 680 N. E. 2d 357.

No. 97–5891. TRAWICK *v.* ALABAMA. Sup. Ct. Ala. Certiorari denied. Reported below: 698 So. 2d 162.

No. 97–5903. GREENE *v.* GEORGIA. Sup. Ct. Ga. Certiorari denied. Reported below: 268 Ga. 47, 485 S. E. 2d 741.

No. 97–5995. NORDE *v.* WARD ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 104 F. 3d 349.

No. 97–6087. FORE *v.* DENNY'S INC. ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 516.

No. 97–6088. PYLES ET VIR *v.* OCI MORTGAGE CORP. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1251.

No. 97–6093. CHILDERS *v.* OHIO. Ct. App. Ohio, Franklin County. Certiorari denied.

No. 97–6104. JAMES *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 695 So. 2d 1229.

No. 97–6113. ALI *v.* UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA. C. A. 9th Cir. Certiorari denied.

No. 97–6117. MATHIS *v.* CIAMBRONE ET AL. C. A. 7th Cir. Certiorari denied.

No. 97–6118. LONG *v.* OHIO. Ct. App. Ohio, Hamilton County. Certiorari denied.

No. 97–6125. HANSON *v.* PENNSYLVANIA. Sup. Ct. Pa. Certiorari denied. Reported below: 548 Pa. 625, 693 A. 2d 966.

No. 97–6128. RIVERA *v.* AROCHO. C. A. 11th Cir. Certiorari denied.

No. 97–6131. MAXWELL *v.* SAENZ ET AL. C. A. 6th Cir. Certiorari denied.

No. 97–6133. WHEELER LLOYD *v.* PRUDENTIAL INSURANCE COMPANY OF AMERICA ET AL. C. A. 2d Cir. Certiorari denied.

No. 97–6134. BARKER *v.* GOMEZ, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 120 F. 3d 268.

No. 97–6140. CLICK *v.* ALABAMA. Ct. Crim. App. Ala. Certiorari denied. Reported below: 695 So. 2d 209.

No. 97–6144. KOON *v.* LOUISIANA. Sup. Ct. La. Certiorari denied. Reported below: 704 So. 2d 756.

No. 97–6145. JOHNSON *v.* JOHNSON ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 112 F. 3d 513.

No. 97–6157. EDWARDS *v.* CARLSON, JUDGE, UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MICHIGAN. C. A. 6th Cir. Certiorari denied.

No. 97–6158. GALBREATH *v.* NEW YORK CITY BOARD OF EDUCATION. C. A. 2d Cir. Certiorari denied. Reported below: 111 F. 3d 123.

No. 97–6166. BURCH *v.* MARYLAND. Ct. App. Md. Certiorari denied. Reported below: 346 Md. 253, 696 A. 2d 443.

No. 97–6169. YOUNG *v.* MOORE, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1233.

No. 97–6170. TYLER *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 346 N. C. 187, 485 S. E. 2d 599.

No. 97–6172. WOODS *v.* CNA INSURANCE CO. ET AL. Ct. App. Tenn. Certiorari denied.

No. 97–6173. WELLS *v.* WELLS. Ct. App. Colo. Certiorari denied.

No. 97–6178. SEUFFER *v.* ILLINOIS. Sup. Ct. Ill. Certiorari denied.

No. 97–6181. DAVIS *v.* ARIZONA. Ct. App. Ariz. Certiorari denied.

No. 97–6189. HESLOP *v.* MORTON ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–6191. PRITCHETT *v.* PITCHER, WARDEN. C. A. 6th Cir. Certiorari denied. Reported below: 117 F. 3d 959.

No. 97–6192. SIVAK *v.* IDAHO ET AL. Sup. Ct. Idaho. Certiorari denied.

No. 97–6194. MARTINEZ ET AL. *v.* MICHIGAN. C. A. 6th Cir. Certiorari denied. Reported below: 117 F. 3d 1420.

No. 97–6195. LEE *v.* ARKANSAS. Sup. Ct. Ark. Certiorari denied. Reported below: 327 Ark. 692, 942 S. W. 2d 231.

No. 97–6204. RICH *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 346 N. C. 50, 484 S. E. 2d 394.

No. 97–6208. RIJOS *v.* DELTA AIRLINES, INC. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 17.

No. 97–6209. MOSLEY *v.* NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION. C. A. 8th Cir. Certiorari denied.

No. 97–6210. LOYA *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 284 Ill. App. 3d 1121, 708 N. E. 2d 1276.

No. 97–6212. MASON *v.* HERALD MAIL CO.; and MASON *v.* CREEDEN. C. A. 4th Cir. Certiorari denied. Reported below: 108 F. 3d 1372.

No. 97–6224. MCCARTNEY *v.* LOUISIANA. Ct. App. La., 3d Cir. Certiorari denied. Reported below: 684 So. 2d 416.

No. 97–6229. TYLER *v.* UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA. C. A. 8th Cir. Certiorari denied.

No. 97–6230. YORK *v.* LARKINS, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS. C. A. 3d Cir. Certiorari denied.

No. 97–6234. AYALA *v.* NEW YORK. Ct. App. N. Y. Certiorari denied. Reported below: 90 N. Y. 2d 490, 685 N. E. 2d 492.

No. 97–6237. OWEN *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 696 So. 2d 715.

No. 97–6238. JONES *v.* ARKANSAS. Sup. Ct. Ark. Certiorari denied. Reported below: 329 Ark. 62, 947 S. W. 2d 339.

No. 97–6240. POWELL *v.* WAL-MART, INC. Ct. App. La., 3d Cir. Certiorari denied. Reported below: 692 So. 2d 544.

No. 97–6241. BIROS *v.* OHIO. Sup. Ct. Ohio. Certiorari denied. Reported below: 78 Ohio St. 3d 426, 678 N. E. 2d 891.

No. 97–6244. GRIFFIN *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 2d Cir. Certiorari denied. Reported below: 108 F. 3d 1369.

No. 97–6247. GRIFFIN *v.* LEHMAN, COMMISSIONER, PENNSYLVANIA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 187.

No. 97–6253. SMITH *v.* OHIO DEPARTMENT OF HUMAN SERVICES. Ct. App. Ohio, Clermont County. Certiorari denied. Reported below: 115 Ohio App. 3d 755, 686 N. E. 2d 320.

No. 97–6260. LABANKOFF ET AL. *v.* PAGE ET AL. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 97–6262. JAMHOURY *v.* DRAKE ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–6263. JORDAN *v.* WITHROW, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–6264. PREWITT *v.* HUGGINS ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–6271. WATERS *v.* DORMIRE, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL CENTER, ET AL. C. A. 8th Cir. Certiorari denied.

No. 97–6276. LANCASTER *v.* FLORIDA. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 697 So. 2d 859.

No. 97–6277. MONROE *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 1073.

No. 97–6297. FABIAN *v.* CITY OF MIAMI. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 1492.

No. 97–6302. BLANDINO *v.* NEVADA. Sup. Ct. Nev. Certiorari denied. Reported below: 113 Nev. 1613, 970 P. 2d 1093.

No. 97–6326. DEMAREY *v.* UNITED STATES ET AL. C. A. 6th Cir. Certiorari denied.

No. 97–6333. WADE *v.* WEST VIRGINIA. Sup. Ct. App. W. Va. Certiorari denied. Reported below: 200 W. Va. 637, 490 S. E. 2d 724.

No. 97–6336. SCOTT *v.* GOORD, COMMISSIONER, NEW YORK DEPARTMENT OF CORRECTIONAL SERVICES, ET AL. C. A. 2d Cir. Certiorari denied.

No. 97–6340. JOHNSON *v.* WOODS, WARDEN. C. A. 5th Cir. Certiorari denied.

No. 97–6356. SMITH *v.* CALIFORNIA. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 717.

No. 97–6359. QUINN *v.* WEST VIRGINIA. Sup. Ct. App. W. Va. Certiorari denied. Reported below: 200 W. Va. 432, 490 S. E. 2d 34.

No. 97–6363. ATLEY, AKA SEMENIUK *v.* IOWA. Sup. Ct. Iowa. Certiorari denied. Reported below: 564 N. W. 2d 817.

No. 97–6384. LONGEST *v.* DALTON, SECRETARY OF THE NAVY, ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 204.

No. 97–6387. ROMAN *v.* DEPARTMENT OF THE ARMY. C. A. Fed. Cir. Certiorari denied. Reported below: 121 F. 3d 728.

No. 97–6391. FORMICA *v.* TOWN OF HUNTINGTON ET AL. C. A. 2d Cir. Certiorari denied.

No. 97–6399. MITCHELL *v.* JUVENILE DEPARTMENT OF MULTNOMAH COUNTY, OREGON. Sup. Ct. Ore. Certiorari denied. Reported below: 325 Ore. 479, 940 P. 2d 518.

No. 97–6403. TUCKER *v.* SOUTH CAROLINA ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 1177.

No. 97–6406. EIDSON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 108 F. 3d 1336.

No. 97–6415. COSGROVE *v.* SEARS, ROEBUCK & CO. C. A. 2d Cir. Certiorari denied. Reported below: 104 F. 3d 355.

No. 97–6421. STEPHENS *v.* WIDNALL, SECRETARY OF THE AIR FORCE. C. A. D. C. Cir. Certiorari denied.

No. 97–6425. SMITH *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 478.

No. 97–6430. DUDONIS *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–6450. HEINEMANN *v.* THE POCAHONTAS TIMES ET AL. Sup. Ct. App. W. Va. Certiorari denied.

No. 97–6451. DUNN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 120 F. 3d 269.

No. 97–6468. SMITH *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 122 F. 3d 1064.

No. 97–6469. CRAWFORD *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 121 F. 3d 710.

No. 97–6470. CONSTABLE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1074.

No. 97–6473. SOLOMON *v.* DOLAN, ACTING COMMISSIONER OF INTERNAL REVENUE. C. A. 2d Cir. Certiorari denied. Reported below: 113 F. 3d 1230.

No. 97–6475. REED *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–6478. HAWKINS *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 189.

No. 97–6484. SIMPSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 263.

No. 97–6495. MARTINEZ *v.* SLATER, SECRETARY OF TRANSPORTATION. C. A. 10th Cir. Certiorari denied. Reported below: 124 F. 3d 217.

No. 97–6498. WILLIAMS *v.* CUNNINGHAM, SHERIFF DEPUTY, VENTURA COUNTY, CALIFORNIA, ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–6500. PALMER *v.* UNITED STATES. Ct. App. D. C. Certiorari denied.

No. 97–6506. PAUL *v.* MCFADIN, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 117 F. 3d 1428.

No. 97–6507. ROBINSON *v.* UNITED STATES. Ct. App. D. C. Certiorari denied.

No. 97–6512. ARZOLA-ANAYA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 121 F. 3d 723.

No. 97–6514. GUTMANS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 1491.

No. 97–6521. ADAMS *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 189.

No. 97–6522. OGIKE *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–6523. FONT RAMIREZ *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied.

No. 97–6524. SPRUILL *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 118 F. 3d 221.

No. 97–6525. PERRY *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 718.

No. 97–6526. RIVERS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 121 F. 3d 1043.

No. 97–6529. RICHARDSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 116 F. 3d 473.

No. 97–6534. WILLIAMS ET AL. *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 139 F. 3d 902.

No. 97–6535. CLARK *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 97–6536. SHEPHERD *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 487.

No. 97–6539. SANDERS *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 189.

No. 97–6542. CANTILLO *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 121 F. 3d 721.

No. 97–6547. MEYERS *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 95 F. 3d 1475.

No. 97–6549. MONLLOR *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 718.

No. 97–6551. MORRISON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1020.

No. 97–6552. KONOP *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 122 F. 3d 1057.

No. 97–6556. STILES *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 116 F. 3d 481.

No. 97–6560. VARGAS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 116 F. 3d 195.

No. 97–6562. LAGOS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 108 F. 3d 1374.

No. 97–6563. COMER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 263.

No. 97–6569. ELAM *v.* FLORIDA ET AL. Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 689 So. 2d 1232.

No. 97–6570. GARCIA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 122 F. 3d 1078.

No. 97–6571. WRIGHT *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1265.

No. 97–6572. GRIFFIN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 1202.

No. 97–6577. SHORTER *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 114 F. 3d 1192.

No. 97–6578. BOVIE *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 120 F. 3d 271.

No. 97–6579. COTNER *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 189.

No. 97–6580. RAMIREZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 122 F. 3d 1067.

No. 97–6581. ROYBAL *v.* SHANKS, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 120 F. 3d 271.

No. 97–6585. MOSLEY *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 189.

No. 97–6588. GRAJALES-MONTOYA *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 117 F. 3d 356.

No. 97–6592. HAYS *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 120 F. 3d 271.

No. 97–6595. PECKHAM *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 114 F. 3d 758.

No. 97–6599. SLEPSKI *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 121 F. 3d 710.

No. 97–289. WOOD, SUPERINTENDENT, WALLA WALLA STATE PENITENTIARY *v.* JEFFRIES. C. A. 9th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 114 F. 3d 1484.

No. 97–478. STRUCTURAL FIBERS, INC., ET AL. *v.* KULCH. Sup. Ct. Ohio. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 78 Ohio St. 3d 134, 677 N. E. 2d 308.

No. 97–527. TRIPPETT *v.* FAGAN. C. A. 6th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 117 F. 3d 1420.

No. 97–557. PANGALOS *v.* PRUDENTIAL INSURANCE COMPANY OF AMERICA. C. A. 3d Cir. Motion of respondent for damages and costs pursuant to this Court's Rule 42.2 denied. Certiorari denied. Reported below: 118 F. 3d 1577.

Rehearing Denied

No. 96–1551. NATIONAL FEDERATION OF THE BLIND ET AL. *v.* DEPARTMENT OF VETERANS AFFAIRS ET AL., *ante*, p. 806;

No. 96–1794. SOON DUCK KIM ET AL. *v.* CITY OF NEW YORK., *ante*, p. 809;

No. 96–1887. ZSCHACH ET AL. *v.* LUCAS, PRENDERGAST, ALBRIGHT, GIBSON & NEWMAN ET AL., *ante*, p. 813;

No. 96–1896. GARDNER ET UX. *v.* UNITED STATES, *ante*, p. 907;

No. 96–1932. MAINIERO *v.* JORDAN, ADMINISTRATOR, WISCONSIN DEPARTMENT OF PROBATION AND PAROLE, ET AL., *ante*, p. 816;

No. 96–1966. VALSAMIS, INC., ET AL. *v.* CORNHILL INSURANCE PLC ET AL., *ante*, p. 818;

No. 96–1967. AROMA MANUFACTURING, INC. *v.* ALTERNATIVE PIONEERING SYSTEMS, INC., DBA AMERICAN HARVEST (two judgments), *ante*, p. 818;

No. 96–8312. FAULKNER *v.* UNITED STATES, *ante*, p. 824;

No. 96–8897. NORVILLE ET UX. *v.* DELL CORP., *ante*, p. 826;

No. 96–8973. HUDSON-GARDNER *v.* SOUTH CAROLINA DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION ET AL., *ante*, p. 828;

No. 96–9065. SCHAFFER *v.* KIRKLAND ET AL., *ante*, p. 830;

No. 96–9155. WILLIAMS *v.* BORG, WARDEN, ET AL., *ante*, p. 833;

No. 96–9167. HUGHES *v.* CITY OF CLEVELAND, *ante*, p. 833;

No. 96–9202. SIEGEL *v.* CALIFORNIA FEDERAL BANK, *ante*, p. 835;

No. 96–9282. SCHEXNAYDER *v.* LOUISIANA, *ante*, p. 839;

No. 96–9319. DE LA VEGA *v.* CHATER, COMMISSIONER OF SOCIAL SECURITY, *ante*, p. 842;

No. 96–9322. HERBERT *v.* CAIN, WARDEN, ET AL., *ante*, p. 842;

No. 96–9341. IN RE REIMAN, *ante*, p. 805;

No. 96–9356. WILSON *v.* GRANT ET AL., *ante*, p. 844;

No. 96–9366. FLYNN *v.* UNITED STATES, *ante*, p. 844;

No. 96–9421. BAZILE *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, *ante*, p. 848;

No. 96–9436. BROWN *v.* MISSISSIPPI, *ante*, p. 849;

No. 96–9453. LAFOUNTAIN *v.* CARUSO, *ante*, p. 850;

No. 96–9457. THROWER *v.* ANDERSON, WARDEN, *ante*, p. 850;

No. 96–9553. GRAHAM *v.* TURPIN, WARDEN, ET AL., *ante*, p. 855;

No. 97–9. HONEYWELL, INC., ET AL. *v.* MINNESOTA LIFE AND HEALTH INSURANCE GUARANTY ASSN., *ante*, p. 858;

No. 97–55. KEATING, GOVERNOR OF OKLAHOMA, ET AL. *v.* OKLAHOMA EX REL. OKLAHOMA TAX COMMISSION, *ante*, p. 908;

No. 97–136. GUSTILO ET AL. *v.* MARAVILLA GUSTILO, INDIVIDUALLY AND AS FORMER ADMINISTRATRIX OF THE ESTATE OF GUSTILO, DECEASED, AND AS GUARDIAN OF MARAVILLA GUSTILO, ET AL., *ante*, p. 864;

No. 97–168. BELL *v.* NEW JERSEY ET AL., *ante*, p. 866;

No. 97–182. BELL, T/A WES OUTDOOR ADVERTISING CO. *v.* NEW JERSEY DEPARTMENT OF TRANSPORTATION (two judgments), *ante*, p. 866;

No. 97–198. CORNISH *v.* DISTRICT OF COLUMBIA BOARD ON PROFESSIONAL RESPONSIBILITY, *ante*, p. 867;

No. 97–425. BELL, T/A WES OUTDOOR ADVERTISING CO. *v.* NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION, *ante*, p. 933;

No. 97–5004. QUEVADO *v.* BALDOR ET AL., *ante*, p. 870;

No. 97–5069. POYNTON *v.* UNITED STATES ET AL., *ante*, p. 874;

No. 97–5201. PRIBYTKOV *v.* NEW JERSEY INSTITUTE OF TECHNOLOGY, *ante*, p. 881;

No. 97–5213. FILIPOS *v.* FILIPOS, *ante*, p. 882;

No. 97–5287. BROACHWALA *v.* ILLINOIS, *ante*, p. 886;

No. 97–5308. RAMEY-GILLIS *v.* KAISER PERMANENTE, *ante*, p. 887;

No. 97–5314. CSORBA *v.* VARO, INC., *ante*, p. 887;

No. 97–5353. CSORBA *v.* ITT AEROSPACE/COMMUNICATIONS DIVISION, DIVISION OF ITT DEFENSE & ELECTRONICS, INC., *ante*, p. 889;

No. 97–5509. FARMER *v.* UNITED STATES, *ante*, p. 897;

No. 97–5560. HARRIS *v.* WHITE, WARDEN, ET AL., *ante*, p. 899;

No. 97–5630. MALAKI *v.* YAZDI, *ante*, p. 901;

No. 97–5677. ARTEAGA *v.* UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT, *ante*, p. 935; and

No. 97–5682. IN RE GRAVES, *ante*, p. 805. Petitions for rehearing denied.

DECEMBER 2, 1997

Dismissal Under Rule 46

No. 96–679. PISCATAWAY TOWNSHIP BOARD OF EDUCATION *v.* TAXMAN. C. A. 3d Cir. [Certiorari granted, 521 U. S. 1117.] Writ of certiorari dismissed under this Court's Rule 46.1.

Certiorari Denied

No. 97–847 (A–389). SATCHER *v.* PRUETT, WARDEN. 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: 126 F. 3d 561.

No. 97–6939 (A–393). WILLIAMS *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. Reported below: 130 F. 3d 333.

DECEMBER 5, 1997

Certiorari Granted

No. 96–1866. GEBSER ET AL. *v.* LAGO VISTA INDEPENDENT SCHOOL DISTRICT. C. A. 5th Cir. Certiorari granted. Brief of petitioners is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, January 16, 1998. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, February 13, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, March, 13, 1998. This Court's Rule 29.2 does not apply. Reported below: 106 F. 3d 1223.

No. 97–391. CALDERON, WARDEN, ET AL. *v.* ASHMUS, INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED. C. A. 9th Cir. Motion of Criminal Justice Legal Foundation for leave to file a brief as *amicus curiae* granted. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted limited to Questions 1 and 2 presented by the petition. Brief of petitioners is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, January 16, 1998. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, February 13, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, March, 13, 1998. This Court's Rule 29.2 does not apply. Reported below: 123 F. 3d 1199.

DECEMBER 8, 1997

Certiorari Granted—Vacated and Remanded

No. 96–8876. LINEHAN *v.* MINNESOTA ET AL. (two judgments). Sup. Ct. Minn. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgments vacated, and case remanded for further consideration in light of *Kansas* v. *Hendricks*, 521 U. S. 346 (1997). Reported below: 557 N. W. 2d 171 (first judgment) and 167 (second judgment).

No. 97–309. AMERICAN BIBLE SOCIETY ET AL. *v.* RICHIE, GUARDIAN OF THE ESTATE OF PETER; and

No. 97–314. AMERICAN COUNCIL ON GIFT ANNUITIES ET AL. *v.* RICHIE, GUARDIAN OF THE ESTATE OF PETER. C. A. 5th Cir. Certiorari granted, judgment vacated, and cases remanded for

further consideration in light of the Charitable Donation Antitrust Immunity Act of 1997, Pub. L. 105–26, 111 Stat. 241. Reported below: 110 F. 3d 1082.

No. 97–5901. HODGKISS *v.* UNITED STATES. C. A. 5th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Bailey* v. *United States*, 516 U. S. 137 (1995). Reported below: 116 F. 3d 116.

Miscellaneous Orders

No. D–1839. IN RE DISBARMENT OF SARANELLO. Disbarment entered. [For earlier order herein, see 521 U. S. 1147.]

No. D–1841. IN RE DISBARMENT OF SEGAL. Disbarment entered. [For earlier order herein, see 521 U. S. 1147.]

No. D–1842. IN RE DISBARMENT OF STEWARD. Disbarment entered. [For earlier order herein, see 521 U. S. 1147.]

No. D–1845. IN RE DISBARMENT OF KADISH. Disbarment entered. [For earlier order herein, see 521 U. S. 1148.]

No. D–1847. IN RE DISBARMENT OF WOLHAR. Disbarment entered. [For earlier order herein, see 521 U. S. 1148.]

No. D–1848. IN RE DISBARMENT OF GILLERAN. Disbarment entered. [For earlier order herein, see 521 U. S. 1148.]

No. D–1849. IN RE DISBARMENT OF PICKETT. Disbarment entered. [For earlier order herein, see 521 U. S. 1148.]

No. D–1850. IN RE DISBARMENT OF MARCUS. Disbarment entered. [For earlier order herein, see 521 U. S. 1149.]

No. D–1880. IN RE DISBARMENT OF JOHNSON. Michael Richards Johnson, of Newark, Ohio, 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–1881. IN RE DISBARMENT OF DICE. Michael R. Dice, of Denver, 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. D–1882. IN RE DISBARMENT OF PAPSIDERO. John F. Papsidero, of Buffalo, 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–1883. IN RE DISBARMENT OF FIERER. Robert G. Fierer, of Atlanta, Ga., 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–1884. IN RE DISBARMENT OF BLOODWORTH. John David Jones Bloodworth, of Suwanee, Ga., 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–12. ALVORD *v.* FLORIDA. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner denied.

No. M–29. HATCH *v.* MCKENZIE ET AL. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. M–30. GONZALEZ *v.* UNITED STATES. Motion to direct the Clerk to file petition for writ of certiorari out of time under this Court's Rule 14.5 denied.

No. 96–1581. SOUTH DAKOTA *v.* YANKTON SIOUX TRIBE ET AL. C. A. 8th Cir. [Certiorari granted, 520 U. S. 1263.] Motion of respondent Yankton Sioux Tribe to strike supplemental brief of respondent Southern Missouri Waste Management District granted.

No. 96–1584. CAMPBELL *v.* LOUISIANA. Ct. App. La., 3d Cir. [Certiorari granted, 521 U. S. 1151.] Motion of the parties to expand the record granted.

No. 96–8732. EDWARDS ET AL. *v.* UNITED STATES. C. A. 7th Cir. [Certiorari granted, *ante,* p. 931.] Motion for appointment of counsel granted, and it is ordered that Robert A. Handelsman, Esq., of Chicago, Ill., be appointed to serve as counsel for peti-

tioner Joseph Tidwell in this case. Motion for appointment of counsel granted, and it is ordered that Mark D. DeBofsky, Esq., of Chicago, Ill., be appointed to serve as counsel for petitioner Reynolds Wintersmith in this case.

No. 97–215. CALDERON, WARDEN *v.* THOMPSON. C. A. 9th Cir. [Certiorari granted, 521 U. S. 1136 and 1140.] Motion for appointment of counsel granted, and it is ordered that Andrew S. Love, Esq., of San Francisco, Cal., be appointed to serve as counsel for respondent in this case.

No. 97–6723. IN RE KING. Petition for writ of habeas corpus denied.

No. 97–6287. IN RE SNAVELY. Petition for writ of mandamus denied.

No. 97–6283. IN RE WEATTER. Petition for writ of mandamus and/or prohibition denied.

No. 97–6594. IN RE RUTHERFORD. Petition for writ of prohibition denied.

Certiorari Denied

No. 96–1009. GOODHART ET AL. *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 89 F. 3d 1461.

No. 96–1346. PARADIES ET AL. *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 98 F. 3d 1266.

No. 96–7960. MARMOLEJO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 89 F. 3d 1185.

No. 96–9293. CROW *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 110 F. 3d 793.

No. 97–378. MAIER ET AL. *v.* ENVIRONMENTAL PROTECTION AGENCY ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 114 F. 3d 1032.

No. 97–532. PACESETTER CONSTRUCTION CO., INC. *v.* CARPENTERS 46 NORTHERN CALIFORNIA COUNTIES CONFERENCE BOARD. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 436.

No. 97–537. LOPEZ *v.* RICCA-STROUD. C. A. 7th Cir. Certiorari denied. Reported below: 116 F. 3d 1191.

No. 97–582. TRUSTEES OF BOSTON UNIVERSITY *v.* LINKAGE CORP. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 425 Mass. 1, 679 N. E. 2d 191.

No. 97–597. NAVARRO *v.* FUJI HEAVY INDUSTRIES, LTD. C. A. 7th Cir. Certiorari denied. Reported below: 117 F. 3d 1027.

No. 97–601. FEDERAL ELECTION COMMISSION *v.* WILLIAMS. C. A. 9th Cir. Certiorari denied. Reported below: 104 F. 3d 237.

No. 97–604. TANIK *v.* SOUTHERN METHODIST UNIVERSITY ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 775.

No. 97–610. KRAMER *v.* NEW JERSEY SUPREME COURT ET AL. Sup. Ct. N. J. Certiorari denied. Reported below: 149 N. J. 19, 691 A. 2d 816.

No. 97–611. GRAVES *v.* VESUVIUS USA. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1184.

No. 97–612. ANNE ARUNDEL COUNTY, MARYLAND *v.* ANDREWS ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 1175.

No. 97–615. TRUSERV CORP. *v.* CALIFORNIA EX REL. LUNGREN, ATTORNEY GENERAL, ET AL. Ct. App. Cal., 1st App. Dist. Certiorari denied. Reported below: 53 Cal. App. 4th 1373, 62 Cal. Rptr. 2d 368.

No. 97–620. SPENCER ESTATES ET AL. *v.* HENNEFER ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–621. OJAVAN INVESTORS, INC., ET AL. *v.* CALIFORNIA COASTAL COMMISSION ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 54 Cal. App. 4th 373, 62 Cal. Rptr. 2d 803.

No. 97–622. BOGART ET AL. *v.* CALIFORNIA COASTAL COMMISSION. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–623. DEKALB COUNTY SCHOOL DISTRICT ET AL. *v.* SCHRENKO, SUPERINTENDENT OF SCHOOLS FOR GEORGIA, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 109 F. 3d 680.

No. 97–628. MYERS, INDIVIDUALLY AND AS GUARDIAN AD LITEM FOR BENNETT ET AL. *v.* VENTURA COUNTY ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 1195.

No. 97–635. FORT SMITH RAILROAD CO. *v.* AMERICAN TRAIN DISPATCHERS DEPARTMENT OF THE BROTHERHOOD OF LOCOMOTIVE ENGINEERS. C. A. 7th Cir. Certiorari denied. Reported below: 121 F. 3d 267.

No. 97–640. AMERICAN CITIGAS CO. *v.* VORYS, SATER, SEYMOUR & PEASE. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 1190.

No. 97–645. PAYNE *v.* DEPARTMENT OF JUSTICE ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 704.

No. 97–666. PIERCE *v.* DEPARTMENT OF LABOR. C. A. 6th Cir. Certiorari denied. Reported below: 116 F. 3d 1481.

No. 97–672. BENJAMIN *v.* AROOSTOOK MEDICAL CENTER ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 113 F. 3d 1.

No. 97–675. BRADSHAW *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 7.

No. 97–696. FAFARMAN *v.* ENVIRONMENTAL PROTECTION AGENCY ET AL. C. A. D. C. Cir. Certiorari denied.

No. 97–697. HARRINGTON ET AL. *v.* HARRIS ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 359.

No. 97–712. MATHIS, SPECIAL ADMINISTRATOR FOR MATHIS, DECEASED *v.* FAIRMAN ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 120 F. 3d 88.

No. 97–760. ZWERLING *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 107 F. 3d 5.

No. 97–771. SEA-FONE, LTD. *v.* COMMUNICATIONS SATELLITE CORP. (COMSAT) ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 117 F. 3d 1414.

No. 97–778. HILL *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 1493.

No. 97–5282. POLLEY *v.* UNITED STATES; and
No. 97–5338. DAVENPORT *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 478.

No. 97–5607. MCMANUS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 704.

No. 97–5610. BOSCHETTI *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 1486.

No. 97–5612. GONZALEZ *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 110 F. 3d 647.

No. 97–5700. PASTOR-ALVAREZ *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 113 F. 3d 1230.

No. 97–5752. TALLEY *v.* HERMAN, SECRETARY OF LABOR, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1173.

No. 97–5936. JENNINGS *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 97–6233. TUCKER *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 115 F. 3d 276.

No. 97–6278. MCKELLIP *v.* SORRELL, ANDERSON, LEHRMAN, WANNER & THOMAS ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–6281. KOENIG *v.* MARYLAND ET AL. Ct. App. Md. Certiorari denied. Reported below: 344 Md. 497, 687 A. 2d 970.

No. 97–6282. CHRISTOPHER *v.* CIRCLE K CONVENIENCE STORES, INC., ET AL. Sup. Ct. Okla. Certiorari denied. Reported below: 937 P. 2d 77.

No. 97–6285. BROWNING *v.* CENTINELA HOSPITAL MEDICAL CENTER. C. A. 9th Cir. Certiorari denied. Reported below: 117 F. 3d 1424.

No. 97–6288. SHARP *v.* CALKINS ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 1188.

No. 97–6295. HOLT *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied. Reported below: 15 Cal. 4th 619, 937 P. 2d 213.

No. 97–6298. GORDON *v.* DETROIT PUBLIC SCHOOLS ET AL. Ct. App. Mich. Certiorari denied.

No. 97–6299. GOODING *v.* CORBETT, ATTORNEY GENERAL OF PENNSYLVANIA, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–6301. FLOURNOY *v.* BRANHAM ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 715.

No. 97–6303. HENLEY *v.* HANKS, SUPERINTENDENT, WABASH VALLEY CORRECTIONAL FACILITY. C. A. 7th Cir. Certiorari denied.

No. 97–6304. GILBERT *v.* MOTHERAL, JUDGE, DISTRICT COURT OF TEXAS, HARRIS COUNTY. Sup. Ct. Tex. Certiorari denied.

No. 97–6306. ERDMAN *v.* GRAYSON, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–6311. CAIN *v.* STEGALL, WARDEN, ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 111 F. 3d 131.

No. 97–6315. SMITH ET VIR *v.* ELLIOTT. Sup. Ct. Del. Certiorari denied. Reported below: 698 A. 2d 410.

No. 97–6317. THOMPSON *v.* JOHNSON, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–6318. WHITE *v.* FORTNER, SUPERINTENDENT, OKALOOSA CORRECTIONAL INSTITUTION, ET AL. Sup. Ct. Fla. Certiorari denied. Reported below: 687 So. 2d 1308.

No. 97–6322. NELSON *v.* PETERSON ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 4.

No. 97–6324. EDWARDS *v.* BREW. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1231.

No. 97–6327. DAVIS *v.* NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION. C. A. 8th Cir. Certiorari denied.

No. 97–6328. CALLOWAY *v.* ELO, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–6329. DUNKLEY *v.* NEW YORK. C. A. 2d Cir. Certiorari denied. Reported below: 122 F. 3d 1055.

No. 97–6331. BUCKNER *v.* TORO ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 450.

No. 97–6335. BECK *v.* VIRGINIA. Sup. Ct. Va. Certiorari denied. Reported below: 253 Va. 373, 484 S. E. 2d 898.

No. 97–6338. MOORE *v.* HARRIMAN CITY SCHOOLS ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 110 F. 3d 64.

No. 97–6339. MAYBERRY *v.* GABRY ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 123 F. 3d 909.

No. 97–6342. SPRING BROOK FIELD *v.* CITY OF ORLANDO. Cir. Ct. Orange County, Fla. Certiorari denied.

No. 97–6398. KIRBY *v.* BURTON, WARDEN, ET AL. C. A. 11th Cir. Certiorari denied.

No. 97–6424. SAMMONS *v.* KANSAS. Sup. Ct. Kan. Certiorari denied.

No. 97–6429. DELOR *v.* ATX TELECOMMUNICATION SERVICES. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 186.

No. 97–6433. TURNER *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 129 F. 3d 134.

No. 97–6434. TURNER *v.* UNITED STATES; TURNER *v.* DEPARTMENT OF JUSTICE; and TURNER *v.* INTERNAL REVENUE SERVICE ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 124 F. 3d 1309 (second judgment).

No. 97–6464. BAKER *v.* INDIANA. Ct. App. Ind. Certiorari denied. Reported below: 676 N. E. 2d 1111.

No. 97–6489. DENISON *v.* DAUPHIN COUNTY PRISON ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–6502. JOHNSON *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 116 F. 3d 480.

No. 97–6510. YOST *v.* HUFFMAN, WARDEN, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 512.

No. 97–6550. MAKOWSKI *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 120 F. 3d 1078.

No. 97–6554. ROMAN *v.* WASHINGTON, DIRECTOR, ILLINOIS DEPARTMENT OF CORRECTIONS. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 204.

No. 97–6559. ARCH *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied.

No. 97–6574. ROBINSON *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 189.

No. 97–6575. ROMERO *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 118 F. 3d 576 and 128 F. 3d 1198.

No. 97–6583. STOKES *v.* SCHNEIDER ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–6593. O'LEARY *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 120 F. 3d 271.

No. 97–6600. ORO-BARAHONA *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 122 F. 3d 1067.

No. 97–6603. MYERS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 123 F. 3d 350.

No. 97–6605. QUINTANILLA ET AL. *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 18.

No. 97–6606. CHESTER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 700.

No. 97–6607. CONLEY *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 125 F. 3d 851.

No. 97–6608. CEDENO ET AL. *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 1.

No. 97–6609. BYRD *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 770.

No. 97–6611. ACUNA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 121 F. 3d 721.

No. 97–6615. MCFATRIDGE *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 120 F. 3d 271.

No. 97–6617. RAMIREZ *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 124 F. 3d 221.

No. 97–6618. O'NEILL *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 123 F. 3d 813.

No. 97–6619. ROBINSON *v.* ORANGE COUNTY, FLORIDA. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 492.

No. 97–6621. CALL *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 113 F. 3d 1239.

No. 97–6622. CRAWFORD *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 129 F. 3d 1256.

No. 97–6623. OLIVER *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 124 F. 3d 221.

No. 97–6624. PARRISH *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 121 F. 3d 722.

No. 97–6627. CORBIN *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 121 F. 3d 710.

No. 97–6629. SMITH *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 122 F. 3d 1355.

No. 97–6631. BARONE *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 114 F. 3d 1284.

No. 97–6632. WHITLEY *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 1491.

No. 97–6637. WHYTE *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–6638. GRIDER *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 121 F. 3d 713.

No. 97–6639. GARNER *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 517.

No. 97–6640. BROADWATER *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 122 F. 3d 1078.

No. 97–6642. RODRIGUEZ-GUERRA *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 342.

No. 97–6651. MCDANIELS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 263.

No. 97–6652. LEE *v.* UNITED STATES. Ct. App. D. C. Certiorari denied.

No. 97–6656. MORIN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 491.

No. 97–6659. ALLEN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 124 F. 3d 191.

No. 97–6666. HOLLEY *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 121 F. 3d 710.

No. 97–6668. FOLEY *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 263.

No. 97–6683. GALLARDO *v.* HURLEY, WARDEN. C. A. 3d Cir. Certiorari denied. Reported below: 127 F. 3d 1095.

No. 97–6690. KNOX *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 112 F. 3d 802.

No. 97–375. STEINHORST *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. JUSTICE GINSBURG took no part in the consideration or decision of this petition. Reported below: 695 So. 2d 1245.

No. 97–606. MIAMI UNIVERSITY *v.* THE MIAMI STUDENT. Sup. Ct. Ohio. Motion of Ohio Public Universities for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 79 Ohio St. 3d 168, 680 N. E. 2d 956.

Rehearing Denied

No. 96–8971. FABIAN *v.* DE RESTREPO ET AL., *ante,* p. 828;

No. 96–9084. REITZ *v.* PENNSYLVANIA, *ante,* p. 831;

No. 96–9113. ARTEAGA *v.* UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT, *ante,* p. 832;

No. 96–9310. STROTHERS *v.* UNITED STATES, *ante,* p. 841;

No. 96–9329. ARTEAGA *v.* CALIFORNIA, *ante,* p. 842;

No. 96–9334. COMER *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, *ante,* p. 842;

No. 97–5153. MAO-SHIUNG WEI *v.* HACKETTSTOWN COMMUNITY HOSPITAL ET AL., *ante,* p. 878;

No. 97–5170. WASHINGTON *v.* BRUSSTAR, *ante,* p. 879;

No. 97–5631. BROWN *v.* KOENICK ET AL., *ante,* p. 921;

No. 97–5689. ARCHER *v.* VALLEY HEALTH CARE CORP., DBA METHODIST HOSPITAL OF SACREMENTO, *ante,* p. 936;

No. 97–5832. FABIAN *v.* METROPOLITAN DADE COUNTY, FLORIDA, ET AL., *ante,* p. 956; and

No. 97–6001. PEAKE *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS, *ante,* p. 938. Petitions for rehearing denied.

DECEMBER 9, 1997

Miscellaneous Order

No. 97–7063 (A–422). IN RE LOCKHART. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

Certiorari Denied

No. 97–7052 (A–419). LOCKHART *v.* TEXAS. Ct. Crim. App. Tex. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Certiorari denied.

DECEMBER 11, 1997

Miscellaneous Order

No. A–431. BEAVERS *v.* PRUETT, WARDEN. Application for certificate of appealability and stay of execution of sentence of death, presented to JUSTICE STEVENS, and by him referred to the Court, denied.

Certiorari Denied

No. 97–6999 (A–408). BEAVERS *v.* PRUETT, WARDEN. 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: 125 F. 3d 847.

DECEMBER 12, 1997

Certiorari Granted

No. 96–1654. MUSCARELLO *v.* UNITED STATES. C. A. 5th Cir.; and

No. 96–8837. CLEVELAND ET AL. *v.* UNITED STATES. C. A. 1st Cir. Motion of petitioners in No. 96–8837 for leave to proceed *in forma pauperis* granted. Certiorari granted, cases consolidated, and a total of one hour allotted for oral argument. Briefs of petitioners are to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, January 23, 1998. Brief of the Solicitor General is to be filed with the Clerk and served upon

opposing counsel on or before 3 p.m., Friday, February 20, 1998. Reply briefs, if any, are to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, March 18, 1998. This Court's Rule 29.2 does not apply. Reported below: No. 96–1654, 106 F. 3d 636; No. 96–8837, 106 F. 3d 1056.

No. 97–454. UNITED STATES *v.* CPC INTERNATIONAL, INC., ET AL. C. A. 6th Cir. Certiorari granted. Brief of the Solicitor General is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, January 23, 1998. Briefs of respondents are to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, February 20, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, March 18, 1998. This Court's Rule 29.2 does not apply. Reported below: 113 F. 3d 572.

No. 97–679. AMERICAN TELEPHONE & TELEGRAPH CO. *v.* CENTRAL OFFICE TELEPHONE, INC. C. A. 9th Cir. Motion of United States Telephone Association et al. for leave to file a brief as *amici 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., Friday, January 23, 1998. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, February 20, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, March 18, 1998. This Court's Rule 29.2 does not apply. JUSTICE O'CONNOR took no part in the consideration or decision of this motion and this petition. Reported below: 108 F. 3d 981.

No. 96–8422. BRYAN *v.* UNITED STATES. C. A. 2d Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted limited to Questions 1 and 2 presented by the petition. Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, January 23, 1998. Brief of the Solicitor General is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, February 20, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, March 18, 1998. This Court's Rule 29.2 does not apply. JUSTICE O'CONNOR took no part in the consideration or

decision of this motion and this petition. Reported below: 122 F. 3d 90.

DECEMBER 15, 1997

Dismissal Under Rule 46

No. 97–763. HARRIS *v.* UNITED STATES. C. A. 6th Cir. Certiorari dismissed under this Court's Rule 46.2. Reported below: 117 F. 3d 1421.

Certiorari Granted—Vacated and Remanded

No. 96–1299. HERMAN, SECRETARY OF LABOR *v.* S. A. HEALY CO. C. A. 7th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Hudson* v. *United States*, *ante*, p. 93. Reported below: 96 F. 3d 906.

No. 96–1602. ROBERTS *v.* KLING. C. A. 10th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Kalina* v. *Fletcher*, *ante*, p. 118. Reported below: 104 F. 3d 316.

Miscellaneous Orders

No. D–1844. IN RE DISBARMENT OF DAVIS. Disbarment entered. [For earlier order herein, see 521 U. S. 1148.]

No. D–1854. IN RE DISBARMENT OF FISHER. Disbarment entered. [For earlier order herein, see 521 U. S. 1149.]

No. D–1860. IN RE DISBARMENT OF SCHOENEMAN. Disbarment entered. [For earlier order herein, see *ante*, p. 929.]

No. D–1862. IN RE DISBARMENT OF MANSON. Disbarment entered. [For earlier order herein, see *ante*, p. 929.]

No. D–1863. IN RE DISBARMENT OF FUTRELL. Disbarment entered. [For earlier order herein, see *ante*, p. 929.]

No. D–1885. IN RE DISBARMENT OF GARVER. Scott A. Garver, of Waterbury, Conn., 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–1886. IN RE DISBARMENT OF POLLACK. Michael A. Pollack, 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–1887. IN RE DISBARMENT OF ANDREWS. Earl Ray Andrews, of Athens, 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–1888. IN RE DISBARMENT OF MOORE. Patrick Shawn Moore, of Prospect Heights, 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–1889. IN RE DISBARMENT OF JAMISON. Anthony Jamison, of Chicago, 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–1890. IN RE DISBARMENT OF STERN. Paul A. Stern, of Chicago, 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. 105, Orig. KANSAS *v.* COLORADO. Motion of the Special Master for fees and reimbursement of expenses granted, and the Special Master is awarded a total of $114,817.19 for the period October 19, 1996, through September 9, 1997, to be paid equally by Kansas and Colorado. [For earlier order herein, see, *e. g.*, *ante*, p. 803.]

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 $45,333.99 for the period June 16 through December 5, 1997, 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.*, 521 U. S. 1116.]

No. 96–1584. CAMPBELL *v.* LOUISIANA. Ct. App. La., 3d Cir. [Certiorari granted, 521 U. S. 1151.] Motion of the parties to allow into the record a joint stipulation of counsel granted.

No. 97–6447. IN RE WARD; and

No. 97–6737. IN RE GUICE. Petitions for writs of mandamus denied.

No. 97–6372. IN RE TYLER ET AL. Petition for writ of mandamus and/or prohibition denied.

Certiorari Denied

No. 96–8140. GIBA *v.* OREGON. Ct. App. Ore. Certiorari denied. Reported below: 142 Ore. App. 597, 922 P. 2d 731.

No. 96–8341. COOKSEY *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied. Reported below: 94 F. 3d 1214.

No. 97–166. MCCLENDON ET AL. *v.* WASHINGTON. Sup. Ct. Wash. Certiorari denied. Reported below: 131 Wash. 2d 853, 935 P. 2d 1334.

No. 97–279. KATSOULIS *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 7th Cir. Certiorari denied. Reported below: 109 F. 3d 1185.

No. 97–348. MORGAN *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 113 F. 3d 1230.

No. 97–395. TANABE SEIYAKU CO., LTD., ET AL. *v.* INTERNATIONAL TRADE COMMISSION ET AL. C. A. Fed. Cir. Certiorari denied. Reported below: 109 F. 3d 726.

No. 97–406. TABCHOURI *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 3.

No. 97–419. CLARK ET UX., AS NEXT FRIENDS OF CLARK *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 476.

No. 97–449. CONFEDERATED TRIBES OF SILETZ INDIANS OF OREGON *v.* UNITED STATES ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 110 F. 3d 688.

No. 97–453. ELKO COUNTY GRAND JURY *v.* SIMINOE. C. A. 9th Cir. Certiorari denied. Reported below: 109 F. 3d 554.

No. 97–458. LAKELAND LOUNGE OF JACKSON, INC. *v.* CITY OF JACKSON. Sup. Ct. Miss. Certiorari denied. Reported below: 688 So. 2d 742.

No. 97–465. ALTA BATES CORP. ET AL. *v.* NATIONAL LABOR RELATIONS BOARD ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 482.

No. 97–486. BRUMLEY *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 728.

No. 97–548. BROWN *v.* PIZZA HUT OF AMERICA, INC. C. A. 10th Cir. Certiorari denied. Reported below: 113 F. 3d 1245.

No. 97–573. KIDD ET AL. *v.* EQUITABLE LIFE ASSURANCE SOCIETY OF THE UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 119 F. 3d 11.

No. 97–626. BELOIT CORP. *v.* VALMET PAPER MACHINERY, INC., ET AL. C. A. Fed. Cir. Certiorari denied. Reported below: 105 F. 3d 1409 and 112 F. 3d 1169.

No. 97–636. CRILEY ET AL. *v.* DELTA AIR LINES, INC., ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 119 F. 3d 102.

No. 97–639. BARNES *v.* MONTGOMERY COUNTY BOARD OF EDUCATION. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 1186.

No. 97–646. DENNY'S INC. *v.* THOMAS. C. A. 10th Cir. Certiorari denied. Reported below: 111 F. 3d 1506.

No. 97–647. QUINLEY *v.* STATE FARM INSURANCE CORP. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1251.

No. 97–653. ORESKOVICH *v.* OUR LADY OF LOURDES HEALTH CENTER ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–658. CHECKRITE LTD., INC. *v.* CHARLES. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 739.

No. 97–659. NATIONAL COLLEGIATE ATHLETIC ASSN. ET AL. *v.* TARKANIAN ET UX. Sup. Ct. Nev. Certiorari denied. Reported below: 113 Nev. 610, 939 P. 2d 1049.

No. 97–660. WALKER *v.* CONSOLIDATED BISCUIT CO. C. A. 6th Cir. Certiorari denied. Reported below: 116 F. 3d 1481.

No. 97–668. FIRST MERCURY SYNDICATE, INC. *v.* TOWNSHIP OF BUFFALO ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–671. CARABELLO *v.* CARABELLO ET AL. Ct. App. Ky. Certiorari denied.

No. 97–673. BARCLAY *v.* ALABAMA GAS CORP. ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 109 F. 3d 770.

No. 97–677. SAYLOR ET UX. *v.* SAYLOR ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 118 F. 3d 507.

No. 97–680. KOLODZIEJ *v.* SMITH ET AL. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 425 Mass. 518, 682 N. E. 2d 604.

No. 97–683. ARRON *v.* UNITED STATES ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 113 F. 3d 1245.

No. 97–688. WASHINGTON *v.* PANG. Sup. Ct. Wash. Certiorari denied. Reported below: 132 Wash. 2d 852, 940 P. 2d 1293.

No. 97–692. WORLEY, ADMINISTRATRIX OF THE ESTATE OF WORLEY, DECEASED, ET AL. *v.* RICHMOND COUNTY ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 120 F. 3d 273.

No. 97–714. TERRA INTERNATIONAL, INC. *v.* MISSISSIPPI CHEMICAL CORP. C. A. 8th Cir. Certiorari denied. Reported below: 119 F. 3d 688.

No. 97–764. INTERACTIVE AMERICA CORP. *v.* FEDERAL COMMUNICATIONS COMMISSION. C. A. D. C. Cir. Certiorari denied. Reported below: 116 F. 3d 941.

No. 97–780. MARTIN, ADMINISTRATOR OF THE ESTATE OF MARTIN, DECEASED *v.* BLUE CROSS & BLUE SHIELD OF VIRGINIA, INC. C. A. 4th Cir. Certiorari denied. Reported below: 115 F. 3d 1201.

No. 97–787. HENNEPIN COUNTY *v.* BEN OEHRLEINS & SONS & DAUGHTER, INC., ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 115 F. 3d 1372.

No. 97–789. WALKER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 702.

No. 97–810. LAVENDER *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 46 M. J. 485.

No. 97–811. LORENZEN *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 47 M. J. 8.

No. 97–818. PANKHURST *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 345.

No. 97–5386. JEUDY *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 1202.

No. 97–5666. TSCHANZ *v.* SWEETWATER COUNTY SCHOOL DISTRICT NUMBER ONE ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 110 F. 3d 73.

No. 97–6344. GORDON *v.* E. L. HAMM & ASSOCIATES, INC. C. A. 11th Cir. Certiorari denied. Reported below: 100 F. 3d 907.

No. 97–6349. MARTINEZ *v.* KANSAS. Ct. App. Kan. Certiorari denied. Reported below: 23 Kan. App. 2d ——, 938 P. 2d 201.

No. 97–6350. MURPHY *v.* WORKERS' COMPENSATION APPEALS BOARD OF CALIFORNIA ET AL. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 97–6355. MCREYNOLDS *v.* COMMISSIONER OF SOCIAL SERVICES OF THE CITY OF NEW YORK. Ct. App. N. Y. Certiorari denied.

No. 97–6361. SALTER *v.* GLENN ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 116 F. 3d 473.

No. 97–6369. NEUMAN *v.* RIVERS. C. A. 6th Cir. Certiorari denied. Reported below: 125 F. 3d 315.

No. 97–6371. LLOYD *v.* AMERICAN TRANSIT INSURANCE CO. ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 122 F. 3d 1056.

No. 97–6373. WILLIAMS *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 97–6379. RILEY *v.* DORTON. C. A. 4th Cir. Certiorari denied. Reported below: 115 F. 3d 1159.

No. 97–6385. RAMSEY *v.* CITY OF LAUREL ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 477.

No. 97–6389. GERWIG *v.* NEWMAN ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–6396. JOHNSON *v.* KANSAS DEPARTMENT OF CORRECTIONS ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 117 F. 3d 1428.

No. 97–6400. THOMAS *v.* GEORGIA STATE BOARD OF ELECTIONS ET AL. C. A. 11th Cir. Certiorari denied.

No. 97–6401. YORK *v.* TURNER, WARDEN, ET AL. (two judgments). C. A. 6th Cir. Certiorari denied.

No. 97–6404. BAGLEY *v.* TOLLE, JUDGE, TEXAS CRIMINAL DISTRICT COURT NUMBER 3, DALLAS COUNTY, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 117 F. 3d 1417.

No. 97–6412. LORAH *v.* BAUGHMAN ET AL. C. A. D. C. Cir. Certiorari denied.

No. 97–6418. TYLER *v.* PURKETT, SUPERINTENDENT, FARMINGTON CORRECTIONAL CENTER, ET AL. (two judgments). C. A. 8th Cir. Certiorari denied.

No. 97–6422. BROWN *v.* UTAH. C. A. 10th Cir. Certiorari denied. Reported below: 111 F. 3d 140.

No. 97–6431. TERRALL *v.* CITY OF RENO, NEVADA, ET AL. (two judgments). Sup. Ct. Nev. Certiorari denied. Reported below: 113 Nev. 1656, 970 P. 2d 1137.

No. 97–6432. TURNER *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS, ET AL. Sup. Ct. Va. Certiorari denied.

No. 97–6435. TURNER *v.* UNITED STATES; TURNER *v.* VIRGINIA; TURNER *v.* WOOD, JUDGE, CIRCUIT COURT OF VIRGINIA, CITY OF STAUNTON; TURNER *v.* WILSON, JUDGE, UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA, ET AL.; and TURNER *v.* INTERNAL REVENUE SERVICE ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 122 F. 3d 1063 (first judgment); 114 F. 3d 1177 (second and third judgments); 122 F. 3d 1063 (fourth judgment); 116 F. 3d 1474 (fifth judgment).

No. 97–6445. COLLINS *v.* SMITH, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 714.

No. 97–6452. HARVEY *v.* DEPARTMENT OF JUSTICE ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 484.

No. 97–6481. GEYER *v.* DEPARTMENT OF JUSTICE. C. A. Fed. Cir. Certiorari denied. Reported below: 116 F. 3d 1497.

No. 97–6486. RODRIGUEZ *v.* WATTS ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 3.

No. 97–6488. ESSELL *v.* DRUG ENFORCEMENT ADMINISTRATION ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 715.

No. 97–6490. GORDY *v.* BELTRAM. C. A. 5th Cir. Certiorari denied. Reported below: 120 F. 3d 265.

No. 97–6499. THOMPSON *v.* FEDERAL BUREAU OF INVESTIGATION. C. A. 8th Cir. Certiorari denied. Reported below: 121 F. 3d 713.

No. 97–6519. GADDY *v.* ALABAMA. Sup. Ct. Ala. Certiorari denied. Reported below: 698 So. 2d 1150.

No. 97–6538. PARCHUE *v.* ROE, WARDEN. C. A. 9th Cir. Certiorari denied.

No. 97–6543. CAGLE *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 346 N. C. 497, 488 S. E. 2d 535.

No. 97–6548. LEBRON *v.* NEW YORK. App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 238 App. Div. 2d 150, 656 N. Y. S. 2d 201.

No. 97–6586. ROBINSON *v.* ARVONIO, SUPERINTENDENT, EAST JERSEY STATE PRISON, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–6625. SCOTT *v.* RAINEY ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 262.

No. 97–6649. MOOMCHI *v.* WILSON & PRYOR ET AL. C. A. 10th Cir. Certiorari denied.

No. 97–6657. BROWN *v.* RUBIN, SECRETARY OF THE TREASURY. C. A. D. C. Cir. Certiorari denied.

No. 97–6660. THOMAS ET AL. *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 114 F. 3d 228.

No. 97–6663. FRYAR *v.* MASSACHUSETTS. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 425 Mass. 237, 680 N. E. 2d 901.

No. 97–6664. OSBORN *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 120 F. 3d 59.

No. 97–6674. HOWELL *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied.

No. 97–6675. HARRIS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 511.

No. 97–6679. FRANTZ *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 1203.

No. 97–6680. WILLIAMS *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 118 F. 3d 717.

No. 97–6688. BEST *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 262.

No. 97–6692. MILLS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 122 F. 3d 346.

No. 97–6702. PAYNE *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 122 F. 3d 1078.

No. 97–6704. O'REILLY *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 487.

No. 97–6705. JACKSON *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 206.

No. 97–6707. LINDO *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 119 F. 3d 11.

No. 97–6709. MCGINLEY *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 718.

No. 97–6712. LANDERMAN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 109 F. 3d 1053 and 116 F. 3d 119.

No. 97–6715. COBBLAH *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 118 F. 3d 549.

No. 97–6716. ANZALDO-CASILLAS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 120 F. 3d 269.

No. 97–6719. MAYS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied.

No. 97–6720. MASSEY *v.* SMITH, WARDEN, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 60.

No. 97–6722. LADEJOBI *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 109 F. 3d 1023.

No. 97–6725. LEATHERWOOD *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 122 F. 3d 1078.

No. 97–6727. DAVIDSON *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 122 F. 3d 531.

No. 97–6730. EKE *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 117 F. 3d 19.

No. 97–6731. GONZALES *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 486.

No. 97–6732. HICKS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 701.

No. 97–6740. CASCIANO *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 124 F. 3d 106.

No. 97–6742. MONTEBELLO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 122 F. 3d 1066.

No. 97–6744. MUHAMMAD *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied.

No. 97–6745. MARTEL *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied.

No. 97–6748. BUTLER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 122 F. 3d 1063.

No. 97–6751. VISCONTI *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 124 F. 3d 192.

No. 97–6753. WATTS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 187.

No. 97–6755. REYNOLDS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 703.

No. 97–6763. BOLTON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 700.

No. 97–6765. WRIGHT *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 116 F. 3d 466.

No. 97–6766. WRIGHT *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 117 F. 3d 849.

No. 97–6770. BEAMAN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 700.

No. 97–6771. PEARSON *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 113 F. 3d 758.

No. 97–6774. SAYLES *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 701.

No. 97–6782. WILLIAMS *v.* EQUAL EMPLOYMENT OPPORTUNITY COMMISSION ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 107 F. 3d 869.

No. 97–6784. CARRINGTON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 124 F. 3d 220.

No. 97–6785. LARKIN *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 118 F. 3d 1253.

No. 97–6786. MONROY-VARGAS *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–6788. MOSER *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 123 F. 3d 813.

No. 97–6792. MCCOY *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied.

No. 97–6793. JOHNSON, AKA DAVID *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 116 F. 3d 1474.

No. 97–6795. MCPHADEN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 718.

No. 97–6803. LEWIS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 117 F. 3d 980.

No. 97–6807. TAYLOR *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 121 F. 3d 713.

No. 97–6808. WESTBROOK *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 125 F. 3d 996.

No. 97–6809. WALKER *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 119 F. 3d 403 and 121 F. 3d 710.

No. 97–6812. ABDUL *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 122 F. 3d 477.

No. 97–6817. MORALES VARGAS *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied.

No. 97–605. BEN OEHRLEINS & SONS & DAUGHTER, INC., ET AL. *v.* HENNEPIN COUNTY. C. A. 8th Cir. Motions of BFI Waste Systems of North America, Inc., Mayors' Task Force Against Waste Flow, National Restaurant Association, and Americans for Tax Reform Foundation et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 115 F. 3d 1372.

No. 97–632. DADDARIO *v.* CAPE COD COMMISSION. Sup. Jud. Ct. Mass. Motions of Defenders of Property Rights and American Association for Small Property Ownership et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 425 Mass. 411, 681 N. E. 2d 833.

No. 97–656. CENTRAL OFFICE TELEPHONE, INC. *v.* AMERICAN TELEPHONE & TELEGRAPH CO. C. A. 9th Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition. Reported below: 108 F. 3d 981.

Rehearing Denied

No. 96–1961. GORDON *v.* BOARD OF EDUCATION FOR THE CITY OF NEW YORK, *ante,* p. 818;

No. 96–8619. ABELLAN *v.* FAIRMONT HOTEL, 520 U. S. 1278;

No. 96–9024. MORRISON *v.* HALL, DIRECTOR, OREGON DEPARTMENT OF CORRECTIONS, ET AL., *ante,* p. 829;

No. 96–9083. SANDERS *v.* UNITED STATES, *ante,* p. 831;

No. 96–9089. TAHA *v.* SMITH ET AL., *ante,* p. 831;

No. 96–9229. MCGINNIS *v.* BROWN, SECRETARY OF VETERANS AFFAIRS, *ante,* p. 836;

No. 96–9301. BANKS *v.* UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MISSOURI, *ante,* p. 840;

No. 96–9369. GUINN *v.* ZAVARAS ET AL., *ante*, p. 845;

No. 96–9517. HILL *v.* FARMERS HOME GROUP, *ante*, p. 853;

No. 96–9533. JAMES *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL., *ante*, p. 854;

No. 96–9534. JAMES *v.* BARCLIFT ET AL., *ante*, p. 854;

No. 97–45. STERN *v.* TEXAS, *ante*, p. 859;

No. 97–263. READ *v.* MEDICAL X-RAY CENTER, P. C., *ante*, p. 914;

No. 97–292. SAMPSON *v.* BEDOYA, JUDGE, CIRCUIT COURT OF COOK COUNTY, ET AL., *ante*, p. 870;

No. 97–5028. JARRETT *v.* TOXIC ACTION WASH, AKA OHIO CITIZEN ACTION, *ante*, p. 872;

No. 97–5133. PRESTON *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER, *ante*, p. 943;

No. 97–5134. IN RE BANKS, *ante*, p. 805;

No. 97–5156. WATKIS *v.* KUEHNE & NAGEL, INC., ET AL., *ante*, p. 878;

No. 97–5164. QUILLEN *v.* SOUTHWEST VIRGINIA PRODUCTION CREDIT ASSN., *ante*, p. 879;

No. 97–5228. JAMES *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL., *ante*, p. 883;

No. 97–5371. IN RE BAEZ, *ante*, p. 805;

No. 97–5510. HILL *v.* MAXWELL ET AL., *ante*, p. 918;

No. 97–5576. BARROIS *v.* UNIDENTIFIED PARTY ET AL., *ante*, p. 920;

No. 97–5632. WINN *v.* UNITED STATES, *ante*, p. 901;

No. 97–5685. DWIGHT B. *v.* JERRI LYNN C., *ante*, p. 936;

No. 97–5814. WASHINGTON *v.* NEVILLE (three judgments), *ante*, p. 923;

No. 97–5905. HICKS *v.* WORKERS' COMPENSATION APPEALS BOARD ET AL., *ante*, p. 937;

No. 97–6024. SMITH *v.* CASELLAS, CHAIRMAN, EQUAL EMPLOYMENT OPPORTUNITY COMMISSION, *ante*, p. 958; and

No. 97–6119. MAINVILLE *v.* UNITED STATES, *ante*, p. 940. Petitions for rehearing denied.

No. 96–1557. CALHOON *v.* UNITED STATES, *ante*, p. 806; and

No. 96–1911. NICHOLSON *v.* NEVADA STATE BAR, *ante*, p. 815. Motions of petitioners for leave to proceed further herein *in forma pauperis* granted. Petitions for rehearing denied.

JANUARY 7, 1998

Dismissal Under Rule 46

No. 97–742. JONES, SECRETARY OF STATE OF CALIFORNIA *v.* BATES ET AL. C. A. 9th Cir. Certiorari dismissed under this Court's Rule 46. Reported below: 127 F. 3d 839.

JANUARY 9, 1998

Certiorari Granted

No. 97–501. RICCI *v.* VILLAGE OF ARLINGTON HEIGHTS. C. A. 7th Cir. Certiorari granted. Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday, February 23, 1998. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, March 25, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, April 10, 1998. This Court's Rule 29.2 does not apply. Reported below: 116 F. 3d 288.

No. 97–704. DOOLEY, PERSONAL REPRESENTATIVE OF THE ESTATE OF CHUAPOCO, ET AL. *v.* KOREAN AIR LINES CO., LTD. C. A. D. C. Cir. Certiorari granted. Brief of petitioners is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday, February 23, 1998. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, March 25, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, April 10, 1998. This Court's Rule 29.2 does not apply. Reported below: 117 F. 3d 1477.

No. 97–731. UNITED STATES *v.* BEGGERLY ET AL. C. A. 5th Cir. Certiorari granted. Brief of the Solicitor General is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday, February 23, 1998. Brief of respondents is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, March 25, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, April 10, 1998. This Court's Rule 29.2 does not apply. Reported below: 114 F. 3d 484.

No. 97–6270. CARON *v.* UNITED STATES. C. A. 1st 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., Monday, February 23, 1998. Brief of the Solicitor General is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, March 25, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, April 10, 1998. This Court's Rule 29.2 does not apply.

JANUARY 12, 1998

Miscellaneous Orders

No. A–407 (97–907). IN RE MARTIN. C. A. Fed. Cir. Application for stay, addressed to JUSTICE BREYER and referred to the Court, denied.

No. A–439. PLYLER ET AL. *v.* MOORE, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Application to vacate stay of mandate, addressed to JUSTICE STEVENS and referred to the Court, denied.

No. D–1851. IN RE DISBARMENT OF SMITH. Disbarment entered. [For earlier order herein, see 521 U. S. 1149.]

No. D–1853. IN RE DISBARMENT OF THORNTON. Disbarment entered. [For earlier order herein, see 521 U. S. 1149.]

No. D–1859. IN RE DISBARMENT OF BEDELL. Disbarment entered. [For earlier order herein, see *ante*, p. 910.]

No. D–1861. IN RE DISBARMENT OF WILSON. Disbarment entered. [For earlier order herein, see *ante*, p. 929.]

No. D–1865. IN RE DISBARMENT OF LEIBOWITZ. Disbarment entered. [For earlier order herein, see *ante*, p. 930.]

No. D–1866. IN RE DISBARMENT OF HEINEMANN. Disbarment entered. [For earlier order herein, see *ante*, p. 930.]

No. D–1867. IN RE DISBARMENT OF MANN. Disbarment entered. [For earlier order herein, see *ante*, p. 945.]

No. D–1868. IN RE DISBARMENT OF KENYON. Disbarment entered. [For earlier order herein, see *ante*, p. 945.]

No. D–1869. IN RE DISBARMENT OF STEINBERG. Disbarment entered. [For earlier order herein, see *ante*, p. 946.]

No. D–1871. IN RE DISBARMENT OF TOKARS. Disbarment entered. [For earlier order herein, see *ante*, p. 964.]

No. D–1874. IN RE DISBARMENT OF FRUITBINE. Disbarment entered. [For earlier order herein, see *ante*, p. 980.]

No. D–1875. IN RE DISBARMENT OF FELTON. Disbarment entered. [For earlier order herein, see *ante*, p. 980.]

No. D–1891. IN RE DISBARMENT OF SINGER. Donald I. Singer, of Des Plains, 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–1892. IN RE DISBARMENT OF PAIRO. Richard Hughes Pairo, of Ocean City, Md., 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–1893. IN RE DISBARMENT OF CALHOUN. Paul W. Calhoun, Jr., of Vidalia, Ga., 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–1894. IN RE DISBARMENT OF CHRISTIE. Robert Michael Christie, of East Orange, 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.

No. D–1895. IN RE DISBARMENT OF JACKSON. Clayton R. Jackson, of Sausalito, 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–1896. IN RE DISBARMENT OF BARNTHOUSE. William Joseph Barnthouse, of Littleton, 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. D–1897. IN RE DISBARMENT OF HANTMAN. H. Roger Hantman, of Bayport, 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–1898. IN RE DISBARMENT OF POREDA. Benjamin A. Poreda, of Trenton, 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.

No. D–1899. IN RE DISBARMENT OF GAMMONS. Mark E. Gammons, of Rocky River, Ohio, 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–1900. IN RE DISBARMENT OF BARRERA. Alfonso Barrera, Jr., of Henderson, Nev., 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–1901. IN RE DISBARMENT OF AZORSKY. Morley M. Azorsky, of California, 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–1902. IN RE DISBARMENT OF GARDNER. Timothy Martin Gardner, of Clayton, 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–1903. IN RE DISBARMENT OF FISHER. Bradley J. Fisher, of Springfield, 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–1904. IN RE DISBARMENT OF QUINT. Hillard Jay Quint, of Atlanta, Ga., 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–24. MANZANO *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. Motion for reconsideration of order denying motion to direct the Clerk to file petition for writ of certiorari out of time [*ante*, p. 964] denied.

No. M–31. COLE *v.* MILLARD FILLMORE HOSPITAL;
No. M–32. LAZARO *v.* UNITED STATES;
No. M–33. MANN *v.* UNIVERSITY OF CINCINNATI ET AL.; and
No. M–34. CORNELIUS *v.* EXXON COMPANY USA ET AL. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 120, Orig. NEW JERSEY *v.* NEW YORK. Motion of Western Mohegan Tribe and Nation of New York for reconsideration of order denying leave to file a brief as *amicus curiae* [*ante*, p. 993] denied.

No. 96–1693. HOPKINS, WARDEN *v.* REEVES. C. A. 8th Cir. [Certiorari granted, 521 U. S. 1151.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 96–1923. COHEN *v.* DE LA CRUZ ET AL. C. A. 3d Cir. [Certiorari granted, 521 U. S. 1152.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 96–1925. CATERPILLAR INC. *v.* INTERNATIONAL UNION, UNITED AUTOMOBILE, AEROSPACE AND AGRICULTURAL IMPLEMENT WORKERS OF AMERICA, ET AL. C. A. 3d Cir. [Certiorari granted, 521 U. S. 1152.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 96–1768. FELTNER *v.* COLUMBIA PICTURES TELEVISION, INC. C. A. 9th Cir. [Certiorari granted, 521 U. S. 1151.] Motion of American Intellectual Property Law Association for leave to file a brief as *amicus curiae* granted.

No. 96–8516. BOUSLEY *v.* BROOKS, WARDEN. C. A. 8th Cir. [Certiorari granted, 521 U. S. 1152.] Motion of the Solicitor Gen-

eral for divided argument granted to be divided as follows: petitioner, 20 minutes; the Solicitor General, 20 minutes; *amicus curiae* in support of the judgment below, 20 minutes. Motion of the Solicitor General to substitute the United States as respondent granted.

No. 96–8732. EDWARDS ET AL. *v.* UNITED STATES. C. A. 7th Cir. [Certiorari granted, *ante*, p. 931.] Motion for appointment of counsel granted, and it is ordered that Donald P. Sullivan, Esq., of Rockford, Ill., be appointed to serve as counsel for petitioner Horace Joiner in this case.

No. 96–8986. HOHN *v.* UNITED STATES. C. A. 8th Cir. [Certiorari granted, *ante*, p. 944.] Motion of the Solicitor General for divided argument granted to be divided as follows: petitioner, 25 minutes; the Solicitor General, 10 minutes; *amicus curiae* in support of the judgment below, 25 minutes.

No. 97–42. EASTERN ENTERPRISES *v.* APFEL, COMMISSIONER OF SOCIAL SECURITY, ET AL. C. A. 1st Cir. [Certiorari granted, *ante*, p. 931.] Motion of Davon Inc. for leave to file a brief as *amicus curiae* granted.

No. 97–300. STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTION, ET AL. *v.* MARTINEZ-VILLAREAL. C. A. 9th Cir. [Certiorari granted, *ante*, p. 912.] Motion of Criminal Justice Legal Foundation for leave to file a brief as *amicus curiae* granted.

No. 97–372. UNITED STATES *v.* UNITED STATES SHOE CORP. C. A. Fed. Cir. [Certiorari granted, *ante*, p. 944.] Motion of Arctic Cat et al. for leave to file a brief as *amici curiae* granted.

No. 97–454. UNITED STATES *v.* BESTFOODS ET AL. C. A. 6th Cir. [Certiorari granted *sub nom. United States* v. *CPC International, Inc.*, *ante*, p. 1024.] Motion of the Solicitor General to dispense with printing the joint appendix granted.

No. 97–826. AT&T CORP. ET AL. *v.* IOWA UTILITIES BOARD ET AL.; and AT&T CORP. ET AL. *v.* CALIFORNIA ET AL.;

No. 97–829. MCI TELECOMMUNICATIONS CORP. *v.* IOWA UTILITIES BOARD ET AL.; and MCI TELECOMMUNICATIONS CORP. *v.* CALIFORNIA ET AL.; and

No. 97–831. FEDERAL COMMUNICATIONS COMMISSION ET AL. *v.* IOWA UTILITIES BOARD ET AL.; and FEDERAL COMMUNICA-

TIONS COMMISSION ET AL. *v.* CALIFORNIA ET AL. C. A. 8th Cir. Motions of petitioners to expedite consideration of petitions for writs of certiorari granted, and the several petitions for writs of certiorari will be considered by the Court at its January 23, 1998, conference. JUSTICE O'CONNOR took no part in the consideration or decision of this motion.

No. 97–6750. ATUAHENE *v.* NEW JERSEY DEPARTMENT OF TRANSPORTATION. C. A. 3d Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until February 2, 1998, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. 97–7089. IN RE SHOWN. Petition for writ of habeas corpus denied.

No. 97–722. IN RE BENNETT;
No. 97–6503. IN RE LEHMAN ET AL.;
No. 97–6513. IN RE GOWING; and
No. 97–6555. IN RE RENTSCHLER. Petitions for writs of mandamus denied.

No. 97–6628. IN RE REEVES. Petition for writ of mandamus and/or prohibition denied.

Certiorari Denied

No. 96–1405. SMITHS INDUSTRIES MEDICAL SYSTEMS, INC. *v.* KERNATS, A MINOR, BY KERNATS, HER MOTHER AND NEXT FRIEND, ET AL. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 283 Ill. App. 3d 455, 669 N. E. 2d 1300.

No. 96–1493. CAVALLO *v.* STAR ENTERPRISE ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 100 F. 3d 1150.

No. 96–1611. COLLAGEN CORP. *v.* FIORE ET VIR. Ct. App. Ariz. Certiorari denied. Reported below: 187 Ariz. 400, 930 P. 2d 477.

No. 96–1742. BELSHE, DIRECTOR, CALIFORNIA DEPARTMENT OF HEALTH SERVICES *v.* ORTHOPAEDIC HOSPITAL ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 103 F. 3d 1491.

No. 96–1987. NIPPON PAPER INDUSTRIES CO., LTD. *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 109 F. 3d 1.

No. 97–23. GOEWEY, BY HIS NEXT FRIEND, GOEWEY, ET AL. *v.* FLUOR DANIEL, INC., ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 390.

No. 97–149. KHALIFE ET AL. *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 106 F. 3d 1300.

No. 97–338. AKTEPE ET AL. *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 105 F. 3d 1400.

No. 97–361. COMBS *v.* MEADOWCRAFT CO., DBA PLANTATION PATTERNS. C. A. 11th Cir. Certiorari denied. Reported below: 106 F. 3d 1519.

No. 97–385. WELLS *v.* GOBER, ACTING SECRETARY OF VETERANS AFFAIRS. C. A. Fed. Cir. Certiorari denied. Reported below: 114 F. 3d 1207.

No. 97–474. ESTATE OF SHAPIRO, DECEASED *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 2d Cir. Certiorari denied. Reported below: 111 F. 3d 1010.

No. 97–485. CONNECTICUT ET AL. *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 116 F. 3d 466.

No. 97–502. THAI PHAM *v.* DEPARTMENT OF JUSTICE ET AL. C. A. 6th Cir. Certiorari denied.

No. 97–511. RHOADES OIL CO. *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 116 F. 3d 489.

No. 97–516. HARKER *v.* UNITED STATES ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 112 F. 3d 513.

No. 97–524. SILVA *v.* RAM. C. A. 9th Cir. Certiorari denied. Reported below: 118 F. 3d 1306.

No. 97–535. HOPKINS *v.* FORD ET AL. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 687 So. 2d 285.

No. 97–541. ARREST THE INCINERATOR REMEDIATION (A. I. R.), INC. *v.* ENVIRONMENTAL PROTECTION AGENCY ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 116 F. 3d 1018.

No. 97–543. MARTIN ET UX. *v.* HORTON ET AL. Ct. App. Mich. Certiorari denied. Reported below: 215 Mich. App. 88, 544 N. W. 2d 651.

No. 97–552. DOMINO'S PIZZA, INC. *v.* EQUAL EMPLOYMENT OPPORTUNITY COMMISSION ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1249.

No. 97–559. RIDDER *v.* CITY OF SPRINGFIELD ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 109 F. 3d 288.

No. 97–564. SRS TECHNOLOGIES, INC. *v.* DEPARTMENT OF DEFENSE ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 510.

No. 97–568. HAPGOOD *v.* CITY OF WARREN. Ct. App. Ohio, Trumbull County. Certiorari denied.

No. 97–577. D. L. BAKER, INC. *v.* NATIONAL LABOR RELATIONS BOARD ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 105 F. 3d 647.

No. 97–580. SHAKESPEARE CO. *v.* SILSTAR CORPORATION OF AMERICA, INC. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 234.

No. 97–584. COX *v.* GUILFORD COUNTY BOARD OF EDUCATION. C. A. 4th Cir. Certiorari denied. Reported below: 117 F. 3d 1413.

No. 97–586. HARTMANN, A MINOR, BY HIS PARENTS AND NEXT FRIENDS, HARTMANN ET VIR, ET AL. *v.* LOUDOUN COUNTY BOARD OF EDUCATION; and

No. 97–769. LOUDOUN COUNTY BOARD OF EDUCATION *v.* HARTMANN, A MINOR, BY HIS PARENTS AND NEXT FRIENDS, HARTMANN ET VIR, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 118 F. 3d 996.

No. 97–600. KRONBERG ET AL. *v.* CHICAGO TITLE INSURANCE CO. ET AL. App. Ct. Conn. Certiorari denied.

No. 97–603. BOWATER INC. AND SUBSIDIARIES *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 2d Cir. Certiorari denied. Reported below: 108 F. 3d 12.

No. 97–607. MCCARRON *v.* FEDERAL DEPOSIT INSURANCE CORPORATION, AS RECEIVER OF MERITOR SAVINGS BANK AND IN ITS OWN CAPACITY. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 1089.

No. 97–614. VACCARO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 115 F. 3d 1211.

No. 97–642. MCGRAW, ATTORNEY GENERAL OF WEST VIRGINIA *v.* BETTER GOVERNMENT BUREAU, INC. C. A. 4th Cir. Certiorari denied. Reported below: 106 F. 3d 582.

No. 97–674. LIPIN *v.* AMERICAN NATIONAL RED CROSS ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 113 F. 3d 1229.

No. 97–676. FORD *v.* LAWRENCE ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 120 F. 3d 275.

No. 97–681. ASHTON *v.* DEPARTMENT OF VETERANS AFFAIRS ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 116 F. 3d 465.

No. 97–682. SERAPION *v.* MARTINEZ ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 119 F. 3d 982.

No. 97–687. WOOD, TRUSTEE OF THE WOOD FAMILY TRUST *v.* BAINBRIDGE, TRUSTEE, ELDEN W. BAINBRIDGE TRUST, JUNE 13, 1968, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 488.

No. 97–691. MICHAEL F., BY HIS NEXT FRIENDS AND PARENTS, BARRY F. ET UX. *v.* CYPRESS-FAIRBANKS INDEPENDENT SCHOOL DISTRICT. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 245.

No. 97–693. SWEKEL, PERSONAL REPRESENTATIVE OF THE ESTATE OF SWEKEL, DECEASED *v.* HARRINGTON ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 119 F. 3d 1259.

No. 97–701. HIGH RIDGE ASSN., INC. *v.* GREEN ET UX. Ct. App. Md. Certiorari denied. Reported below: 346 Md. 65, 695 A. 2d 125.

No. 97–702. SEACOR MARINE, INC. *v.* CHEVRON U. S. A. INC. C. A. 5th Cir. Certiorari denied. Reported below: 106 F. 3d 1232.

No. 97–707. HUARD *v.* O'CONNOR. C. A. 1st Cir. Certiorari denied. Reported below: 117 F. 3d 12.

No. 97–709. SMITH ET AL. *v.* GWINNETT COUNTY. Sup. Ct. Ga. Certiorari denied. Reported below: 268 Ga. 179, 486 S. E. 2d 151.

No. 97–710. KILCOYNE *v.* BENTLEY COLLEGE ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 114 F. 3d 1169.

No. 97–711. ALLRED *v.* MOORE & PETERSON ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 117 F. 3d 278.

No. 97–717. TRINITY INDUSTRIES, INC. *v.* JOHNSTOWN AMERICA CORP. ET AL. C. A. Fed. Cir. Certiorari denied. Reported below: 114 F. 3d 1206.

No. 97–721. COUNTY OF SAN JOAQUIN ET AL. *v.* CALIFORNIA WATER RESOURCES CONTROL BOARD ET AL. Ct. App. Cal., 3d App. Dist. Certiorari denied. Reported below: 54 Cal. App. 4th 1144, 63 Cal. Rptr. 2d 277.

No. 97–727. ANDERSON, DIRECTOR, CALIFORNIA DEPARTMENT OF SOCIAL SERVICES, ET AL. *v.* LAND ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 55 Cal. App. 4th 69, 63 Cal. Rptr. 2d 717.

No. 97–729. ANONYMOUS *v.* WILENTZ, CHIEF JUSTICE, SUPREME COURT OF NEW JERSEY, ET AL. (three judgments). C. A. 3d Cir. Certiorari denied.

No. 97–730. ANONYMOUS *v.* KAYE, CHIEF JUDGE, COURT OF APPEALS OF NEW YORK, ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 104 F. 3d 355.

No. 97–733. DAVID B. ET AL., THROUGH THEIR GUARDIAN AD LITEM, MURPHY *v.* MCDONALD, DIRECTOR, ILLINOIS DEPARTMENT OF CHILDREN AND FAMILY SERVICES. C. A. 7th Cir. Certiorari denied. Reported below: 116 F. 3d 1146.

No. 97–735. TROUT *v.* CITY OF BLUE ASH. Ct. App. Ohio, Hamilton County. Certiorari denied.

No. 97–738. CITY OF OMAHA *v.* DOANE. C. A. 8th Cir. Certiorari denied. Reported below: 115 F. 3d 624.

No. 97–744. HINKEL *v.* HINKEL ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 121 F. 3d 364.

No. 97–748. WATSON *v.* HILL, SUPERINTENDENT, ODOM CORRECTIONAL INSTITUTE. C. A. 4th Cir. Certiorari denied. Reported below: 110 F. 3d 62.

No. 97–749. SCHWARTZ, DBA BARRY K. SCHWARTZ PARTNERSHIP, ET AL. *v.* SULLIVAN. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1241.

No. 97–751. SHAHAR *v.* BOWERS ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 1097.

No. 97–752. STEELE ET AL. *v.* CITY OF WALLA WALLA. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1242.

No. 97–756. BURGE ET AL. *v.* BEHR ET UX. Ct. App. Colo. Certiorari denied. Reported below: 940 P. 2d 1084.

No. 97–757. EINHEBER *v.* PUBLIC EMPLOYMENT RELATIONS BOARD OF CALIFORNIA (UNIVERSITY OF CALIFORNIA AT BERKELEY, REAL PARTY IN INTEREST). Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 97–759. CILECEK *v.* INOVA HEALTH SYSTEM SERVICES ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 115 F. 3d 256.

No. 97–761. WEAVER ET AL. *v.* WOOD ET AL. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 425 Mass. 270, 680 N. E. 2d 918.

No. 97–762. STAR ENTERPRISE *v.* SMITH ET AL.; and
No. 97–770. TEXACO INC. *v.* SMITH ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 117 F. 3d 1417.

No. 97–768. WAHRMAN *v.* WAHRMAN ET AL. C. A. 8th Cir. Certiorari denied.

No. 97–772. PRICE *v.* MALERBA ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 1486.

No. 97–773. DIRUSSA *v.* DEAN WITTER REYNOLDS, INC., ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 121 F. 3d 818.

No. 97–781. TAYLOR *v.* MISSOURI. Ct. App. Mo., Western Dist. Certiorari denied. Reported below: 943 S. W. 2d 675.

No. 97–793. BISEL ET AL. *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 121 F. 3d 707.

No. 97–798. OSBORNE *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 109 F. 3d 772.

No. 97–800. MARTIN CADILLAC CO., INC. *v.* DIVISION OF LABOR STANDARDS ENFORCEMENT, CALIFORNIA DEPARTMENT OF INDUSTRIAL RELATIONS, ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–802. GENERAL PRACTICE ASSOCIATES, INC., ET AL. *v.* HUMANA INC. ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 103 F. 3d 138.

No. 97–803. JENKINS *v.* FLORIDA KEYS COMMUNITY COLLEGE ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 120 F. 3d 274.

No. 97–809. BEDI *v.* GRONDIN ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 127 F. 3d 33.

No. 97–813. AMERSIG GRAPHICS, INC., ET AL. *v.* ESTATE OF WIDENER, DECEASED, ET AL. Super. Ct. Pa. Certiorari denied. Reported below: 697 A. 2d 281.

No. 97–815. TIMEHIN *v.* CITY AND COUNTY OF SAN FRANCISCO ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 486.

No. 97–821. SCOTT *v.* WESTERN STATE UNIVERSITY COLLEGE OF LAW. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 517.

No. 97–823. GRACIA *v.* VOLVO EUROPA TRUCK, N. V. C. A. 7th Cir. Certiorari denied. Reported below: 112 F. 3d 291.

No. 97–825. MILLNER *v.* ITT AEROSPACE/COMMUNICATIONS DIVISION OF ITT CORP., INC. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 204.

No. 97–835. NELSON *v.* REHABILITATION ENTERPRISES OF NORTH EASTERN WYOMING, INC. C. A. 10th Cir. Certiorari denied. Reported below: 124 F. 3d 217.

No. 97–838. VERNON *v.* WILLIAMS, WARDEN. Dist. Ct. N. M., Bernalillo County. Certiorari denied.

No. 97–840. HEANING *v.* NYNEX-NEW YORK, AKA NEW YORK TELEPHONE CO. C. A. 2d Cir. Certiorari denied.

No. 97–848. MANATT, INDIVIDUALLY AND AS FATHER OF MANATT, DECEASED, ET AL. *v.* UNION PACIFIC RAILROAD CO. ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 122 F. 3d 514.

No. 97–857. DALE *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 48 M. J. 329.

No. 97–861. WASHINGTON *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 46 M. J. 477.

No. 97–865. WEBSTER *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 125 F. 3d 1024.

No. 97–866. CHRISTIAN ET AL. *v.* BEARGRASS CORP. ET AL. Ct. App. Ky. Certiorari denied.

No. 97–867. HELMS *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 47 M. J. 1.

No. 97–869. RICHARDSON *v.* DISTRICT OF COLUMBIA BAR ET AL. C. A. D. C. Cir. Certiorari denied.

No. 97–871. WILLIAMS ET AL. *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 411.

No. 97–879. GUO *v.* RYLAND GROUP, INC., ET AL. C. A. 4th Cir. Certiorari denied.

No. 97–894. TRUPIN *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 117 F. 3d 678.

No. 97–896. SWANNER ET UX. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 702.

No. 97–898. JLM AVIATION INTERNATIONAL, INC., ET AL. *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 122 F. 3d 1066.

No. 97–904. INNOCENCIO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 278.

No. 97–911. COTOIA *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 113 F. 3d 1230.

No. 97–912. BAKER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 700.

No. 97–925. URBINA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 121 F. 3d 721.

No. 97–926. LIGHTBOURN ET AL. *v.* GARZA, SECRETARY OF STATE OF TEXAS. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 421.

No. 97–931. WEST INDIES TRANSPORT, INC., ET AL. *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 127 F. 3d 299.

No. 97–933. HAMILTON *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 47 M. J. 32.

No. 97–935. DRESEN *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 47 M. J. 122.

No. 97–936. HICKS *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 47 M. J. 90.

No. 97–937. HOWARD *v.* MARYLAND ADMINISTRATIVE BOARD OF ELECTION LAWS ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 122 F. 3d 1061.

No. 97–938. ROGERS *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 124 F. 3d 218.

No. 97–939. CIOCCHETTI *v.* DISTRICT COURT OF COLORADO, JEFFERSON COUNTY, ET AL. Ct. App. Colo. Certiorari denied.

No. 97–5023. MARTINEZ *v.* UNITED STATES; and
No. 97–5738. GONZALEZ *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 112 F. 3d 1089.

No. 97–5125. SCHAEFER *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 107 F. 3d 1280.

No. 97–5363. WASHINGTON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1180.

No. 97–5420. GRESHAM *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 258.

No. 97–5531. MCDUFF *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 97–5748. LARSON *v.* OHLANDER. C. A. 10th Cir. Certiorari denied. Reported below: 114 F. 3d 1531.

No. 97–5859. WILLIAMS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 111 F. 3d 130.

No. 97–5872. HORSMAN *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 114 F. 3d 822.

No. 97–5900. GISRIEL *v.* OCEAN CITY BOARD OF SUPERVISORS OF ELECTION ET AL. Ct. App. Md. Certiorari denied. Reported below: 345 Md. 477, 693 A. 2d 757.

No. 97–5916. WILLIAMS *v.* OHIO. Sup. Ct. Ohio. Certiorari denied. Reported below: 79 Ohio St. 3d 1, 679 N. E. 2d 646.

No. 97–5957. KUPLEN *v.* HARDY ET AL. Ct. App. N. C. Certiorari denied.

No. 97–5968. ZAIDI *v.* NORTHERN VIRGINIA HOSPITAL CORPORATION ET AL. Sup. Ct. Va. Certiorari denied.

No. 97–6029. HARDING *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 115 F. 3d 1479.

No. 97–6053. KERR *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 97–6082. GAITHER *v.* FRENCH, WARDEN. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 509.

No. 97–6179. CHAMBERS, AKA HOLMES *v.* UNITED STATES;
No. 97–6206. BATES *v.* UNITED STATES;
No. 97–6213. MILLER *v.* UNITED STATES;
No. 97–6216. WILSON *v.* UNITED STATES;
No. 97–6217. ALLEN *v.* UNITED STATES; and
No. 97–6496. RICHARDSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 1066.

No. 97–6200. MCNEILL *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 346 N. C. 233, 485 S. E. 2d 284.

No. 97–6218. WILCHER *v.* MISSISSIPPI (two judgments). Sup. Ct. Miss. Certiorari denied. Reported below: 697 So. 2d 1087 (first judgment) and 1123 (second judgment).

No. 97–6250. ARCE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 335.

No. 97–6352. MALONEY *v.* WORKERS' COMPENSATION APPEALS BOARD OF CALIFORNIA ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–6402. WHITE *v.* CROW ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 109 F. 3d 770.

No. 97–6413. JONES *v.* ARIZONA. Sup. Ct. Ariz. Certiorari denied. Reported below: 188 Ariz. 388, 937 P. 2d 310.

No. 97–6420. SAVAGE *v.* MICHIGAN. Ct. App. Mich. Certiorari denied.

No. 97–6426. SUBIA *v.* FUENTES ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–6428. DAMREN *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 696 So. 2d 709.

No. 97–6438. PHILPOT *v.* GEORGIA. Sup. Ct. Ga. Certiorari denied. Reported below: 268 Ga. 168, 486 S. E. 2d 158.

No. 97–6453. GILBERT *v.* DOBBS, WARDEN, ET AL. C. A. 8th Cir. Certiorari denied.

No. 97–6455. SHEEHY ET UX. *v.* PARKER ET AL. Super. Ct. Pa. Certiorari denied. Reported below: 454 Pa. Super. 715, 685 A. 2d 1052.

No. 97–6456. SHEEHY ET UX. *v.* PENNSYLVANIA ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–6459. MYERS *v.* ALABAMA. Sup. Ct. Ala. Certiorari denied. Reported below: 699 So. 2d 1285.

No. 97–6462. JONES *v.* CALIFORNIA. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 97–6463. JOHNSON *v.* CALIFORNIA ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 516.

No. 97–6466. ROBINSON *v.* SMITH ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 123 F. 3d 429.

No. 97–6474. SMITH *v.* OHIO DEPARTMENT OF HUMAN SERVICES. Ct. App. Ohio, Clermont County. Certiorari denied.

No. 97–6477. DEVLIN *v.* FLORIDA ET AL. C. A. 11th Cir. Certiorari denied.

No. 97–6479. HOLLOWELL *v.* JOHNSON. C. A. 8th Cir. Certiorari denied. Reported below: 119 F. 3d 650.

No. 97–6480. EAST *v.* SEIDEMAN ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 15.

No. 97–6485. SOSA *v.* HINOJOSA ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1182.

No. 97–6491. HOUSE *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 288 Ill. App. 3d 1101, 711 N. E. 2d 823.

No. 97–6493. ROLLER *v.* TUGGLE. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 493.

No. 97–6501. YUAN JIN *v.* UNIVERSITY OF PENNSYLVANIA. C. A. 3d Cir. Certiorari denied.

No. 97–6504. MCCLAIN *v.* PRICE, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT PITTSBURGH, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–6508. SPAZIANO *v.* FLORIDA. Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 697 So. 2d 863.

No. 97–6509. POWELL *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied. Reported below: 112 F. 3d 966.

No. 97–6511. THOMAS *v.* HILL, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1074.

No. 97–6515. HILL *v.* OKLAHOMA. Sup. Ct. Okla. Certiorari denied.

No. 97–6516. TAVAKOLI-NOURI *v.* MITCHELL. Ct. Sp. App. Md. Certiorari denied. Reported below: 115 Md. App. 751.

No. 97–6517. BRUSH *v.* ARIZONA DEPARTMENT OF REVENUE ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 483.

No. 97–6520. JAMES *v.* SCOTT, EXECUTIVE DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–6527. PEEPLES *v.* ANDERSON, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–6528. OMAWALLI *v.* ANDERSON, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–6530. BRIGHT *v.* CARUSO. C. A. 6th Cir. Certiorari denied.

No. 97–6531. BERGMANN *v.* CANDLER COUNTY DEPARTMENT OF FAMILY AND CHILDREN SERVICES ET AL. C. A. 11th Cir. Certiorari denied.

No. 97–6532. PAGE *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 346 N. C. 689, 488 S. E. 2d 225.

No. 97–6537. SAUNDERS *v.* HARTFORD FIRE INSURANCE CO. C. A. 2d Cir. Certiorari denied.

No. 97–6540. ASHLEY *v.* FLORIDA. Dist. Ct. App. Fla., 5th Dist. Certiorari denied.

No. 97–6545. MCBRIDE *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 97–6546. MCINTYRE *v.* NEVADA. C. A. 9th Cir. Certiorari denied.

No. 97–6553. RICHARDSON *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 346 N. C. 520, 488 S. E. 2d 148.

No. 97–6558. SKOLNICK ET AL. *v.* CLINTON ET AL. C. A. 7th Cir. Certiorari denied.

No. 97–6561. LIBBERTON *v.* ARIZONA. Super. Ct. Ariz., Maricopa County. Certiorari denied.

No. 97–6564. ROBERTS *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 948 S. W. 2d 577.

No. 97–6565. BRACEWELL ET AL. *v.* LOBMILLER ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 1493.

No. 97–6566. COGGINS *v.* FIRST FAMILY FINANCIAL SERVICES, INC. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1432.

No. 97–6573. DYER *v.* MICHIGAN. Ct. App. Mich. Certiorari denied.

No. 97–6576. SMITH *v.* GRIMES, WARDEN, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 116 F. 3d 469.

No. 97–6582. ROMAN *v.* TENET, DIRECTOR OF CENTRAL INTELLIGENCE. C. A. 2d Cir. Certiorari denied.

No. 97–6584. LEAPHART *v.* GACH ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 72 F. 3d 129.

No. 97–6587. HILL *v.* TEXAS. Ct. App. Tex., 5th Dist. Certiorari denied.

No. 97–6589. GILLIS *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 346 N. C. 221, 485 S. E. 2d 271.

No. 97–6590. FORD *v.* CALIFORNIA. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 97–6591. GARCIA *v.* FLORIDA. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 691 So. 2d 1209.

No. 97–6597. WILLIAMS *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 177.

No. 97–6598. LATTIMORE *v.* COUNTY OF MONTEREY. C. A. 9th Cir. Certiorari denied. Reported below: 100 F. 3d 963.

No. 97–6601. ROACH *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. Sup. Ct. Va. Certiorari denied.

No. 97–6604. MAUS *v.* MURPHY, WARDEN. C. A. 7th Cir. Certiorari denied.

No. 97–6613. JONES *v.* ZIMMERMAN ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 116 F. 3d 1473.

No. 97–6614. MACRI *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 697 So. 2d 1217.

No. 97–6616. MCREYNOLDS *v.* NEW YORK ET AL. App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 238 App. Div. 2d 249, 656 N. Y. S. 2d 871.

No. 97–6620. SWAIN *v.* DETROIT BOARD OF EDUCATION ET AL. Ct. App. Mich. Certiorari denied.

No. 97–6626. POOLE *v.* WHITEHURST ET AL. Sup. Ct. Tex. Certiorari denied.

No. 97–6630. RODRIQUEZ *v.* BATCHELLER ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 127 F. 3d 1096.

No. 97–6633. WILLIAMS *v.* OBREGON ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 124 F. 3d 191.

No. 97–6634. WEBBER *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied.

No. 97–6635. DELANEY *v.* MASSACHUSETTS. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 425 Mass. 587, 682 N. E. 2d 611.

No. 97–6636. WIKE *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 698 So. 2d 817.

No. 97–6643. WILLIS *v.* UNIVERSITY OF LOUISVILLE ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 121 F. 3d 710.

No. 97–6644. CSOKA *v.* UNITED STATES ET AL. C. A. 7th Cir. Certiorari denied.

No. 97–6646. ARNOLD *v.* MOORE, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1352.

No. 97–6647. MIMS *v.* BURTON, WARDEN, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 492.

No. 97–6648. LITZENBERG *v.* LITZENBERG. C. A. 4th Cir. Certiorari denied. Reported below: 116 F. 3d 472.

No. 97–6650. JOSEPH *v.* CITY OF NEW ORLEANS, LOUISIANA. C. A. 5th Cir. Certiorari denied. Reported below: 122 F. 3d 1067.

No. 97–6653. MCBRIDE *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–6654. MARTS *v.* HINES ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 117 F. 3d 1504.

No. 97–6655. JARQUIN *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 110 F. 3d 65.

No. 97–6658. BRANSON *v.* CITY OF LOS ANGELES ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–6662. TURNMIRE *v.* BERNHARDT, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–6665. HAMILTON *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied. Reported below: 937 P. 2d 1001.

No. 97–6670. GARDNER *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–6671. GLENDORA *v.* TELE-COMMUNICATIONS, INC., ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 129 F. 3d 113.

No. 97–6673. GLENDORA *v.* MARSHALL ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 129 F. 3d 113.

No. 97–6678. HARRIS *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–6681. HERTZ *v.* STORER ET AL. Sup. Ct. Alaska. Certiorari denied. Reported below: 943 P. 2d 725.

No. 97–6682. DENNEY *v.* JONES. Ct. App. Kan. Certiorari denied. Reported below: 24 Kan. App. 2d ——, 944 P. 2d 197.

No. 97–6693. TAYLOR *v.* LEAVY ET AL. C. A. 7th Cir. Certiorari denied.

No. 97–6694. ORBAN *v.* VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 123 F. 3d 727.

No. 97–6696. SIMMONS *v.* GTE NORTH, INC., ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 116 F. 3d 1483.

No. 97–6697. SCOTT *v.* BRUNDAGE. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 97–6700. CORRAL *v.* HAIR ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–6701. VICENTE-GUZMAN *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 9th Cir. Certiorari denied.

No. 97–6711. CASTANEDA *v.* TEXAS. Ct. App. Tex., 6th Dist. Certiorari denied.

No. 97–6724. CEDILLO *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 124 F. 3d 1266.

No. 97–6729. HUGHES *v.* DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 121 F. 3d 708.

No. 97–6738. MCDERMOTT *v.* KANSAS ASSOCIATES, INC. Ct. Sp. App. Md. Certiorari denied.

No. 97–6743. LASLEY *v.* GEORGETOWN UNIVERSITY. C. A. D. C. Cir. Certiorari denied.

No. 97–6752. BANNAN *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 260.

No. 97–6754. ROWKOSKY *v.* LARKINS, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS, PENNSYLVANIA. C. A. 3d Cir. Certiorari denied.

No. 97–6759. SULLIVAN *v.* MASSACHUSETTS. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 425 Mass. 449, 681 N. E. 2d 1184.

No. 97–6804. NAVARRO-DUARTE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 718.

No. 97–6805. MITCHELL *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 124 F. 3d 222.

No. 97–6814. BURGESS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 102 F. 3d 1120.

No. 97–6818. WOERNER *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–6819. WOODRUFF *v.* WYOMING. Sup. Ct. Wyo. Certiorari denied.

No. 97–6824. GREAVES *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 701.

No. 97–6825. ESCOTTO *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 121 F. 3d 81.

No. 97–6827. GONZALEZ-PORTILLO ET AL. *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 121 F. 3d 1122.

No. 97–6828. HENDERSON *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–6829. HARMON *v.* UNITED STATES; and
No. 97–6839. THOMAS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 120 F. 3d 564.

No. 97–6830. RODGERS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 122 F. 3d 1129.

No. 97–6831. KNOX *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 97–6832. REIDT *v.* UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT. C. A. 9th Cir. Certiorari denied.

No. 97–6834. BLAKENEY *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 124 F. 3d 220.

No. 97–6840. TUGWELL *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 125 F. 3d 600.

No. 97–6841. WILLIAMS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 120 F. 3d 575.

No. 97–6843. BRYAN *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 1186.

No. 97–6844. SOLANO-GODINES *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 120 F. 3d 957.

No. 97–6845. BOUNDS *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–6848. BLUE-SKY *v.* CALIFORNIA DEPARTMENT OF CORRECTIONS ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–6852. ROMAN *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 121 F. 3d 136.

No. 97–6855. BERGNE *v.* GOMEZ, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–6856. ARGUELLES *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 122 F. 3d 1067.

No. 97–6857. BARTLEY *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 123 F. 3d 466.

No. 97–6869. BROWN *v.* KEARNEY, WARDEN, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–6872. BATES *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 139 F. 3d 902.

No. 97–6873. ARIAS-SANTOS *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 120 F. 3d 271.

No. 97–6874. BURTON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 607.

No. 97–6875. BREWER *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 122 F. 3d 1066.

No. 97–6876. BRAGG *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 97–6878. CROFT *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 118 F. 3d 1578.

No. 97–6879. CROFT *v.* DETELLA, WARDEN. C. A. 7th Cir. Certiorari denied.

No. 97–6880. BEAVEN *v.* MCBRIDE, SUPERINTENDENT, WESTVILLE CORRECTIONAL FACILITY. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 203.

No. 97–6883. KNOX *v.* HARRISON, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–6884. MYERS, AKA MEYERS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 121 F. 3d 710.

No. 97–6885. MCDONALD *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 121 F. 3d 7.

No. 97–6888. PACHECO *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 121 F. 3d 841.

No. 97–6893. FLEMING *v.* MAINE. Sup. Jud. Ct. Me. Certiorari denied. Reported below: 698 A. 2d 503.

No. 97–6897. FLETCHER *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 129 F. 3d 1256.

No. 97–6901. HOFFMAN *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 200.

No. 97–6903. FLETCHER *v.* UNITED STATES; and
No. 97–6917. WATTS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 187.

No. 97–6904. GONZALES *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 928.

No. 97–6906. DASS *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 127 F. 3d 1110.

No. 97–6909. ARROYO *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 125 F. 3d 842.

No. 97–6910. MITCHELL *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 113 F. 3d 1528.

No. 97–6911. LECROY *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1251.

No. 97–6914. LEE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 122 F. 3d 1067.

No. 97–6916. BANKS *v.* MCCAUGHTRY, WARDEN. C. A. 7th Cir. Certiorari denied.

No. 97–6918. WATSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 129 F. 3d 118.

No. 97–6919. TAYLOR *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 120 F. 3d 273.

No. 97–6920. WINTERS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 117 F. 3d 346.

No. 97–6921. YOUNG *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 115 F. 3d 834.

No. 97–6926. WILLIAMS *v.* JEDNORSKI, WARDEN. C. A. 4th Cir. Certiorari denied. Reported below: 122 F. 3d 1065.

No. 97–6927. TAYLOR *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 1487.

No. 97–6928. ZAGNOJNY *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–6931. JEFFERSON *v.* OHIO. Ct. App. Ohio, Montgomery County. Certiorari denied.

No. 97–6935. PATTERSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 701.

No. 97–6937. STOKES *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 119 F. 3d 11.

No. 97–6938. SAIA *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 118 F. 3d 65.

No. 97–6941. ANTONIO-CRUZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 717.

No. 97–6942. ARNOLD *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied.

No. 97–6943. CHRISTOPHER *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 124 F. 3d 208.

No. 97–6944. COPPOLA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied.

No. 97–6945. CASTILLO *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 122 F. 3d 1057.

No. 97–6946. CULPEPPER *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 1493.

No. 97–6947. CRUZ *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 120 F. 3d 1.

No. 97–6948. MEADER *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 118 F. 3d 876.

No. 97–6950. MCALLISTER *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 119 F. 3d 198.

No. 97–6951. MATTHEWS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 114 F. 3d 112.

No. 97–6952. NEYSMITH, AKA BLAKE *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Certiorari denied. Reported below: 122 F. 3d 1062.

No. 97–6956. BONNER *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 200.

No. 97–6957. CONWAY *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 841.

No. 97–6959. RIOS-FAVELA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 118 F. 3d 653.

No. 97–6962. MARTIN *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 699.

No. 97–6963. LEASURE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 837.

No. 97–6966. LAMBROS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 124 F. 3d 209.

No. 97–6967. SCARPA *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 125 F. 3d 68.

No. 97–6970. ROBINSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 971.

No. 97–6971. BRISTOW *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 110 F. 3d 754.

No. 97–6973. DICKERSON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1074.

No. 97–6974. HERROD *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 701.

No. 97–6976. HYDE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1075.

No. 97–6978. WASHINGTON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1075.

No. 97–6981. HOLLEY *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 128 F. 3d 733.

No. 97–6982. ESTEP *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 124 F. 3d 222.

No. 97–6985. WRIGHT *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 129 F. 3d 118.

No. 97–6986. NWOKEJI *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 117 F. 3d 19.

No. 97–6987. GAINES ET AL. *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 1491.

No. 97–6988. LEWIS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 115 F. 3d 1531.

No. 97–6989. JACKSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 124 F. 3d 607.

No. 97–6990. ROSS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 123 F. 3d 1181.

No. 97–6996. MAKI *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 117 F. 3d 1426.

No. 97–6998. STEWART *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 8.

No. 97–7004. BYRD *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 124 F. 3d 1298.

No. 97–7006. MATHIS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 125 F. 3d 852.

No. 97–7007. MCCLANAHAN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 1196.

No. 97–7027. HAYDEN *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 120 F. 3d 271.

No. 97–7030. GOSSAGE *v.* HUGHES, CHAIRPERSON, KENTUCKY PAROLE BOARD. C. A. 6th Cir. Certiorari denied.

No. 97–7031. EDWARDS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 205.

No. 97–7033. BULLOCK ET AL. *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 201.

No. 97–7034. BOOS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 1207.

No. 97–7035. WALETZKI *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 206.

No. 97–7037. REYES *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 125 F. 3d 74.

No. 97–7043. BANKSTON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 121 F. 3d 1411.

No. 97–7045. BAROCIO *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1074.

No. 97–7049. MARTIN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 108 F. 3d 1374.

No. 97–7050. NEFF *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 129 F. 3d 119.

No. 97–7051. JAMES *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 124 F. 3d 1298.

No. 97–7056. SKURDAL *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied.

No. 97–7057. WRIGHT *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 1491.

No. 97–7060. MARR *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 129 F. 3d 1257.

No. 97–7064. HOLTON *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 116 F. 3d 1536.

No. 97–7066. GUESS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 200.

No. 97–7067. GREEN *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 129 F. 3d 1256.

No. 97–7070. GONSALVES ET AL. *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 121 F. 3d 1416.

No. 97–7073. SMITH *v.* UNITED STATES. Ct. App. D. C. Certiorari denied.

No. 97–7077. BEJARANO-RAMIREZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1074.

No. 97–7078. FIGUEROA-ROMERO *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 114 F. 3d 1170.

No. 97–7080. FERNANDEZ *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 128 F. 3d 732.

No. 97–7082. HUNT *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 122 F. 3d 1063.

No. 97–7086. GIBSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 1178.

No. 97–7090. DICKERSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 611.

No. 97–7095. ELLIS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 908.

No. 97–7096. GARCIA-VENEGAS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 124 F. 3d 213.

No. 97–7099. WILSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 187.

No. 97–471. KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM *v.* BLACKWELL, SANDERS, MATHENY, WEARY & LOMBARDI ET AL. C. A. 8th Cir. Certiorari denied. JUSTICE O'CONNOR, JUSTICE SOUTER, and JUSTICE GINSBURG would grant the petition for writ of certiorari, vacate the judgment, and remand the case for further consideration in light of *Kansas Public Employees Retirement System* v. *Reimer & Koger Associates, Inc.*, 262 Kan. 635, 941 P. 2d 1321 (1997). Reported below: 114 F. 3d 679.

No. 97–520. GENERAL AMERICAN LIFE INSURANCE CO. *v.* IT CORP. ET AL. C. A. 9th Cir. Motions of Southwest Administrators, Inc., and American Council on Life Insurance et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 107 F. 3d 1415.

No. 97–550. DFA INVESTMENT DIMENSIONS GROUP INC. ET AL. *v.* MUNFORD, INC.; and

No. 97–591. MUNFORD, EXECUTRIX OF THE ESTATE OF MUNFORD, DECEASED, ET AL. *v.* MUNFORD, INC. C. A. 11th Cir. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of these petitions. Reported below: 98 F. 3d 604.

No. 97–670. BELLOWS *v.* AMOCO OIL CO. ET AL. C. A. 5th Cir. Certiorari denied. JUSTICE BREYER took no part in the consid-

eration or decision of this petition. Reported below: 118 F. 3d 268.

No. 97–594. UNISYS CORP. *v.* CESKA SPORITELNA, A. S. C. A. 3d Cir. Motion of Ford Motor Co. et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 116 F. 3d 467.

No. 97–613. MURPHY *v.* LINDH. C. A. 7th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 124 F. 3d 899.

No. 97–767. CASE CORP. *v.* FREEMAN. C. A. 4th Cir. Motion of Chemical Manufacturers Association for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 118 F. 3d 1011.

No. 97–846. NEWPORT ET VIR *v.* MISSOURI ARMY NATIONAL GUARD ET AL. C. A. 8th Cir. Motion of petitioners for leave to proceed as veterans granted. Certiorari denied. Reported below: 112 F. 3d 513.

No. 97–6602. STAFFORD *v.* E. I. DU PONT DE NEMOURS & CO. ET AL. C. A. 3d Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition.

Rehearing Denied

No. 96–8796. VEY *v.* CLINTON, PRESIDENT OF THE UNITED STATES, ET AL., 520 U. S. 937;

No. 96–8873. RUFF *v.* SMITH, WARDEN, *ante,* p. 826;

No. 96–9242. WELSAND *v.* UNITED STATES, *ante,* p. 837;

No. 96–9309. ARTEAGA *v.* CALIFORNIA, *ante,* p. 841;

No. 96–9328. ARTEAGA *v.* CALIFORNIA, *ante,* p. 842;

No. 96–9452. MILES *v.* LASALLE FINANCIAL SERVICES, INC., ET AL., *ante,* p. 849;

No. 96–9461. BELL *v.* FLORES ET AL., *ante,* p. 850;

No. 96–9567. TUNG *v.* CALIFORNIA, *ante,* p. 856;

No. 97–80. DEHONEY *v.* SOUTH CAROLINA DEPARTMENT OF CORRECTIONS ET AL., *ante,* p. 861;

No. 97–102. CATERINA ET AL. *v.* BLAKELY BOROUGH ET AL., *ante,* p. 863;

No. 97–334. MILDEN ET UX. *v.* JOSEPH, TRUSTEE, *ante,* p. 949;

No. 97–442. THOMAS *v.* BAXTER, *ante,* p. 968;

No. 97–473. GILL ET AL. *v.* RHODE ISLAND ET AL., *ante,* p. 934;

No. 97–509. CERWINSKI *v.* INSURANCE SERVICES OFFICE, INC., *ante,* p. 952;

No. 97–5024. MCKELLIP *v.* SORRELL, ANDERSON, LEHRMAN, WANNER & THOMAS ET AL., *ante,* p. 871;

No. 97–5138. THOMAS *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, *ante,* p. 877;

No. 97–5483. TAYLOR *v.* NELSON ET AL., *ante,* p. 896;

No. 97–5519. MCSMITH *v.* TAVARES, *ante,* p. 919;

No. 97–5574. TAYLOR *v.* BOX, MAYOR OF THE CITY OF ROCKFORD, ILLINOIS, ET AL., *ante,* p. 919;

No. 97–5643. SARGA *v.* UNITED STATES, *ante,* p. 984;

No. 97–5887. JOHARI *v.* JOHARI, *ante,* p. 969;

No. 97–5888. CRAWFORD *v.* MORAN, *ante,* p. 969;

No. 97–5898. WATSON *v.* UNITED STATES POSTAL SERVICE ET AL., *ante,* p. 970;

No. 97–5908. LOVE *v.* OHIO, *ante,* p. 957;

No. 97–5919. ENAND *v.* MONTGOMERY COUNTY, MARYLAND, ET AL., *ante,* p. 970;

No. 97–5927. CLEWELL ET UX. *v.* UPJOHN CO., *ante,* p. 970;

No. 97–5944. HAYES *v.* CORRECTION MANAGEMENT AFFILIATES, INC., *ante,* p. 957;

No. 97–5955. VASQUEZ *v.* BEXAR COUNTY ADULT DETENTION CENTER, *ante,* p. 971;

No. 97–5976. GIBSON *v.* WEST, SECRETARY OF THE ARMY, *ante,* p. 938;

No. 97–5980. ERTELT *v.* NORTH DAKOTA, *ante,* p. 971;

No. 97–5994. JOHNSON *v.* UNITED STATES, *ante,* p. 972;

No. 97–6067. WILLIAMS *v.* CHRYSLER CORP., *ante,* p. 958;

No. 97–6073. ANDREWS *v.* LOS ANGELES COUNTY DEPARTMENT OF CHILDREN AND FAMILY SERVICES, *ante,* p. 959;

No. 97–6109. WALKER *v.* DRAGOVICH, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT MAHANOY, ET AL., *ante,* p. 986;

No. 97–6215. WAINWRIGHT *v.* BOOZ, ALLEN & HAMILTON, INC., *ante,* p. 973;

No. 97–6284. IN RE WOODS, *ante,* p. 947;

No. 97–6297. FABIAN *v.* CITY OF MIAMI, *ante,* p. 1003; and

No. 97–6309. WIEDMER *v.* UNITED STATES, *ante,* p. 962. Petitions for rehearing denied.

No. 97–130. BANDERAS, AKA BANDERAS ORTHOPAEDIC CLINIC, ET AL. *v.* DOMAN, *ante*, p. 864. Motion of petitioners for leave to proceed further herein *in forma pauperis* granted. Petition for rehearing denied.

No. 97–5998. BOTTONE *v.* UNITED STATES, *ante*, p. 938. Motion for leave to file petition for rehearing denied.

Assignment Order

An order of THE CHIEF JUSTICE designating and assigning Justice White (retired) to perform judicial duties in the United States Court of Appeals for the Ninth Circuit during the period from March 12 through March 13, 1998, and for such time as may be required to complete unfinished business, pursuant to 28 U. S. C. § 294(a), is ordered entered on the minutes of this Court, pursuant to 28 U. S. C. § 295.

JANUARY 15, 1998

Miscellaneous Order

No. A–511 (97–7521). GOSCH *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, granted pending the disposition of the petition for writ of certiorari. Should the petition for writ of certiorari be denied, this stay shall terminate automatically. In the event the petition for writ of certiorari is granted, the stay shall continue pending the sending down of the judgment of this Court.

JANUARY 16, 1998

Certiorari Granted

No. 97–461. WISCONSIN DEPARTMENT OF CORRECTIONS ET AL. *v.* SCHACHT. C. A. 7th Cir. Certiorari granted. Brief of petitioners is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, February 27, 1998. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, March 27, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday, April 13, 1998. This Court's Rule 29.2 does not apply. Reported below: 116 F. 3d 1151.

No. 97–643. UNITED STATES *v.* CABRALES. C. A. 8th Cir. Certiorari granted. Brief of the Solicitor General is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, February 27, 1998. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, March 27, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday, April 13, 1998. This Court's Rule 29.2 does not apply. Reported below: 109 F. 3d 471 and 115 F. 3d 621.

No. 97–873. UNITED STATES *v.* BALSYS. C. A. 2d Cir. Certiorari granted. Brief of the Solicitor General is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, February 27, 1998. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, March 27, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday, April 13, 1998. This Court's Rule 29.2 does not apply. Reported below: 119 F. 3d 122.

No. 97–5737. FORNEY *v.* APFEL, COMMISSIONER OF SOCIAL SECURITY. C. A. 9th 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., Friday, February 27, 1998. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, March 27, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday, April 13, 1998. This Court's Rule 29.2 does not apply. Reported below: 108 F. 3d 228.

No. 97–6146. MONGE *v.* CALIFORNIA. Sup. Ct. Cal. Motion of California Public Defenders Association for leave to file a brief as *amicus curiae* granted. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted limited to the following question: "Does the Double Jeopardy Clause apply to noncapital sentencing proceedings that have the hallmarks of a trial on guilt or innocence?" Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, February 27, 1998. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, March 27, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday,

April 13, 1998. This Court's Rule 29.2 does not apply. Reported below: 16 Cal. 4th 826, 941 P. 2d 1121.

January 20, 1998

Miscellaneous Orders

No. D–1870. In re Disbarment of Allen. Juliette Z. Allen, of Tustin, Cal., having requested to resign as a member of the Bar of this Court, it is ordered that her name be stricken from the roll of attorneys admitted to the practice of law before this Court. The rule to show cause, issued on November 10, 1997 [*ante*, p. 964], is discharged.

No. D–1905. In re Disbarment of Fiddes. William Torrance Fiddes, Jr., of Houston 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–1906. In re Disbarment of Neely. George Robert Neely, of Houston, 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–1907. In re Disbarment of Rome. David H. Rome, of Longmeadow, Mass., 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–27. Western Mohegan Tribe and Nation of New York *v.* United States et al. Motion for reconsideration of order denying leave to invoke the Court's original jurisdiction [*ante*, p. 993] denied.

No. M–35. Gerwig *v.* Department of Education; and

No. M–36. Sherman *v.* Sherman et al. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 105, Orig. Kansas *v.* Colorado. Exceptions of Colorado to Second Report of the Special Master overruled without prejudice to Colorado's right to renew those exceptions at the conclu-

sion of the Special Master's remedial proceedings. [For earlier order herein, see, *e. g., ante,* p. 1026.]

No. 96–8732. EDWARDS ET AL. *v.* UNITED STATES. C. A. 7th Cir. [Certiorari granted, *ante,* p. 931.] Further consideration of motion of petitioner Joseph Tidwell to reconsider order denying certiorari on Question 2 [*ante,* p. 931] deferred.

No. 96–1693. HOPKINS, WARDEN *v.* REEVES. C. A. 8th Cir. [Certiorari granted, 521 U. S. 1151.] Motion for appointment of counsel granted, and it is ordered that Paula Hutchinson, Esq., of Lincoln, Neb., be appointed to serve as counsel for respondent in this case.

No. 96–8837. CLEVELAND ET AL. *v.* UNITED STATES. C. A. 1st Cir. [Certiorari granted, *ante,* p. 1023.] Motion for appointment of counsel granted, and it is ordered that Norman S. Zalkind, Esq., of Boston, Mass., be appointed to serve as counsel for petitioner Enrique Gray-Santana in this case. Motion for appointment of counsel granted, and it is ordered that John H. Cunha, Jr., Esq., of Boston, Mass., be appointed to serve as counsel for petitioner Donald E. Cleveland in this case.

No. 97–6789. MOOMCHI *v.* NEW MEXICO CORRECTIONS DEPARTMENT ET AL. C. A. 10th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until February 10, 1998, within which to pay the docketing fee required by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. 97–1015. IN RE BEARDSLEE;
No. 97–7153. IN RE ISELEY; and
No. 97–7222. IN RE JOHNSON. Petitions for writs of habeas corpus denied.

No. 97–7561 (A–522). IN RE CEJA. 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. JUSTICE STEVENS and JUSTICE BREYER would grant the application for stay of execution.

No. 97–6796. IN RE SCHIEFEN; and
No. 97–6820. IN RE WHITFIELD. Petitions for writs of mandamus denied.

Certiorari Denied

No. 96–1749. MARTIN ET VIR *v.* TELECTRONICS PACING SYSTEMS, INC., ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 105 F. 3d 1090.

No. 97–26. EDDY ET VIR *v.* POLYMER TECHNOLOGY CORP. ET AL. Super. Ct. Pa. Certiorari denied. Reported below: 449 Pa. Super. 730, 674 A. 2d 323.

No. 97–343. BURT, WARDEN *v.* RASHAD. C. A. 6th Cir. Certiorari denied. Reported below: 108 F. 3d 677.

No. 97–365. BRANDT *v.* SHOP 'N SAVE WAREHOUSE FOODS, INC. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 935.

No. 97–382. SABLAN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 913.

No. 97–404. FISHER *v.* VASSAR COLLEGE. C. A. 2d Cir. Certiorari denied. Reported below: 114 F. 3d 1332.

No. 97–451. FIRST VIRGINIA BANK *v.* UNITED STATES ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 110 F. 3d 75.

No. 97–499. FELTMANN *v.* SIEBEN, INC., DBA PLAZA MOTORS. C. A. 8th Cir. Certiorari denied. Reported below: 108 F. 3d 970.

No. 97–505. EARLES ET AL. *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 113 F. 3d 796.

No. 97–583. AMERTEX ENTERPRISES, LTD. *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 108 F. 3d 1392.

No. 97–602. BANKS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 115 F. 3d 916.

No. 97–638. CERTAIN UNDERWRITERS AT LLOYD'S OF LONDON ET AL. *v.* TRANSIT CASUALTY COMPANY IN RECEIVERSHIP. C. A. 8th Cir. Certiorari denied. Reported below: 119 F. 3d 619.

No. 97–651. SEWELL *v.* TOWN OF LAKE HAMILTON. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 488.

No. 97–652. MARKS ET AL. *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 116 F. 3d 1496.

No. 97–657. CARROLL *v.* FEDERAL EXPRESS CORP. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 163.

No. 97–719. STUART, SECRETARY, AS HEAD OF THE FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION, ET AL. *v.* AMERICAN EXPRESS TAX & BUSINESS SERVICES, INC., ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1376.

No. 97–753. MILWAUKEE BRANCH OF THE NAACP ET AL. *v.* THOMPSON, GOVERNOR OF WISCONSIN, ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 116 F. 3d 1194.

No. 97–776. CAMPBELL *v.* CAMPBELL. Ct. App. Minn. Certiorari denied.

No. 97–788. PRESCOTT CONVENTION CENTER, INC. *v.* SCOTT, DIRECTOR, ARIZONA DEPARTMENT OF REVENUE, ET AL.; and

No. 97–796. YAVAPAI-PRESCOTT INDIAN TRIBE *v.* SCOTT, DIRECTOR, ARIZONA DEPARTMENT OF REVENUE, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 117 F. 3d 1107.

No. 97–790. BLOUNT, EXECUTIVE DIRECTOR, VACAVILLE STATE HOSPITAL, ET AL. *v.* WASHINGTON. C. A. 9th Cir. Certiorari denied. Reported below: 124 F. 3d 215.

No. 97–797. YANKEE ENTERPRISES, INC. *v.* DUNKIN' DONUTS, INC. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 703.

No. 97–804. COUNTY OF STANISLAUS ET AL. *v.* PACIFIC GAS & ELECTRIC CO. ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 858.

No. 97–806. CHANDROSS *v.* ARENA ET AL. Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–807. HUTCHINSON *v.* FISERV C. I. R., INC., ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 121 F. 3d 708.

No. 97–808. FULTON, PERSONAL REPRESENTATIVE OF THE ESTATE OF LUCAS, DECEASED, ET AL. *v.* SANDERS ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 197.

No. 97–812. TAXPAYERS OF KING COUNTY *v.* KING COUNTY ET AL. Sup. Ct. Wash. Certiorari denied. Reported below: 133 Wash. 2d 584, 949 P. 2d 1260.

No. 97–814. CITY OF CLEVELAND *v.* NATION OF ISLAM ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 196.

No. 97–816. VINE ET AL. *v.* FULLER ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 117 F. 3d 1425.

No. 97–817. MARTIN *v.* GOODYEAR AUTO SERVICE CENTER. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 509.

No. 97–819. GREENE *v.* GREENBERG ET AL. Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–828. EXCALIBUR GROUP, INC. *v.* CITY OF MINNEAPOLIS. C. A. 8th Cir. Certiorari denied. Reported below: 116 F. 3d 1216.

No. 97–832. HINES *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied. Reported below: 15 Cal. 4th 997, 938 P. 2d 388.

No. 97–850. UNITED STATES EX REL. MCKENZIE *v.* BELLSOUTH TELECOMMUNICATIONS, INC., DBA SOUTH CENTRAL BELL TELEPHONE CO. C. A. 6th Cir. Certiorari denied. Reported below: 123 F. 3d 935.

No. 97–852. KAVANAU *v.* SANTA MONICA RENT CONTROL BOARD. Sup. Ct. Cal. Certiorari denied. Reported below: 16 Cal. 4th 761, 941 P. 2d 851.

No. 97–858. INO INO, INC., ET AL. *v.* CITY OF BELLEVUE. Sup. Ct. Wash. Certiorari denied. Reported below: 132 Wash. 2d 103, 937 P. 2d 154.

No. 97–859. JORDAHL ET AL. *v.* DEMOCRATIC PARTY OF VIRGINIA ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 122 F. 3d 192.

No. 97–895. SEBASTIAN *v.* CONNECTICUT. Sup. Ct. Conn. Certiorari denied. Reported below: 243 Conn. 115, 701 A. 2d 13.

No. 97–900. MADDEN *v.* INTERNATIONAL ASSOCIATION OF HEAT AND FROST INSULATORS AND ASBESTOS WORKERS ET AL. C. A. 2d Cir. Certiorari denied.

No. 97–941. ALVAREZ ET AL. *v.* CITY OF WESTMORLAND ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 5.

No. 97–951. DUPRE ET AL. *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 117 F. 3d 810.

No. 97–964. SCHELKLE *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 47 M. J. 110.

No. 97–6107. WILSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 1066.

No. 97–6243. BUSH *v.* WASHINGTON. Ct. App. Wash. Certiorari denied.

No. 97–6255. AYBAR *v.* CRISPIN-REYES ET AL.; and
No. 97–6256. MORALES LABOY *v.* CRISPIN-REYES ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 118 F. 3d 10.

No. 97–6259. MCBRIDE *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 122 F. 3d 1067.

No. 97–6343. ZANKICH *v.* SANTOS ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 1387.

No. 97–6375. PETERSON *v.* INDIANA. Sup. Ct. Ind. Certiorari denied. Reported below: 674 N. E. 2d 528.

No. 97–6436. CARPENTER *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied. Reported below: 15 Cal. 4th 312, 935 P. 2d 708.

No. 97–6472. MOORE *v.* ANDERSON, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 2.

No. 97–6684. RICHARDSON *v.* SOUTHERN UNIVERSITY ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 450.

No. 97–6685. STRICKLAND *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 346 N. C. 443, 488 S. E. 2d 194.

No. 97–6686. SHEEHAN *v.* UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ARIZONA. C. A. 9th Cir. Certiorari denied.

No. 97–6687. WILSON *v.* EVANS, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 117 F. 3d 1429.

No. 97–6695. PREWITT *v.* ALEXANDER ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1183.

No. 97–6713. MOLLETT *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied. Reported below: 939 P. 2d 1.

No. 97–6714. MAYFIELD *v.* DETROIT NEWS ET AL. Ct. App. Mich. Certiorari denied.

No. 97–6717. MACPHEE *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 97–6721. JONES *v.* MARSHALL, WARDEN. C. A. 9th Cir. Certiorari denied.

No. 97–6728. GLEAN *v.* GEORGIA. Sup. Ct. Ga. Certiorari denied. Reported below: 268 Ga. 260, 486 S. E. 2d 172.

No. 97–6733. HALL ET UX. *v.* BROOKSIDE COMMUNITY, INC. Sup. Ct. Del. Certiorari denied. Reported below: 694 A. 2d 47.

No. 97–6734. HENTZ *v.* MISSISSIPPI. Sup. Ct. Miss. Certiorari denied.

No. 97–6735. GREEN *v.* GAITHER, WARDEN. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1430.

No. 97–6736. ERDMAN *v.* STEGALL, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–6739. BROOKS *v.* CITY OF WINSTON-SALEM ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 260.

No. 97–6741. VILLAFUERTE *v.* STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTION, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 111 F. 3d 616.

No. 97–6746. MARTS *v.* FOTI ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–6756. SHELTON *v.* PITTSBURG COUNTY, OKLAHOMA, BOARD OF COMMISSIONERS, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 124 F. 3d 217.

No. 97–6757. RUTHERFORD *v.* ALDERMAN ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 262.

No. 97–6758. PALMISANO *v.* LARKIN ET AL. C. A. 7th Cir. Certiorari denied.

No. 97–6762. AKPAETI *v.* KENTUCKY. Ct. App. Ky. Certiorari denied.

No. 97–6764. YOUNG *v.* NAGLE, WARDEN, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 122 F. 3d 1078.

No. 97–6767. YOUNKIN *v.* PENNSYLVANIA. Super. Ct. Pa. Certiorari denied. Reported below: 701 A. 2d 785.

No. 97–6768. WILLIAMS *v.* FULCOMER, DEPUTY COMMISSIONER, PENNSYLVANIA DEPARTMENT OF CORRECTIONS, WESTERN REGION, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 114 F. 3d 1174.

No. 97–6769. WARD *v.* RAVENSWOOD VILLAGE NURSING HOME. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 264.

No. 97–6772. PETERSON *v.* CALIFORNIA. Ct. App. Cal., 5th App. Dist. Certiorari denied.

No. 97–6776. SMITH *v.* CALIFORNIA. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 97–6777. SMITH *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–6778. RANDALL *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 491.

No. 97–6787. LAWRENCE *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 698 So. 2d 1219.

No. 97–6791. NGHIEM *v.* TOSHIBA AMERICA ELECTRONIC COMPONENTS, INC. Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 97–6794. MARTINEZ LOZANO *v.* COURT OF CRIMINAL APPEALS OF TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 97–6798. RUDD *v.* HASTY ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–6799. SMITH *v.* SERVAPORTION. Ct. App. Ohio, Hamilton County. Certiorari denied.

No. 97–6800. PEGGS *v.* NEW YORK. App. Term, Sup. Ct. N. Y., 9th and 10th Jud. Dists. Certiorari denied.

No. 97–6801. SILVER *v.* FLORIDA. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 693 So. 2d 988.

No. 97–6802. SMITH *v.* SERVAPORTION. Ct. App. Ohio, Hamilton County. Certiorari denied.

No. 97–6815. WARREN *v.* LUCAS COUNTY DEPARTMENT OF HUMAN SERVICES. C. A. 6th Cir. Certiorari denied. Reported below: 113 F. 3d 1236.

No. 97–6816. WATSON *v.* KENTUCKY. Sup. Ct. Ky. Certiorari denied.

No. 97–6821. WHITFIELD *v.* UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS; WHITFIELD *v.* UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS; and WHITFIELD *v.* UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS. C. A. 5th Cir. Certiorari denied.

No. 97–6859. BEY *v.* MORTON, SUPERINTENDENT, NEW JERSEY STATE PRISON, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 124 F. 3d 524.

No. 97–6861. SMITH *v.* DIROSA, JUDGE, ORLEANS PARISH CIVIL DISTRICT COURT, DIVISION D. C. A. 5th Cir. Certiorari denied. Reported below: 120 F. 3d 265.

No. 97–6866. BURTON *v.* SILCOX ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 119 F. 3d 10.

No. 97–6867. COREY *v.* UNITED STATES ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 124 F. 3d 216.

No. 97–6882. BOWEN *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 698 So. 2d 248.

No. 97–6975. GRETZLER *v.* STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTION. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 992.

No. 97–7012. NARANJO *v.* UNITED STATES; and
No. 97–7105. WILLIAMS ET AL. *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 116 F. 3d 1498.

No. 97–7020. SOLIS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 124 F. 3d 192.

No. 97–7022. GRIFFIN-EL *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 97–7032. BALL *v.* MARYLAND. Ct. App. Md. Certiorari denied. Reported below: 347 Md. 156, 699 A. 2d 1170.

No. 97–7041. STOKES *v.* PENNSYLVANIA. Super. Ct. Pa. Certiorari denied. Reported below: 698 A. 2d 671.

No. 97–7046. JARVOUHEY *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 117 F. 3d 440.

No. 97–7061. JOHNSON *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 111 F. 3d 136.

No. 97–7100. WOODRUFF *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1185.

No. 97–7101. BAILEY *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 115 F. 3d 1222.

No. 97–7102. POTTER *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 124 F. 3d 1300.

No. 97–7103. PEVARNIK *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 129 F. 3d 1257.

No. 97–7109. MOORE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 127 F. 3d 35.

No. 97–7111. WHITE *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 127 F. 3d 1097.

No. 97–7119. SCHREINER *v.* COLORADO. Ct. App. Colo. Certiorari denied.

No. 97–7120. CARO RODRIGUEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1075.

No. 97–7122. BLACK *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 124 F. 3d 193.

No. 97–7123. ALVAREZ *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 130 F. 3d 443.

No. 97–7126. RASCO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 123 F. 3d 222.

No. 97–7131. OCHOA *v.* ARIZONA. Ct. App. Ariz. Certiorari denied. Reported below: 189 Ariz. 454, 943 P. 2d 814.

No. 97–7132. RUIZ-MENDOZA *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 97–7134. MINTER *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 705.

No. 97–7136. LASZCYNSKI *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–7138. MATHIEU *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 121 F. 3d 713.

No. 97–7140. ALONSO-ALONSO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 127 F. 3d 34.

No. 97–7148. CARTER *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 200.

No. 97–7150. POLLARD *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 119 F. 3d 11.

No. 97–7156. HANDA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 690.

No. 97–7159. GUTIERREZ-CERVANTEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 132 F. 3d 460.

No. 97–7160. GREGORY *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 200.

No. 97–7161. GONZALEZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 606.

No. 97–7162. FREEMAN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 122 F. 3d 1064.

No. 97–7170. MCCAFFERTY *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 718.

No. 97–7180. CROOK *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 124 F. 3d 213.

No. 97–7187. DAVIS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 120 F. 3d 275.

No. 97–7200. KINGSTON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 109 F. 3d 1436 and 129 F. 3d 518.

No. 97–7201. KOGER *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 125 F. 3d 849.

No. 97–7207. MELIUS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 123 F. 3d 1134.

No. 97–747. PARKER *v.* METROPOLITAN LIFE INSURANCE CO. ET AL. C. A. 6th Cir. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of this petition. Reported below: 121 F. 3d 1006.

No. 97–791. BURCH *v.* COCA-COLA CO. C. A. 5th Cir. Motion of American Society of Addiction Medicine et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of this motion and this petition. Reported below: 119 F. 3d 305.

No. 97–822. FAIR ET AL. *v.* CITY OF SAN BUENAVENTURA ET AL. Ct. App. Cal., 2d App. Dist. Motions of First Assembly of God in Ventura and Pacific Justice Institute for leave to file briefs as *amici curiae* granted. Certiorari denied.

No. 97–6811. AYERS, INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED, ET AL. *v.* FORDICE, GOVERNOR OF MISSISSIPPI, ET AL. C. A. 5th Cir. Motion of National Association for Equal Opportunity in Higher Education et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 111 F. 3d 1183.

No. 97–7534 (A–517). CEJA *v.* ARIZONA. Super. Ct. Ariz., Maricopa County. Application for stay of execution of sentence of death, presented to JUSTICE O'CONNOR, and by her referred to the Court, denied. Certiorari denied. JUSTICE STEVENS and JUSTICE BREYER would grant the application for stay of execution.

No. 97–7562 (A–523). CEJA *v.* STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTION, ET AL. C. A. 9th Cir. Application for stay of execution of sentence of death, presented to JUSTICE O'CONNOR, and by her referred to the Court, denied. Certiorari denied. JUSTICE STEVENS and JUSTICE BREYER would grant the application for stay of execution. Reported below: 134 F. 3d 1368.

Rehearing Denied

No. 96–9196. ARTEAGA *v.* SANTA CLARA DEPARTMENT OF FAMILY AND CHILDREN'S SERVICES, *ante*, p. 835;

No. 96–9197. ARTEAGA *v.* CALIFORNIA, *ante*, p. 835;

No. 97–384. RESHARD ET AL., CO-PERSONAL REPRESENTATIVES OF THE ESTATE OF RESHARD *v.* BRITT ET AL., *ante*, p. 933;

No. 97–574. TINSLEY *v.* TRW INC. ET AL., *ante*, p. 997;

No. 97–755. IN RE SMITH, *ante*, p. 994;

No. 97–5051. DIGIOVANNI *v.* PENNSYLVANIA, *ante*, p. 983;

No. 97–5280. KIRBY *v.* ALABAMA DEPARTMENT OF CORRECTIONS ET AL., *ante*, p. 885;

No. 97–5390. LUCIOUS *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, *ante*, p. 891;

No. 97–5915. STENGER *v.* WOOD, SUPERINTENDENT, WASHINGTON STATE PENITENTIARY, ET AL., *ante*, p. 957;

No. 97–5921. JACOBSON *v.* MCILWAIN ET AL., *ante*, p. 970;

No. 97–5969. CEJA *v.* STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTION, ET AL., *ante*, p. 971;

No. 97–6097. JYAN *v.* FRANKOVICH ET AL., *ante*, p. 986;

No. 97–6187. ORTIZ *v.* UNITED STATES, *ante*, p. 961;

No. 97–6433. TURNER *v.* UNITED STATES, *ante*, p. 1019; and

No. 97–6434. TURNER *v.* UNITED STATES; TURNER *v.* DEPARTMENT OF JUSTICE; and TURNER *v.* INTERNAL REVENUE SERVICE ET AL., *ante*, p. 1019. Petitions for rehearing denied.

No. 97–703. RIMELL *v.* UNITED STATES, *ante*, p. 983. Motion of petitioner for leave to proceed further herein *in forma pauperis* granted. Petition for rehearing denied.

JANUARY 23, 1998

Miscellaneous Order

No. A–490. LOPEZ ET AL. *v.* MONTEREY COUNTY, CALIFORNIA, ET AL. Application for stay of judgment of the United States

District Court for the Northern District of California, case No. C–91–20559, entered December 22, 1997, presented to JUSTICE O'CONNOR, and by her referred to the Court, granted pending the timely docketing of an appeal in this Court. Should the jurisdictional statement be timely filed, this order shall remain in effect pending this Court's action on the appeal. If the appeal is dismissed or the judgment affirmed, this order shall terminate automatically. In the event jurisdiction is noted or postponed, this order will remain in effect pending the sending down of the judgment of this Court.

Certiorari Granted

No. 97–569. BURLINGTON INDUSTRIES, INC. *v.* ELLERTH. C. A. 7th Cir. Motion of Chamber of Commerce of the United States of America for leave to file a brief as *amicus curiae* granted. Certiorari granted limited to Question 1 presented by the petition. Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, March 4, 1998. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday, March 30, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, April 14, 1998. This Court's Rule 29.2 does not apply. Reported below: 123 F. 3d 490.

No. 97–634. PENNSYLVANIA DEPARTMENT OF CORRECTIONS ET AL. *v.* YESKEY. C. A. 3d Cir. Certiorari granted. Brief of petitioners is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, March 4, 1998. Brief of respondent is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday, March 30, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Tuesday, April 14, 1998. This Court's Rule 29.2 does not apply. Reported below: 118 F. 3d 168.

No. 97–689. GEISSAL, BENEFICIARY AND REPRESENTATIVE OF THE ESTATE OF GEISSAL, DECEASED *v.* MOORE MEDICAL CORP. ET AL. C. A. 8th Cir. Certiorari granted. Brief of petitioner is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Wednesday, March 4, 1998. Brief of respondents is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday, March 30, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on

or before 3 p.m., Tuesday, April 14, 1998. This Court's Rule 29.2 does not apply. Reported below: 114 F. 3d 1458.

JANUARY 26, 1998

Affirmed on Appeal

No. 97–743. KING *v.* ILLINOIS BOARD OF ELECTIONS ET AL. Affirmed on appeal from D. C. N. D. Ill. JUSTICE SCALIA, JUSTICE KENNEDY, and JUSTICE THOMAS would note probable jurisdiction and set case for oral argument. Reported below: 979 F. Supp. 619.

Miscellaneous Orders

No. A–481. QUARTERMANN *v.* QUARTERMANN. Sup. Ct. Ga. Application for stay, addressed to JUSTICE STEVENS and referred to the Court, denied.

No. A–489. BREWER *v.* MARSHALL. Application for bail, addressed to JUSTICE STEVENS and referred to the Court, denied.

No. D–1856. IN RE DISBARMENT OF PROCTOR. Disbarment entered. [For earlier order herein, see *ante*, p. 910.]

No. D–1879. IN RE DISBARMENT OF BERNSTEIN. Disbarment entered. [For earlier order herein, see *ante*, p. 993.]

No. D–1908. IN RE DISBARMENT OF TRAMMEL. George Ward Trammell III, of Long Beach, 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. 96–1829. MONTANA ET AL. *v.* CROW TRIBE OF INDIANS ET AL. C. A. 9th Cir. [Certiorari granted, *ante*, p. 912.] Motion of the Solicitor General for divided argument granted.

No. 97–16. OHIO FORESTRY ASSN., INC. *v.* SIERRA CLUB ET AL. C. A. 6th Cir. [Certiorari granted, *ante*, p. 931.] Motion of the Solicitor General for divided argument granted to be divided as follows: petitioner, 15 minutes; the Solicitor General, 15 minutes; respondents, 30 minutes.

No. 97–174. CASS COUNTY, MINNESOTA, ET AL. *v.* LEECH LAKE BAND OF CHIPPEWA INDIANS. C. A. 8th Cir. [Certiorari granted, *ante*, p. 944.] Motion of the Solicitor General for leave

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

No. 97–288. LEWIS ET VIR, INDIVIDUALLY, AS PARENTS, AS NEXT FRIENDS, AND AS ADMINISTRATORS OF THE ESTATE OF LEWIS, DECEASED *v.* BRUNSWICK CORP. C. A. 11th Cir. [Certiorari granted, *ante*, p. 978.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 97–282. FARAGHER *v.* CITY OF BOCA RATON. C. A. 11th Cir. [Certiorari granted, *ante*, p. 978.] Motion of National Employment Lawyers Association for leave to file a brief as *amicus curiae* granted.

No. 97–463. TEXTRON LYCOMING RECIPROCATING ENGINE DIVISION, AVCO CORP. *v.* UNITED AUTOMOBILE, AEROSPACE AND AGRICULTURAL IMPLEMENT WORKERS OF AMERICA ET AL. C. A. 3d Cir. [Certiorari granted, *ante*, p. 979.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument denied.

No. 97–843. DAVIS, AS NEXT FRIEND OF LASHONDA D. *v.* MONROE COUNTY BOARD OF EDUCATION ET AL. C. A. 11th Cir. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 97–5737. FORNEY *v.* APFEL, COMMISSIONER OF SOCIAL SECURITY. C. A. 9th Cir. [Certiorari granted, *ante*, p. 1072.] Allen R. Snyder, Esq., of Washington, D. C., is invited to brief and argue this case as *amicus curiae* in support of the judgment below.

No. 97–6836. WEE ET UX. *v.* ANDREWS ET AL. C. A. 2d Cir. Motion of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until February 17, 1998, within which to pay the docketing fee requred by Rule 38(a) and to submit a petition in compliance with Rule 33.1 of the Rules of this Court.

No. 97–1083. IN RE COLE. Petition for writ of habeas corpus denied.

No. 97–784. IN RE GOULD;
No. 97–6924. IN RE WHITE; and
No. 97–7154. IN RE LANGWORTHY. Petitions for writs of mandamus denied.

No. 97–6889. IN RE HAMPEL ET VIR. Petition for writ of mandamus and/or prohibition denied.

Certiorari Granted

No. 97–826. AT&T CORP. ET AL. *v.* IOWA UTILITIES BOARD ET AL.; and AT&T CORP. ET AL. *v.* CALIFORNIA ET AL.;

No. 97–829. MCI TELECOMMUNICATIONS CORP. *v.* IOWA UTILITIES BOARD ET AL.; and MCI TELECOMMUNICATIONS CORP. *v.* CALIFORNIA ET AL.;

No. 97–830. ASSOCIATION FOR LOCAL TELECOMMUNICATIONS SERVICES ET AL. *v.* IOWA UTILITIES BOARD ET AL.;

No. 97–831. FEDERAL COMMUNICATIONS COMMISSION ET AL. *v.* IOWA UTILITIES BOARD ET AL.; and FEDERAL COMMUNICATIONS COMMISSION ET AL. *v.* CALIFORNIA ET AL.;

No. 97–1075. AMERITECH CORP. ET AL. *v.* FEDERAL COMMUNICATIONS COMMISSION ET AL.;

No. 97–1087. GTE MIDWEST INC. *v.* FEDERAL COMMUNICATIONS COMMISSION ET AL.;

No. 97–1099. U S WEST, INC. *v.* FEDERAL COMMUNICATIONS COMMISSION ET AL.; and

No. 97–1141. SOUTHERN NEW ENGLAND TELEPHONE CO. ET AL. *v.* FEDERAL COMMUNICATIONS COMMISSION ET AL. C. A. 8th Cir. Certiorari granted, cases consolidated, and a total of one hour allotted for oral argument. JUSTICE O'CONNOR took no part in the consideration or decision of these petitions. Reported below: Nos. 97–826 (first judgment), 97–829 (first judgment), 97–830, 97–831 (first judgment), 97–1075, 97–1087, 97–1099, and 97–1141, 120 F. 3d 753; Nos. 97–826, 97–829, and 97–831 (second judgments), 124 F. 3d 934.

Certiorari Denied

No. 97–399. SIDALI *v.* IMMIGRATION AND NATURALIZATION SERVICE ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–512. SIERRA CLUB *v.* CITY OF SAN ANTONIO ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 112 F. 3d 789.

No. 97–521. TACKETT ET VIR *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 113 F. 3d 603.

No. 97–699. COOPER *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 112 F. 3d 515.

No. 97–705. KERR-MCGEE CORP. ET AL. *v.* FARLEY, INDIVIDUALLY AND ON BEHALF OF THE ESTATE OF FARLEY, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 115 F. 3d 1498.

No. 97–706. CENTURY OFFSHORE MANAGEMENT CORP. *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 111 F. 3d 443.

No. 97–737. ALEXANDER S. ET AL. *v.* BOYD ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 113 F. 3d 1373.

No. 97–754. WAGNER ET UX. *v.* DEVINE ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 122 F. 3d 53.

No. 97–783. FLOWERS *v.* MISSISSIPPI. Ct. App. Miss. Certiorari denied. Reported below: 691 So. 2d 1047.

No. 97–785. BONNEAU CO. *v.* MAGNIVISION, INC. C. A. Fed. Cir. Certiorari denied. Reported below: 115 F. 3d 956.

No. 97–792. JENKINS ET AL. *v.* MEDFORD, INDIVIDUALLY AND IN HIS OFFICIAL CAPACITY AS SHERIFF OF BUNCOMBE COUNTY, NORTH CAROLINA, ET AL.; and

No. 97–986. MEDFORD, INDIVIDUALLY AND IN HIS OFFICIAL CAPACITY AS SHERIFF OF BUNCOMBE COUNTY, NORTH CAROLINA, ET AL. *v.* JENKINS ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 119 F. 3d 1156.

No. 97–820. BRIGMAN *v.* CSX TRANSPORTATION, INC. Sup. Ct. Va. Certiorari denied.

No. 97–827. MCGOWAN *v.* TEXACO INC. C. A. 2d Cir. Certiorari denied. Reported below: 108 F. 3d 1370.

No. 97–841. CHEATHAM ET AL. *v.* MONROE, COMMISSIONER, ALABAMA DEPARTMENT OF REVENUE, ET AL. Ct. Civ. App. Ala. Certiorari denied. Reported below: 703 So. 2d 389.

No. 97–842. HILLARY *v.* TRANS WORLD AIRLINES, INC. C. A. 8th Cir. Certiorari denied. Reported below: 123 F. 3d 1041.

No. 97–849. CROUCH ET AL. *v.* SECRETARY OF STATE OF SOUTH CAROLINA ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 697.

No. 97–862. PAPAPANOS *v.* LUFTHANSA GERMAN AIRLINES ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 124 F. 3d 221.

No. 97–864. STRONG *v.* STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 117 F. 3d 1414.

No. 97–868. NACCO INDUSTRIES, INC. *v.* TRACY, OHIO TAX COMMISSIONER. Sup. Ct. Ohio. Certiorari denied. Reported below: 79 Ohio St. 3d 314, 681 N. E. 2d 900.

No. 97–880. MCCORD *v.* MILLWARD, WARDEN, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–882. CORRINET *v.* UNITED NATIONS ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–890. YON ET AL. *v.* FLORIDA DEPARTMENT OF CORRECTIONS. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 698 So. 2d 1227.

No. 97–891. SHEETZ, INC. *v.* VANDEVENDER. Sup. Ct. App. W. Va. Certiorari denied. Reported below: 200 W. Va. 591, 490 S. E. 2d 678.

No. 97–893. MATIMAK TRADING CO. LTD. *v.* KHALILY, DBA UNITEX MILLS, INC., ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 118 F. 3d 76.

No. 97–899. DENNIS *v.* SCOTT PAPER CO. C. A. 11th Cir. Certiorari denied. Reported below: 116 F. 3d 1493.

No. 97–903. TIMMERMAN *v.* MCLAUGHLIN ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 125 F. 3d 852.

No. 97–909. MADDOX *v.* CAPITOL BANKERS LIFE INSURANCE CO. ET AL. C. A. 7th Cir. Certiorari denied.

No. 97–913. HALL *v.* JACOBS ET AL. C. A. 11th Cir. Certiorari denied.

No. 97–923. VOTION *v.* COUNTY OF ATASCOSA ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–985. NUNLEY *v.* CITY OF LOS ANGELES ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 716.

No. 97–994. GOROD *v.* DEPARTMENT OF EMPLOYMENT AND TRAINING OF BOSTON ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 125 F. 3d 841.

No. 97–1014. DONNELL *v.* OFFICE OF DISCIPLINARY COUNSEL OF OHIO. Sup. Ct. Ohio. Certiorari denied. Reported below: 79 Ohio St. 3d 501, 684 N. E. 2d 36.

No. 97–1020. M. A. BAHETH & CO., INC. *v.* SCHOTT ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 1082.

No. 97–1024. DOLLAR *v.* UNITED STATES; and
No. 97–7166. GANDY *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 123 F. 3d 813.

No. 97–1033. SMITH *v.* LOUISIANA-PACIFIC CORP. ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 120 F. 3d 270.

No. 97–1042. HIMBER *v.* POWERS ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 114 F. 3d 1184.

No. 97–1052. ARRIEH *v.* CITY OF MILWAUKEE. Ct. App. Wis. Certiorari denied. Reported below: 211 Wis. 2d 762, 565 N. W. 2d 291.

No. 97–6186. ROBINSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 116 F. 3d 1474.

No. 97–6354. LEE *v.* MORTON, ADMINISTRATOR, NEW JERSEY STATE PRISON, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–6533. CAMERON ET AL. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 468.

No. 97–6567. AKPAETI *v.* FLORIDA DISTRICT COURT OF APPEAL, THIRD DISTRICT; and AKPAETI *v.* TERRANOVA CORP. Sup. Ct. Fla. Certiorari denied. Reported below: 699 So. 2d 689 (first judgment); 697 So. 2d 1215 (second judgment).

No. 97–6677. WILLIAMS *v.* WASHINGTON. Ct. App. Wash. Certiorari denied. Reported below: 85 Wash. App. 1032.

No. 97–6698. BADDOUR *v.* CARY. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 97–6747. CUMMINGS *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 346 N. C. 291, 488 S. E. 2d 550.

No. 97–6773. PORTER *v.* GILMORE, WARDEN. C. A. 7th Cir. Certiorari denied. Reported below: 112 F. 3d 1308 and 122 F. 3d 351.

No. 97–6826. HOOD *v.* CALIFORNIA. Ct. App. Cal., 4th App. Dist. Certiorari denied. Reported below: 53 Cal. App. 4th 965, 62 Cal. Rptr. 2d 137.

No. 97–6833. RODGERS *v.* COURT OF COMMON PLEAS OF OHIO, COLUMBIANA COUNTY, ET AL. Sup. Ct. Ohio. Certiorari denied. Reported below: 80 Ohio St. 3d 1407, 684 N. E. 2d 701.

No. 97–6837. TYLER *v.* SCOTT, FORMER DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 124 F. 3d 192.

No. 97–6838. WARD *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–6842. BANOS *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–6846. WEEKS *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied. Reported below: 119 F. 3d 1342.

No. 97–6847. BURNETT *v.* NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION. C. A. 8th Cir. Certiorari denied.

No. 97–6849. RIVERA *v.* FLORIDA DEPARTMENT OF CORRECTIONS. Dist. Ct. App. Fla., 1st Dist. Certiorari denied.

No. 97–6850. RIVERA *v.* FLORIDA DEPARTMENT OF CORRECTIONS. Dist. Ct. App. Fla., 1st Dist. Certiorari denied.

No. 97–6851. SIMPSON *v.* FLORIDA. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 686 So. 2d 599.

No. 97–6864. SMITH *v.* O'BRIEN ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–6865. MUNOZ *v.* BENZ. C. A. 5th Cir. Certiorari denied.

No. 97–6868. ALTSCHUL *v.* TEXAS BOARD OF PARDONS AND PAROLES. Sup. Ct. Tex. Certiorari denied.

No. 97–6870. BROWNING *v.* MAHAN ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–6871. BUSSEY *v.* VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD. C. A. 3d Cir. Certiorari denied.

No. 97–6877. AYSISAYH *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 701 So. 2d 867.

No. 97–6881. BOWMAN *v.* SIEFIED ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 117 F. 3d 1428.

No. 97–6887. SCOTT *v.* SZCZERBICKI ET AL. Ct. Sp. App. Md. Certiorari denied. Reported below: 115 Md. App. 750.

No. 97–6890. LABANKOFF ET AL. *v.* GREBEN ET AL. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 97–6891. HOANG *v.* ADIA PERSONNEL SERVICES. C. A. 9th Cir. Certiorari denied.

No. 97–6892. GALE *v.* PEROVIC ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 203.

No. 97–6894. DARNE *v.* WEBER. Ct. App. Wis. Certiorari denied.

No. 97–6895. DOWTIN-EL *v.* TYSKIEWICZ, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–6896. ENGELKING *v.* DRUG ENFORCEMENT ADMINISTRATION. C. A. D. C. Cir. Certiorari denied. Reported below: 119 F. 3d 980.

No. 97–6898. MAXHIMER *v.* CITY OF GLENDALE. Ct. App. Ariz. Certiorari denied.

No. 97–6899. JONES *v.* THE PEP BOYS, MANNY, MOE, AND JACK OF CALIFORNIA. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–6900. JACKSON *v.* DEPARTMENT OF CORRECTIONS OF LOUISIANA. C. A. 5th Cir. Certiorari denied. Reported below: 124 F. 3d 194.

No. 97–6902. BRIGGS *v.* IGNACIO, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–6905. FORTY *v.* FLORIDA. Cir. Ct. Pinellas County, Fla. Certiorari denied.

No. 97–6907. HALL *v.* MINNESOTA ET AL. Ct. App. Minn. Certiorari denied.

No. 97–6912. KELLEY *v.* ROLFS ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 124 F. 3d 211.

No. 97–6913. NANCE *v.* PIKE, SHERIFF, WYTHE COUNTY, VIRGINIA, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 122 F. 3d 1062.

No. 97–6922. WATKIS *v.* THRASHER ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1431.

No. 97–6923. WICKLIFFE *v.* SUPERIOR COURT OF INDIANA, MARION COUNTY, ET AL. Sup. Ct. Ind. Certiorari denied.

No. 97–6925. TRIESTMAN *v.* DEPARTMENT OF JUSTICE, OFFICE OF PROFESSIONAL RESPONSIBILITY. C. A. D. C. Cir. Certiorari denied.

No. 97–6929. TULK *v.* MICHIGAN. Ct. App. Mich. Certiorari denied.

No. 97–6930. TYLER *v.* MICHIGAN. Ct. App. Mich. Certiorari denied.

No. 97–6936. RAINWATER *v.* MASSACHUSETTS. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 425 Mass. 540, 681 N. E. 2d 1218.

No. 97–6953. KENLEY *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 952 S. W. 2d 250.

No. 97–6960. JOHNSON *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 696 So. 2d 326.

No. 97–6961. YAHWEH *v.* ZAVARAS, EXECUTIVE DIRECTOR, COLORADO DEPARTMENT OF CORRECTIONS, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 114 F. 3d 1199.

No. 97–6992. ADAMS *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 347 N. C. 48, 490 S. E. 2d 220.

No. 97–7003. WELLINGTON *v.* BRODEUR, COMMISSIONER, NEW HAMPSHIRE DEPARTMENT OF CORRECTIONS. C. A. 1st Cir. Certiorari denied.

No. 97–7005. SALAZAR *v.* CALIFORNIA. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 97–7015. WILSON *v.* CHANG. C. A. 1st Cir. Certiorari denied.

No. 97–7028. DARNE *v.* WISCONSIN ET AL. C. A. 7th Cir. Certiorari denied.

No. 97–7055. PALMER *v.* CIRCUIT COURT OF ILLINOIS, COOK COUNTY. C. A. 7th Cir. Certiorari denied. Reported below: 117 F. 3d 351.

No. 97–7093. EDMUNSON *v.* SAVKO ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 127 F. 3d 1095.

No. 97–7094. GRIFFIN *v.* HANKS, SUPERINTENDENT, WABASH VALLEY CORRECTIONAL FACILITY. C. A. 7th Cir. Certiorari denied.

No. 97–7104. PEREZ *v.* MARSHALL, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 1422.

No. 97–7107. BROWN *v.* MARYLAND DEPARTMENT OF JUVENILE JUSTICE. Ct. Sp. App. Md. Certiorari denied.

No. 97–7118. RAGLAND *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 124 F. 3d 1299.

No. 97–7129. SALEEM *v.* HELMAN, WARDEN. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 205.

No. 97–7135. LUSK *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied. Reported below: 112 F. 3d 1103.

No. 97–7146. PEDROZA-ORTIZ *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 121 F. 3d 841.

No. 97–7155. HURD *v.* DISTRICT COURT OF IOWA, IDA COUNTY. Ct. App. Iowa. Certiorari denied.

No. 97–7163. EVERHART *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 124 F. 3d 213.

No. 97–7191. FONSECA-CARO *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 906.

No. 97–7205. JENDRZEJEWSKI *v.* MICHIGAN. Sup. Ct. Mich. Certiorari denied. Reported below: 455 Mich. 495, 566 N. W. 2d 530.

No. 97–7209. PLUNKETT *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 125 F. 3d 873.

No. 97–7211. SNEAD *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–7216. OKPALA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 111 F. 3d 895.

No. 97–7217. BAXTER *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 128 F. 3d 670.

No. 97–7219. JOHNSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 123 F. 3d 831.

No. 97–7221. MESA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 791.

No. 97–7226. WARE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 124 F. 3d 214.

No. 97–7227. UY, AKA MONTEBELLO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 606.

No. 97–7230. HAGER *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 125 F. 3d 863.

No. 97–7231. DAWSON *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 124 F. 3d 218.

No. 97–7232. BYOUS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 607.

No. 97–7233. FUENTEZ *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 124 F. 3d 208.

No. 97–7234. SPEAR *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 124 F. 3d 218.

No. 97–7236. REISENAUER *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 719.

No. 97–7237. ANTONIO-CRUZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 717.

No. 97–7242. WHEELER *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 129 F. 3d 1266.

No. 97–7248. YOSSIF *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–7258. EDWARDS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 1487.

No. 97–7259. COLE *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 124 F. 3d 218.

No. 97–7261. LLUIS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 128 F. 3d 732.

No. 97–7264. BOMSKI *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 125 F. 3d 1115.

No. 97–7265. CROPP ET AL. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 127 F. 3d 354.

No. 97–7266. SANCHEZ COX *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 125 F. 3d 1097.

No. 97–7267. CALTON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 607.

No. 97–627. CLARKE, DIRECTOR, NEBRASKA DEPARTMENT OF CORRECTIONAL SERVICES, ET AL. *v.* WEAVER. C. A. 8th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 120 F. 3d 852.

No. 97–854. MICROSOFT CORP. ET AL. *v.* VIZCAINO ET AL. C. A. 9th Cir. Motions of Information Technology Association of America et al. and Chamber of Commerce of the United States

et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 120 F. 3d 1006.

No. 97–907. IN RE MARTIN. C. A. Fed. Cir. Motion of petitioner to defer consideration of petition for writ of certiorari denied. Certiorari denied. Reported below: 120 F. 3d 256.

No. 97–953. CALDERON, WARDEN *v.* UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA (BEELER, REAL PARTY IN INTEREST). C. A. 9th Cir. Motion of respondent Rodney G. Beeler for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 128 F. 3d 1283.

Rehearing Denied

No. 96–1009. GOODHART ET AL. *v.* UNITED STATES, *ante*, p. 1014;

No. 96–7960. MARMOLEJO *v.* UNITED STATES, *ante*, p. 1014;

No. 96–9320. HOSCH *v.* BANDAG, INC., *ante*, p. 842;

No. 97–332. BONILLA MONTALVO *v.* BANCO BILBAO VIZCAYA, FKA BANCO COMERCIAL MAYAGUEZ, ET AL., *ante*, p. 915;

No. 97–560. RIDDER *v.* CITY OF SPRINGFIELD ET AL., *ante*, p. 997;

No. 97–615. TRUSERV CORP. *v.* CALIFORNIA EX REL. LUNGREN, ATTORNEY GENERAL, ET AL., *ante*, p. 1015;

No. 97–621. OJAVAN INVESTORS, INC., ET AL. *v.* CALIFORNIA COASTAL COMMISSION ET AL., *ante*, p. 1015;

No. 97–622. BOGART ET AL. *v.* CALIFORNIA COASTAL COMMISSION, *ante*, p. 1015;

No. 97–671. CARABELLO *v.* CARABELLO ET AL., *ante*, p. 1029;

No. 97–5140. FLIEGER *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER, *ante*, p. 877;

No. 97–5160. FISHER *v.* WYATT ET AL., *ante*, p. 878;

No. 97–5949. QUALLS *v.* FERRITOR ET AL., *ante*, p. 970;

No. 97–6432. TURNER *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS, ET AL., *ante*, p. 1031; and

No. 97–6435. TURNER *v.* UNITED STATES; TURNER *v.* VIRGINIA; TURNER *v.* WOOD, JUDGE, CIRCUIT COURT OF VIRGINIA, CITY OF STAUNTON; TURNER *v.* WILSON, JUDGE, UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA, ET AL.; and TURNER *v.* INTERNAL REVENUE SERVICE ET AL., *ante*, p. 1031. Petitions for rehearing denied.

FEBRUARY 3, 1998

Miscellaneous Orders

No. 97–7716 (A–560). IN RE TUCKER. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

No. 97–7764 (A–566). IN RE TUCKER. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Petition for writ of habeas corpus denied. JUSTICE O'CONNOR and JUSTICE KENNEDY took no part in the consideration or decision of this application and this petition.

Certiorari Denied

No. 97–7698 (A–550). TUCKER *v.* TEXAS. Ct. Crim. App. Tex. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Certiorari denied. Reported below: 973 S. W. 2d 950.

No. 97–7768 (A–569). TUCKER *v.* TEXAS BOARD OF PARDONS AND PAROLES ET AL. C. A. 5th Cir. Application for temporary restraining order, preliminary injunction, and stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Certiorari denied. JUSTICE O'CONNOR and JUSTICE KENNEDY took no part in the consideration or decision of this application and this petition.

FEBRUARY 5, 1998

Dismissal Under Rule 46

No. 97–886. SOCIETY EXPEDITIONS, INC., ET AL. *v.* CHAN ET UX. C. A. 9th Cir. Certiorari dismissed under this Court's Rule 46.1. Reported below: 123 F. 3d 1287.

FEBRUARY 6, 1998

Dismissal Under Rule 46

No. 97–7249. FUENTES *v.* UNITED STATES. C. A. 11th Cir. Certiorari dismissed under this Court's Rule 46. Reported below: 129 F. 3d 615.

Certiorari Denied

No. 97–7747 (A–564). MACKALL *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS, ET AL. 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: 131 F. 3d 442.

FEBRUARY 17, 1998

Dismissal Under Rule 46

No. 97–1057. TUCHMAN *v.* CONNECTICUT. Sup. Ct. Conn. Certiorari dismissed under this Court's Rule 46.1. Reported below: 242 Conn. 345, 699 A. 2d 952.

FEBRUARY 18, 1998

Dismissal Under Rule 46

No. 97–1088. MIDWEST OPERATING ENGINEERS WELFARE FUND ET AL. *v.* WILLIAMS. C. A. 7th Cir. Certiorari dismissed under this Court's Rule 46.1. Reported below: 125 F. 3d 1138.

FEBRUARY 20, 1998

Miscellaneous Order

No. 97–826. AT&T CORP. ET AL. *v.* IOWA UTILITIES BOARD ET AL.; and AT&T CORP. ET AL. *v.* CALIFORNIA ET AL.;

No. 97–829. MCI TELECOMMUNICATIONS CORP. *v.* IOWA UTILITIES BOARD ET AL.; and MCI TELECOMMUNICATIONS CORP. *v.* CALIFORNIA ET AL.;

No. 97–830. ASSOCIATION FOR LOCAL TELECOMMUNICATIONS SERVICES ET AL. *v.* IOWA UTILITIES BOARD ET AL.;

No. 97–831. FEDERAL COMMUNICATIONS COMMISSION ET AL. *v.* IOWA UTILITIES BOARD ET AL.; and FEDERAL COMMUNICATIONS COMMISSION ET AL. *v.* CALIFORNIA ET AL.;

No. 97–1075. AMERITECH CORP. ET AL. *v.* FEDERAL COMMUNICATIONS COMMISSION ET AL.;

No. 97–1087. GTE MIDWEST INC. *v.* FEDERAL COMMUNICATIONS COMMISSION ET AL.;

No. 97–1099. U S WEST, INC. *v.* FEDERAL COMMUNICATIONS COMMISSION ET AL.; and

No. 97–1141. SOUTHERN NEW ENGLAND TELEPHONE CO. ET AL. *v.* FEDERAL COMMUNICATIONS COMMISSION ET AL. C. A. 8th Cir. [Certiorari granted, *ante,* p. 1089.] Motion of the Solicitor General for a consolidated briefing schedule granted in part and

denied in part. Petitioners may file briefs, not to exceed 50 pages, only on the questions presented in their petitions on or before April 3, 1998. Cross-petitioners/respondents may file briefs, not to exceed 75 pages, that both respond to petitioners and address the questions presented in the cross-petitions on or before May 18, 1998. Petitioners may file briefs, not to exceed 50 pages, that both reply on their issues and respond to cross-petitioners' issues on or before June 17, 1998. Cross-petitioners may file briefs, not to exceed 25 pages, that only reply to cross-respondents' briefs on or before July 17, 1998. JUSTICE O'CONNOR took no part in the consideration or decision of this motion.

Certiorari Denied

No. 97–7888 (A–625). LANGFORD *v.* MONTANA ET AL. Sup. Ct. Mont. 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: 287 Mont. 107, 951 P. 2d 1357.

FEBRUARY 23, 1998

Certiorari Granted—Vacated and Remanded. (See also No. 97–663, *ante,* p. 442.)

No. 97–113. HURDLE *v.* SEARS, ROEBUCK & CO. C. A. 5th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Oubre* v. *Entergy Operations, Inc., ante,* p. 422. Reported below: 116 F. 3d 476.

No. 97–6376. COURNOYER *v.* UNITED STATES. C. A. 8th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *South Dakota* v. *Yankton Sioux Tribe, ante,* p. 329. Reported below: 118 F. 3d 1279.

Miscellaneous Orders. (See also No. 97–6749, *ante,* p. 446.)

No. A–339. ODUS *v.* UNITED STATES. Application for release, addressed to JUSTICE O'CONNOR and referred to the Court, denied.

No. D–1571. IN RE DISBARMENT OF PECK. Due to mistaken identity, the orders entered June 29 [515 U. S. 1172] and October 2, 1995 [516 U. S. 802], are vacated.

No. D–1852. IN RE DISBARMENT OF GREENE. Disbarment entered. [For earlier order herein, see 521 U. S. 1149.]

No. D–1857. IN RE DISBARMENT OF CHRISTENSEN. Disbarment entered. [For earlier order herein, see *ante,* p. 910.]

No. D–1864. IN RE DISBARMENT OF SOLBER. Disbarment entered. [For earlier order herein, see *ante,* p. 929.]

No. D–1873. IN RE DISBARMENT OF GRZYBEK. Disbarment entered. [For earlier order herein, see *ante,* p. 980.]

No. D–1877. IN RE DISBARMENT OF POLLAN. Disbarment entered. [For earlier order herein, see *ante,* p. 992.]

No. D–1881. IN RE DISBARMENT OF DICE. Disbarment entered. [For earlier order herein, see *ante,* p. 1012.]

No. D–1882. IN RE DISBARMENT OF PAPSIDERO. Disbarment entered. [For earlier order herein, see *ante,* p. 1013.]

No. D–1886. IN RE DISBARMENT OF POLLACK. Disbarment entered. [For earlier order herein, see *ante,* p. 1025.]

No. D–1887. IN RE DISBARMENT OF ANDREWS. Disbarment entered. [For earlier order herein, see *ante,* p. 1026.]

No. D–1890. IN RE DISBARMENT OF STERN. Paul A. Stern, 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 December 15, 1997 [*ante,* p. 1026], is discharged.

No. D–1893. IN RE DISBARMENT OF CALHOUN. Paul W. Calhoun, Jr., of Vidalia, Ga., 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 January 12, 1998 [*ante,* p. 1040], is discharged.

No. D–1900. IN RE DISBARMENT OF BARRERA. Motion to defer consideration denied. Disbarment entered. [For earlier order herein, see *ante,* p. 1041.]

No. D–1909. IN RE DISBARMENT OF BERNSTEIN. Jeff Bernstein, of Flushing, 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–1910. IN RE DISBARMENT OF CARANCHINI. Gwen G. Caranchini, of Kansas City, Mo., 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–1911. IN RE DISBARMENT OF HOUSTON. Sandra K. Houston, of Fort Worth, 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–1912. IN RE DISBARMENT OF GUPTON. Kevin Guy Gupton, of Sacramento, 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–1913. IN RE DISBARMENT OF SHELDRAKE. Warren Edward Sheldrake, of Irvington, 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–1914. IN RE DISBARMENT OF GURSTEL. Norman Keith Gurstel, of Minneapolis, 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–1915. IN RE DISBARMENT OF SPEERS. Peter C. Speers III, of The Woodlands, 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–1916. IN RE DISBARMENT OF CAMPBELL. Ronald Kent Campbell, of Raleigh, 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. M–38. WOODSON *v.* CALIFORNIA ATTORNEY GENERAL;

No. M–39. CURTIS *v.* VAUGHN, SUPERINTENDENT, MASSACHUSETTS CORRECTIONAL INSTITUTION, ET AL.;

No. M–40. TOWNSON & ALEXANDER, INC. *v.* PARK;

No. M–41. RISK MANAGERS INTERNATIONAL, INC., ET AL. *v.* WILLIAMS ET AL.; and

No. M–43. BROWN *v.* UNITED STATES. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. M–42. MITCHELL *v.* CITY OF DETROIT ET AL. Motion to direct the Clerk to file petition for writ of certiorari out of time under this Court's Rule 14.5 denied.

No. M–44. BRADFORD *v.* CALIFORNIA. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner denied.

No. 96–8422. BRYAN *v.* UNITED STATES. C. A. 2d Cir. [Certiorari granted, *ante,* p. 1024.] Motion for appointment of counsel granted, and it is ordered that Roger B. Adler, Esq., of New York, N. Y., be appointed to serve as counsel for petitioner in this case.

No. 97–42. EASTERN ENTERPRISES *v.* APFEL, COMMISSIONER OF SOCIAL SECURITY, ET AL. C. A. 1st Cir. [Certiorari granted, *ante,* p. 931.] Motion of the Solicitor General for divided argument granted.

No. 97–282. FARAGHER *v.* CITY OF BOCA RATON. C. A. 11th Cir. [Certiorari granted, *ante,* p. 978.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 97–581. PENNSYLVANIA BOARD OF PROBATION AND PAROLE *v.* SCOTT. Sup. Ct. Pa. [Certiorari granted, *ante,* p. 992.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 97–371. NATIONAL ENDOWMENT FOR THE ARTS ET AL. *v.* FINLEY ET AL. C. A. 9th Cir. [Certiorari granted, *ante,* p. 991.] Motion of Family Research Institute of Wisconsin for leave to file a brief as *amicus curiae* granted.

No. 97–372. UNITED STATES *v.* UNITED STATES SHOE CORP. C. A. Fed. Cir. [Certiorari granted, *ante,* p. 944.] Motion of Arctic Cat et al. for leave to participate in oral argument as *amici*

curiae, for divided argument, and for additional time for oral argument denied.

No. 97–569. BURLINGTON INDUSTRIES, INC. *v.* ELLERTH. C. A. 7th Cir. [Certiorari granted, *ante*, p. 1086.] Motion of Ernest T. Rossiello, Esq., to permit Elena M. Dimo-Poulos, Esq., to present oral argument *pro hac vice* denied.

No. 97–643. UNITED STATES *v.* CABRALES. C. A. 8th Cir. [Certiorari granted, *ante*, p. 1072.] Motion of the Solicitor General to dispense with printing the joint appendix granted. Motion of respondent for leave to proceed further herein *in forma pauperis* granted. Motion for appointment of counsel granted, and it is ordered that John W. Rogers, Esq., of Columbus, Mo., be appointed to serve as counsel for respondent in this case.

No. 97–795. PINAL CREEK GROUP *v.* NEWMONT MINING CORP. ET AL. C. A. 9th Cir.; and

No. 97–1054. CHASE MANHATTAN BANK, AS TRUSTEE OF THE IBM RETIREMENT PLAN TRUST FUND *v.* CITY AND COUNTY OF SAN FRANCISCO ET AL. C. A. 9th Cir. The Solicitor General is invited to file briefs in these cases expressing the views of the United States.

No. 97–6146. MONGE *v.* CALIFORNIA. Sup. Ct. Cal. [Certiorari granted, *ante*, p. 1072.] Motion for appointment of counsel granted, and it is ordered that Cliff Gardner, Esq., of San Francisco, Cal., be appointed to serve as counsel for petitioner in this case.

No. 97–6544. IN RE BATES;
No. 97–6557. IN RE BATES;
No. 97–6862. IN RE ROWE;
No. 97–7276. IN RE BATES;
No. 97–7611. IN RE FOLLETT;
No. 97–7671. IN RE EASTERWOOD; and
No. 97–7691. IN RE COSSELMON. Petitions for writs of habeas corpus denied.

No. 97–1199. IN RE RICE;
No. 97–7029. IN RE HOLCOMB;
No. 97–7165. IN RE HARKLESS;
No. 97–7257. IN RE WHITFIELD; and
No. 97–7311. IN RE LANE. Petitions for writs of mandamus denied.

No. 97–983. IN RE SEVER;
No. 97–1053. IN RE PERKEL;
No. 97–7074. IN RE OKEREKE;
No. 97–7125. IN RE BATES;
No. 97–7244. IN RE BATES; and
No. 97–7334. IN RE WARREN. Petitions for writs of mandamus and/or prohibition denied.

Certiorari Granted

No. 97–930. BUCKLEY, SECRETARY OF STATE OF COLORADO *v.* AMERICAN CONSTITUTIONAL LAW FOUNDATION, INC., ET AL. C. A. 10th Cir. Certiorari granted. Reported below: 120 F. 3d 1092.

Certiorari Denied

No. 96–1988. SEARS, ROEBUCK & CO. ET AL. *v.* LONG. C. A. 3d Cir. Certiorari denied. Reported below: 105 F. 3d 1529.

No. 96–2002. AMERITECH CORP. ET AL. *v.* RACZAK ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 103 F. 3d 1257.

No. 96–7999. ROMAN *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 96 F. 3d 35.

No. 97–570. DUCHESNE COUNTY ET AL. *v.* UTE INDIAN TRIBE OF THE UINTAH AND OURAY RESERVATION. C. A. 10th Cir. Certiorari denied. Reported below: 114 F. 3d 1513.

No. 97–576. BANDILA SHIPPING INC. ET AL. *v.* GHOTRA ET AL., MINORS, BY GHOTRA, THEIR GUARDIAN AD LITEM, ET AL.; and
No. 97–758. GHOTRA ET AL., MINORS, BY GHOTRA, THEIR GUARDIAN AD LITEM, ET AL. *v.* BANDILA SHIPPING INC. ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 113 F. 3d 1050.

No. 97–698. LAYMAN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 116 F. 3d 105.

No. 97–720. SAIPAN HOTEL CORP., DBA HAFADAI BEACH HOTEL *v.* NATIONAL LABOR RELATIONS BOARD (two judgments). C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 994 (first judgment); 116 F. 3d 485 (second judgment).

No. 97–741. BURLINGTON NORTHERN & SANTA FE RAILWAY CO. *v.* SMITH ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 416.

No. 97–750. ALASKA *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 119 F. 3d 16.

No. 97–765. GNADT *v.* CASTRO ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 117 F. 3d 1413.

No. 97–766. HARBOR BANCORP & SUBSIDIARIES ET AL. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 9th Cir. Certiorari denied. Reported below: 115 F. 3d 722.

No. 97–774. NEWTON COUNTY WILDLIFE ASSN. ET AL. *v.* ROGERS ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 113 F. 3d 110.

No. 97–777. WEBCOR PACKAGING, INC. *v.* NATIONAL LABOR RELATIONS BOARD. C. A. 6th Cir. Certiorari denied. Reported below: 118 F. 3d 1115.

No. 97–779. FRIENDS OF THE VIETNAM VETERANS MEMORIAL ET AL. *v.* STANTON, DIRECTOR, NATIONAL PARK SERVICE, ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 116 F. 3d 495.

No. 97–782. BEALS *v.* KIEWIT PACIFIC CO., INC. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 892.

No. 97–786. CLIFTON ET AL. *v.* FEDERAL ELECTION COMMISSION. C. A. 1st Cir. Certiorari denied. Reported below: 114 F. 3d 1309.

No. 97–794. CONSOLIDATED EDISON COMPANY OF NEW YORK ET AL. *v.* PENA, SECRETARY OF ENERGY, ET AL. C. A. Fed. Cir. Certiorari denied. Reported below: 117 F. 3d 538.

No. 97–824. SHORT *v.* CITY OF WEST POINT ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 125 F. 3d 853.

No. 97–833. MASSACHUSETTS STATE POLICE ASSN. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 1st Cir. Certiorari denied. Reported below: 125 F. 3d 1.

No. 97–836. NORTH CAROLINA *v.* FEDERAL ENERGY REGULATORY COMMISSION; and

No. 97–839. ROANOKE RIVER BASIN ASSN. *v.* FEDERAL ENERGY REGULATORY COMMISSION. C. A. D. C. Cir. Certiorari denied. Reported below: 112 F. 3d 1175.

No. 97–844. DISTRICT ATTORNEY OF BUCKS COUNTY ET AL. *v.* SMITH. C. A. 3d Cir. Certiorari denied. Reported below: 120 F. 3d 400.

No. 97–845. WARDEN ET UX. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 9th Cir. Certiorari denied. Reported below: 111 F. 3d 139.

No. 97–851. LAWSON ET AL. *v.* UNITED STATES ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 198.

No. 97–853. COWAN *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 116 F. 3d 1360.

No. 97–855. HARRIS ET AL. *v.* JOHNSON. Sup. Ct. Miss. Certiorari denied. Reported below: 705 So. 2d 819.

No. 97–856. GARCIA ET AL. *v.* REYES ET AL. Sup. Ct. Fla. Certiorari denied. Reported below: 698 So. 2d 257.

No. 97–860. OWNER-OPERATOR INDEPENDENT DRIVERS ASSN., INC., ET AL. *v.* BISSELL, MEMBER, TENNESSEE PUBLIC SERVICE COMMISSION, ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 199.

No. 97–863. TAI ANH PHAN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 149.

No. 97–874. SCHNEIDER *v.* GEORGE A. HORMEL & CO. ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 125 F. 3d 852.

No. 97–875. KAYMARK *v.* BOLEY. C. A. 3d Cir. Certiorari denied. Reported below: 123 F. 3d 756.

No. 97–876. BIRGEL *v.* BOARD OF COMMISSIONERS OF BUTLER COUNTY, OHIO. C. A. 6th Cir. Certiorari denied. Reported below: 125 F. 3d 948.

No. 97–881. MARCHON EYEWEAR, INC., ET AL. *v.* TURA LP ET AL. C. A. Fed. Cir. Certiorari denied. Reported below: 112 F. 3d 1146.

No. 97–887. W. P. ET AL., INDIVIDUALLY AND AS REPRESENTATIVES OF A CLASS PURSUANT TO FEDERAL RULES OF CIVIL PROCEDURE 23(a) AND 23(b)(2) *v.* VERNIERO, ATTORNEY GENERAL OF NEW JERSEY, ET AL.; and

No. 97–1074. VERNIERO, ATTORNEY GENERAL OF NEW JERSEY, ET AL. *v.* W. P. ET AL., INDIVIDUALLY AND AS REPRESENTATIVES OF A CLASS PURSUANT TO FEDERAL RULES OF CIVIL PROCEDURE 23(a) AND 23(b)(2). C. A. 3d Cir. Certiorari denied. Reported below: 119 F. 3d 1077.

No. 97–901. MCLELAND *v.* SYNCOR INTERNATIONAL CORP. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 262.

No. 97–906. BLANKENSHIP *v.* PARKE CARE CENTERS, INC., DBA BARBARA PARKE CONVALESCENT CENTER, ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 123 F. 3d 868.

No. 97–915. AMBANC LA MESA LIMITED PARTNERSHIP *v.* LIBERTY NATIONAL ENTERPRISES. C. A. 9th Cir. Certiorari denied. Reported below: 115 F. 3d 650.

No. 97–916. ABROMSON ET AL. *v.* AMERICAN PACIFIC CORP. ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 898.

No. 97–919. VIDEO EXPRESS ET AL. *v.* OHIO EX REL. ECKSTEIN. Ct. App. Ohio, Fayette County. Certiorari denied. Reported below: 119 Ohio App. 3d 261, 695 N. E. 2d 38.

No. 97–922. PONDER ET UX. *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 117 F. 3d 549.

No. 97–927. OLIVIERI *v.* RODRIGUEZ. C. A. 7th Cir. Certiorari denied. Reported below: 122 F. 3d 406.

No. 97–929. DEVINE ET AL. *v.* INDIAN RIVER COUNTY SCHOOL BOARD. C. A. 11th Cir. Certiorari denied. Reported below: 121 F. 3d 576.

No. 97–932. GUETERSLOH *v.* TEXAS ET AL. Ct. App. Tex., 3d Dist. Certiorari denied. Reported below: 930 S. W. 2d 284.

No. 97–940. SIMMONS *v.* WEBSTER COUNTY. Ct. App. Ga. Certiorari denied. Reported below: 225 Ga. App. 830, 485 S. E. 2d 501.

No. 97–942. ALTOSINO ET AL. *v.* WARRIOR & GULF NAVIGATION CO. ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 121 F. 3d 1421.

No. 97–943. LOZANO *v.* ATCHISON, TOPEKA & SANTA FE RAILWAY CO. Ct. App. Tex., 1st Dist. Certiorari denied.

No. 97–944. CRADDOCK ET AL. *v.* CIRCUIT COURT OF VIRGINIA, PRINCE WILLIAM COUNTY. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 508.

No. 97–946. O'LEARY *v.* CALIFORNIA ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1070.

No. 97–947. ALFIERI ET VIR *v.* M. F. SMITH & ASSOCIATES, INC., ET AL. Super. Ct. N. J., App. Div. Certiorari denied.

No. 97–948. JACK ECKERD CORP. *v.* SHANNON. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 208.

No. 97–950. GRIER *v.* TITAN CORP. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 698.

No. 97–955. DUNLAP *v.* TEXAS. Ct. App. Tex., 3d Dist. Certiorari denied.

No. 97–956. LUFTHANSA GERMAN AIRLINES *v.* KRYS ET UX. C. A. 11th Cir. Certiorari denied. Reported below: 119 F. 3d 1515.

No. 97–957. TOYS "R" US, INC., ET AL. *v.* YUSUF AHMED ALGHANIM & SONS, W. L. L. C. A. 2d Cir. Certiorari denied. Reported below: 126 F. 3d 15.

No. 97–958. ESTATE OF BLUE ET AL. *v.* LOS ANGELES COUNTY ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 120 F. 3d 982.

No. 97–959. GUNN *v.* DEPARTMENT OF AGRICULTURE ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 118 F. 3d 1233.

No. 97–961. CONDIT ET AL. *v.* HAMILTON COUNTY, OHIO, ET AL. Ct. App. Ohio, Hamilton County. Certiorari denied. Reported below: 118 Ohio App. 3d 384, 692 N. E. 2d 1081.

No. 97–962. SOLID WASTE TRANSFER & RECYCLING, INC. *v.* NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION ET AL. Super. Ct. N. J., App. Div. Certiorari denied. Reported below: 299 N. J. Super. 577, 691 A. 2d 846.

No. 97–963. WISLAND *v.* ADMIRAL BEVERAGE CORP. ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 119 F. 3d 733.

No. 97–966. CATERPILLAR INC. *v.* COMMISSIONER OF REVENUE OF MINNESOTA. Sup. Ct. Minn. Certiorari denied. Reported below: 568 N. W. 2d 695.

No. 97–968. M/V IKAN SELAYANG ET AL. *v.* SOGEM-AFRIMET, INC. C. A. 2d Cir. Certiorari denied. Reported below: 122 F. 3d 1057.

No. 97–971. WURZBERGER *v.* VERMONT. Sup. Ct. Vt. Certiorari denied. Reported below: 167 Vt. 119, 702 A. 2d 105.

No. 97–972. DUKE, INDIVIDUALLY AND AS TRUSTEE FOR STRICKLAND, ET AL. *v.* MARSHALL & CO., INC., ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 188.

No. 97–973. COCHRANE *v.* TUDOR OAKS LIMITED PARTNERSHIP. C. A. 8th Cir. Certiorari denied. Reported below: 124 F. 3d 978.

No. 97–974. DAVIS ET AL. *v.* EAST BATON ROUGE PARISH SCHOOL BOARD ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 127 F. 3d 34.

No. 97–975. EGUIZABAL *v.* WELLESLEY COLLEGE. C. A. 1st Cir. Certiorari denied.

No. 97–976. JONES *v.* COOPER INDUSTRIES, INC. Ct. App. Tex., 14th Dist. Certiorari denied. Reported below: 938 S. W. 2d 118.

No. 97–979. CITY OF MOUNT VERNON ET AL. *v.* STONE. C. A. 2d Cir. Certiorari denied. Reported below: 118 F. 3d 92.

No. 97–980. OHIO *v.* HARPSTER. C. A. 6th Cir. Certiorari denied. Reported below: 128 F. 3d 322.

No. 97–981. ARLEAUX *v.* ARLEAUX. Ct. App. Iowa. Certiorari denied.

No. 97–987. RUSSELL ET AL. *v.* WILKINSON ET AL. C. A. 2d Cir. Certiorari denied.

No. 97–989. TIMMONS *v.* RAK REE ENTERPRISES, INC. Ct. Common Pleas, Pickaway County, Ohio. Certiorari denied.

No. 97–991. TUKES *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied.

No. 97–992. AMERICAN CONSTITUTIONAL LAW FOUNDATION, INC., ET AL. *v.* BUCKLEY, SECRETARY OF STATE OF COLORADO. C. A. 10th Cir. Certiorari denied. Reported below: 120 F. 3d 1092.

No. 97–995. BROWNING-FERRIS, INC., ET AL. *v.* SUN CO., INC., ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 124 F. 3d 1187.

No. 97–996. DEATON *v.* DEPARTMENT OF AGRICULTURE. C. A. Fed. Cir. Certiorari denied. Reported below: 124 F. 3d 227.

No. 97–997. REISS ET UX. *v.* CONSOLIDATED EDISON COMPANY OF NEW YORK, INC. App. Div., Sup. Ct. N. Y., 3d Jud. Dept. Certiorari denied. Reported below: 228 App. Div. 2d 59, 650 N. Y. S. 2d 480.

No. 97–1000. MCDONNELL DOUGLAS CORP. *v.* STAFFORD ET AL.; and MCDONNELL DOUGLAS CORP. *v.* SYKES. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 409 (first judgment); 103 F. 3d 140 (second judgment).

No. 97–1001. WALDAU *v.* COUGHLIN ET AL. C. A. D. C. Cir. Certiorari denied.

No. 97–1002. KOBRIN *v.* UNIVERSITY OF MINNESOTA ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 121 F. 3d 408.

No. 97–1003. ISBELL *v.* UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MONTANA (HERMAN, REAL PARTY IN INTEREST). C. A. 9th Cir. Certiorari denied.

No. 97–1007. FINN *v.* UNITED STATES;
No. 97–7036. PEMBERTON *v.* UNITED STATES; and
No. 97–7245. BROWN *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 121 F. 3d 1157.

No. 97–1009. WALKUP, ATTORNEY GENERAL OF TENNESSEE, ET AL. *v.* BOARD OF COMMISSIONERS OF SHELBY COUNTY ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 121 F. 3d 244.

No. 97–1010. BELL BROTHERS ET AL. *v.* BANK ONE, LAFAYETTE, N. A., FKA PURDUE NATIONAL BANK. C. A. 7th Cir. Certiorari denied. Reported below: 116 F. 3d 1158.

No. 97–1011. ZIMAN ET UX. *v.* NEW YORK ET AL. App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 235 App. Div. 2d 369, 653 N. Y. S. 2d 17.

No. 97–1013. O'LEARY *v.* ROMAN CATHOLIC CHURCH OF SACRAMENTO ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–1016. REMUS, TRUSTEE FOR SUPERIOR METAL SHREDDERS, INC. *v.* CITY OF KALAMAZOO. C. A. 6th Cir. Certiorari denied. Reported below: 125 F. 3d 856.

No. 97–1017. MOULTON *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 47 M. J. 227.

No. 97–1019. O'CONNOR *v.* DAVIS ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 126 F. 3d 112.

No. 97–1021. EVANGELISTA ET AL. *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 122 F. 3d 112.

No. 97–1022. HALE, PRESIDENT OF THE NAVAJO NATION, ET AL. *v.* SECAKUKU, CHAIRMAN OF THE HOPI TRIBAL COUNCIL, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 118 F. 3d 1371.

No. 97–1026. BUSH *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 47 M. J. 305.

No. 97–1027. CABRAL *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 47 M. J. 268.

No. 97–1029. LINDGREN *v.* ANDERSON. C. A. 9th Cir. Certiorari denied. Reported below: 114 F. 3d 1193.

No. 97–1030. LPP CLAIMANTS *v.* CONTINENTAL AIRLINES; and No. 97–1036. FORMER EASTERN PILOTS GRANTED THE RIGHT TO SUBSTITUTE COUNSEL *v.* CONTINENTAL AIRLINES. C. A. 3d Cir. Certiorari denied. Reported below: 125 F. 3d 120.

No. 97–1031. TSIPOURAS *v.* MINNESOTA. Ct. App. Minn. Certiorari denied. Reported below: 567 N. W. 2d 271.

No. 97–1034. CARPENTER *v.* ISRAEL ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 120 F. 3d 361.

No. 97–1037. MAXWELL *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 97–1038. EVANS COOLING SYSTEMS, INC., ET AL. *v.* GENERAL MOTORS CORP. C. A. Fed. Cir. Certiorari denied. Reported below: 125 F. 3d 1448.

No. 97–1043. JOHNSON *v.* BAYLOR UNIVERSITY. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 607.

No. 97–1044. FOREMAN *v.* BABCOCK & WILCOX CO. C. A. 5th Cir. Certiorari denied. Reported below: 117 F. 3d 800.

No. 97–1045. GALIETTE *v.* CONNECTICUT. App. Ct. Conn. Certiorari denied. Reported below: 46 Conn. App. 63, 698 A. 2d 336.

No. 97–1046. MCDONALD *v.* ST. LOUIS SOUTHWESTERN RAILROAD. C. A. 8th Cir. Certiorari denied. Reported below: 124 F. 3d 208.

No. 97–1047. UNITED STATES ET AL. *v.* VALLEY BROADCASTING CO., DBA KVBC (TV), CHANNEL 13, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 107 F. 3d 1328.

No. 97–1049. LYNN ET AL. *v.* MURPHY. C. A. 2d Cir. Certiorari denied. Reported below: 118 F. 3d 938.

No. 97–1050. WITHAM *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 47 M. J. 297.

No. 97–1051. SMITH ET AL. *v.* HARRIS. C. A. 9th Cir. Certiorari denied. Reported below: 126 F. 3d 1189.

No. 97–1059. SANDERSON *v.* OFFICE OF PERSONNEL MANAGEMENT. C. A. Fed. Cir. Certiorari denied. Reported below: 129 F. 3d 134.

No. 97–1065. MARTIN *v.* UNITED STATES ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–1066. SUPER YOUNG INDUSTRIES *v.* PACIFIC EMPLOYERS INSURANCE CO. ET AL. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 97–1068. GASS ET UX. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 10th Cir. Certiorari denied. Reported below: 125 F. 3d 861.

No. 97–1070. WESTINGHOUSE ELECTRIC CORP. *v.* RYDER. C. A. 3d Cir. Certiorari denied. Reported below: 128 F. 3d 128.

No. 97–1076. AMERICAN RELOCATION NETWORK INTERNATIONAL, INC. *v.* WAL-MART STORES, INC., ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 121 F. 3d 707.

No. 97–1077. KIRK, ADMINISTRATRIX OF THE ESTATE OF KIRK *v.* DELAWARE COUNTY SHERIFF'S DEPARTMENT ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 198.

No. 97–1079. STALLWORTH *v.* ALABAMA. Ct. Crim. App. Ala. Certiorari denied. Reported below: 717 So. 2d 896.

No. 97–1081. PINCHER *v.* ROCKWELL INTERNATIONAL CORP. ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 488.

No. 97–1082. ESTATE OF PHILLIPS ET AL. *v.* CITY OF MILWAUKEE ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 123 F. 3d 586.

No. 97–1084. GEORGE, INDIVIDUALLY AND AS NEXT FRIEND AND NATURAL GUARDIAN OF GEORGE ET AL., MINORS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 116 F. 3d 484.

No. 97–1085. COMMERCE BANK, N. A. *v.* DIMARIA CONSTRUCTION, INC. Super. Ct. N. J., App. Div. Certiorari denied. Reported below: 300 N. J. Super. 9, 692 A. 2d 54.

No. 97–1086. ORAND ET AL. *v.* ADAMS ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–1089. MUNDAY *v.* WASTE MANAGEMENT OF NORTH AMERICA, INC., ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 126 F. 3d 239.

No. 97–1090. NATIONAL UNION FIRE INSURANCE CO. ET AL. *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 115 F. 3d 1415.

No. 97–1093. SHIFMAN *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 124 F. 3d 31.

No. 97–1094. CASEY *v.* FLORIDA. Cir. Ct. Palm Beach County, Fla. Certiorari denied.

No. 97–1097. THE CORNER POCKET OF SIOUX FALLS, INC., ET AL. *v.* POWERHOUSE TECHNOLOGIES, INC., ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 123 F. 3d 1107.

No. 97–1102. CULLEN *v.* GIBSON ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 197.

No. 97–1106. HEYLIGER *v.* STATE UNIVERSITY AND COMMUNITY COLLEGE SYSTEM OF TENNESSEE ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 126 F. 3d 849.

No. 97–1108. NASH *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 115 F. 3d 1431.

No. 97–1111. CHAN *v.* WODNICKI, INDIVIDUALLY AND IN HIS FORMER CAPACITY AS DEPUTY SUPERINTENDENT OF THE CHICAGO POLICE DEPARTMENT. C. A. 7th Cir. Certiorari denied. Reported below: 123 F. 3d 1005.

No. 97–1114. LUGO *v.* PRUNTY, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 716.

No. 97–1120. CANFIELD *v.* VAN ATTA BUICK/GMC TRUCK, INC. C. A. 2d Cir. Certiorari denied. Reported below: 127 F. 3d 248.

No. 97–1122. SMITH *v.* OREGON STATE BAR. Ct. App. Ore. Certiorari denied. Reported below: 149 Ore. App. 171, 942 P. 2d 793.

No. 97–1123. ROOTS *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 124 F. 3d 218.

No. 97–1124. KLEINSCHMIDT INC. ET AL. *v.* COOK COUNTY, ILLINOIS, ET AL. App. Ct. Ill., 2d Dist. Certiorari denied. Reported below: 287 Ill. App. 3d 312, 678 N. E. 2d 1065.

No. 97–1126. CAPITAL COMMUNICATIONS FEDERAL CREDIT UNION *v.* BOODROW. C. A. 2d Cir. Certiorari denied. Reported below: 126 F. 3d 43.

No. 97–1129. GREEN *v.* GERBER PRODUCTS CO. C. A. Fed. Cir. Certiorari denied. Reported below: 121 F. 3d 728.

No. 97–1131. CRAWFORD *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 700.

No. 97–1135. KNOLL *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 116 F. 3d 994.

No. 97–1136. FARRISH *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 122 F. 3d 146.

No. 97–1143. IN RE RICHARDSON. Ct. App. D. C. Certiorari denied. Reported below: 692 A. 2d 427.

No. 97–1146. PRIBBLE *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 127 F. 3d 583.

No. 97–1154. FRITZ *v.* BOND ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 129 F. 3d 1254.

No. 97–1156. MOLINARY, TRUSTEE OF THE SUSAN PRUITT CLOUD LAND TRUST *v.* POWELL MOUNTAIN COAL CO., INC., DBA WAX COAL CO. C. A. 4th Cir. Certiorari denied. Reported below: 125 F. 3d 231.

No. 97–1162. SHARP *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1432.

No. 97–1166. MCCASKILL *v.* WEST, SECRETARY OF THE ARMY. C. A. 10th Cir. Certiorari denied. Reported below: 124 F. 3d 217.

No. 97–1167. REINER ET AL. *v.* SIKORA ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 199.

No. 97–1169. AZIZ *v.* SLATER, SECRETARY OF TRANSPORTATION. C. A. D. C. Cir. Certiorari denied.

No. 97–1170. TT TELEFILM, GMBH & CO. *v.* THE MOVIE GROUP, INC., ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–1174. BIGSBY *v.* RUNYON, POSTMASTER GENERAL, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 610.

No. 97–1176. FLUOR CORP. AND AFFILIATES *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 126 F. 3d 1397.

No. 97–1185. STROTHER *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 129 F. 3d 114.

No. 97–1215. FUENTES *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 129 F. 3d 615.

No. 97–1224. SELTZER *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 205.

No. 97–1225. VEST, DBA DOCTORS CLINIC *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 116 F. 3d 1179.

No. 97–1227. MAGALLON ET AL. *v.* UNITED STATES; and
No. 97–7603. GONZALES *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 124 F. 3d 214.

No. 97–6220. WHREN *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 111 F. 3d 956.

No. 97–6382. JACKSON *v.* ANDERSON, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY. C. A. 5th Cir. Certiorari denied. Reported below: 112 F. 3d 823.

No. 97–6457. MORTON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 117 F. 3d 1426.

No. 97–6505. PHIPPS ET AL. *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 200.

No. 97–6518. IGBONWA *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 120 F. 3d 437.

No. 97–6610. BISHOP *v.* GEORGIA. Sup. Ct. Ga. Certiorari denied. Reported below: 268 Ga. 286, 486 S. E. 2d 887.

No. 97–6641. PEOPLES *v.* UNITED STATES; and
No. 97–6667. GREEN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 1176.

No. 97–6669. VAN CLEAVE *v.* INDIANA. Sup. Ct. Ind. Certiorari denied. Reported below: 674 N. E. 2d 1293.

No. 97–6689. NOSKE *v.* UNITED STATES; and
No. 97–6781. NOSKE *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 117 F. 3d 1053.

No. 97–6699. BAKR *v.* JOHNSON, WARDEN, ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 121 F. 3d 707.

No. 97–6703. SPREITZER *v.* PETERS, DIRECTOR, ILLINOIS DEPARTMENT OF CORRECTIONS, ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 114 F. 3d 1435.

No. 97–6706. JOZAITIS *v.* FORT DEARBORN LIFE INSURANCE CO. C. A. 8th Cir. Certiorari denied. Reported below: 117 F. 3d 1422.

No. 97–6750. ATUAHENE *v.* NEW JERSEY DEPARTMENT OF TRANSPORTATION. C. A. 3d Cir. Certiorari denied. Reported below: 127 F. 3d 1094.

No. 97–6760. SHABAZZ *v.* GABRY ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 123 F. 3d 909.

No. 97–6761. RECTOR *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 120 F. 3d 551.

No. 97–6779. STAFFORD *v.* FULTON-DEKALB HOSPITAL AUTHORITY ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 120 F. 3d 273.

No. 97–6783. BROWN *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 200.

No. 97–6806. MITCHELL *v.* REES, WARDEN. C. A. 6th Cir. Certiorari denied. Reported below: 114 F. 3d 571.

No. 97–6810. CAREY ET AL. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 509.

No. 97–6858. MCCULLOUGH *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 608.

No. 97–6908. STERBENZ *v.* CITY OF ORMOND BEACH ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 120 F. 3d 274.

No. 97–6932. JOHNSON *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 696 So. 2d 317.

No. 97–6933. MCCARTHY *v.* AYERS. C. A. 2d Cir. Certiorari denied.

No. 97–6934. RIEGER *v.* NORTH DAKOTA. Sup. Ct. N. D. Certiorari denied.

No. 97–6940. BURNS *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 699 So. 2d 646.

No. 97–6954. JOHNSON *v.* KALOKATHIS. Sup. Ct. Wyo. Certiorari denied.

No. 97–6955. IVY *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied. Reported below: 122 F. 3d 675.

No. 97–6964. LOWE *v.* FLORIDA. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 698 So. 2d 857.

No. 97–6965. JAMERSON *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied.

No. 97–6972. GOCHICOA *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 440.

No. 97–6979. WEATHERSPOON *v.* DORMIRE, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 97–6980. YOUNG *v.* UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS. C. A. 5th Cir. Certiorari denied.

No. 97–6983. EDWARDS *v.* NEW YORK. App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 232 App. Div. 2d 342, 649 N. Y. S. 2d 408.

No. 97–6991. CARSON *v.* DIRECTOR, OFFICE OF WORKERS' COMPENSATION PROGRAMS, ET AL. C. A. D. C. Cir. Certiorari denied.

No. 97–6994. BURGESS *v.* UNITED STATES ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–6995. BAAH *v.* BOARD OF TRUSTEES OF CALIFORNIA STATE UNIVERSITY. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1069.

No. 97–6997. ROCHON *v.* BLACKBURN, WARDEN, ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–7000. LAMBRIX *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 698 So. 2d 247.

No. 97–7001. WELLS *v.* MISSISSIPPI. Sup. Ct. Miss. Certiorari denied. Reported below: 698 So. 2d 497.

No. 97–7009. JOHNSON *v.* VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–7010. LORD *v.* LORD. App. Ct. Conn. Certiorari denied. Reported below: 44 Conn. App. 370, 689 A. 2d 509.

No. 97–7011. MURPHY *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied.

No. 97–7014. BLESSING *v.* BLESSING. Ct. App. Ohio, Ottawa County. Certiorari denied.

No. 97–7016. WHITFIELD *v.* TEXAS (three judgments). Ct. Crim. App. Tex. Certiorari denied.

No. 97–7017. RAIA *v.* VIRGINIA. Sup. Ct. Va. Certiorari denied.

No. 97–7018. RICHMOND *v.* EMBRY, SUPERINTENDENT, FREMONT CORRECTIONAL FACILITY. C. A. 10th Cir. Certiorari denied. Reported below: 122 F. 3d 866.

No. 97–7019. PARKER *v.* KENTUCKY. Sup. Ct. Ky. Certiorari denied. Reported below: 952 S. W. 2d 209.

No. 97–7021. GUADAGNO *v.* WALLACK ADER LEVITHAN ASSOCIATES. C. A. 2d Cir. Certiorari denied. Reported below: 125 F. 3d 844.

No. 97–7023. DOE *v.* PATAKI, GOVERNOR OF NEW YORK, ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 120 F. 3d 1263.

No. 97–7025. GILMOUR *v.* ROGERSON, WARDEN, ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 117 F. 3d 368.

No. 97–7026. ERWIN *v.* CALIFORNIA. Ct. App. Cal., 3d App. Dist. Certiorari denied. Reported below: 55 Cal. App. 4th 15, 63 Cal. Rptr. 2d 617.

No. 97–7040. WILLIAMS *v.* CALIFORNIA. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–7044. BELL *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 699 So. 2d 674.

No. 97–7047. LANE *v.* KENTUCKY. Sup. Ct. Ky. Certiorari denied. Reported below: 956 S. W. 2d 874.

No. 97–7048. LOMAX *v.* UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MISSOURI. C. A. 8th Cir. Certiorari denied.

No. 97–7053. LARSON *v.* COURT OF CRIMINAL APPEALS OF TEXAS. Ct. Crim. App. Tex. Certiorari denied.

No. 97–7054. SMITH *v.* WOLF ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 111 F. 3d 127.

No. 97–7059. MASTRACCHIO *v.* VOSE, DIRECTOR, RHODE ISLAND DEPARTMENT OF CORRECTIONS. Sup. Ct. R. I. Certiorari denied. Reported below: 698 A. 2d 706.

No. 97–7062. LAWRENCE *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. Sup. Ct. Fla. Certiorari denied. Reported below: 699 So. 2d 1374.

No. 97–7068. HEIM *v.* NEBRASKA ET AL. C. A. 8th Cir. Certiorari denied.

No. 97–7071. HUALDE-REDIN *v.* ROYAL BANK OF PUERTO RICO ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 111 F. 3d 122.

No. 97–7072. RODRIGUEZ *v.* O'KEEFE, WARDEN. C. A. 2d Cir. Certiorari denied. Reported below: 122 F. 3d 1057.

No. 97–7075. RICHARDSON *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 286 Ill. App. 3d 1123, 709 N. E. 2d 1011.

No. 97–7076. RANDALL *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–7079. HISHAW *v.* OKLAHOMA. Ct. Crim. App. Okla. Certiorari denied.

No. 97–7081. HAM *v.* SNIDER. C. A. D. C. Cir. Certiorari denied.

No. 97–7083. GREENE *v.* MCDANIEL, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–7084. DIGGS *v.* PENNSYLVANIA. Super. Ct. Pa. Certiorari denied. Reported below: 454 Pa. Super. 702, 685 A. 2d 1041.

No. 97–7085. HICKS *v.* POLUNSKY ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–7087. FOOTMAN *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied. Reported below: 107 F. 3d 24.

No. 97–7088. PHILLIPS *v.* GOBER, ACTING SECRETARY OF VETERANS AFFAIRS. C. A. Fed. Cir. Certiorari denied. Reported below: 132 F. 3d 53.

No. 97–7091. RAMON FONTES *v.* UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–7092. GILBERT *v.* COLLIER ET AL. C. A. 11th Cir. Certiorari denied.

No. 97–7097. HAMILTON *v.* LOUISIANA. Sup. Ct. La. Certiorari denied. Reported below: 699 So. 2d 29.

No. 97–7098. EDWARDS *v.* CITY OF MANCHESTER, NEW HAMPSHIRE, ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 121 F. 3d 695.

No. 97–7106. YOUNG *v.* MURRAY ET AL. Commw. Ct. Pa. Certiorari denied. Reported below: 692 A. 2d 1192.

No. 97–7108. ISREAL *v.* MARSHALL, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 125 F. 3d 837.

No. 97–7110. GATTIS *v.* DELAWARE. Sup. Ct. Del. Certiorari denied. Reported below: 697 A. 2d 1174.

No. 97–7112. SIMS *v.* AMUNDSON ET AL. C. A. 10th Cir. Certiorari denied.

No. 97–7113. FABIAN *v.* JUSTO ET AL. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 698 So. 2d 919.

No. 97–7114. DIXON *v.* MARION POLICE DEPARTMENT ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 114 F. 3d 1191.

No. 97–7115. HAMMON *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied. Reported below: 15 Cal. 4th 1117, 938 P. 2d 986.

No. 97–7124. THOMPSON *v.* NAGLE, WARDEN. C. A. 11th Cir. Certiorari denied. Reported below: 118 F. 3d 1442.

No. 97–7127. GONZALES SAMAYOA *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied. Reported below: 15 Cal. 4th 795, 938 P. 2d 2.

No. 97–7128. SIMMONS *v.* MEFFORD ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1073.

No. 97–7130. STEWART *v.* HOFFMAN ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1073.

No. 97–7133. STRINGER *v.* TEXAS. Ct. App. Tex., 2d Dist. Certiorari denied.

No. 97–7139. NEAL *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 346 N. C. 608, 487 S. E. 2d 734.

No. 97–7141. JOHNSON *v.* RENDELL ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–7142. ZAWODNIAK *v.* ARKANSAS. Sup. Ct. Ark. Certiorari denied. Reported below: 329 Ark. 179, 946 S. W. 2d 936.

No. 97–7143. TIMMONS *v.* ROE, WARDEN. C. A. 9th Cir. Certiorari denied.

No. 97–7144. TURK *v.* WHITE, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 106 F. 3d 409 and 116 F. 3d 1264.

No. 97–7145. TAMEZ *v.* CITY OF SAN MARCOS, TEXAS, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 118 F. 3d 1085.

No. 97–7147. BRADFORD *v.* LOUISIANA STATE UNIVERSITY MEDICAL CENTER ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 606.

No. 97–7149. BROWN *v.* VIRGINIA. Ct. App. Va. Certiorari denied. Reported below: 24 Va. App. 1, 480 S. E. 2d 112.

No. 97–7151. LEWIS *v.* GOBER, ACTING SECRETARY OF VETERANS AFFAIRS. C. A. Fed. Cir. Certiorari denied. Reported below: 16 F. 3d 419.

No. 97–7152. ISELEY *v.* PENNSYLVANIA DEPARTMENT OF CORRECTIONS ET AL. Sup. Ct. Pa. Certiorari denied.

No. 97–7158. HOLDEN *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 346 N. C. 404, 488 S. E. 2d 514.

No. 97–7167. SEDIVY *v.* NEBRASKA. Ct. App. Neb. Certiorari denied. Reported below: 5 Neb. App. 745, 567 N. W. 2d 784.

No. 97–7168. SMITH *v.* DAVIDSON ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 127 F. 3d 40.

No. 97–7169. MCDONALD *v.* MAZURKIEWICZ, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT ROCKVIEW, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–7172. LOCKHART *v.* MUNICIPAL COURT OF TACOMA, WASHINGTON, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 6.

No. 97–7174. OWEN *v.* WILLE ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1235.

No. 97–7175. BRANSON *v.* MARTIN ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 56 Cal. App. 4th 300, 65 Cal. Rptr. 2d 401.

No. 97–7176. BRYANT *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 116 F. 3d 1477.

No. 97–7177. RICHARDS *v.* ILLINOIS HUMAN RIGHTS COMMISSION ET AL. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 287 Ill. App. 3d 1118, 710 N. E. 2d 572.

No. 97–7178. SPRUNK *v.* ROWE ET AL. Ct. App. Ariz. Certiorari denied.

No. 97–7181. AMIRI *v.* ROLEX WATCH U. S. A., INC. C. A. D. C. Cir. Certiorari denied. Reported below: 132 F. 3d 1480.

No. 97–7182. CALHOUN *v.* OREGON. Ct. App. Ore. Certiorari denied. Reported below: 147 Ore. App. 243, 933 P. 2d 986.

No. 97–7183. VARGAS *v.* RAY, CHAIRMAN, GEORGIA BOARD OF PARDONS AND PAROLES, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 132 F. 3d 47.

No. 97–7184. CROSS *v.* CITY OF COLUMBIA, MISSOURI, ET AL. C. A. 8th Cir. Certiorari denied.

No. 97–7185. CONYERS *v.* LOS ANGELES POLICE DEPARTMENT. C. A. 6th Cir. Certiorari denied.

No. 97–7186. CURIALE *v.* GRAHAM, ATTORNEY GENERAL OF UTAH, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 124 F. 3d 216.

No. 97–7188. DAVIS *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 698 So. 2d 1182.

No. 97–7189. DALE *v.* SUPERIOR COURT OF CALIFORNIA, SAN LUIS OBISPO COUNTY (two judgments). Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–7190. DOMBROWSKI *v.* CITY OF NEW YORK ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 116 F. 3d 465.

No. 97–7192. GIBBS *v.* ANDERSON, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–7194. BAADE *v.* COLUMBIA HOSPITAL FOR WOMEN ET AL. C. A. D. C. Cir. Certiorari denied.

No. 97–7195. HARTLINE *v.* PIMA COUNTY SHERIFF'S DEPARTMENT ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1071.

No. 97–7196. GIVENS *v.* ROE, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1071.

No. 97–7197. CALLAHAN *v.* CALIFORNIA. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 97–7198. BROWN *v.* ARTUZ, SUPERINTENDENT, GREEN HAVEN CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied. Reported below: 124 F. 3d 73.

No. 97–7199. STRETTON *v.* ROSS ET AL. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 97–7206. MICHAU *v.* LEE ET AL.; and MICHAU *v.* KINARD ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 114 F. 3d 1176.

No. 97–7208. MCCOY *v.* HANKS, SUPERINTENDENT, WABASH VALLEY CORRECTIONAL FACILITY. C. A. 7th Cir. Certiorari denied.

No. 97–7210. PALMER *v.* BELL ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 204.

No. 97–7212. KAMARA *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 261.

No. 97–7214. DENNIS *v.* OHIO. Sup. Ct. Ohio. Certiorari denied. Reported below: 79 Ohio St. 3d 421, 683 N. E. 2d 1096.

No. 97–7215. REED *v.* VIRGINIA. Sup. Ct. Va. Certiorari denied.

No. 97–7220. PALM *v.* CITY OF LITTLETON, COLORADO. Ct. App. Colo. Certiorari denied.

No. 97–7223. PHAGAN *v.* GEORGIA. Sup. Ct. Ga. Certiorari denied. Reported below: 268 Ga. 272, 486 S. E. 2d 876.

No. 97–7224. BENTLEY *v.* NEW YORK. App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 241 App. Div. 2d 984, 661 N. Y. S. 2d 689.

No. 97–7225. MAGEE *v.* CALIFORNIA. C. A. 9th Cir. Certiorari denied.

No. 97–7228. KONSTANTOPOULOS ET AL. *v.* WESVACO CORP. C. A. 3d Cir. Certiorari denied. Reported below: 112 F. 3d 710.

No. 97–7229. FELLER *v.* HOFBAUER, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–7235. SLINEY *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 699 So. 2d 662.

No. 97–7238. OWENS *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 286 Ill. App. 3d 1122, 709 N. E. 2d 1011.

No. 97–7239. WHITEHEAD *v.* TENET, DIRECTOR OF CENTRAL INTELLIGENCE. C. A. D. C. Cir. Certiorari denied.

No. 97–7240. THOMASON *v.* GEORGIA. Sup. Ct. Ga. Certiorari denied. Reported below: 268 Ga. 298, 486 S. E. 2d 861.

No. 97–7243. BAGLEY *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 134 F. 3d 366.

No. 97–7246. TERIO *v.* TERIO. Ct. App. N. Y. Certiorari denied. Reported below: 90 N. Y. 2d 935, 686 N. E. 2d 1368.

No. 97–7247. WRIGHT *v.* MCANINCH, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 97–7254. HESS ET AL. *v.* SCHLUNTZ. Ct. App. Neb. Certiorari denied. Reported below: 5 Neb. App. xxxvii.

No. 97–7255. FANNIN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 127 F. 3d 38.

No. 97–7256. WHITE *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1431.

No. 97–7260. HENDERSON *v.* NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION. C. A. 8th Cir. Certiorari denied. Reported below: 118 F. 3d 1283.

No. 97–7262. SIMMONS *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 955 S. W. 2d 729.

No. 97–7263. SIMMONS *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 955 S. W. 2d 752.

No. 97–7268. MENKE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 125 F. 3d 859.

No. 97–7269. SANTOS-LOPEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 125 F. 3d 860.

No. 97–7270. ROYAL *v.* BARBO, ADMINISTRATOR, NORTHERN STATE PRISON, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–7271. SOTO *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 121 F. 3d 721.

No. 97–7272. POWELL *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 124 F. 3d 655.

No. 97–7274. KING *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 127 F. 3d 483.

No. 97–7277. BROWN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 700.

No. 97–7279. LYONS *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 951 S. W. 2d 584.

No. 97–7280. NELSON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1430.

No. 97–7281. HELTON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 819.

No. 97–7282. FALLS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 117 F. 3d 1075.

No. 97–7284. AMAYA-RUIZ *v.* STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTION. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 486.

No. 97–7285. WEIR *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 114 F. 3d 1201.

No. 97–7286. CONYERS *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 132 F. 3d 1482.

No. 97–7289. WOODSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 125 F. 3d 850.

No. 97–7290. TAYLOR *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 1108.

No. 97–7291. JONES *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 125 F. 3d 852.

No. 97–7292. WATSON *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 201.

No. 97–7294. HALL *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 124 F. 3d 1298.

No. 97–7295. HOWARD *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 128 F. 3d 732.

No. 97–7296. GONZALES *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 121 F. 3d 928.

No. 97–7297. NURU *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 127 F. 3d 38.

No. 97–7299. LOSOYA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 1107.

No. 97–7301. DORSEY *v.* RUTHERFORD COUNTY, NORTH CAROLINA, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 698.

No. 97–7302. SOTO *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 121 F. 3d 721.

No. 97–7305. SMITH *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 124 F. 3d 193.

No. 97–7306. PINTO *v.* STINSON, SUPERINTENDENT, GREAT MEADOW CORRECTIONAL FACILITY, ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 129 F. 3d 114.

No. 97–7307. ODANUYI *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 287 Ill. App. 3d 1114, 710 N. E. 2d 570.

No. 97–7308. WEINTRAUB *v.* APFEL, COMMISSIONER OF SOCIAL SECURITY. C. A. 2d Cir. Certiorari denied. Reported below: 125 F. 3d 846.

No. 97–7309. TABRON *v.* HOOD, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 717.

No. 97–7312. LEISINGER *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 122 F. 3d 605.

No. 97–7313. O'DNEAL *v.* ROBERTS, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY, ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–7314. ZAMBRANO *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 116 F. 3d 1498.

No. 97–7315. WINBUSH *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 201.

No. 97–7316. WILSON *v.* ILLINOIS. App. Ct. Ill., 2d Dist. Certiorari denied. Reported below: 285 Ill. App. 3d 1104, 709 N. E. 2d 317.

No. 97–7317. STEHLIN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 122 F. 3d 1078.

No. 97–7321. SPURLOCK *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 701.

No. 97–7322. ORTIZ *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 125 F. 3d 630.

No. 97–7323. SOMMERS *v.* KENTUCKY. Sup. Ct. Ky. Certiorari denied.

No. 97–7324. QUILCA-CARPO *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 118 F. 3d 719.

No. 97–7325. SCHIFFLET *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–7326. MORRISON *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 125 F. 3d 856.

No. 97–7328. KEMMISH *v.* UNITED STATES (two judgments). C. A. 9th Cir. Certiorari denied. Reported below: 120 F. 3d 937.

No. 97–7329. KESELICA *v.* VIRGINIA. Sup. Ct. Va. Certiorari denied.

No. 97–7330. LOVELACE *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 123 F. 3d 650.

No. 97–7335. TILLI *v.* SMITH ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 129 F. 3d 1256.

No. 97–7336. NEWTON *v.* MOTEN. C. A. 10th Cir. Certiorari denied. Reported below: 124 F. 3d 217.

No. 97–7341. RITZ *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 125 F. 3d 864.

No. 97–7343. POMPEY *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 121 F. 3d 381.

No. 97–7344. ALVAREZ SOTOPAZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 131 F. 3d 150.

No. 97–7345. SIMON *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 286 Ill. App. 3d 1124, 709 N. E. 2d 1012.

No. 97–7346. BAGGETT *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 129 F. 3d 128.

No. 97–7349. SANDERS *v.* DELAWARE. Sup. Ct. Del. Certiorari denied. Reported below: 702 A. 2d 927.

No. 97–7352. CALDERON-HERNANDEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 124 F. 3d 213.

No. 97–7355. ARTERO *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 1256.

No. 97–7356. CORROW *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 119 F. 3d 796.

No. 97–7357. WILKINSON *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 124 F. 3d 971.

No. 97–7359. CLARK *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 112 F. 3d 510.

No. 97–7361. MITCHELL *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied.

No. 97–7367. NOA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 127 F. 3d 1314.

No. 97–7371. HOOVER *v.* LEONARDO, SUPERINTENDENT, GREAT MEADOW CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied.

No. 97–7372. DUMBRIQUE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 95 F. 3d 1159.

No. 97–7374. FLANAGAN *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 123 F. 3d 83.

No. 97–7375. GOMEZ-PELAYO *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 1107.

No. 97–7376. HILTON *v.* CONNECTICUT. App. Ct. Conn. Certiorari denied. Reported below: 45 Conn. App. 207, 694 A. 2d 830.

No. 97–7377. FERGUSON *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 125 F. 3d 1115.

No. 97–7378. HEWLETT *v.* CORBETT, ATTORNEY GENERAL OF PENNSYLVANIA, ET AL. C. A. 3d Cir. Certiorari denied.

No. 97–7380. FERNANDEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1074.

No. 97–7381. FUENTES *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 113 F. 3d 1249.

No. 97–7383. GASTER *v.* MCKIE, WARDEN, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 122 F. 3d 1061.

No. 97–7392. STOKES *v.* ANDERSON, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY. C. A. 5th Cir. Certiorari denied. Reported below: 123 F. 3d 858.

No. 97–7396. BETHEA *v.* ARTUZ, SUPERINTENDENT, GREEN HAVEN CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied. Reported below: 126 F. 3d 124.

No. 97–7397. CANADY *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 126 F. 3d 352.

No. 97–7400. WEST *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 125 F. 3d 856.

No. 97–7403. BOOZE *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 108 F. 3d 378.

No. 97–7406. MARINO *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 125 F. 3d 845.

No. 97–7407. NAVEO-MORCELLO *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 132 F. 3d 31.

No. 97–7408. MARTIN *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 127 F. 3d 669.

No. 97–7409. TODD *v.* HAWK, DIRECTOR, FEDERAL BUREAU OF PRISONS, ET AL. C. A. 5th Cir. Certiorari denied.

No. 97–7413. HERNANDEZ *v.* TEXAS. Ct. Crim. App. Tex. Certiorari denied. Reported below: 953 S. W. 2d 275.

No. 97–7414. GOLDEN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 263.

No. 97–7415. GUTIERREZ-MORAN *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 125 F. 3d 863.

No. 97–7416. EDDS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 612.

No. 97–7419. GREGORY *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 125 F. 3d 856.

No. 97–7423. MOORE *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 122 F. 3d 1154.

No. 97–7424. JACKSON *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied.

No. 97–7425. RAMOS-OSEGUERA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 120 F. 3d 1028.

No. 97–7428. FLOWERS *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 347 N. C. 1, 489 S. E. 2d 391.

No. 97–7433. STUTSON *v.* UNITED STATES (two judgments). C. A. 11th Cir. Certiorari denied. Reported below: 128 F. 3d 733 (first judgment); 127 F. 3d 37 (second judgment).

No. 97–7436. CONARD *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 200.

No. 97–7437. BLAGOUE *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 117 F. 3d 1431.

No. 97–7438. MARKS *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 125 F. 3d 863.

No. 97–7439. CHI-CHEONG LI *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 115 F. 3d 874.

No. 97–7440. JONES *v.* BERNSTEIN. C. A. 3d Cir. Certiorari denied. Reported below: 129 F. 3d 1255.

No. 97–7442. LHERISSON *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 132 F. 3d 31.

No. 97–7443. LAMPKIN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 129 F. 3d 615.

No. 97–7444. MONTGOMERY *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 206.

No. 97–7445. JOHNSON *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 124 F. 3d 209.

No. 97–7446. NICHOLS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 124 F. 3d 1265.

No. 97–7447. ROBINSON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 125 F. 3d 860.

No. 97–7449. RICKS *v.* THOMAS ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 125 F. 3d 848.

No. 97–7450. SMYKALSKI *v.* STENDER, WARDEN. C. A. 8th Cir. Certiorari denied. Reported below: 129 F. 3d 122.

No. 97–7453. BABILONIA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 120 F. 3d 274.

No. 97–7454. KELSEY *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 121 F. 3d 718.

No. 97–7455. ROBERTSON *v.* FLORIDA. Sup. Ct. Fla. Certiorari denied. Reported below: 699 So. 2d 1343.

No. 97–7456. BARRY *v.* BERGEN COUNTY PROBATION DEPARTMENT ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 128 F. 3d 152.

No. 97–7460. SCOTT *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 108 F. 3d 1380.

No. 97–7461. RINCON *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 97–7462. CHAVIS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 125 F. 3d 849.

No. 97–7463. BLUM *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied.

No. 97–7464. BEAMON *v.* MARYLAND. C. A. 4th Cir. Certiorari denied. Reported below: 125 F. 3d 847.

No. 97–7466. SWEET *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 132 F. 3d 1454.

No. 97–7468. CANTLEY *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 130 F. 3d 1371.

No. 97–7469. CLYMER *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–7471. WHITAKER *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 127 F. 3d 595.

No. 97–7473. LOPEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 108 F. 3d 339.

No. 97–7477. LAMPLEY *v.* UNITED STATES; and
No. 97–7554. LAMPLEY *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 127 F. 3d 1231.

No. 97–7481. ABBONDANZO *v.* AUTOMATIC SWITCH CO. C. A. 3d Cir. Certiorari denied. Reported below: 135 F. 3d 763.

No. 97–7486. MAYO *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 127 F. 3d 1100.

No. 97–7490. BOWERS *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 289 Ill. App. 3d 1132, 713 N. E. 2d 830.

No. 97–7491. CATER *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 119 F. 3d 11.

No. 97–7494. GROSS *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 133 F. 3d 911.

No. 97–7495. GONZALEZ *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 127 F. 3d 1097.

No. 97–7496. GAMBLE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1074.

No. 97–7497. HINDS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 125 F. 3d 849.

No. 97–7498. DOE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 125 F. 3d 1249.

No. 97–7501. FRANCO-RAMIREZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1074.

No. 97–7502. PELLEGRINO *v.* SOUTH DAKOTA ET AL. C. A. 8th Cir. Certiorari denied.

No. 97–7503. JOHN DOE #1 *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–7507. GEORGE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 1107.

No. 97–7516. STRABLE *v.* SOUTH CAROLINA DEPARTMENT OF JUSTICE. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 700.

No. 97–7517. BARNER *v.* BENSON, WARDEN, ET AL. C. A. 8th Cir. Certiorari denied.

No. 97–7523. BLOUNT *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 123 F. 3d 831.

No. 97–7524. CASS *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 127 F. 3d 1218.

No. 97–7525. THOMPSON *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 97–7527. SLAUGHTER *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 129 F. 3d 616.

No. 97–7528. PETROSIAN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 126 F. 3d 1232.

No. 97–7530. OLIVIERI *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 100 F. 3d 284.

No. 97–7538. JOSEPH *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 612.

No. 97–7539. NOIL *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 612.

No. 97–7540. LOZA-ROMERO *v.* UNITED STATES; and
No. 97–7622. CONTRERAS RODRIGUEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1075.

No. 97–7545. ARMSTRONG *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 1107.

No. 97–7546. STOKES *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 124 F. 3d 39.

No. 97–7548. SPARKS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 1108.

No. 97–7549. LOVE *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 125 F. 3d 856.

No. 97–7550. MEZA *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 127 F. 3d 545.

No. 97–7551. NEAL *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 127 F. 3d 1100.

No. 97–7555. TOBON *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 133 F. 3d 908.

No. 97–7556. WHITE *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 129 F. 3d 115.

No. 97–7557. NAIDAS *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 127 F. 3d 1103.

No. 97–7559. SILVA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 129 F. 3d 128.

No. 97–7563. SCOTT *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 1107.

No. 97–7564. ORTIZ *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 136 F. 3d 882.

No. 97–7566. ROBINSON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 1205.

No. 97–7567. OWENS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 611.

No. 97–7575. MAGANA *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 118 F. 3d 1173.

No. 97–7579. CELESTINE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 1107.

No. 97–7580. TARIQ A-R Y *v.* MARYLAND. Ct. App. Md. Certiorari denied. Reported below: 347 Md. 484, 701 A. 2d 691.

No. 97–7581. VALLES *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 611.

No. 97–7586. JAMES *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 129 F. 3d 1268.

No. 97–7592. WATKINSON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 130 F. 3d 443.

No. 97–7593. TARBOX *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 129 F. 3d 1253.

No. 97–7596. LARSEN *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 127 F. 3d 984.

No. 97–7598. NETTER *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 124 F. 3d 209.

No. 97–7599. LITTLE, AKA FRANKLIN, ET AL. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 122 F. 3d 1064.

No. 97–7600. HALEY *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 612.

No. 97–7602. HALL ET AL. *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 116 F. 3d 1253.

No. 97–7607. FLORES *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 611.

No. 97–7610. HAAKE *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 119 F. 3d 10.

No. 97–7612. THONG VANG *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 128 F. 3d 1065.

No. 97–7618. NATHAN J. (JUVENILE) *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 127 F. 3d 1110.

No. 97–7619. KING *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 612.

No. 97–7620. LOCKRIDGE *v.* UNITED STATES POSTAL SERVICE. C. A. Fed. Cir. Certiorari denied. Reported below: 121 F. 3d 727.

No. 97–7621. COLLINS *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 133 F. 3d 912.

No. 97–7623. WESTINE *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied.

No. 97–7624. WALKER *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 129 F. 3d 1266.

No. 97–7625. WATSON *v.* UNITED STATES. Ct. App. D. C. Certiorari denied.

No. 97–7627. PECINA *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 607.

No. 97–7628. MCGILL *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 125 F. 3d 642.

No. 97–7631. MCNEAIR *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 127 F. 3d 1100.

No. 97–7632. MARTINEZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 607.

No. 97–7636. RODRIGUEZ-VASQUEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 1108.

No. 97–7637. SMITH *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 132 F. 3d 1460.

No. 97–7639. PICCOLO *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 129 F. 3d 1257.

No. 97–7640. BUSH *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 126 F. 3d 1298.

No. 97–7643. BALLAM *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 131 F. 3d 148.

No. 97–7645. BARRETT *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 1107.

No. 97–7651. SMITH *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 131 F. 3d 1392.

No. 97–7653. DEWBRE *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 7.

No. 97–7665. PALMA RUEDAS *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 121 F. 3d 841.

No. 97–7666. PARKS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 129 F. 3d 118.

No. 97–7668. ONOFRE-SEGARRA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 126 F. 3d 1308.

No. 97–7674. WATKINS *v.* MORGAN, WARDEN. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 206.

No. 97–7676. WAGNER *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 1108.

No. 97–650. DALLAS MORNING NEWS *v.* UNITED STATES ET AL. C. A. 10th Cir. Motion of respondent Terry L. Nichols for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 119 F. 3d 806.

No. 97–745. CHOINA *v.* E. I. DU PONT DE NEMOURS & CO. C. A. 5th Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition. Reported below: 121 F. 3d 703.

No. 97–905. GALVAO *v.* GILLETTE CO. C. A. 1st Cir. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of this petition. Reported below: 121 F. 3d 695.

No. 97–6993. CRAIG *v.* MARTIN. C. A. 10th Cir. Certiorari before judgment denied.

No. 97–7521. GOSCH *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 136 F. 3d 138.

Statement of JUSTICE SOUTER, with whom JUSTICE STEVENS, JUSTICE GINSBURG, and JUSTICE BREYER join, respecting the denial of the petition for writ of certiorari.

Although my vote is to deny certiorari, I add this further word on the earlier order staying petitioner's execution, for which I also voted, *ante*, p. 1071. One consideration bearing on a decision to order a stay is the prospect for relief if the case should be taken for review. *Barefoot* v. *Estelle*, 463 U. S. 880, 895 (1983). Although the stress placed on this factor assumes, of course, that this Court can adequately make such an assessment, the peculiar

circumstances of this case made it unusually difficult for me to come to any confident judgment about possible entitlement to relief in the short time of some 90 minutes between our receipt of the ruling of the Court of Appeals and the time then set for petitioner's execution. This was so in part because the grounds for relief raised by petitioner included claims under *Strickland* v. *Washington*, 466 U. S. 668 (1984), and *Giglio* v. *United States*, 405 U. S. 150 (1972), on each of which there were potential evidentiary issues dependent on a state-court record, subject to conditional deference by the District Court under 28 U. S. C. § 2254(e). My own difficulty reflected disagreement within the Court of Appeals over the adequacy of less than a day's time (instead of the normal briefing and argument period) for that court to review the soundness of the District Court's reliance on the state-court evidence and findings. Given the importance of adequate review on a first (and, presumably, only) federal habeas petition, I voted to stay the execution to allow further time to examine claims coming to us in such unusual circumstances.

Rehearing Denied

No. 96–1987. NIPPON PAPER INDUSTRIES CO., LTD. *v.* UNITED STATES, *ante*, p. 1044;

No. 96–8341. COOKSEY *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER, *ante*, p. 1027;

No. 97–39. NAUMOV *v.* UNIVERSITY OF PITTSBURGH, *ante*, p. 859;

No. 97–515. TSIPOURAS *v.* MESHBESHER, BIRRELL & DUNLAP, LTD., ET AL., *ante*, p. 982;

No. 97–588. HARRIS *v.* NEW JERSEY, *ante*, p. 997;

No. 97–5242. IN RE CLARK, *ante*, p. 805;

No. 97–5243. IN RE CLARK, *ante*, p. 805;

No. 97–5244. IN RE CLARK, *ante*, p. 805;

No. 97–5282. POLLEY *v.* UNITED STATES, *ante*, p. 1016;

No. 97–5351. BORROTO *v.* UNITED STATES, *ante*, p. 889;

No. 97–5621. SLAGEL *v.* SHELL PETROLEUM, INC., ET AL., *ante*, p. 934;

No. 97–5841. JACKSON *v.* JOHNSON ET AL., *ante*, p. 956;

No. 97–6000. STRABLE *v.* SOUTH CAROLINA, *ante*, p. 972;

No. 97–6070. CONNELLY *v.* BOROUGH OF FOREST HILLS, PENNSYLVANIA, *ante*, p. 959;

No. 97–6117. MATHIS *v.* CIAMBRONE ET AL., *ante*, p. 1000;

No. 97–6136. CARRASQUILLO *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, *ante*, p. 972;

No. 97–6278. MCKELLIP *v.* SORRELL, ANDERSON, LEHRMAN, WANNER & THOMAS ET AL., *ante*, p. 1017;

No. 97–6306. ERDMAN *v.* GRAYSON, WARDEN, *ante*, p. 1018;

No. 97–6372. IN RE TYLER ET AL., *ante*, p. 1027;

No. 97–6415. COSGROVE *v.* SEARS, ROEBUCK & CO., *ante*, p. 1004;

No. 97–6620. SWAIN *v.* DETROIT BOARD OF EDUCATION ET AL., *ante*, p. 1057;

No. 97–6738. MCDERMOTT *v.* KANSAS ASSOCIATES, INC., *ante*, p. 1060;

No. 97–6832. REIDT *v.* UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT, *ante*, p. 1061; and

No. 97–7035. WALETZKI *v.* UNITED STATES, *ante*, p. 1067. Petitions for rehearing denied.

No. 97–718. REYNOLDS *v.* UNITED STATES, *ante*, p. 998. Motion of petitioner for leave to proceed further herein *in forma pauperis* granted. Petition for rehearing denied.

No. 97–6389. GERWIG *v.* NEWMAN ET AL., *ante*, p. 1031. Motion for leave to file petition for rehearing denied.

FEBRUARY 24, 1998

Miscellaneous Order

No. 97–8054 (A–641). IN RE POWELL. 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. JUSTICE STEVENS would grant the application for stay of execution.

FEBRUARY 27, 1998

Probable Jurisdiction Noted

No. 97–1374. CLINTON, PRESIDENT OF THE UNITED STATES, ET AL. *v.* CITY OF NEW YORK ET AL. Appeal from D. C. D. C. Motion of the parties to expedite consideration and to expedite briefing schedule granted. Probable jurisdiction noted. Brief of the Solicitor General is to be filed with the Clerk and served upon

opposing counsel on or before 3 p.m., Friday, March 13, 1998. Briefs of appellees are to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Friday, April 3, 1998. A reply brief, if any, is to be filed with the Clerk and served upon opposing counsel on or before 3 p.m., Monday, April 13, 1998. This Court's Rule 29.2 does not apply. Oral argument is set for Monday, April 27, 1998. Reported below: 985 F. Supp. 168.

March 2, 1998

Certiorari Granted—Vacated and Remanded

No. 96–2046. Shalala, Secretary of Health and Human Services *v.* Toledo Hospital. C. A. 6th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Regions Hospital* v. *Shalala*, *ante*, p. 448. Reported below: 104 F. 3d 791.

No. 97–625. Dryden et al. *v.* Madison County, Florida. Sup. Ct. Fla. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Newsweek, Inc.* v. *Florida Dept. of Revenue*, *ante*, p. 442. Reported below: 696 So. 2d 728.

No. 97–1048. National Association for the Advancement of Colored People, Minneapolis Branch, et al. *v.* Metropolitan Council. C. A. 8th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Rivet* v. *Regions Bank of La.*, *ante*, p. 470. Reported below: 125 F. 3d 1171.

Miscellaneous Orders

No. D–1878. In re Disbarment of Kersner. Disbarment entered. [For earlier order herein, see *ante*, p. 992.]

No. D–1885. In re Disbarment of Garver. Disbarment entered. [For earlier order herein, see *ante*, p. 1025.]

No. D–1917. In re Disbarment of Barton. Robert W. Barton, of Harrisburg, 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–1918. In re Disbarment of Bouldin. Jay William Bouldin, of Jonesboro, Ga., 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–36. SHERMAN *v.* SHERMAN ET AL. Motion for reconsideration of order denying motion to direct the Clerk to file petition for writ of certiorari out of time [*ante*, p. 1073] denied.

No. M–45. JOERGER *v.* RENO, ATTORNEY GENERAL. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. 97–300. STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTION, ET AL. *v.* MARTINEZ-VILLAREAL. C. A. 9th Cir. [Certiorari granted, *ante*, p. 912.] Motion for appointment of counsel granted, and it is ordered that Sean D. O'Brien, Esq., of Kansas City, Mo., be appointed to serve as counsel for respondent in this case.

No. 97–634. PENNSYLVANIA DEPARTMENT OF CORRECTIONS ET AL. *v.* YESKEY. C. A. 3d Cir. [Certiorari granted, *ante*, p. 1086.] Motion of respondent for leave to proceed further herein *in forma pauperis* granted.

No. 97–956. LUFTHANSA GERMAN AIRLINES *v.* KRYS ET UX., *ante*, p. 1111. Motion of respondents for attorney's fees denied.

No. 97–7737. IN RE RODRIGUEZ;
No. 97–7785. IN RE WADE;
No. 97–7801. IN RE SADLIER;
No. 97–7802. IN RE SADLIER; and
No. 97–7835. IN RE LEBLANC. Petitions for writs of habeas corpus denied.

Certiorari Granted

No. 97–889. WRIGHT *v.* UNIVERSAL MARITIME SERVICE CORP. ET AL. C. A. 4th Cir. Certiorari granted. Reported below: 121 F. 3d 702.

Certiorari Denied

No. 96–2018. AEDC FEDERAL CREDIT UNION ET AL. *v.* FIRST CITY BANK ET AL.; and
No. 97–100. NATIONAL CREDIT UNION ADMINISTRATION *v.* FIRST CITY BANK ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 111 F. 3d 433.

No. 97–641. PREMO, DIRECTOR, CALIFORNIA DEPARTMENT OF REHABILITATION *v.* MARTIN ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 119 F. 3d 764.

No. 97–837. STIGILE ET AL. *v.* CLINTON, PRESIDENT OF THE UNITED STATES, ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 110 F. 3d 801.

No. 97–870. L. B. FOSTER CO. *v.* EQUAL EMPLOYMENT OPPORTUNITY COMMISSION. C. A. 3d Cir. Certiorari denied. Reported below: 123 F. 3d 746.

No. 97–877. COCKRELL *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 2d Cir. Certiorari denied. Reported below: 116 F. 3d 1472.

No. 97–883. GRADY *v.* SOVEREIGN ORDER OF SAINT JOHN OF JERUSALEM, INC., ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 119 F. 3d 1236.

No. 97–885. ENGELHART ET AL. *v.* CONSOLIDATED RAIL CORPORATION ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 127 F. 3d 1095.

No. 97–888. MISSOURI ET AL. *v.* LIDDELL ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 126 F. 3d 1049.

No. 97–892. IN RE LONARDO ET AL. C. A. Fed. Cir. Certiorari denied. Reported below: 119 F. 3d 960.

No. 97–902. STRAWBERRY *v.* ALBRIGHT, SECRETARY OF STATE. C. A. D. C. Cir. Certiorari denied. Reported below: 111 F. 3d 943.

No. 97–908. LEATH *v.* AMERICAN MEDICAL INTERNATIONAL INC. C. A. 5th Cir. Certiorari denied. Reported below: 125 F. 3d 852.

No. 97–914. JEFFERSON *v.* BERTSCH, AKA BERTSCH & CO., ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 124 F. 3d 204.

No. 97–920. CALIFORNIA *v.* SMITH. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 97–921. THOMPSON *v.* LONG. Ct. App. Ga. Certiorari denied. Reported below: 225 Ga. App. 719, 484 S. E. 2d 666.

No. 97–949. GILL *v.* SYSTEM PLANNING CORP. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 698.

No. 97–967. KELLY *v.* BOSSIER CITY. Ct. App. La., 2d Cir. Certiorari denied. Reported below: 693 So. 2d 16.

No. 97–970. SMITH ET AL. *v.* ALLEN, PERSONAL REPRESENTATIVE OF ALLEN, DECEASED; and

No. 97–978. CITY OF MUSKOGEE *v.* ALLEN, PERSONAL REPRESENTATIVE OF ALLEN, DECEASED. C. A. 10th Cir. Certiorari denied. Reported below: 119 F. 3d 837.

No. 97–1004. AHMED *v.* GREENWOOD ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 118 F. 3d 886.

No. 97–1063. VEDALIER *v.* FALCON DRILLING CO., INC., ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 608.

No. 97–1067. COLEMAN OIL CO., INC. *v.* CIRCLE K CORP. ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 904.

No. 97–1073. NELSON *v.* GRISHAM ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 132 F. 3d 1481.

No. 97–1092. TRAVIS *v.* BOARD OF REGENTS OF THE UNIVERSITY OF TEXAS SYSTEM ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 122 F. 3d 259.

No. 97–1096. GOROD *v.* MASSACHUSETTS ET AL. C. A. 1st Cir. Certiorari denied.

No. 97–1100. WONDER ET AL. *v.* HYLAND. C. A. 9th Cir. Certiorari denied. Reported below: 117 F. 3d 405 and 127 F. 3d 1135.

No. 97–1107. LAUGHLIN ET AL. *v.* PEROT ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 124 F. 3d 207.

No. 97–1110. DICK *v.* PEOPLES BANK OF BLOOMINGTON. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 286 Ill. App. 3d 1147, 709 N. E. 2d 1021.

No. 97–1116. ZAMAN (TAHIRKHAILI) *v.* ARIZONA. Sup. Ct. Ariz. Certiorari denied. Reported below: 190 Ariz. 208, 946 P. 2d 459.

No. 97–1119. HAEGER *v.* SULLIVAN, ASSISTANT DEKALB COUNTY SOLICITOR, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 121 F. 3d 723.

No. 97–1127. HOTCHKISS *v.* SUPREME COURT OF THE UNITED STATES ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 122 F. 3d 1071.

No. 97–1153. CASS *v.* NEW YORK. App. Term, Sup. Ct. N. Y., 9th and 10th Jud. Dists. Certiorari denied.

No. 97–1155. MOORE *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 122 F. 3d 1064.

No. 97–1161. OLSON *v.* SUN BANK. C. A. 11th Cir. Certiorari denied. Reported below: 110 F. 3d 797.

No. 97–1168. BRAGG *v.* STATE BAR OF CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 97–1172. LIEVSAY *v.* WESTERN FINANCIAL SAVINGS BANK ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 118 F. 3d 661.

No. 97–1206. SCHMIER *v.* JENNINGS ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–1274. VARGAS *v.* UNITED STATES. C. A. Armed Forces. Certiorari denied. Reported below: 48 M. J. 387.

No. 97–6080. EAVES *v.* CHAMPION, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 113 F. 3d 1246.

No. 97–6347. HOFFMAN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 119 F. 3d 2.

No. 97–6949. MEDINA *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 97–6968. SAINTFORT *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 124 F. 3d 221.

No. 97–6984. CHAIKEN *v.* VV PUBLISHING CORP. ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 119 F. 3d 1018.

No. 97–7013. MORRIS *v.* BELL, WARDEN. C. A. 6th Cir. Certiorari denied. Reported below: 124 F. 3d 198.

No. 97–7042. COMEAUX *v.* LOUISIANA. Sup. Ct. La. Certiorari denied. Reported below: 699 So. 2d 16.

No. 97–7157. HOLMAN *v.* PAGE, WARDEN. C. A. 7th Cir. Certiorari denied. Reported below: 126 F. 3d 876.

No. 97–7287. WILLIAMS *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied. Reported below: 16 Cal. 4th 153, 940 P. 2d 710.

No. 97–7293. TAVAKOLI-NOURI *v.* WASHINGTON HOSPITAL CENTER ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 700.

No. 97–7310. TOWNSEND *v.* CALIFORNIA. Sup. Ct. Cal. Certiorari denied.

No. 97–7318. WILKINSON *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. Dist. Ct. App. Fla., 2d Dist. Certiorari denied.

No. 97–7319. WILDER *v.* KNIGHT ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 120 F. 3d 272.

No. 97–7327. LANDON *v.* SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied.

No. 97–7350. PALONIS *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 287 Ill. App. 3d 1114, 710 N. E. 2d 570.

No. 97–7363. MARROQUIN *v.* CALIFORNIA. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–7370. LEBRON *v.* RUSSO ET AL. C. A. 2d Cir. Certiorari denied.

No. 97–7412. BROWN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied.

No. 97–7417. FLOWERS *v.* CALIFORNIA. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 97–7421. JOHNSTON *v.* MISSOURI. Sup. Ct. Mo. Certiorari denied. Reported below: 957 S. W. 2d 734.

No. 97–7422. LANGLEY *v.* IOWA. C. A. 8th Cir. Certiorari denied. Reported below: 129 F. 3d 122.

No. 97–7441. BERNAL *v.* LYTLE, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 125 F. 3d 861.

No. 97–7457. RAMEY *v.* GOBER, ACTING SECRETARY OF VETERANS AFFAIRS. C. A. Fed. Cir. Certiorari denied. Reported below: 120 F. 3d 1239.

No. 97–7472. VIOLETT *v.* KENTUCKY. Sup. Ct. Ky. Certiorari denied.

No. 97–7479. STRABLE *v.* ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 121 F. 3d 700.

No. 97–7508. GROSS *v.* UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS. C. A. 1st Cir. Certiorari denied.

No. 97–7509. GODETT *v.* RENO, ATTORNEY GENERAL, ET AL. C. A. 11th Cir. Certiorari denied.

No. 97–7518. ANDREWS *v.* MATESANZ, SUPERINTENDENT, BAY STATE CORRECTIONAL CENTER. C. A. 1st Cir. Certiorari denied.

No. 97–7519. BREWER *v.* MARSHALL, SHERIFF, NORFOLK COUNTY, MASSACHUSETTS. C. A. 1st Cir. Certiorari denied. Reported below: 119 F. 3d 993.

No. 97–7529. PAYNE *v.* INGLE, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 1106.

No. 97–7574. MCDONALD *v.* MARYLAND. Ct. App. Md. Certiorari denied. Reported below: 347 Md. 452, 701 A. 2d 675.

No. 97–7590. SCHWARTZ *v.* EMHART GLASS MACHINERY, INC., ET AL. C. A. 9th Cir. Certiorari denied.

No. 97–7594. ADAMS *v.* DEPARTMENT OF THE NAVY. C. A. Fed. Cir. Certiorari denied. Reported below: 129 F. 3d 134.

No. 97–7633. KELLEY *v.* MISSOURI. Ct. App. Mo., Southern Dist. Certiorari denied. Reported below: 953 S. W. 2d 73.

No. 97–7634. JOHNSON *v.* ROE, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 132 F. 3d 39.

No. 97–7638. RUFFIN *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 129 F. 3d 114.

No. 97–7642. ALVARADO *v.* UNITED STATES;
No. 97–7680. JOHNSTON *v.* UNITED STATES;
No. 97–7684. ADAMS *v.* UNITED STATES; and
No. 97–7686. LOWERY *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 127 F. 3d 380.

No. 97–7661. HAYWARD *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied.

No. 97–7663. DEES *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 125 F. 3d 261.

No. 97–7681. REECE *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 127 F. 3d 34.

No. 97–7683. TYNDALL *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 129 F. 3d 123.

No. 97–7688. CHANG HAN CHEN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 131 F. 3d 375.

No. 97–7690. SUAREZ *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 130 F. 3d 442.

No. 97–7693. SOBRILSKI *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 127 F. 3d 669.

No. 97–7696. MONTANO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 131 F. 3d 140.

No. 97–7699. BALL *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 124 F. 3d 208.

No. 97–7701. GUERRERO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 132 F. 3d 1454.

No. 97–7703. UZUEGBUNAM *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 120 F. 3d 264.

No. 97–7705. REYES-CRUZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 134 F. 3d 367.

No. 97–7713. TAYLOR *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 130 F. 3d 444.

No. 97–7714. TENORIO *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 1108.

No. 97–7715. TESTERMAN *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 129 F. 3d 1261.

No. 97–7717. LITTLE *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 125 F. 3d 849.

No. 97–7718. MCGILL *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 129 F. 3d 128.

No. 97–7719. MCNEIL *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 129 F. 3d 609.

No. 97–7726. TORRES-ECHAVARRIA *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 129 F. 3d 692.

No. 97–7746. CARTER *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 129 F. 3d 1265.

No. 97–7750. EREVIA-SUAREZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 132 F. 3d 40.

No. 97–7752. DEPACE *v.* UNITED STATES; and
No. 97–7753. DEPACE *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 120 F. 3d 233.

No. 97–7761. AMAYA-SANCHEZ *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 132 F. 3d 43.

No. 97–775. ABBOTT LABORATORIES ET AL. *v.* HUGGINS. C. A. 7th Cir. Certiorari denied. JUSTICE O'CONNOR and JUSTICE BREYER took no part in the consideration or decision of this petition. Reported below: 123 F. 3d 599.

No. 97–1028. MACRI ET AL. *v.* KING COUNTY. C. A. 9th Cir. Motion of Pacific Legal Foundation et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 126 F. 3d 1125.

No. 97–1071. MARSHALL, WARDEN, ET AL. *v.* TURNER. C. A. 9th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 121 F. 3d 1248.

No. 97–1210. BLUE CROSS & BLUE SHIELD OF MICHIGAN *v.* BPS CLINICAL LABORATORIES ET AL. Ct. App. Mich. Motion of

Michigan Manufacturers Association for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 217 Mich. App. 687, 552 N. W. 2d 919.

Rehearing Denied

No. 96–1279. ROGERS *v.* UNITED STATES, *ante*, p. 252;

No. 96–9379. LA GRANGE *v.* LONGORIA, *ante*, p. 845;

No. 96–9536. JANNEH *v.* RUNYON, POSTMASTER GENERAL, *ante*, p. 854;

No. 97–773. DIRUSSA *v.* DEAN WITTER REYNOLDS, INC., ET AL., *ante*, p. 1049;

No. 97–825. MILLNER *v.* ITT AEROSPACE/COMMUNICATIONS DIVISION OF ITT CORP., INC., *ante*, p. 1050;

No. 97–5859. WILLIAMS *v.* UNITED STATES, *ante*, p. 1053;

No. 97–6087. FORE *v.* DENNY'S INC. ET AL., *ante*, p. 1000;

No. 97–6121. CROCKER *v.* ROBINSON, WESTERN REGIONAL DIRECTOR, PENNSYLVANIA BOARD OF PROBATION AND PAROLE, ET AL., *ante*, p. 972;

No. 97–6218. WILCHER *v.* MISSISSIPPI (two judgments), *ante*, p. 1053;

No. 97–6352. MALONEY *v.* WORKERS' COMPENSATION APPEALS BOARD OF CALIFORNIA ET AL., *ante*, p. 1054;

No. 97–6463. JOHNSON *v.* CALIFORNIA ET AL., *ante*, p. 1054;

No. 97–6479. HOLLOWELL *v.* JOHNSON, *ante*, p. 1055;

No. 97–6516. TAVAKOLI-NOURI *v.* MITCHELL, *ante*, p. 1055;

No. 97–6531. BERGMANN *v.* CANDLER COUNTY DEPARTMENT OF FAMILY AND CHILDREN SERVICES ET AL., *ante*, p. 1056;

No. 97–6662. TURNMIRE *v.* BERNHARDT, WARDEN, *ante*, p. 1059;

No. 97–6899. JONES *v.* THE PEP BOYS, MANNY, MOE, AND JACK OF CALIFORNIA, *ante*, p. 1094;

No. 97–6962. MARTIN *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS, *ante*, p. 1065;

No. 97–7093. EDMUNSON *v.* SAVKO ET AL., *ante*, p. 1096; and

No. 97–7154. IN RE LANGWORTHY, *ante*, p. 1088. Petitions for rehearing denied.