

ORDERS FOR MARCH 3 THROUGH
JUNE 7, 1999

MARCH 3, 1999

Certiorari Granted—Reversed

No. 98–1412 (A–735). STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL. *v.* LAGRAN. C. A. 9th Cir. Application to lift the restraining order entered by the United States Court of Appeals for the Ninth Circuit on March 3, 1999, presented to JUSTICE O’CONNOR, and by her referred to the Court, granted. Certiorari granted, and judgment summarily reversed. A *per curiam* opinion will follow [*ante*, p. 115].

Miscellaneous Order. (See No. 127, Orig., *ante*, p. 111.)

Certiorari Denied

No. 98–8343 (A–734). LAGRAN *v.* ARIZONA. Sup. Ct. Ariz. Application for stay of execution of sentence of death, presented to JUSTICE O’CONNOR, and by her referred to the Court, denied. Certiorari denied.

JUSTICE BREYER, with whom JUSTICE STEVENS joins, dissenting.

For the reasons set forth in my opinion dissenting from the denial of a stay in *Federal Republic of Germany v. United States*, *ante*, p. 111, and because this petition for certiorari in part raises similar issues, I would grant a stay of execution.

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Certiorari Granted—Vacated and Remanded

No. 98–836. IMMIGRATION AND NATURALIZATION SERVICE ET AL. *v.* MAGANA-PIZANO; and

No. 98–1011. MAGANA-PIZANO *v.* IMMIGRATION AND NATURALIZATION SERVICE ET AL. C. A. 9th Cir. Certiorari granted, judgment vacated, and cases remanded for further consideration in light of *Reno v. American-Arab Anti-Discrimination Comm.*,

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525 U. S. 471 (1999). Reported below: 152 F. 3d 1213 and 159 F. 3d 1217.

Miscellaneous Orders. (See also Nos. 98-7771 and 98-7782, *ante*, p. 122.)

No. A-584. *MONROE v. BADING, SHERIFF, CALDWELL COUNTY.* Application for certificate of appealability, addressed to JUSTICE GINSBURG and referred to the Court, denied.

No. D-2013. *IN RE DISBARMENT OF REHBERGER.* Disbarment entered. [For earlier order herein, see 525 U. S. 998.]

No. D-2049. *IN RE DISBARMENT OF MCGEE.* Charles A. McGee, of Fort Payne, Ala., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2050. *IN RE DISBARMENT OF PHILLIPS.* Edward Hamilton Phillips, 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-2051. *IN RE DISBARMENT OF BURGESS.* John All Burgess, of South Burlington, Vt., 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. 98-231. *GRUPO MEXICANO DE DESARROLLO, S. A., ET AL. v. ALLIANCE BOND FUND, INC., ET AL.* C. A. 2d Cir. [Certiorari granted, 525 U. S. 1015.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument denied.

No. 98-387. *GREATER NEW ORLEANS BROADCASTING ASSN., INC., ET AL. v. UNITED STATES ET AL.* C. A. 5th Cir. [Certiorari granted, 525 U. S. 1097.] Motion of petitioners to dispense with printing the joint appendix granted.

No. 98-436. *ALDEN ET AL. v. MAINE.* Sup. Jud. Ct. Me. [Certiorari granted, 525 U. S. 981.] Motion of the Solicitor General for divided argument granted.

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No. 98-7547. CROSS *v.* PELICAN BAY STATE PRISON ET AL. C. A. 9th Cir.;

No. 98-7548. CROSS *v.* CAMBRA, WARDEN. C. A. 9th Cir.;

No. 98-7550. CROSS *v.* PELICAN BAY STATE PRISON ET AL. C. A. 9th Cir.; and

No. 98-7551. CROSS *v.* PELICAN BAY STATE PRISON ET AL. C. A. 9th Cir. Motions of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until March 29, 1999, within which to pay the docketing fees required by Rule 38(a) and to submit petitions in compliance with Rule 33.1 of the Rules of this Court.

No. 98-8092. IN RE RICHARDS. Petition for writ of habeas corpus denied.

Certiorari Granted

No. 98-896. ROTELLA *v.* WOOD ET AL. C. A. 5th Cir. Certiorari granted. Reported below: 147 F. 3d 438.

No. 98-1037. SMITH, WARDEN *v.* ROBBINS. C. A. 9th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 152 F. 3d 1062.

Certiorari Denied

No. 97-526. RAMALLO *v.* RENO, ATTORNEY GENERAL, ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 114 F. 3d 1210.

No. 97-9553. WILLIAMS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 136 F. 3d 547.

No. 98-512. DAVIS ET AL. *v.* BUSH, GOVERNOR OF FLORIDA, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 139 F. 3d 1414.

No. 98-704. SOMMERDYKE ESTATE *v.* CITY OF KENTWOOD. Sup. Ct. Mich. Certiorari denied. Reported below: 458 Mich. 642, 581 N. W. 2d 670.

No. 98-724. CUNNINGHAM *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 141 F. 3d 1189.

No. 98-730. RENO, ATTORNEY GENERAL, ET AL. *v.* WALTERS ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 145 F. 3d 1032.

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No. 98-751. *HECLA MINING CO. v. WASHINGTON WILDERNESS COALITION ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 156 F. 3d 1241.

No. 98-764. *MORTON COMMUNITY UNIT SCHOOL DISTRICT NO. 709 v. J. M., A MINOR, ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 152 F. 3d 583.

No. 98-835. *RENO, ATTORNEY GENERAL, ET AL. v. PEREIRA GONCALVES.* C. A. 1st Cir. Certiorari denied. Reported below: 144 F. 3d 110.

No. 98-932. *LAROSA ET UX. v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 155 F. 3d 562.

No. 98-959. *PRECISION CUTTING SERVICES, INC. v. KING OCEAN CENTRAL AMERICA, S. A.* Sup. Ct. Fla. Certiorari denied. Reported below: 717 So. 2d 507.

No. 98-970. *RIDDER ET AL. v. OFFICE OF THRIFT SUPERVISION ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 146 F. 3d 1035.

No. 98-996. *RENO, ATTORNEY GENERAL, ET AL. v. NAVAS ET AL.*; and

No. 98-1160. *NAVAS ET AL. v. RENO, ATTORNEY GENERAL, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 157 F. 3d 106.

No. 98-1007. *WALLIN v. MINNESOTA DEPARTMENT OF CORRECTIONS ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 153 F. 3d 681.

No. 98-1025. *EDWARDS ET AL. v. CITY OF SANTA BARBARA*; and

No. 98-1074. *CITY OF SANTA BARBARA v. EDWARDS ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 150 F. 3d 1213.

No. 98-1055. *EDWARDS v. CLARKE.* Sup. Ct. R. I. Certiorari denied. Reported below: 723 A. 2d 785.

No. 98-1063. *SHADE v. GREAT LAKES DREDGE & DOCK CO.*; and

No. 98-1228. *GREAT LAKES DREDGE & DOCK CO. v. SHADE.* C. A. 3d Cir. Certiorari denied. Reported below: 154 F. 3d 143.

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No. 98-1064. *AMERICAN ACADEMY OF PAIN MANAGEMENT ET AL. v. JOSEPH, EXECUTIVE DIRECTOR, MEDICAL BOARD OF CALIFORNIA*. C. A. 9th Cir. Certiorari denied. Reported below: 164 F. 3d 629.

No. 98-1065. *INDIANAPOLIS POWER & LIGHT CO. v. PENNSYLVANIA PUBLIC UTILITY COMMISSION ET AL.* Commw. Ct. Pa. Certiorari denied. Reported below: 711 A. 2d 1071.

No. 98-1079. *HALICKI v. LOUISIANA CASINO CRUISES, INC., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 151 F. 3d 465.

No. 98-1085. *GUMBHIR v. CURATORS OF THE UNIVERSITY OF MISSOURI ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 157 F. 3d 1141.

No. 98-1091. *TIME WARNER ENTERTAINMENT Co., L. P., ET AL. v. BYERS ET AL.* Ct. App. La., 1st Cir. Certiorari denied. Reported below: 712 So. 2d 681.

No. 98-1103. *HAZZARD v. HOWARD ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 145 F. 3d 1338.

No. 98-1104. *DAVIDSON v. HUBBARD ET AL.* C. A. 1st Cir. Certiorari denied.

No. 98-1108. *SCHACHTER v. SCHACHTER*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 295 Ill. App. 3d 1104, 726 N. E. 2d 224.

No. 98-1119. *JONES v. FEDERAL COMMUNICATIONS COMMISSION ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 98-1123. *CARMONA v. DEPARTMENT OF THE TREASURY*. C. A. Fed. Cir. Certiorari denied. Reported below: 168 F. 3d 1318.

No. 98-1126. *CASS v. TENNESSEE*. Ct. Crim. App. Tenn. Certiorari denied.

No. 98-1136. *EASLEY ET AL. v. ILLINOIS*. App. Ct. Ill., 3d Dist. Certiorari denied. Reported below: 288 Ill. App. 3d 487, 680 N. E. 2d 776.

No. 98-1141. *DE LARRACOECHEA AZUMENDI v. PAN AMERICAN WORLD AIRWAYS, INC., ET AL.* Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 718 So. 2d 944.

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No. 98-1150. *BERRY ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 17.

No. 98-1162. *SUMRELL v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 98-1184. *HOSEY v. HOSEY*. Sup. Ct. Miss. Certiorari denied.

No. 98-1199. *STAVROFF v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 149 F. 3d 478.

No. 98-1200. *ZEE, PLAN ADMINISTRATOR OF LIGHTING WORLD, INC., EMPLOYEES PROFIT-SHARING PLAN, ET AL. v. BELFER, EXECUTRIX OF THE ESTATE OF BELFER, DECEASED*. C. A. 3d Cir. Certiorari denied. Reported below: 166 F. 3d 1204.

No. 98-1208. *BEYENA v. HENDERSON, POSTMASTER GENERAL*. C. A. 8th Cir. Certiorari denied. Reported below: 162 F. 3d 1163.

No. 98-1214. *PUNKE v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 143 F. 3d 274.

No. 98-1221. *IN RE MURPHY*; and

No. 98-1222. *MURPHY v. PLANNED PARENTHOOD OF GREATER IOWA, INC.* C. A. 8th Cir. Certiorari denied.

No. 98-1233. *CHAVIS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 98-1249. *COWHIG v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 168 F. 3d 1321.

No. 98-1254. *PEELER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 153 F. 3d 724.

No. 98-1259. *PATILLO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 98-1263. *ESTATE OF RINALDI, DECEASED v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 178 F. 3d 1308.

No. 98-7182. *BOLIN v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 18 Cal. 4th 297, 956 P. 2d 374.

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No. 98-7437. *SOLTESZ v. DIVERSITEC IMAGE TECHNOLOGY, INC., ET AL.* Ct. App. Ohio, Lucas County. Certiorari denied.

No. 98-7438. *RODRIGUEZ v. CAMBRA, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-7451. *REYNOLDS v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 295 Ill. App. 3d 1113, 726 N. E. 2d 228.

No. 98-7452. *HERNANDEZ v. AYERS, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-7453. *RHODEN v. CAMPBELL, COMMISSIONER, TENNESSEE DEPARTMENT OF CORRECTION, ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 153 F. 3d 773.

No. 98-7459. *BABA v. SILVERMAN ET AL.* C. A. 2d Cir. Certiorari denied.

No. 98-7460. *BABA v. GI UNG KIM ET AL.* C. A. 2d Cir. Certiorari denied.

No. 98-7462. *SCOTT v. MAYLE, WARDEN.* C. A. 9th Cir. Certiorari denied.

No. 98-7463. *SCARBROUGH v. AETNA LIFE INSURANCE CO.* C. A. 11th Cir. Certiorari denied. Reported below: 152 F. 3d 935.

No. 98-7476. *MACPHEE v. CALIFORNIA.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 98-7477. *MAJORS v. CALIFORNIA.* Sup. Ct. Cal. Certiorari denied. Reported below: 18 Cal. 4th 385, 956 P. 2d 1137.

No. 98-7487. *KINNEY v. OHIO.* Sup. Ct. Ohio. Certiorari denied. Reported below: 83 Ohio St. 3d 85, 698 N. E. 2d 49.

No. 98-7490. *OLIVER v. KOLODY.* C. A. 3d Cir. Certiorari denied. Reported below: 162 F. 3d 1151.

No. 98-7491. *JACKSON v. WHITTLE ET AL.* Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 725 So. 2d 1120.

No. 98-7500. *MCVEIGH v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 153 F. 3d 1166.

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No. 98-7505. *PENNINGTON v. OGLESBY ET AL.* C. A. 8th Cir. Certiorari denied.

No. 98-7506. *PENNINGTON v. HUCKABEE, GOVERNOR OF ARKANSAS, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 98-7511. *DADDAZIO v. NEW YORK.* C. A. 2d Cir. Certiorari denied.

No. 98-7514. *FORD v. HUBBARD, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-7515. *GONZALEZ v. WALLIS ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 149 F. 3d 1178.

No. 98-7518. *DEBARDELEBEN v. HEDRICK, WARDEN, ET AL.* (two judgments). C. A. 3d Cir. Certiorari denied.

No. 98-7521. *SHROFF v. FABULOUS VACATIONS.* C. A. 9th Cir. Certiorari denied.

No. 98-7522. *RODRIGUEZ v. ONWARDS INC. ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 166 F. 3d 1206.

No. 98-7526. *BROWNING v. MATUSINKA, JUDGE, SUPERIOR COURT OF LOS ANGELES COUNTY-SOUTHWEST DISTRICT.* C. A. 9th Cir. Certiorari denied. Reported below: 152 F. 3d 924.

No. 98-7528. *COUSINO v. NOWICKI ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 165 F. 3d 26.

No. 98-7538. *CURETON v. ALFORD, SUPERINTENDENT, GULF CORRECTIONAL INSTITUTION.* Sup. Ct. Fla. Certiorari denied. Reported below: 719 So. 2d 892.

No. 98-7542. *WHITE v. COLORADO ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 157 F. 3d 1226.

No. 98-7546. *BUTLER v. GRIGAS, WARDEN.* Sup. Ct. Nev. Certiorari denied. Reported below: 114 Nev. 1687, 988 P. 2d 806.

No. 98-7549. *CROSS v. AYERS, WARDEN.* C. A. 9th Cir. Certiorari denied.

No. 98-7593. *JACKSON v. OKLAHOMA.* Ct. Crim. App. Okla. Certiorari denied. Reported below: 964 P. 2d 875.

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No. 98-7594. *JOHNSON v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 183 Ill. 2d 176, 700 N. E. 2d 996.

No. 98-7673. *THURMAN v. KENTUCKY*. Sup. Ct. Ky. Certiorari denied. Reported below: 975 S. W. 2d 888.

No. 98-7678. *ARMSTRONG v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 183 Ill. 2d 130, 700 N. E. 2d 960.

No. 98-7687. *DAUGHERTY v. PAGE, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 98-7748. *ESPARZA v. TRIJILO*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 915.

No. 98-7801. *SOWERS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 156 F. 3d 185.

No. 98-7802. *STEWART v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 157 F. 3d 903.

No. 98-7803. *BARR v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 93.

No. 98-7847. *JONES v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1202.

No. 98-7849. *WILSON v. CORCORAN, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 337.

No. 98-7856. *BOURGEOIS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 163 F. 3d 607.

No. 98-7859. *CALDWELL v. MALONEY, COMMISSIONER, MASSACHUSETTS DEPARTMENT OF CORRECTION*. C. A. 1st Cir. Certiorari denied. Reported below: 159 F. 3d 639.

No. 98-7863. *DENNIS ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 163 F. 3d 608.

No. 98-7865. *FRANK v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 94.

No. 98-7877. *WILLIAMS v. MORTON, ADMINISTRATOR, NEW JERSEY STATE PRISON, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 168 F. 3d 480.

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No. 98-7882. *WASHINGTON v. SOUTH CAROLINA ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 153 F. 3d 725.

No. 98-7884. *JORDAN v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 150 F. 3d 895.

No. 98-7885. *LIDMAN v. DEPARTMENT OF STATE ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 173 F. 3d 421.

No. 98-7893. *STEPHENS v. UNITED STATES*; and
No. 98-8035. *WOODS v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 162 F. 3d 1177.

No. 98-7899. *NORRIS v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 159 F. 3d 926.

No. 98-7907. *SKIPPER v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 1159.

No. 98-7935. *DEATON v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 163 F. 3d 1361.

No. 98-7941. *WILLIAMS v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 172 F. 3d 42.

No. 98-7956. *MUHAMMAD v. UNITED STATES.* Ct. App. D. C. Certiorari denied.

No. 98-7957. *MURDOCK v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 6th Cir. Certiorari denied. Reported below: 145 F. 3d 1332.

No. 98-7961. *MACON v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 1160.

No. 98-7962. *MARSH v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 172 F. 3d 41.

No. 98-7963. *MARTIN v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 166 F. 3d 340.

No. 98-7966. *CARMONA v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 918.

No. 98-7968. *MAYS v. UNITED STATES.* C. A. 6th Cir. Certiorari denied.

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No. 98-7969. BURCH *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 156 F. 3d 1315.

No. 98-7980. ROBINSON *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 158 F. 3d 1291.

No. 98-7984. SOUTH *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 1223.

No. 98-7988. DELGADO-MUNOZ *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied.

No. 98-7991. FITZGERALD *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 20.

No. 98-7995. HAO HOANG HO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 98-7997. DEVORKIN *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 159 F. 3d 465.

No. 98-7998. RANEY *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 164 F. 3d 627.

No. 98-8001. RICH *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 141 F. 3d 550.

No. 98-8003. LONDON *v.* UNITED STATES. Ct. App. D. C. Certiorari denied. Reported below: 718 A. 2d 1042.

No. 98-8005. LYONS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 36.

No. 98-8009. SANTOYO *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied.

No. 98-8010. RASHID *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 168 F. 3d 480.

No. 98-8021. BOUNDS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 98-8029. SAUNDERS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 162 F. 3d 1158.

No. 98-8031. CLAY *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 181 F. 3d 80.

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No. 98-8032. *COOPER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 163 F. 3d 1354.

No. 98-8036. *TALLEY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 156 F. 3d 638.

No. 98-8037. *WATTS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 159 F. 3d 1357.

No. 98-8038. *THOMAS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 163 F. 3d 600.

No. 98-8040. *WIGGINS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 22.

No. 98-684. *IDAHO v. UNITED STATES*; and

No. 98-706. *HOAGLAND ET AL. v. UNITED STATES*. Sup. Ct. Idaho. Certiorari denied. JUSTICE O'CONNOR would grant certiorari. Reported below: 131 Idaho 468, 959 P. 2d 449.

No. 98-983. *LACKS v. FERGUSON-FLORISSANT REORGANIZED SCHOOL DISTRICT R-2*. C. A. 8th Cir. Motion of Pen American Center et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 147 F. 3d 718.

Rehearing Denied

No. 98-6177. *MONTFORD v. METROPOLITAN DADE COUNTY ET AL.*, 525 U. S. 1022;

No. 98-6178. *MONTFORD v. METROPOLITAN DADE COUNTY POLICE DEPARTMENT ET AL.*, 525 U. S. 1022;

No. 98-6518. *BALDWIN v. SUPERIOR COURT OF THE DISTRICT OF COLUMBIA*, 525 U. S. 1057;

No. 98-6599. *BOULINEAU v. WOZNIAK ET AL.*, 525 U. S. 1076;

No. 98-6605. *MCCLANAHAN v. WELLMORE COAL CORP.*, 525 U. S. 1045;

No. 98-6720. *PECK v. CHAFIN, JUDGE, CIRCUIT COURT OF WEST VIRGINIA, WAYNE COUNTY, ET AL.*, 525 U. S. 1078;

No. 98-6873. *WEST v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*, 525 U. S. 1082;

No. 98-7011. *SUMTER v. NATIONAL LABOR RELATIONS BOARD*, 525 U. S. 1111; and

No. 98-7044. *THOMAS v. DEPARTMENT OF THE NAVY*, 525 U. S. 1111. Petitions for rehearing denied.

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Miscellaneous Order

No. 98-8405 (A-757). *IN RE ROBERTS*. 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.

Certiorari Denied

No. 98-8295 (A-724). *QUESINBERRY v. TAYLOR, WARDEN*. C. A. 4th Cir. Application for stay of execution of sentence of death and for leave to file amended petition for writ of certiorari, 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 and for leave to file amended petition for writ of certiorari. Reported below: 162 F. 3d 273.

No. 98-8404 (A-756). *ROBERTS v. BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER*. Sup. Ct. Mo. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS, and by him referred to the Court, denied. Certiorari denied.

MARCH 10, 1999

Dismissals Under Rule 46

No. 98-739. *LOUISIANA ET AL. v. USSERY*. C. A. 5th Cir. Certiorari dismissed under this Court's Rule 46.1. Reported below: 150 F. 3d 431.

No. 98-7497. *MCCRAY v. UNITED STATES*. C. A. 5th Cir. Certiorari dismissed under this Court's Rule 46. Reported below: 151 F. 3d 446.

MARCH 16, 1999

Certiorari Denied

No. 98-8476 (A-768). *KOKORALEIS 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. Reported below: — Ill. 2d —, 707 N. E. 2d 978.

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Miscellaneous Order

No. 98–8046. IN RE RECTOR. Petition for writ of habeas corpus denied.

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Certiorari Granted—Reversed and Remanded. (See No. 98–1071, *ante*, p. 124.)

Miscellaneous Orders. (See also No. 98–7450, *ante*, p. 135.)

No. A–648 (98–1441). ROE, WARDEN *v.* FLORES-ORTEGA. C. A. 9th Cir. Application for stay, addressed to JUSTICE KENNEDY and referred to the Court, denied.

No. D–2026. IN RE DISBARMENT OF FREYDL. Thomas Patrick Freydl, of Bloomfield Hills, Mich., 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 19, 1999 [525 U. S. 1100], is discharged.

No. D–2052. IN RE DISBARMENT OF BAXTER. Jeffrey Lynn Baxter, of Leavenworth, Kan., 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–2053. IN RE DISBARMENT OF SHAFRAN. Michael Shafran, of Cleveland, 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–2054. IN RE DISBARMENT OF SENTEN. Walter Louis Senten, Jr., of New Orleans, La., 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–2055. IN RE DISBARMENT OF SPALLINA. William F. Spallina, of Newton Highlands, Mass., is suspended from the practice of law in this Court, and a rule will issue, returnable within

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40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2056. *IN RE DISBARMENT OF WEISS*. Howard Stephen Weiss, of Franklin Lakes, 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. M-46. *HAIRSTON v. NEW YORK STATE DEPARTMENT OF SOCIAL SERVICES*;

No. M-47. *BARTELL v. FRANCIS MARION UNIVERSITY ET AL.*;

No. M-48. *KUCEJ v. ZONING COMMISSION, TOWN OF STRATFORD*;

No. M-49. *RUFFIN v. MARYLAND ET AL.*;

No. M-51. *PROVENZANO v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*; and

No. M-52. *BANKER ET UX. v. RANK*. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. M-50. *FANNING, PHILLIPS & MOLNAR v. WEST, SECRETARY OF VETERANS AFFAIRS, ET AL.* Motion to direct the clerk to file petition for writ of certiorari submitted by Gary Molnar, *pro se* and agent for petitioner, denied.

No. 98-7649. *RIVERA v. RUSH ET AL.* C. A. 11th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until April 12, 1999, 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. 98-7904. *IN RE REIDT*. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until April 12, 1999, 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. 98-8169. *IN RE GRAVES*;

No. 98-8237. *IN RE MONTGOMERY*; and

No. 98-8244. *IN RE HOLT*. Petitions for writs of habeas corpus denied.

No. 98-7667. *IN RE WILLIAMS*;

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No. 98-7689. IN RE EVANS;
No. 98-7731. IN RE AINSWORTH; and
No. 98-8076. IN RE SMITH-STEWART. Petitions for writs of mandamus denied.

Certiorari Granted

No. 98-818. RICE *v.* CAYETANO, GOVERNOR OF HAWAII. C. A. 9th Cir. Certiorari granted. Reported below: 146 F. 3d 1075.

No. 98-1170. PORTUONDO, SUPERINTENDENT, FISHKILL CORRECTIONAL FACILITY *v.* AGARD. C. A. 2d Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 117 F. 3d 696 and 159 F. 3d 98.

Certiorari Denied

No. 98-757. DAYS INNS OF AMERICA, INC., ET AL. *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 151 F. 3d 822.

No. 98-766. ROBINSON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 147 F. 3d 851 and 152 F. 3d 931.

No. 98-825. CUETO *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 151 F. 3d 620.

No. 98-826. HAINES *v.* WEST, SECRETARY OF VETERANS AFFAIRS. C. A. Fed. Cir. Certiorari denied. Reported below: 154 F. 3d 1298.

No. 98-950. SENGPIEL ET AL. *v.* B. F. GOODRICH CO. ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 156 F. 3d 660.

No. 98-957. SHARPER IMAGE CORP. *v.* FLORIDA DEPARTMENT OF REVENUE. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 704 So. 2d 657.

No. 98-961. MILLER *v.* J. D. ABRAMS, INC.; and
No. 98-1120. J. D. ABRAMS, INC. *v.* MILLER. C. A. 5th Cir. Certiorari denied. Reported below: 156 F. 3d 598.

No. 98-989. QUALITY PROFESSIONAL NURSING, INC., ET AL. *v.* BETHESDA MEMORIAL HOSPITAL, INC., ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 135 F. 3d 740.

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No. 98-1008. *FOREMAN ET AL. v. AS MID-AMERICA, INC.* Sup. Ct. Neb. Certiorari denied. Reported below: 255 Neb. 323, 586 N. W. 2d 290.

No. 98-1044. *CHI-MING CHOW v. VAN BUREN TOWNSHIP ET AL.* Ct. App. Mich. Certiorari denied.

No. 98-1093. *ADCO OIL Co. v. HOME INSURANCE COMPANY OF ILLINOIS.* C. A. 7th Cir. Certiorari denied. Reported below: 154 F. 3d 739.

No. 98-1094. *SCHIFFNER v. MOTOROLA, INC.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 297 Ill. App. 3d 1099, 697 N. E. 2d 868.

No. 98-1098. *FLINT ET AL. v. DAVIS, EXECUTRIX OF THE ESTATE OF FLINT, DECEASED.* Cir. Ct. Loudoun County, Va. Certiorari denied.

No. 98-1099. *AK STEEL CORP. v. CHAMBERLAIN ET AL.* Sup. Ct. Ohio. Certiorari denied. Reported below: 82 Ohio St. 3d 389, 696 N. E. 2d 569.

No. 98-1106. *ACM PARTNERSHIP v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 3d Cir. Certiorari denied. Reported below: 157 F. 3d 231.

No. 98-1113. *SPELLACY ET AL. v. AIR LINE PILOTS ASSOCIATION-INTERNATIONAL ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 156 F. 3d 120.

No. 98-1116. *SAMARAS v. AFC ENTERPRISES, INC.* C. A. 5th Cir. Certiorari denied. Reported below: 153 F. 3d 268.

No. 98-1122. *AZIZ v. ORBITAL SCIENCE CORP.* C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 17.

No. 98-1125. *KOTECKI ET UX. v. CITY OF PERU.* App. Ct. Ill., 3d Dist. Certiorari denied. Reported below: 296 Ill. App. 3d 1084, 726 N. E. 2d 1196.

No. 98-1128. *VERMILION CORP. v. GREEN.* C. A. 5th Cir. Certiorari denied. Reported below: 144 F. 3d 332.

No. 98-1133. *SHERWIN-WILLIAMS Co. v. NEW YORK STATE TEAMSTERS CONFERENCE PENSION AND RETIREMENT FUND.* C. A. 6th Cir. Certiorari denied. Reported below: 158 F. 3d 387.

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No. 98–1138. *SCOTT v. NORFOLK SOUTHERN CORP. ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 153 F. 3d 722.

No. 98–1145. *BREWSTER v. BOARD OF EDUCATION OF LYWOOD UNIFIED SCHOOL DISTRICT ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 149 F. 3d 971.

No. 98–1146. *SCHLEIFER, A MINOR, BY SCHLEIFER, ET AL. v. CITY OF CHARLOTTESVILLE.* C. A. 4th Cir. Certiorari denied. Reported below: 159 F. 3d 843.

No. 98–1147. *VAN POYCK v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* Sup. Ct. Fla. Certiorari denied. Reported below: 715 So. 2d 930.

No. 98–1148. *CAMPBELL ET UX., AS NEXT FRIENDS OF CAMPBELL v. MCALISTER.* C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 94.

No. 98–1151. *CONSTANT v. ADVANCED MICRO-DEVICES, INC., ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98–1154. *ABF FREIGHT SYSTEM, INC. v. WEBB.* C. A. 10th Cir. Certiorari denied. Reported below: 155 F. 3d 1230.

No. 98–1164. *COLWELL ET AL. v. SUFFOLK COUNTY POLICE DEPARTMENT ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 158 F. 3d 635.

No. 98–1166. *NAZARYAN ET AL. v. SIMPSON ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 162 F. 3d 1169.

No. 98–1169. *BAXTER ET AL. v. HOLY CROSS HOSPITAL OF SILVER SPRING, INC., ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 155 F. 3d 557.

No. 98–1174. *BRANCBURG PLAZA ASSOCIATES, L. P. v. FESQ.* C. A. 3d Cir. Certiorari denied. Reported below: 153 F. 3d 113.

No. 98–1176. *INSITUFORM TECHNOLOGIES, INC., ET AL. v. CAT CONTRACTING, INC., ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 161 F. 3d 688.

No. 98–1182. *GOLD ET AL. v. HARRISON ET AL.* Sup. Ct. Haw. Certiorari denied. Reported below: 88 Haw. 94, 962 P. 2d 353.

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No. 98-1183. *ANDERSON COMMUNITY SCHOOL CORP. v. WILLIS, BY HIS NEXT FRIEND AND FATHER, WILLIS*. C. A. 7th Cir. Certiorari denied. Reported below: 158 F. 3d 415.

No. 98-1186. *COLLUM v. CAIN, WARDEN*. C. A. 5th Cir. Certiorari denied.

No. 98-1190. *WISCONSIN CENTRAL LTD. v. BALTIMORE & OHIO CHICAGO TERMINAL RAILROAD CO. ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 154 F. 3d 404.

No. 98-1192. *ORLANDI ET AL. v. MILLER, COMMISSIONER, WEST VIRGINIA DEPARTMENT OF HIGHWAYS, ET AL.* Cir. Ct. Kanawha County, W. Va. Certiorari denied.

No. 98-1195. *DONOVAN v. WEST, SECRETARY OF VETERANS AFFAIRS*. C. A. Fed. Cir. Certiorari denied. Reported below: 158 F. 3d 1377.

No. 98-1197. *HALL v. UNITED STATES*. C. A. Armed Forces. Certiorari denied. Reported below: 50 M. J. 344.

No. 98-1207. *TURNER v. FREY ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 166 F. 3d 1215.

No. 98-1213. *DUPREE, AKA TAYLOR v. OREGON, BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION*. Ct. App. Ore. Certiorari denied. Reported below: 154 Ore. App. 181, 961 P. 2d 232.

No. 98-1220. *SALISBURY, SECRETARY, NEW MEXICO ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT, ET AL. v. ELEPHANT BUTTE IRRIGATION DISTRICT OF NEW MEXICO ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 160 F. 3d 602.

No. 98-1223. *WILLIAMS ET UX. v. KLAMATH COUNTY*. Ct. App. Ore. Certiorari denied. Reported below: 149 Ore. App. 436, 942 P. 2d 303.

No. 98-1226. *JOHNSTON v. NEW JERSEY ET AL.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 98-1237. *EL-FADLY v. CITY OF LOS ANGELES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 152 F. 3d 924.

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No. 98–1245. *COONS ET AL. v. HOLMES*. C. A. 9th Cir. Certiorari denied. Reported below: 141 F. 3d 1179.

No. 98–1248. *KLECAN ET AL. v. NEW MEXICO RIGHT TO CHOOSE/NARAL ET AL.* Sup. Ct. N. M. Certiorari denied. Reported below: 126 N. M. 788, 975 P. 2d 841.

No. 98–1256. *STONEBURNER v. CALDERA, SECRETARY OF THE ARMY, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 152 F. 3d 485.

No. 98–1274. *LOCASCIO v. RUBIN, SECRETARY OF THE TREASURY*. C. A. 9th Cir. Certiorari denied. Reported below: 141 F. 3d 1177.

No. 98–1281. *GONZALEZ v. DRUG ENFORCEMENT ADMINISTRATION, OFFICE OF ASSET FORFEITURE, ET AL.* C. A. 1st Cir. Certiorari denied.

No. 98–1293. *SULLIVAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 98–1295. *MALLEY v. MALLEY*. Super. Ct. Pa. Certiorari denied. Reported below: 714 A. 2d 1092.

No. 98–1300. *SABA v. CLINTON, PRESIDENT OF THE UNITED STATES, ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 98–1305. *THORPE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 166 F. 3d 1216.

No. 98–1326. *GLUZMAN v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 154 F. 3d 49.

No. 98–1329. *FRANK v. UNITED STATES ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 156 F. 3d 332.

No. 98–1342. *TAFTSIU v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 144 F. 3d 287.

No. 98–1348. *ANGELES ET AL. v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 151 F. 3d 68.

No. 98–1352. *MOHWISH v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

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No. 98-1364. *SELLERS ET AL. v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 165 F. 3d 23.

No. 98-1370. *CARRERAS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 146 F. 3d 1326.

No. 98-6581. *KARENBAUER v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied. Reported below: 552 Pa. 420, 715 A. 2d 1086.

No. 98-7024. *LANDSBERGER v. SCHAFER, JUDGE, SUPERIOR COURT OF ARIZONA, MARICOPA COUNTY, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 156 F. 3d 1237.

No. 98-7054. *GONZALES v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 98-7164. *BLACKMON v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 145 F. 3d 205.

No. 98-7349. *REED v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 98-7374. *THIELE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 152 F. 3d 931.

No. 98-7524. *WELLS v. TEXAS*. Ct. App. Tex., 11th Dist. Certiorari denied. Reported below: 968 S. W. 2d 483.

No. 98-7534. *JONES v. TEXAS ET AL.* C. A. 5th Cir. Certiorari denied.

No. 98-7535. *McFADDEN v. MISSISSIPPI*. Sup. Ct. Miss. Certiorari denied.

No. 98-7553. *JONES v. SOUTH CAROLINA*. Sup. Ct. S. C. Certiorari denied. Reported below: 332 S. C. 329, 504 S. E. 2d 822.

No. 98-7555. *LINK v. CITY OF COLUMBUS*. Ct. App. Ohio, Franklin County. Certiorari denied.

No. 98-7557. *MALENOSKY v. VARNER ET AL.* C. A. 3d Cir. Certiorari denied.

No. 98-7559. *MENEFIELD v. SMITH, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 162 F. 3d 1169.

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No. 98-7562. *GARDNER v. SOUTH CAROLINA*. Sup. Ct. S. C. Certiorari denied. Reported below: 332 S. C. 389, 505 S. E. 2d 338.

No. 98-7573. *CLARK v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 98-7578. *HONG MAI v. UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NEW YORK*. C. A. 2d Cir. Certiorari denied.

No. 98-7580. *LEWIS v. SCOTT, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 156 F. 3d 1243.

No. 98-7581. *JONES v. ILLINOIS*. App. Ct. Ill., 3d Dist. Certiorari denied. Reported below: 296 Ill. App. 3d 1082, 726 N. E. 2d 1195.

No. 98-7584. *MAYRIDES v. OHIO STATE ADULT PAROLE AUTHORITY*. Ct. App. Ohio, Franklin County. Certiorari denied.

No. 98-7596. *MACKEY v. LEWIS, DEPUTY WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 145 F. 3d 1339.

No. 98-7597. *MCCONICO v. CONRADI ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 141 F. 3d 1188.

No. 98-7598. *JENNINGS v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 148 F. 3d 1070.

No. 98-7604. *CAIN v. MICHIGAN DEPARTMENT OF CORRECTIONS*. Ct. App. Mich. Certiorari denied.

No. 98-7605. *MCGLOTHLIN v. MURRAY ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 151 F. 3d 1029.

No. 98-7610. *BROWN v. FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 98-7615. *MCCASLIN v. MCBRIDE ET AL.* Ct. App. Neb. Certiorari denied. Reported below: 6 Neb. App. xxxiv.

No. 98-7616. *SCHWANDT v. ILLINOIS*. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 295 Ill. App. 3d 1136, 726 N. E. 2d 238.

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No. 98-7618. *SHEARIN v. JARMAN ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 98-7619. *SHIRLEY v. OHIO.* C. A. 6th Cir. Certiorari denied.

No. 98-7620. *FRYE v. CALIFORNIA.* Sup. Ct. Cal. Certiorari denied. Reported below: 18 Cal. 4th 894, 959 P. 2d 183.

No. 98-7621. *MALLOY v. JONES, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 98-7623. *LLOYD v. MARSHALL, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 152 F. 3d 927.

No. 98-7626. *COLLIER v. CITY OF CHICOPEE ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 158 F. 3d 601.

No. 98-7628. *OCHOA v. OKLAHOMA.* Ct. Crim. App. Okla. Certiorari denied. Reported below: 963 P. 2d 583.

No. 98-7634. *MITCHELL v. PRICE, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 156 F. 3d 182.

No. 98-7638. *RAWLINS v. COURT OF APPEALS OF ARIZONA, DIVISION ONE.* Sup. Ct. Ariz. Certiorari denied.

No. 98-7640. *WILSON v. KENTUCKY.* Sup. Ct. Ky. Certiorari denied. Reported below: 975 S. W. 2d 901.

No. 98-7641. *SIMS v. UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT.* C. A. 2d Cir. Certiorari denied.

No. 98-7642. *SOLIS v. PARKER ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 157 F. 3d 901.

No. 98-7644. *WALKER v. ROGERS ET AL.* C. A. 11th Cir. Certiorari denied.

No. 98-7645. *WOLFE v. OKLAHOMA.* Ct. Crim. App. Okla. Certiorari denied.

No. 98-7646. *THOMPSON v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 98-7647. *THOMAS v. SMITH, WARDEN.* C. A. 6th Cir. Certiorari denied.

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No. 98-7648. *CAMPBELL v. DOE, A MINOR CHILD, BY AND THROUGH HER FATHER AND NEXT FRIEND, DOE, ET AL.* Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 725 So. 2d 1112.

No. 98-7652. *BARRETT ET UX. v. NOLAN ET AL.* Sup. Ct. Fla. Certiorari denied. Reported below: 720 So. 2d 518.

No. 98-7654. *OGUNDE v. VIRGINIA.* Sup. Ct. Va. Certiorari denied.

No. 98-7656. *KISKILA ET AL. v. MCCONNELL ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 98-7659. *CHUMPIA v. MICHIGAN STATE UNIVERSITY.* C. A. 6th Cir. Certiorari denied. Reported below: 165 F. 3d 26.

No. 98-7660. *VASQUEZ v. CALIFORNIA.* Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 98-7662. *ANDERSON v. DEEDS, WARDEN.* C. A. 4th Cir. Certiorari denied. Reported below: 153 F. 3d 718.

No. 98-7668. *TURNER v. UTAH DEPARTMENT OF WORKFORCE SERVICES ET AL.* Ct. App. Utah. Certiorari denied.

No. 98-7675. *LAMB v. PIERCE.* Sup. Ct. Alaska. Certiorari denied.

No. 98-7682. *CUNNINGHAM v. CALIFORNIA.* Ct. App. Cal., 5th App. Dist. Certiorari denied.

No. 98-7686. *GRANT v. PRICE, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT PITTSBURGH, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 162 F. 3d 1150.

No. 98-7688. *HILLARD v. CAIN, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 98-7690. *FELTON v. FRENCH, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied.

No. 98-7692. *HALL v. STEWART.* C. A. 9th Cir. Certiorari denied.

No. 98-7694. *SMITH v. MITCHELL, WARDEN.* C. A. 6th Cir. Certiorari denied.

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No. 98-7695. *PATTERSON v. LEWIS ET AL.* Cir. Ct. Kanawha County, W. Va. Certiorari denied.

No. 98-7696. *SANBORN v. KENTUCKY.* Sup. Ct. Ky. Certiorari denied. Reported below: 975 S. W. 2d 905.

No. 98-7697. *LACY v. AMERITECH MOBILE COMMUNICATIONS, INC.* C. A. 7th Cir. Certiorari denied. Reported below: 142 F. 3d 440.

No. 98-7698. *MCCRAY v. SOUTH CAROLINA.* Sup. Ct. S. C. Certiorari denied. Reported below: 332 S. C. 536, 506 S. E. 2d 301.

No. 98-7699. *MOORE v. REYNOLDS, WARDEN.* C. A. 10th Cir. Certiorari denied. Reported below: 153 F. 3d 1086.

No. 98-7701. *JASON v. SEATTLE UNIVERSITY ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 161 F. 3d 12.

No. 98-7702. *BRUMFIELD v. LOUISIANA.* Sup. Ct. La. Certiorari denied. Reported below: 737 So. 2d 660.

No. 98-7703. *LARREA v. NEW YORK.* App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 251 App. Div. 2d 113, 674 N. Y. S. 2d 39.

No. 98-7716. *JONES v. HUBBARD ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-7717. *MORRIS v. NEVADA.* Sup. Ct. Nev. Certiorari denied. Reported below: 114 Nev. 1728, 988 P. 2d 847.

No. 98-7719. *JOHNSTON v. ANDERSON, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 154 F. 3d 417.

No. 98-7722. *WENGER v. CANASTOTA CENTRAL SCHOOL DISTRICT ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 146 F. 3d 123.

No. 98-7726. *VAUGHN v. MINNESOTA ET AL.* C. A. 8th Cir. Certiorari denied.

No. 98-7727. *SIKORA v. HOPKINS, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 163 F. 3d 603.

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No. 98-7735. *THOMAS v. AMERICAN BRAND, INC., ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 150 F. 3d 1197.

No. 98-7736. *WENDELL v. SIMPSON ET AL.* C. A. 5th Cir. Certiorari denied.

No. 98-7738. *BRADY v. ALASKA ET AL.* Sup. Ct. Alaska. Certiorari denied. Reported below: 965 P. 2d 1.

No. 98-7742. *SPRIK v. WEBER, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 98-7749. *DELBRIDGE v. CITY OF UNION SPRINGS ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 141 F. 3d 1189.

No. 98-7751. *HENDERSON v. HENNEBERRY, DIRECTOR, PATUXENT INSTITUTION, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 145 F. 3d 1324.

No. 98-7760. *BANDA v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* Sup. Ct. Fla. Certiorari denied. Reported below: 719 So. 2d 892.

No. 98-7761. *TRICE v. TOOMBS, WARDEN.* C. A. 6th Cir. Certiorari denied. Reported below: 166 F. 3d 1215.

No. 98-7767. *CLARK v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 297 Ill. App. 3d 1117, 737 N. E. 2d 709.

No. 98-7768. *BERNYS v. NEW YORK ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1199.

No. 98-7769. *CAGLE v. CHAMPION, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 161 F. 3d 17.

No. 98-7778. *MARTINEZ v. TEXAS.* Ct. App. Tex., 14th Dist. Certiorari denied.

No. 98-7791. *MOSES-EL v. SIZER, WARDEN.* C. A. 4th Cir. Certiorari denied. Reported below: 164 F. 3d 625.

No. 98-7796. *CONTRERAS v. OREGON.* C. A. 9th Cir. Certiorari denied. Reported below: 164 F. 3d 629.

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No. 98-7798. *BREWER v. MISSISSIPPI*. Sup. Ct. Miss. Certiorari denied. Reported below: 725 So. 2d 106.

No. 98-7827. *TYSON v. GREINER, SUPERINTENDENT, SING SING CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied. Reported below: 159 F. 3d 732.

No. 98-7828. *ALEXANDER v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 98-7833. *RIVERA v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 98-7838. *NORMAN v. SANTA CLARA COUNTY PROBATION DEPARTMENT*. C. A. 9th Cir. Certiorari denied. Reported below: 163 F. 3d 606.

No. 98-7853. *WARREN v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 157 F. 3d 903.

No. 98-7858. *COMBS v. DALLAS COUNTY CHILD PROTECTIVE SERVICE UNIT OF THE TEXAS DEPARTMENT OF PROTECTIVE AND REGULATORY SERVICES*. Ct. App. Tex., 5th Dist. Certiorari denied.

No. 98-7864. *DAVIS v. BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER*. C. A. 8th Cir. Certiorari denied.

No. 98-7886. *LAMMERS v. ENDICOTT ET AL.* (two judgments). C. A. 7th Cir. Certiorari denied.

No. 98-7894. *RAMIREZ v. STINSON, SUPERINTENDENT, GREAT MEADOW CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1201.

No. 98-7909. *HALEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 163 F. 3d 599.

No. 98-7911. *FARRAR v. UNITED STATES*; and

No. 98-8053. *GORDON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 168 F. 3d 490.

No. 98-7912. *GILMER v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

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No. 98-7917. *FREEMAN v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 142 F. 3d 1283.

No. 98-7919. *HAYDEN v. NEW YORK*. App. Div., Sup. Ct. N. Y., 3d Jud. Dept. Certiorari denied. Reported below: 250 App. Div. 2d 937, 672 N. Y. S. 2d 538.

No. 98-7924. *HAMILTON v. KEMNA, SUPERINTENDENT, CROSSROADS CORRECTIONAL CENTER, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 98-7925. *FARVER v. NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION*. C. A. 8th Cir. Certiorari denied.

No. 98-7933. *HICKS v. CAMBRA, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 98-7949. *MOZER v. MORTON, ADMINISTRATOR, NEW JERSEY STATE PRISON, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 98-7950. *LAUDERDALE v. GARCIA, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 98-7960. *MOORE v. POWELL, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 161 F. 3d 2.

No. 98-7978. *CARROLL v. DETELLA, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 98-7985. *SALAMEH v. UNITED STATES*; and

No. 98-8006. *AYYAD v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 152 F. 3d 88.

No. 98-7990. *HATCHETT v. CORCORAN, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 162 F. 3d 1155.

No. 98-7996. *HUNTER v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 98-8004. *LANGLER v. FLORIDA*. Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 725 So. 2d 1120.

No. 98-8019. *CLIFF v. NEW YORK*. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 253 App. Div. 2d 559, 676 N. Y. S. 2d 516.

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No. 98-8020. *CORBETT v. POLK, SUPERINTENDENT, FRANKLIN CORRECTIONAL CENTER*. C. A. 4th Cir. Certiorari denied. Reported below: 162 F. 3d 1154.

No. 98-8026. *DUGUAY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 165 F. 3d 33.

No. 98-8028. *FLETCHER v. MANN*. C. A. 2d Cir. Certiorari denied. Reported below: 165 F. 3d 13.

No. 98-8033. *BYRNES v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 161 F. 3d 977.

No. 98-8034. *WARFEL v. CALIFORNIA*. App. Dept., Super. Ct. Cal., Santa Clara County. Certiorari denied.

No. 98-8047. *O'DELL v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 154 F. 3d 358.

No. 98-8052. *DOWTIN v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 165 F. 3d 15.

No. 98-8054. *EXARHOS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 135 F. 3d 723.

No. 98-8055. *GRAHAM v. LEONARDO, SUPERINTENDENT, GREENE CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1200.

No. 98-8060. *WALKER v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 722 A. 2d 1257.

No. 98-8061. *STUART v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 98-8062. *SUTTON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 873.

No. 98-8064. *PHILLIPS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 1222.

No. 98-8065. *IRAVANI v. UNITED STATES*. C. A. 4th Cir. Certiorari denied.

No. 98-8066. *JOHNSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

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No. 98–8067. *KING v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 93.

No. 98–8068. *LESLIE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 103 F. 3d 1093.

No. 98–8074. *JOHNSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 98–8083. *MENDOZA-CORRALES v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 1222.

No. 98–8085. *MALONE v. DISTRICT OF COLUMBIA DEPARTMENT OF EMPLOYMENT SERVICES*. Ct. App. D. C. Certiorari denied.

No. 98–8090. *WESTERLING v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 176 F. 3d 473.

No. 98–8096. *LOPEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 36.

No. 98–8097. *LOVETT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 162 F. 3d 1176.

No. 98–8098. *KOEBERLEIN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 161 F. 3d 946.

No. 98–8101. *ROACH v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 49.

No. 98–8104. *HARRIS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 172 F. 3d 860.

No. 98–8107. *MADDEX v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 36.

No. 98–8110. *LITTLE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 912.

No. 98–8111. *HIBBLER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 159 F. 3d 233.

No. 98–8114. *ANDREWS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 98–8118. *SCOTT v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 163 F. 3d 1355.

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No. 98–8119. SALAZER *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 920.

No. 98–8122. JACKSON *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 164 F. 3d 632.

No. 98–8123. LAWRENCE *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 161 F. 3d 250.

No. 98–8125. LARSON *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 165 F. 3d 33.

No. 98–8127. YU KIKUMURA *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 172 F. 3d 859.

No. 98–8132. PARKER *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 162 F. 3d 1170.

No. 98–8133. ARNENTEROS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied.

No. 98–8135. PRICE *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 98–8137. GERALDS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 158 F. 3d 977.

No. 98–8139. EGGLESTON *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 165 F. 3d 624.

No. 98–8140. GRAJALES MURGA ET AL. *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 158 F. 3d 832.

No. 98–8145. CASTILLO *v.* NEVADA. Sup. Ct. Nev. Certiorari denied. Reported below: 114 Nev. 271, 956 P. 2d 103.

No. 98–8152. AMARAME *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 156 F. 3d 187.

No. 98–8155. DAILEY *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 149 F. 3d 1171.

No. 98–8156. VEASEY *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied.

No. 98–8160. CONERLY *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 159 F. 3d 1350.

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No. 98-8162. *GILBERT v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 165 F. 3d 15.

No. 98-8164. *YAROMICH v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 166 F. 3d 1216.

No. 98-8167. *HATTEN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 154 F. 3d 1245.

No. 98-8170. *SHELTON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 162 F. 3d 1171.

No. 98-8174. *CURTIS v. LEWIS, SPECIAL JUDGE, OHIO CIRCUIT COURT*. Sup. Ct. Ky. Certiorari denied.

No. 98-8175. *ARTIS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 156 F. 3d 185.

No. 98-8176. *ANDERSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 166 F. 3d 1215.

No. 98-8179. *MEDINA CHIPREZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 162 F. 3d 1170.

No. 98-8182. *SUMMERLIN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 162 F. 3d 1175.

No. 98-8186. *KING v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 165 F. 3d 29.

No. 98-8188. *MATTOX v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 335.

No. 98-8194. *LOPEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 163 F. 3d 1356.

No. 98-8195. *LUCAS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 164 F. 3d 632.

No. 98-8197. *BAILEY v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 348.

No. 98-8198. *CRUZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 165 F. 3d 39.

No. 98-8199. *OBLEA-GONZALEZ v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 172 F. 3d 41.

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No. 98–8200. *RODRIGUEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 36.

No. 98–8202. *RAMIREZ v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 164 F. 3d 729.

No. 98–8206. *THOMPSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 163 F. 3d 1358.

No. 98–8211. *HOLLOWAY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 166 F. 3d 1215.

No. 98–8213. *HENRY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 919.

No. 98–8215. *FOWLER v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 172 F. 3d 41.

No. 98–8216. *GONZALEZ-MONTOYA v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 161 F. 3d 643.

No. 98–8217. *FONTENOT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 165 F. 3d 39.

No. 98–8219. *STAPLES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 172 F. 3d 868.

No. 98–8220. *POWELL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 22.

No. 98–8223. *HOWELL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 335.

No. 98–8229. *BEAN v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 165 F. 3d 33.

No. 98–8230. *BUTLER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 162 F. 3d 1156.

No. 98–8233. *BORROME v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 166 F. 3d 1206.

No. 98–878. *CULT AWARENESS NETWORK v. SCOTT*. C. A. 9th Cir. Motion of American Family Foundation et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 140 F. 3d 1275.

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No. 98-1140. WINTERS, REPRESENTATIVE OF THE ESTATE OF WINTERS, DECEASED, ET AL. *v.* DIAMOND SHAMROCK CHEMICAL CO. ET AL. C. A. 5th Cir. Certiorari denied. JUSTICE STEVENS took no part in the consideration or decision of this petition. Reported below: 149 F. 3d 387.

No. 98-1143. THOMAS E. HOAR, INC. *v.* SARA LEE CORP. ET AL. C. A. 2d Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition. Reported below: 164 F. 3d 619.

No. 98-1172. PIPER JAFFRAY, INC., ET AL. *v.* HALLIGAN, EXECUTRIX OF THE ESTATE OF HALLIGAN, DECEASED. C. A. 2d Cir. Motion of Securities Industry Association for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 148 F. 3d 197.

No. 98-1209. YOHN *v.* FREIDMAN, UNITED STATES DISTRICT JUDGE FOR THE EASTERN DISTRICT OF MICHIGAN, ET AL. C. A. 6th Cir. Certiorari before judgment denied.

No. 98-7565. HUGO P. *v.* GEORGE P. ET AL. Sup. Jud. Ct. Mass. Motion of National Association of Counsel for Children for leave to file a brief as *amicus curiae* granted. Motion of petitioner to strike affidavit from appendix to George P.'s brief in opposition denied. Certiorari denied. Reported below: 428 Mass. 219, 700 N. E. 2d 516.

Rehearing Denied

No. 97-9280. ADAMS *v.* LOCKHEED MARTIN, 525 U. S. 843;

No. 98-680. SCOTT *v.* PRUDENTIAL SECURITIES, INC., 525 U. S. 1068;

No. 98-748. LESOON *v.* UNITED STATES, 525 U. S. 1056;

No. 98-901. TOKHEIM *v.* COMMODITY FUTURES TRADING COMMISSION, 525 U. S. 1122;

No. 98-5504. NOVOSAD *v.* NEW MEXICO BOARD OF MEDICAL EXAMINERS ET AL., 525 U. S. 934;

No. 98-6027. CUNNINGHAM *v.* PACE ET AL., 525 U. S. 972;

No. 98-6180. THOMAS *v.* GILMORE, WARDEN, 525 U. S. 1123;

No. 98-6483. CHAROWSKY *v.* WAPINSKY ET AL., 525 U. S. 1074;

No. 98-6691. SCHAFFER *v.* KOENIG, 525 U. S. 1077;

No. 98-6718. NAGY *v.* UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK, 525 U. S. 1078;

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No. 98-6784. TRIGLER *v.* BRADLEY ET AL., 525 U. S. 1081;
No. 98-6928. PORTER *v.* HENDERSON, POSTMASTER GENERAL,
525 U. S. 1084;
No. 98-7016. MCCARTNEY *v.* TERRAL ET AL., 525 U. S. 1125;
No. 98-7291. IN RE SUMMERS, 525 U. S. 1101; and
No. 98-7357. NAGY *v.* UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT, 525 U. S. 1128. Petitions for rehear-
ing denied.

No. 97-9068. MORGAN *v.* KIMBROUGH ET AL., 525 U. S. 835.
Motion for leave to file petition for rehearing denied.

No. 98-6148. PERCESEPE *v.* NEW YORK STATE DEPARTMENT
OF LABOR ET AL., 525 U. S. 1107. Motion of petitioner to proceed
further herein *in forma pauperis* granted. Petition for rehear-
ing denied.

MARCH 25, 1999

Miscellaneous Order

No. A-790. FRENCH, WARDEN *v.* DAYAN ET AL., AS NEXT
FRIENDS OF RICH. Application to vacate the stay of execution
of sentence of death entered by the United States Court of Ap-
peals for the Fourth Circuit on March 23, 1999, presented to THE
CHIEF JUSTICE, and by him referred to the Court, granted. JUST-
ICE STEVENS, JUSTICE SOUTER, JUSTICE GINSBURG, and JUST-
ICE BREYER would deny the application to vacate the stay of
execution.

Certiorari Denied

No. 98-8538 (A-772). FISHER *v.* ANGELONE, DIRECTOR, VIR-
GINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Applica-
tion for stay of execution of sentence of death, presented to THE
CHIEF JUSTICE, and by him referred to the Court, denied. Cer-
tiorari denied. JUSTICE STEVENS and JUSTICE GINSBURG would
grant the application for stay of execution. Reported below: 163
F. 3d 835.

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Miscellaneous Orders. (See also Nos. 98-7591, 98-7952, 98-8073,
and 98-8082, *ante*, p. 273.)

No. D-2021. IN RE DISBARMENT OF RECKDENWALD. Disbar-
ment entered. [For earlier order herein, see 525 U. S. 1099.]

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No. D-2025. IN RE DISBARMENT OF SEGAL. Disbarment entered. [For earlier order herein, see 525 U. S. 1100.]

No. D-2027. IN RE DISBARMENT OF GILL. Disbarment entered. [For earlier order herein, see 525 U. S. 1100.]

No. D-2028. IN RE DISBARMENT OF EFIRD. Disbarment entered. [For earlier order herein, see 525 U. S. 1100.]

No. D-2029. IN RE DISBARMENT OF PUGLIA. Disbarment entered. [For earlier order herein, see 525 U. S. 1100.]

No. D-2030. IN RE DISBARMENT OF WEISS. Disbarment entered. [For earlier order herein, see 525 U. S. 1101.]

No. D-2031. IN RE DISBARMENT OF CUSTER. Disbarment entered. [For earlier order herein, see 525 U. S. 1101.]

No. D-2057. IN RE DISBARMENT OF LUCAS. James C. Lucas, of Lansing, Mich., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2058. IN RE DISBARMENT OF JACOBS. Daniel B. Jacobs, of Union City, N. J., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2059. IN RE DISBARMENT OF BLUTRICH. Michael D. Blutrich, 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. 97-1943. SUTTON ET AL. *v.* UNITED AIR LINES, INC. C. A. 10th Cir. [Certiorari granted, 525 U. S. 1063.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 97-1992. MURPHY *v.* UNITED PARCEL SERVICE, INC. C. A. 10th Cir. [Certiorari granted, 525 U. S. 1063.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

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No. 98–536. OLMSTEAD, COMMISSIONER, GEORGIA DEPARTMENT OF HUMAN RESOURCES, ET AL. *v.* L. C., BY ZIMRING, GUARDIAN AD LITEM AND NEXT FRIEND, ET AL. C. A. 11th Cir. [Certiorari granted, 525 U.S. 1054 and 1062.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 98–405. RENO, ATTORNEY GENERAL *v.* BOSSIER PARISH SCHOOL BOARD; and

No. 98–406. PRICE ET AL. *v.* BOSSIER PARISH SCHOOL BOARD. D. C. D. C. [Probable jurisdiction noted, 525 U.S. 1118.] Motion of the Solicitor General for divided argument granted.

No. 98–830. AMOCO PRODUCTION CO., ON BEHALF OF ITSELF AND THE CLASS IT REPRESENTS *v.* SOUTHERN UTE INDIAN TRIBE ET AL. C. A. 10th Cir. [Certiorari granted, 525 U.S. 1118 and 1130.] Motion of Wyoming for leave to participate in oral argument as *amicus curiae* and for additional time for oral argument denied without prejudice to filing a motion to divide time with petitioners. Motion of the Solicitor General for divided argument granted. JUSTICE BREYER took no part in the consideration or decision of these motions.

No. 98–7264. COERS *v.* TEXAS GUARANTEED STUDENT LOAN CORPORATION ET AL. C. A. 5th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [525 U.S. 1137] denied.

No. 98–7814. LOWE *v.* POGUE ET AL. C. A. 10th Cir.; and

No. 98–8150. SCHWARZ *v.* FEDERAL BUREAU OF INVESTIGATION. C. A. 4th Cir. Motions of petitioners for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioners are allowed until April 19, 1999, within which to pay the docketing fees required by Rule 38(a) and to submit petitions in compliance with Rule 33.1 of the Rules of this Court.

No. 98–8007. RAMIREZ *v.* UNITED STATES. C. A. 5th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until April 19, 1999, 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. 98–8353. IN RE SEATON. Petition for writ of habeas corpus denied.

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No. 98-1294. IN RE JOHNSTON;
No. 98-1354. IN RE CATCHPOLE; and
No. 98-8271. IN RE TAYLOR. Petitions for writs of mandamus denied.

Certiorari Granted

No. 98-942. FIORE *v.* WHITE, WARDEN, ET AL. C. A. 3d Cir. Certiorari granted limited to Questions 1 and 3 presented by the petition. Reported below: 149 F. 3d 221.

No. 98-1189. BOARD OF REGENTS OF THE UNIVERSITY OF WISCONSIN SYSTEM *v.* SOUTHWORTH ET AL. C. A. 7th Cir. Certiorari granted limited to the following question: "Whether the First Amendment is offended by a policy or program under which public university students must pay mandatory fees that are used in part to support organizations that engage in political speech?" Reported below: 151 F. 3d 717.

Certiorari Denied

No. 97-1356. COUNTY OF AITKIN ET AL. *v.* MILLE LACS BAND OF CHIPPEWA INDIANS ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 124 F. 3d 904.

No. 98-579. CACHE VALLEY ELECTRIC CO. *v.* UTAH DEPARTMENT OF TRANSPORTATION ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 149 F. 3d 1119.

No. 98-1061. CASE *v.* KINSEY ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 162 F. 3d 1173.

No. 98-1124. KABIR ET AL. *v.* BACKSTROM & NEAL ET AL. Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 98-1130. DALLAS FIRE FIGHTERS ASSN. ET AL. *v.* CITY OF DALLAS ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 150 F. 3d 438.

No. 98-1159. HUFFMAN ET AL. *v.* COUNTY OF LOS ANGELES ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 147 F. 3d 1054.

No. 98-1173. CITY OF ATLANTA *v.* R. MAYER OF ATLANTA, INC., ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 158 F. 3d 538.

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No. 98-1181. *MARY HITCHCOCK MEMORIAL HOSPITAL ET AL. v. KLONOSKI*. C. A. 1st Cir. Certiorari denied. Reported below: 156 F. 3d 255.

No. 98-1191. *PENRY ET AL. v. FEDERAL HOME LOAN BANK OF TOPEKA ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 155 F. 3d 1257.

No. 98-1193. *SNYDER v. MURRAY CITY CORPORATION ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 159 F. 3d 1227.

No. 98-1198. *COX v. UTAH LABOR COMMISSION ET AL.* Ct. App. Utah. Certiorari denied.

No. 98-1210. *GUARINO v. KAISER ALUMINUM & CHEMICAL CORP. ET AL.* Ct. App. La., 5th Cir. Certiorari denied. Reported below: 712 So. 2d 989.

No. 98-1216. *CENTURY MARINE, INC. v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 153 F. 3d 225.

No. 98-1217. *FIREMAN'S FUND INSURANCE CO. v. TARKINGTON, O'CONNOR & O'NEILL*. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 98-1238. *BERG v. NEWSOM ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 163 F. 3d 605.

No. 98-1247. *SANDERS v. BLATNICK*. C. A. 9th Cir. Certiorari denied. Reported below: 156 F. 3d 1238.

No. 98-1251. *CARTER v. ALLEN*. C. A. 11th Cir. Certiorari denied. Reported below: 157 F. 3d 907.

No. 98-1262. *LOMBARD CORP. v. COLLINS, COMMISSIONER, GEORGIA DEPARTMENT OF REVENUE, ET AL.* Sup. Ct. Ga. Certiorari denied. Reported below: 270 Ga. 120, 508 S. E. 2d 653.

No. 98-1292. *FOREST COMMODITIES CORP. ET AL. v. CONSTRUCTION AGGREGATES, LTD.* C. A. 11th Cir. Certiorari denied. Reported below: 147 F. 3d 1334.

No. 98-1296. *BERNARDO v. APFEL, COMMISSIONER OF SOCIAL SECURITY*. C. A. 2d Cir. Certiorari denied.

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No. 98-1302. *HEIDISCH v. FORD MOTOR Co.* C. A. 6th Cir. Certiorari denied. Reported below: 162 F. 3d 1161.

No. 98-1318. *LEHMAN ET VIR v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 154 F. 3d 1010.

No. 98-1344. *UNIROYAL GOODRICH TIRE Co. v. MARTINEZ ET UX., INDIVIDUALLY AND AS NEXT FRIENDS OF MARTINEZ ET AL.* Sup. Ct. Tex. Certiorari denied. Reported below: 977 S. W. 2d 328.

No. 98-1355. *MOCZYGEMBA ET AL. v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 148 F. 3d 487.

No. 98-1363. *WILL & GRUNDY BUILDING TRADES COUNCIL ET AL. v. BE&K CONSTRUCTION Co.* C. A. 7th Cir. Certiorari denied. Reported below: 156 F. 3d 756.

No. 98-1371. *MEDEROS ET AL. v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1202.

No. 98-1374. *HOUGH ET UX. v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 3d Cir. Certiorari denied. Reported below: 162 F. 3d 1151.

No. 98-1376. *TACKETT v. UNITED STATES.* C. A. 6th Cir. Certiorari denied.

No. 98-1378. *COE v. COOK COUNTY, ILLINOIS.* C. A. 7th Cir. Certiorari denied. Reported below: 162 F. 3d 491.

No. 98-1384. *STANFA v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 159 F. 3d 1354.

No. 98-1385. *OKOLI v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 159 F. 3d 1357.

No. 98-1390. *LEVY-CORDERO v. UNITED STATES.* C. A. 1st Cir. Certiorari denied. Reported below: 156 F. 3d 244.

No. 98-7046. *PRYOR v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 152 F. 3d 934.

No. 98-7280. *WISEHART v. INDIANA.* Sup. Ct. Ind. Certiorari denied. Reported below: 693 N. E. 2d 23.

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No. 98-7372. *SILVA v. KNOX*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 98-7391. *WOODWARD v. MISSISSIPPI*. Sup. Ct. Miss. Certiorari denied. Reported below: 726 So. 2d 524.

No. 98-7398. *DOE (R. S. W.) v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 136 F. 3d 631.

No. 98-7468. *CAFFEY v. UNUM LIFE INSURANCE COMPANY OF AMERICA*. C. A. 6th Cir. Certiorari denied.

No. 98-7508. *CRUMMIE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 161 F. 3d 20.

No. 98-7532. *CLINE v. NEW MEXICO*. Ct. App. N. M. Certiorari denied. Reported below: 126 N. M. 77, 966 P. 2d 785.

No. 98-7607. *LEISURE v. BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 98-7773. *RAVER v. McANINCH, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 98-7776. *MORRIS v. GEORGIA*. Super. Ct. Bibb County, Ga. Certiorari denied.

No. 98-7779. *LAGO v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 159 F. 3d 1360.

No. 98-7781. *LANG v. BOONE, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 162 F. 3d 1173.

No. 98-7786. *KEMPER v. PLILER, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 98-7812. *JACKSON v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 150 F. 3d 520.

No. 98-7813. *MYERS v. PRUNTY, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 164 F. 3d 631.

No. 98-7815. *KIM v. LICALSI ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 164 F. 3d 630.

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No. 98-7818. *WHITAKER v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied. Reported below: 738 So. 2d 940.

No. 98-7820. *JOHNSON v. MOORE, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Certiorari denied. Reported below: 164 F. 3d 624.

No. 98-7822. *MITCHELL v. ROGERS, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 98-7825. *MOST v. BERSIN ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 145 F. 3d 1339.

No. 98-7829. *BERGMANN v. SMITH, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 98-7830. *BERNTSON v. INDIANA DIVISION OF FAMILY AND CHILDREN ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 165 F. 3d 31.

No. 98-7832. *REESE v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 1160.

No. 98-7834. *ROBENSON v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 725 So. 2d 1109.

No. 98-7851. *WIGGINS v. SQUIRES ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 166 F. 3d 1207.

No. 98-7854. *SHAIKH v. HABIB BANK LTD.* C. A. 2d Cir. Certiorari denied. Reported below: 159 F. 3d 1348.

No. 98-7871. *GONZALEZ v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 165 F. 3d 15.

No. 98-7872. *GRIFFITH v. GOTTHELF ET AL.* C. A. 2d Cir. Certiorari denied.

No. 98-7875. *SHIBATA v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 98-7876. *TRIPATI v. ARIZONA* (two judgments). Sup. Ct. Ariz. Certiorari denied.

No. 98-7880. *COOKS v. LOUISIANA*. Sup. Ct. La. Certiorari denied. Reported below: 720 So. 2d 637.

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No. 98-7914. *HILL v. COWART*. C. A. 10th Cir. Certiorari denied. Reported below: 162 F. 3d 1173.

No. 98-7942. *HARVEY v. DEPARTMENT OF JUSTICE ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 172 F. 3d 919.

No. 98-7977. *TOBIE v. DEPARTMENT OF THE INTERIOR*. C. A. 9th Cir. Certiorari denied.

No. 98-7986. *SUMMERS v. APFEL, COMMISSIONER OF SOCIAL SECURITY*. C. A. 3d Cir. Certiorari denied. Reported below: 159 F. 3d 1353.

No. 98-7993. *FALES v. LEHMAN, SECRETARY, WASHINGTON DEPARTMENT OF CORRECTIONS*. C. A. 9th Cir. Certiorari denied. Reported below: 152 F. 3d 925.

No. 98-8008. *RODRIGUEZ v. FRANK, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON*. C. A. 3d Cir. Certiorari denied.

No. 98-8011. *RICHARDSON v. MURPHY*. C. A. 4th Cir. Certiorari denied.

No. 98-8018. *ST. JOHN v. BOZARTH ET AL.* C. A. 5th Cir. Certiorari denied.

No. 98-8087. *MANGRUM v. COBB ET AL.* C. A. 11th Cir. Certiorari denied.

No. 98-8106. *FULTON v. UNITED STATES POSTAL SERVICE*. C. A. Fed. Cir. Certiorari denied. Reported below: 155 F. 3d 568.

No. 98-8115. *HOCHHAUSER v. CITY OF NEW YORK ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 165 F. 3d 14.

No. 98-8163. *BAKER v. DEPARTMENT OF THE ARMY ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 98-8190. *MOORE v. GROOSE, ASSISTANT DIRECTOR, MISSOURI DIVISION OF ADULT INSTITUTIONS*. C. A. 8th Cir. Certiorari denied.

No. 98-8191. *MEDINA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 161 F. 3d 867.

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No. 98-8214. *GRANT v. UNITED STATES*. C. A. Armed Forces. Certiorari denied. Reported below: 49 M. J. 295.

No. 98-8221. *SMITH v. BUREAU OF PRISONS ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 156 F. 3d 186.

No. 98-8227. *SEPULVADO ET UX. v. CSC CREDIT SERVICES, INC., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 158 F. 3d 890.

No. 98-8240. *INGRAM v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 168 F. 3d 484.

No. 98-8242. *JIMENEZ v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 98-8243. *MOHAMED v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 161 F. 3d 1132.

No. 98-8247. *SANGS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 163 F. 3d 1355.

No. 98-8248. *STATON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 153 F. 3d 724.

No. 98-8250. *WASHBURN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 37.

No. 98-8257. *MURRAY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 160 F. 3d 1096.

No. 98-8259. *DAVIS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 98-8261. *AJAJ v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 152 F. 3d 88.

No. 98-8265. *HASLIP v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 160 F. 3d 649.

No. 98-8266. *GAMBOA v. UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON*. C. A. 9th Cir. Certiorari denied.

No. 98-8268. *SCRUGGS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

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No. 98–8269. *PEREZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 98–8274. *SIMS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 161 F. 3d 5.

No. 98–8280. *BARNES v. OHIO*. C. A. 6th Cir. Certiorari denied. Reported below: 165 F. 3d 26.

No. 98–8287. *PARA-GUERRERO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 98–8288. *POPE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 165 F. 3d 40.

No. 98–8289. *RYMAN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 165 F. 3d 39.

No. 98–8291. *SHAYESTEH v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 349.

No. 98–8299. *BOWERS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 98–8301. *YOUNG v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 165 F. 3d 34.

No. 98–8302. *TONEY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 161 F. 3d 404.

No. 98–8303. *AVERY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 37.

No. 98–8305. *LEAL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 165 F. 3d 24.

No. 98–8307. *MAYFIELD v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 161 F. 3d 1143.

No. 98–8308. *VINH HUU NGUYEN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 1219.

No. 98–8312. *WARE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 161 F. 3d 414.

No. 98–8313. *TUCKER v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 1223.

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No. 98–8314. *BETANCUR-ALVAREZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 165 F. 3d 38.

No. 98–8317. *CASTRO-RIVERA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 1218.

No. 98–966. *CITY OF DALLAS ET AL. v. DALLAS FIRE FIGHTERS ASSN. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 150 F. 3d 438.

JUSTICE BREYER, with whom JUSTICE GINSBURG joins, dissenting.

This case involves the legitimacy of an affirmative-action plan adopted by the Dallas Fire Department. The Court of Appeals for the Fifth Circuit held that there was insufficient evidence of past discrimination in the Dallas Fire Department to justify the fire department's policy of promoting some women and minorities over white males who had achieved scores within the same "band" on a civil service exam. See 150 F. 3d 438, 441 (1998); Pet. for Cert. 4. And the petitioners ask us to review that determination.

The defendants offered the following evidence of past discrimination in support of the plan: (1) The Dallas Fire Department did not hire its first black firefighter until 1969. App. to Pet. for Cert. 72. (2) Blacks and Latinos comprised less than 1 percent of the fire department in 1972. *Ibid.* (3) In 1972, the Department of Justice concluded that the fire department had engaged in impermissible racial discrimination. *Ibid.* (4) In 1976, the Dallas Fire Department entered into a consent decree with the Department of Justice "to alleviate the effects of any past discrimination that might have occurred." *Id.*, at 62. (5) The consent decree and subsequent plans led to advances in the hiring of minorities and women, and, in 1988, 38.7 percent of the entry-level "fire and rescue officers" were black or Latino and 1.9 percent were women. See *id.*, at 143. (6) In the upper ranks of the fire department, in 1988, blacks and Latinos made up 14.8 percent of the "driver-engineers," 5.8 percent of the "lieutenants," and 5.2 percent of the "executives/deputy chiefs." Pet. for Cert. 4–5; App. to Pet. for Cert. 141–143. Women made up 1.6 percent of the "driver-engineers," but there were no women "lieutenants" or "executives/deputy chiefs." *Ibid.*

This Court has held that a government entity's implementation of race-conscious measures that are narrowly tailored to remedy past discrimination by that entity does not violate the Equal Pro-

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tection Clause. See, *e.g.*, *Adarand Constructors, Inc. v. Peña*, 515 U.S. 200, 237 (1995); *Richmond v. J. A. Croson Co.*, 488 U.S. 469, 507 (1989); *United States v. Paradise*, 480 U.S. 149, 167 (1987) (plurality opinion). And it has indicated that significant statistical disparities between the pool of those selected for a job and those eligible for the job may be used, among other things, to show past discrimination. See *Croson*, *supra*, at 501–502. In this case, there are both statistics and other evidentiary indicia of past discrimination, including a finding by the Department of Justice of a history of discrimination. Courts of Appeals apparently have upheld affirmative-action plans in other cities based on similar records. See *McNamara v. Chicago*, 138 F. 3d 1219, 1223–1224 (CA7), cert. denied, 525 U.S. 981 (1998); see also *Stuart v. Roche*, 951 F. 2d 446, 450–452 (CA1 1991), cert. denied, 504 U.S. 913 (1992).

In light of the many affirmative-action plans in effect throughout the Nation, the question presented, concerning the means of proving past discrimination, is an important one; the lower courts are divided; and the Fifth Circuit's decision may be questionable in light of our precedents. Accordingly, I respectfully dissent from the denial of certiorari in this case.

No. 98–990. *PERILLO ET AL. v. AT&T CORP.* C. A. 11th Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition.

No. 98–7889. *BALDWIN v. JOHNSON, WARDEN.* C. A. 11th Cir. Motion of Former State Supreme Court Justices et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 152 F. 3d 1304.

No. 98–8151. *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: 151 F. 3d 1029.

Rehearing Denied

No. 98–1088. *IN RE VEY*, 525 U.S. 1138;

No. 98–6860. *IN RE VANDERBECK*, 525 U.S. 1101;

No. 98–6952. *ANSLEY v. GREENBUS LINES, INC., ET AL.*, 525 U.S. 1124; and

No. 98–7229. *CROSS v. UNITED STATES*, 525 U.S. 1112. Petitions for rehearing denied.

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Miscellaneous Order

No. A-746 (98-8384). *WILLIAMS v. TAYLOR, 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, 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.

Certiorari Denied

No. 98-8742 (A-811). *CALAMBRO, AS NEXT FRIEND OF CALAMBRO v. IGNACIO, WARDEN*. 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 would grant the application for stay of execution.

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Miscellaneous Orders

No. A-726. *WEINSTEIN v. NEW JERSEY*. Application for injunctive relief, addressed to JUSTICE GINSBURG and referred to the Court, denied.

No. M-53. *THOMPSON v. CAIN, WARDEN*;

No. M-54. *HARDO v. HENDERSON, POSTMASTER GENERAL*;

No. M-55. *BURRELL v. PENSACOLA POLICE DEPARTMENT ET AL.*; and

No. M-56. *OBBA, AKA PROCHER v. MARSHALL, SUPERINTENDENT, MASSACHUSETTS CORRECTIONAL INSTITUTION-CEDAR JUNCTION*. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 105, Orig. *KANSAS v. COLORADO*. Motion of the Special Master for compensation and reimbursement of expenses granted, and it is ordered that the Special Master is awarded a total of \$36,708.57 for the period September 10, 1997, through February 28, 1999, to be paid equally by the parties. [For earlier order herein, see, *e. g.*, 522 U. S. 1026.]

No. 98-149. *COLLEGE SAVINGS BANK v. FLORIDA PREPAID POSTSECONDARY EDUCATION EXPENSE BOARD ET AL.* C. A. 3d

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Cir. [Certiorari granted, 525 U.S. 1063.] Motion of the Solicitor General for divided argument granted to be divided evenly between counsel for petitioner and the Solicitor General. Motion of American Intellectual Property Law Association for leave to file a brief as *amicus curiae* granted.

No. 98–531. FLORIDA PREPAID POSTSECONDARY EDUCATION EXPENSE BOARD *v.* COLLEGE SAVINGS BANK ET AL. C. A. Fed. Cir. [Certiorari granted, 525 U.S. 1064.] Motion of the Solicitor General for divided argument granted to be divided evenly between counsel for College Savings Bank and the Solicitor General.

No. 98–591. ALBERTSON’S, INC. *v.* KIRKINGBURG. C. A. 9th Cir. [Certiorari granted, 525 U.S. 1064.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 98–830. AMOCO PRODUCTION CO., ON BEHALF OF ITSELF AND THE CLASS IT REPRESENTS *v.* SOUTHERN UTE INDIAN TRIBE ET AL. C. A. 10th Cir. [Certiorari granted, 525 U.S. 1118 and 1130.] Motion of Wyoming for leave to participate in oral argument as *amicus curiae* and for divided argument granted to be divided as follows: 20 minutes for petitioner and 10 minutes for Wyoming. JUSTICE BREYER took no part in the consideration or decision of this motion.

No. 98–6322. SLACK *v.* McDANIEL, WARDEN, ET AL. C. A. 9th Cir. [Certiorari granted, 525 U.S. 1138.] Motion for appointment of counsel granted, and it is ordered that Michael Pescetta, Esq., of Las Vegas, Nev., be appointed to serve as counsel for petitioner in this case.

No. 98–6879. MACE *v.* MISSOURI ET AL. C. A. 8th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [525 U.S. 1066] denied.

No. 98–8434. IN RE KINNEY;
No. 98–8448. IN RE YOUNGBEAR;
No. 98–8468. IN RE ARTIS;
No. 98–8474. IN RE RADOVICH;
No. 98–8503. IN RE HILL; and
No. 98–8520. IN RE HUNDLEY. Petitions for writs of habeas corpus denied.

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Certiorari Granted

No. 98-8384. *WILLIAMS v. TAYLOR, WARDEN*. C. A. 4th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted limited to Questions 1a, 1b, 2, and 3 presented by the petition. Reported below: 163 F. 3d 860.

Certiorari Denied

No. 98-876. *CLARK v. UNITED STATES*;
No. 98-7027. *WADENA v. UNITED STATES*; and
No. 98-7069. *RAWLEY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 152 F. 3d 831.

No. 98-1035. *STATE-RECORD CO., INC. v. QUATTLEBAUM*. Sup. Ct. S. C. Certiorari denied. Reported below: 332 S. C. 346, 504 S. E. 2d 592.

No. 98-1056. *CITY OF LITTLE ROCK v. GOSS*; and
No. 98-1234. *GOSS v. CITY OF LITTLE ROCK*. C. A. 8th Cir. Certiorari denied. Reported below: 151 F. 3d 861.

No. 98-1135. *AQUATHERM INDUSTRIES, INC. v. FLORIDA POWER & LIGHT CO.* C. A. 11th Cir. Certiorari denied. Reported below: 145 F. 3d 1258.

No. 98-1149. *COTO ET AL. v. J. RAY McDERMOTT, S. A., ET AL.* Ct. App. La., 4th Cir. Certiorari denied. Reported below: 709 So. 2d 1023.

No. 98-1218. *MICHAUD v. STATE FARM INSURANCE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 161 F. 3d 13.

No. 98-1219. *RUSSELL v. CHATTANOOGA-HAMILTON COUNTY HOSPITAL AUTHORITY*. C. A. 6th Cir. Certiorari denied. Reported below: 165 F. 3d 28.

No. 98-1224. *BROWN ET UX. v. MEDICAL CENTER OF NEW ORLEANS*. Ct. App. La., 4th Cir. Certiorari denied. Reported below: 715 So. 2d 1249.

No. 98-1225. *BARNES v. LOWE'S COS., INC.* C. A. 4th Cir. Certiorari denied. Reported below: 162 F. 3d 1154.

No. 98-1227. *JONES, INDIVIDUALLY AND AS REPRESENTATIVE OF THE ESTATE OF SHEPP, DECEASED, ET AL. v. LUHR BROS., INC.* C. A. 5th Cir. Certiorari denied. Reported below: 157 F. 3d 333.

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No. 98-1229. *BOYD v. STATE FARM INSURANCE COS.* C. A. 5th Cir. Certiorari denied. Reported below: 158 F. 3d 326.

No. 98-1231. *BANKRUPTCY ESTATE OF UNANUE-CASAL, AKA UNANUE v. GOYA FOODS, INC., ET AL.*; and

No. 98-1250. *UNANUE-CASAL, AKA UNANUE v. GOYA FOODS, INC., ET AL.* Super. Ct. N. J., App. Div. Certiorari denied. Reported below: 311 N. J. Super. 589, 710 A. 2d 1036.

No. 98-1239. *AETNA FINANCE CO., DBA ITT FINANCIAL SERVICES v. WILLIAMS.* Sup. Ct. Ohio. Certiorari denied. Reported below: 83 Ohio St. 3d 464, 700 N. E. 2d 859.

No. 98-1241. *MCGUINNESS v. UNIVERSITY OF NEW MEXICO SCHOOL OF MEDICINE.* C. A. 10th Cir. Certiorari denied. Reported below: 170 F. 3d 974.

No. 98-1244. *BRADSHAW ET AL. v. IGLOO PRODUCTS CORP.* C. A. Fed. Cir. Certiorari denied. Reported below: 173 F. 3d 433.

No. 98-1283. *DORWART v. CARAWAY ET AL.* Sup. Ct. Mont. Certiorari denied. Reported below: 290 Mont. 196, 966 P. 2d 1121.

No. 98-1286. *MCLEMORE v. WFAA-TV, INC.* Sup. Ct. Tex. Certiorari denied. Reported below: 978 S. W. 2d 568.

No. 98-1335. *UTAH FOAM PRODUCTS CO. v. UPJOHN CO.* C. A. 10th Cir. Certiorari denied. Reported below: 154 F. 3d 1212.

No. 98-1347. *MCEACHERN v. BLACK.* Ct. App. S. C. Certiorari denied. Reported below: 329 S. C. 642, 496 S. E. 2d 659.

No. 98-1349. *DIXON v. BOISE CASCADE CORP.* C. A. 5th Cir. Certiorari denied. Reported below: 163 F. 3d 1355.

No. 98-1383. *STAHULAK v. CITY OF CHICAGO ET AL.* Sup. Ct. Ill. Certiorari denied. Reported below: 184 Ill. 2d 176, 703 N. E. 2d 44.

No. 98-1397. *JARVIS v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 162 F. 3d 1157.

No. 98-1400. *ROBINSON v. DEPARTMENT OF THE ARMY.* C. A. Fed. Cir. Certiorari denied. Reported below: 168 F. 3d 1319.

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No. 98-1402. *REED v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 161 F. 3d 1311.

No. 98-1413. *HOFFMAN v. COHEN, SECRETARY OF DEFENSE, ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 48.

No. 98-1432. *TAMBASCIA v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 98-6140. *CHI PANG LEE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 141 F. 3d 1181.

No. 98-6973. *PHILLIPS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 149 F. 3d 1026.

No. 98-7479. *NESBIT v. TENNESSEE*. Sup. Ct. Tenn. Certiorari denied. Reported below: 978 S. W. 2d 872.

No. 98-7486. *LEDFORD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 165 F. 3d 29.

No. 98-7795. *BURGESS v. ALABAMA*. Sup. Ct. Ala. Certiorari denied. Reported below: 723 So. 2d 770.

No. 98-7890. *CUMMINGS v. EVANS, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 161 F. 3d 610.

No. 98-7901. *COUSINO v. KIEFER*. Ct. App. Mich. Certiorari denied.

No. 98-7902. *COPLEY v. SAMMONS ET AL.* Sup. Ct. App. W. Va. Certiorari denied.

No. 98-7903. *CAMPBELL v. CITY OF UNION POINT, GEORGIA, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 152 F. 3d 936.

No. 98-7906. *SPENCER v. GARRAGHTY, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 161 F. 3d 3.

No. 98-7908. *GYADU v. D'ADDARIO INDUSTRIES ET AL.* App. Ct. Conn. Certiorari denied.

No. 98-7910. *DICKINSON v. CHITWOOD ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 181 F. 3d 79.

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No. 98-7913. *GUTIERREZ v. HUBBARD, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-7916. *EDISON v. PITCHER, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 98-7920. *EUGE v. ADLER, JUDGE, ST. LOUIS COUNTY MUNICIPAL COURT, 21ST JUDICIAL CIRCUIT, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 162 F. 3d 1163.

No. 98-7921. *HARRIS v. CAIN, WARDEN.* C. A. 5th Cir. Certiorari denied. Reported below: 152 F. 3d 430.

No. 98-7923. *ESTELL v. EDMONDSON, ATTORNEY GENERAL OF OKLAHOMA.* C. A. 10th Cir. Certiorari denied. Reported below: 162 F. 3d 1172.

No. 98-7926. *DODSON v. BRIGANO, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 98-7928. *RANSON v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 727 So. 2d 909.

No. 98-7931. *HOFFMAN v. NORTH CAROLINA.* Sup. Ct. N. C. Certiorari denied. Reported below: 349 N. C. 167, 505 S. E. 2d 80.

No. 98-7934. *HENRY v. CONLEY, WARDEN.* C. A. 6th Cir. Certiorari denied. Reported below: 166 F. 3d 1214.

No. 98-7937. *DECARLO v. EASLEY, ATTORNEY GENERAL OF NORTH CAROLINA, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 153 F. 3d 719.

No. 98-7938. *DAVIS v. LENSING, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 98-7939. *HAWKINS v. OHIO.* Ct. App. Ohio, Franklin County. Certiorari denied.

No. 98-7940. *FREEMAN v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 98-7943. *ELLIS v. LYLES, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 95.

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No. 98–7945. *DE SANTIS v. ROE, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98–7946. *DORSEY v. HARRIS COUNTY JAIL ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 163 F. 3d 1355.

No. 98–7947. *EWING v. CALIFORNIA.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 98–7948. *FLOWERS v. DOYLE, ATTORNEY GENERAL OF WISCONSIN.* C. A. 7th Cir. Certiorari denied.

No. 98–7953. *JAMES v. TAYLOR, WARDEN, ET AL.* Sup. Ct. S. C. Certiorari denied.

No. 98–7954. *MOORE-BEY v. DELROSARIO ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 165 F. 3d 32.

No. 98–7955. *KAUGURS v. TARR.* Sup. Ct. Nev. Certiorari denied. Reported below: 114 Nev. 1714, 988 P. 2d 833.

No. 98–7958. *LAVERTU v. NEW HAMPSHIRE SUPREME COURT.* Sup. Ct. N. H. Certiorari denied.

No. 98–7959. *MAPLES v. MICHIGAN.* Ct. App. Mich. Certiorari denied.

No. 98–7971. *HAWKINS v. CZARNECKI ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 142 F. 3d 434.

No. 98–7972. *TOLENTA v. CAMBRA, WARDEN.* C. A. 9th Cir. Certiorari denied.

No. 98–7973. *VOTH v. FUGAZZI.* C. A. 5th Cir. Certiorari denied.

No. 98–7974. *VALCHAR v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 98–7975. *THIBODEAUX v. DAY, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 96.

No. 98–7976. *TYLER v. DUCKWORTH, SUPERINTENDENT, CORRECTIONAL INDUSTRIAL FACILITY.* C. A. 7th Cir. Certiorari denied.

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No. 98-7989. *HIGGASON v. SHROYER ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 165 F. 3d 32.

No. 98-7992. *FORD v. HANKS, SUPERINTENDENT, WABASH VALLEY CORRECTIONAL FACILITY.* C. A. 7th Cir. Certiorari denied. Reported below: 165 F. 3d 32.

No. 98-7994. *DELBOSQUE v. MORGAN.* C. A. 9th Cir. Certiorari denied.

No. 98-8012. *WARE v. VIRGINIA.* Sup. Ct. Va. Certiorari denied.

No. 98-8013. *THOMAS v. BORG.* C. A. 9th Cir. Certiorari denied. Reported below: 159 F. 3d 1147.

No. 98-8014. *WEBB v. HUNT, GOVERNOR OF NORTH CAROLINA, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 163 F. 3d 600.

No. 98-8022. *BEATTY v. CHARKRAVORTY ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 165 F. 3d 13.

No. 98-8023. *AMURA, AKA JOHNSON v. CALIFORNIA.* Sup. Ct. Cal. Certiorari denied.

No. 98-8024. *CHRISTIAN v. AHITOW, WARDEN.* C. A. 7th Cir. Certiorari denied.

No. 98-8025. *BENFORD v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 295 Ill. App. 3d 695, 692 N. E. 2d 1285.

No. 98-8050. *GRAY v. MISSISSIPPI.* Sup. Ct. Miss. Certiorari denied. Reported below: 728 So. 2d 36.

No. 98-8116. *BIRO v. PAGE, WARDEN.* C. A. 7th Cir. Certiorari denied.

No. 98-8117. *ANDUHA v. MARSHALL, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 342.

No. 98-8144. *CARBIN v. MISSISSIPPI ET AL.* C. A. 5th Cir. Certiorari denied.

No. 98-8148. *SIDLES v. SUTER, CLERK, SUPREME COURT OF THE UNITED STATES, ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 172 F. 3d 921.

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No. 98–8149. *ROWE v. UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS*. C. A. 1st Cir. Certiorari denied.

No. 98–8161. *BROWN v. INDIANA*. Sup. Ct. Ind. Certiorari denied. Reported below: 698 N. E. 2d 1132.

No. 98–8171. *HARPER v. KENTUCKY*. Sup. Ct. Ky. Certiorari denied. Reported below: 978 S. W. 2d 311.

No. 98–8187. *MARIN v. DEPARTMENT OF DEFENSE ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 98–8192. *JOHNSON v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 162 F. 3d 97.

No. 98–8196. *COLLINS v. APFEL, COMMISSIONER OF SOCIAL SECURITY*. C. A. 3d Cir. Certiorari denied. Reported below: 164 F. 3d 621.

No. 98–8225. *OGUNDE v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 98–8236. *MANNING v. MISSISSIPPI*. Sup. Ct. Miss. Certiorari denied. Reported below: 726 So. 2d 1152.

No. 98–8241. *MARTIN v. CITY OF DANVILLE, VIRGINIA*. C. A. 4th Cir. Certiorari denied. Reported below: 162 F. 3d 1155.

No. 98–8254. *MCKINLEY v. UNITED STATES*; and

No. 98–8345. *WALKER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 160 F. 3d 1078.

No. 98–8276. *JAMES v. WEST, SECRETARY OF VETERANS AFFAIRS*. C. A. Fed. Cir. Certiorari denied. Reported below: 173 F. 3d 437.

No. 98–8286. *BRIONES v. UNITED STATES*; and

No. 98–8340. *BRIONES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 918.

No. 98–8296. *TONUBBEE v. CAIN, WARDEN*. C. A. 5th Cir. Certiorari denied.

No. 98–8304. *WEBB v. WILLIAMS, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 132 F. 3d 44.

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No. 98-8322. *FRANCO, AKA MERRILL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 163 F. 3d 1359.

No. 98-8325. *HANSERD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 98-8326. *GONZALEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 919.

No. 98-8332. *SANTOS GALLEGOS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 98-8334. *RODGERS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 166 F. 3d 338.

No. 98-8335. *RAMIREZ-GALVAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 165 F. 3d 23.

No. 98-8336. *SMITH v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 50.

No. 98-8337. *SOLOYE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 165 F. 3d 23.

No. 98-8338. *PERRY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 50.

No. 98-8339. *SPEAL v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 350.

No. 98-8347. *TORRES v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 162 F. 3d 6.

No. 98-8349. *BEHRENS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 162 F. 3d 1175.

No. 98-8350. *BALDWIN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 164 F. 3d 625.

No. 98-8351. *COLLIER v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 98-8354. *SWEED v. UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT*. C. A. 5th Cir. Certiorari denied.

No. 98-8355. *REDD v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 161 F. 3d 793.

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No. 98-8356. *SIMONS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1202.

No. 98-8358. *BOUNSALL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 344.

No. 98-8365. *STEARNS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 165 F. 3d 39.

No. 98-8367. *LORGE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 516.

No. 98-8368. *LASZCZYNSKI v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 155 F. 3d 562.

No. 98-8370. *LEWIS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 166 F. 3d 340.

No. 98-8371. *LINCOLN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 163 F. 3d 1358.

No. 98-8376. *MAGGARD ET AL. v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 156 F. 3d 843.

No. 98-8379. *PAUL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 98-8381. *WATSON v. CONNECTICUT*. App. Ct. Conn. Certiorari denied. Reported below: 50 Conn. App. 591, 718 A. 2d 497.

No. 98-8385. *ROBINSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 164 F. 3d 627.

No. 98-8386. *ABISIA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 98-8388. *VANTERPOOL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 165 F. 3d 40.

No. 98-8389. *CHOW v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 162 F. 3d 1156.

No. 98-8390. *TODD v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 166 F. 3d 339.

No. 98-8393. *STEWART v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 153 F. 3d 724.

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No. 98-8396. *HARRIS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 165 F. 3d 24.

No. 98-8397. *DONELSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 344.

No. 98-8408. *PETERSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 138 F. 3d 906.

No. 98-8409. *SMITH v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 913.

No. 98-8415. *BREWSTER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 20.

No. 98-8416. *COFSKE v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 157 F. 3d 1.

No. 98-8418. *PHILLIPS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 166 F. 3d 352.

No. 98-8422. *LEWIS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 161 F. 3d 4.

No. 98-8423. *JONES v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 152 F. 3d 680.

No. 98-8427. *MILANO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 152 F. 3d 934.

No. 98-8449. *THURSTON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 913.

No. 98-8452. *GARMANY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 163 F. 3d 608.

No. 98-8456. *HERNANDEZ-GUEVARA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 863.

No. 98-8457. *HUMPHREYS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 165 F. 3d 40.

No. 98-8458. *DOE v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 187 F. 3d 623.

No. 98-8464. *DUNN v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1202.

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No. 98–8465. *TABBAA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 920.

No. 97–1357. *THOMPSON ET AL. v. MILLE LACS BAND OF CHIPPEWA INDIANS ET AL.* C. A. 8th Cir. Motion of Dean Crist for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 124 F. 3d 904.

No. 98–899. *PLUNK v. UNITED STATES*. C. A. 9th Cir. Motion of petitioner to defer consideration of petition for writ of certiorari denied. Certiorari denied. Reported below: 153 F. 3d 1011 and 161 F. 3d 15.

No. 98–1026. *WASHINGTON v. UNITED STATES ET AL.*;

No. 98–1028. *PUGET SOUND SHELLFISH GROWERS v. UNITED STATES ET AL.*;

No. 98–1039. 26 *TIDELAND AND UPLAND PRIVATE PROPERTY OWNERS ET AL. v. UNITED STATES ET AL.*; and

No. 98–1052. *ALEXANDER ET AL. v. UNITED STATES ET AL.* C. A. 9th Cir. Motion of Pacific Legal Foundation for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 157 F. 3d 630.

No. 98–1077. *CALIFORNIANS FOR SAFE AND COMPETITIVE DUMP TRUCK TRANSPORTATION ET AL. v. MENDONCA ET AL.* C. A. 9th Cir. Motion of California Trucking Association et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 152 F. 3d 1184.

No. 98–1082. *CALDERON, WARDEN v. UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA (KELLY, REAL PARTY IN INTEREST)*. C. A. 9th Cir. Motion of respondent Horace Edwards Kelly for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 163 F. 3d 530.

Rehearing Denied

No. 98–6636. *RAMIREZ v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*, 525 U. S. 1077;

No. 98–6745. *PIERCE v. LOCAL 863, INTERNATIONAL BROTHERHOOD OF TEAMSTERS, ET AL.*, 525 U. S. 1079;

No. 98–7038. *MATHISON v. UNITED STATES*, 525 U. S. 1089;

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No. 98-7149. *BLOUNT v. UNITED STATES*, 525 U.S. 1091;
No. 98-7375. *RAMOS v. UNITED STATES*, 525 U.S. 1128;
No. 98-7493. *CRIALES v. AMERICAN AIRLINES, INC.*, 525 U.S. 1162;
No. 98-7807. *IN RE BREWER*, 525 U.S. 1137; and
No. 98-7845. *McKEEVE v. UNITED STATES*, 525 U.S. 1184.
Petitions for rehearing denied.

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Miscellaneous Order

No. 98-8930 (A-852). *IN RE RAMSEY*. 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.

Certiorari Denied

No. 98-8824 (A-828). *CHICHESTER v. TAYLOR, 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: 168 F. 3d 481.

APRIL 14, 1999

Dismissal Under Rule 46

No. 98-1368. *STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL. v. LAGRAN*. C. A. 9th Cir. Certiorari dismissed under this Court's Rule 46.2. Reported below: 173 F. 3d 1144.

APRIL 19, 1999

Affirmed on Appeal

No. 98-933. *APOLLOMEDIA CORP. v. RENO, ATTORNEY GENERAL*. Affirmed on appeal from D. C. N. D. Cal. JUSTICE STEVENS would postpone question of jurisdiction to hearing of case on the merits. Reported below: 19 F. Supp. 2d 1081.

Certiorari Granted—Vacated and Remanded

No. 98-1204. *BRADSHAW, LABOR COMMISSIONER OF CALIFORNIA, ET AL. v. G & G FIRE SPRINKLERS, INC.* C. A. 9th

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Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *American Mfrs. Mut. Ins. Co. v. Sullivan*, ante, p. 40. Reported below: 156 F. 3d 893.

Miscellaneous Orders

No. A-717. POLYAK *v.* HULEN ET AL. Ct. App. Tenn. Application for stay, addressed to JUSTICE GINSBURG and referred to the Court, denied.

No. A-759. DAVIS *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. Application for certificate of appealability, addressed to JUSTICE STEVENS and referred to the Court, denied.

No. A-810 (98-1586). HILL *v.* MICHIGAN ATTORNEY GRIEVANCE COMMISSION. Sup. Ct. Mich. Application for stay, addressed to JUSTICE THOMAS and referred to the Court, denied.

No. D-2024. IN RE DISBARMENT OF FORMAN. Disbarment entered. [For earlier order herein, see 525 U. S. 1100.]

No. M-57. PERRY *v.* UNITED STATES;

No. M-58. JULIE N. *v.* TUOLUMNE COUNTY DEPARTMENT OF HUMAN SERVICES AGENCY; and

No. M-59. LEBRETON *v.* RABITO ET AL. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 98-531. FLORIDA PREPAID POSTSECONDARY EDUCATION EXPENSE BOARD *v.* COLLEGE SAVINGS BANK ET AL. C. A. Fed. Cir. [Certiorari granted, 525 U. S. 1064.] Motion of Federal Circuit Bar Association for leave to file a brief as *amicus curiae* granted.

No. 98-5881. LILLY *v.* VIRGINIA. Sup. Ct. Va. [Certiorari granted, 525 U. S. 981.] Motion of American Civil Liberties Union et al. for leave to file a brief as *amici curiae* granted.

No. 98-7299. IN RE RIVERA;

No. 98-7983. IN RE RIVERA; and

No. 98-8609. IN RE RICHARDS. Motions of petitioners for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioners are allowed until May 10, 1999, within which to pay the docketing fees required by Rule 38(a) and to

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submit petitions in compliance with Rule 33.1 of the Rules of this Court.

No. 98-7547. *CROSS v. PELICAN BAY STATE PRISON ET AL.* C. A. 9th Cir.;

No. 98-7548. *CROSS v. CAMBRA, WARDEN.* C. A. 9th Cir.;

No. 98-7550. *CROSS v. PELICAN BAY STATE PRISON ET AL.* C. A. 9th Cir.; and

No. 98-7551. *CROSS v. PELICAN BAY STATE PRISON ET AL.* C. A. 9th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [ante, p. 1003] denied.

No. 98-8056. *FREDYMA v. LAKE SUNAPEE BANK ET AL.* C. A. 1st Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until May 10, 1999, 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. 98-8093. *PRUNTY v. HOLSCHUH, SENIOR JUDGE, UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO, ET AL.* C. A. 6th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until May 10, 1999, 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. 98-8527. *IN RE L'HEUREUX*; and

No. 98-8675. *IN RE RILEY.* Petitions for writs of habeas corpus denied.

No. 98-1442. *IN RE MURPHY.* Petition for writ of mandamus denied.

Certiorari Granted

No. 98-1109. *SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES, ET AL. v. ILLINOIS COUNCIL ON LONG TERM CARE, INC.* C. A. 7th Cir. Certiorari granted. Reported below: 143 F. 3d 1072.

No. 98-1101. *DRYE ET AL. v. UNITED STATES.* C. A. 8th Cir. Certiorari granted limited to the following question: "Whether the interest of an heir in an estate constitutes 'property' or a 'right to property' to which the federal tax lien attaches under

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26 U.S.C. § 6321 even though the heir thereafter purports retroactively to disclaim the interest under state law?" Reported below: 152 F.3d 892.

No. 98-7809. *MARTINEZ v. COURT OF APPEAL OF CALIFORNIA, FOURTH APPELLATE DISTRICT*. Sup. Ct. Cal. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted limited to the following question: "Does a criminal defendant have a constitutional right to elect self-representation on direct appeal from a judgment of conviction?"

Certiorari Denied

No. 98-927. *MOYLE v. DIRECTOR, OFFICE OF WORKERS' COMPENSATION PROGRAMS, ET AL.* C.A. 9th Cir. Certiorari denied. Reported below: 147 F.3d 1116.

No. 98-977. *AMERICAN BIBLE SOCIETY ET AL. v. RITCHIE, GUARDIAN OF THE ESTATE OF PETER*. C.A. 5th Cir. Certiorari denied. Reported below: 143 F.3d 937.

No. 98-992. *MOORE ET UX. v. ASHLAND CHEMICAL, INC., ET AL.* C.A. 5th Cir. Certiorari denied. Reported below: 151 F.3d 269.

No. 98-993. *RYAN v. UNITED STATES*. C.A. 8th Cir. Certiorari denied. Reported below: 153 F.3d 708.

No. 98-1059. *NATIONAL ASSOCIATION FOR BIOMEDICAL RESEARCH v. ANIMAL LEGAL DEFENSE FUND, INC., ET AL.* C.A. D.C. Cir. Certiorari denied. Reported below: 154 F.3d 426.

No. 98-1066. *BATES v. ARKANSAS*. Ct. App. Ark. Certiorari denied. Reported below: 63 Ark. App. xiv.

No. 98-1076. *PORTLAND 76 AUTO/TRUCK PLAZA, INC. v. UNION OIL COMPANY OF CALIFORNIA, DBA UNOCAL CORP., ET AL.* C.A. 9th Cir. Certiorari denied. Reported below: 153 F.3d 938.

No. 98-1131. *WARDER ET AL. v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES*. C.A. 1st Cir. Certiorari denied. Reported below: 149 F.3d 73.

No. 98-1155. *ELECTRIC ENGINEERING CO. v. CALPINE CORP. ET AL.* C.A. 9th Cir. Certiorari denied. Reported below: 158 F.3d 1051.

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No. 98-1194. *STEELTEK, INC. v. GRIFFIN*. C. A. 10th Cir. Certiorari denied. Reported below: 160 F. 3d 591.

No. 98-1215. *STAJOS, DBA AMERICAN EAGLE FIREWORKS, INC. v. CITY OF LANSING ET AL.* Ct. App. Mich. Certiorari denied. Reported below: 221 Mich. App. 223, 561 N.W. 2d 116.

No. 98-1236. *COMPANIA FINANCIERA ECUATORIANA DE DESAROLO, S. A. v. CHASE MANHATTAN BANK, SUCCESSOR IN INTEREST TO MANUFACTURERS HANOVER TRUST Co.* C. A. 2d Cir. Certiorari denied. Reported below: 165 F. 3d 13.

No. 98-1246. *GRAY v. BOARD OF REGENTS OF THE UNIVERSITY SYSTEM OF GEORGIA ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 150 F. 3d 1347.

No. 98-1252. *ORISEK v. AMERICAN INSTITUTE OF AERONAUTICS AND ASTRONAUTICS*. C. A. 2d Cir. Certiorari denied. Reported below: 162 F. 3d 1148.

No. 98-1257. *KIRSTEIN ET UX. v. PARKS CORP.* C. A. 7th Cir. Certiorari denied. Reported below: 159 F. 3d 1065.

No. 98-1258. *HASSINE v. ZIMMERMAN, SUPERINTENDENT, PENNSYLVANIA STATE CORRECTIONAL INSTITUTE, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 160 F. 3d 941.

No. 98-1260. *STUART, A MINOR, BY HIS NATURAL GUARDIAN AND NEXT FRIEND, CRAVEN, ET AL. v. AMERICAN CYANAMID Co.* C. A. 2d Cir. Certiorari denied. Reported below: 158 F. 3d 622.

No. 98-1261. *CALHOUN ET UX. v. CITY OF DURANT ET AL.* Ct. Civ. App. Okla. Certiorari denied. Reported below: 970 P. 2d 608.

No. 98-1264. *FOURNIER v. REARDON, INDIVIDUALLY AND AS SHERIFF FOR THE COUNTY OF ESSEX, ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 160 F. 3d 754.

No. 98-1266. *BENNINGFIELD ET AL. v. NUCHIA ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 157 F. 3d 369.

No. 98-1267. *KERGER v. BOARD OF TRUSTEES OF COMMUNITY COLLEGE DISTRICT No. 502, COUNTY OF DUPAGE AND STATE OF ILLINOIS, AKA COLLEGE OF DUPAGE*. App. Ct. Ill., 2d

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Dist. Certiorari denied. Reported below: 295 Ill. App. 3d 272, 692 N. E. 2d 695.

No. 98-1268. UNITED STATES EX REL. BIDDLE *v.* BOARD OF TRUSTEES, LELAND STANFORD, JR., UNIVERSITY. C. A. 9th Cir. Certiorari denied. Reported below: 161 F. 3d 533.

No. 98-1269. QUICK POINT, INC. *v.* PACIFIC HANDY CUTTER, INC. C. A. Fed. Cir. Certiorari denied. Reported below: 178 F. 3d 1307.

No. 98-1272. DALHAUSER *v.* TEXAS; and MAHAN *v.* TEXAS. Ct. App. Tex., 11th Dist. Certiorari denied.

No. 98-1277. KUCERA *v.* UNITED NEBRASKA BANK. Ct. App. Neb. Certiorari denied. Reported below: 7 Neb. App. xxviii.

No. 98-1278. SEKO INVESTMENTS, INC. *v.* CHICAGO TITLE INSURANCE Co. C. A. 9th Cir. Certiorari denied. Reported below: 156 F. 3d 1005.

No. 98-1282. FRANKS & SON, INC., ON BEHALF OF THEMSELVES AND ALL OTHERS SIMILARLY SITUATED *v.* WASHINGTON ET AL. Sup. Ct. Wash. Certiorari denied. Reported below: 136 Wash. 2d 737, 966 P. 2d 1232.

No. 98-1289. HISTORIC GREEN SPRINGS, INC. *v.* VIRGINIA VERMICULITE, LTD., ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 156 F. 3d 535.

No. 98-1291. CONNECTICUT VALLEY ELECTRIC Co. ET AL. *v.* PATCH, CHAIRMAN, NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION, ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 167 F. 3d 29.

No. 98-1301. MCGAHREN ET AL. *v.* FIRST CITIZENS BANK ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 19.

No. 98-1304. STEPHENS ET AL. *v.* CMG HEALTH, FHC OPTIONS, INC., ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 165 F. 3d 14.

No. 98-1306. MENOMINEE INDIAN TRIBE OF WISCONSIN *v.* THOMPSON, GOVERNOR OF WISCONSIN, ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 161 F. 3d 449.

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No. 98-1307. ILLINOIS COUNCIL ON LONG TERM CARE, INC. *v.* SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES, ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 143 F. 3d 1072.

No. 98-1308. CAPITAL CURRENCY EXCHANGE, N. V., DBA CHEQUEPOINT USA, ET AL. *v.* NATIONAL WESTMINSTER BANK PLC ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 155 F. 3d 603.

No. 98-1309. SHAZES *v.* SHAZES. Super. Ct. Pa. Certiorari denied. Reported below: 718 A. 2d 868.

No. 98-1310. ZISK ET UX. *v.* CITY OF ROSEVILLE ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 161 F. 3d 16.

No. 98-1312. DONOVAN *v.* CALIFORNIA. App. Dept., Super. Ct. Cal., Santa Clara County. Certiorari denied.

No. 98-1313. DAVIS *v.* SYNTEX LABORATORIES, INC., ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 149 F. 3d 1178.

No. 98-1314. DENOUDEN *v.* UNIVERSITY OF WASHINGTON ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 156 F. 3d 1236.

No. 98-1315. JOHNSON ET UX., TRUSTEES *v.* D. H. BLAIR & Co., INC., ET AL. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 697 So. 2d 912.

No. 98-1319. KIDDER, PEABODY & Co., INC., ET AL. *v.* MATHEWS ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 161 F. 3d 156.

No. 98-1320. BSW DEVELOPMENT GROUP *v.* CITY OF DAYTON. Sup. Ct. Ohio. Certiorari denied. Reported below: 83 Ohio St. 3d 338, 699 N. E. 2d 1271.

No. 98-1321. BEIM ET AL. *v.* ALIX, TRUSTEE. C. A. 6th Cir. Certiorari denied. Reported below: 168 F. 3d 490.

No. 98-1322. BOWMAN *v.* ANDERSON, CHAIRMAN, OKLAHOMA TAX COMMISSION. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 346.

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No. 98–1327. *OYGARD ET VIR v. TOWN OF COVENTRY ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1201.

No. 98–1328. *SMITH v. SCOTT ET AL.* App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 295 Ill. App. 3d 1137, 726 N. E. 2d 239.

No. 98–1336. *BRANSON SCHOOL DISTRICT RE–82 ET AL. v. OWENS, GOVERNOR OF COLORADO, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 161 F. 3d 619.

No. 98–1341. *BLUM ET UX. v. STATE FARM FIRE & CASUALTY CO. ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 145 F. 3d 1336.

No. 98–1343. *MANTLE v. MANTLE.* C. A. 9th Cir. Certiorari denied. Reported below: 153 F. 3d 1082.

No. 98–1345. *RASMUSSEN ET AL. v. FROST ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 163 F. 3d 1354.

No. 98–1350. *DAVIS v. WACHOVIA MORTGAGE CO., FKA FIRST WACHOVIA MORTGAGE CO.* C. A. 11th Cir. Certiorari denied. Reported below: 159 F. 3d 1361.

No. 98–1351. *CONRAD v. TEXAS.* Ct. App. Tex., 14th Dist. Certiorari denied.

No. 98–1353. *QUANDT v. TENNESSEE.* Ct. Crim. App. Tenn. Certiorari denied.

No. 98–1357. *REEVES v. TEXAS.* Ct. App. Tex., 10th Dist. Certiorari denied. Reported below: 969 S. W. 2d 471.

No. 98–1358. *DAVENPORT v. COMMUNITY CORRECTIONS OF THE PIKES PEAK REGION, INC.* Sup. Ct. Colo. Certiorari denied. Reported below: 962 P. 2d 963.

No. 98–1387. *CATON v. TRUDEAU.* C. A. 5th Cir. Certiorari denied. Reported below: 157 F. 3d 1026.

No. 98–1388. *FRATELLO v. NEW YORK.* Ct. App. N. Y. Certiorari denied. Reported below: 92 N. Y. 2d 565, 706 N. E. 2d 1173.

No. 98–1399. *COMBINED INSURANCE COMPANY OF AMERICA v. ALDRIDGE ET AL.; and COMBINED INSURANCE COMPANY OF*

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AMERICA *v.* BLACKWELL ET UX. C. A. 11th Cir. Certiorari denied. Reported below: 148 F. 3d 1266 (first judgment).

No. 98-1410. MOSCARELLO *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 162 F. 3d 1153.

No. 98-1411. IN RE SMITH. C. A. 10th Cir. Certiorari denied.

No. 98-1415. HALL *v.* OWEN ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 158 F. 3d 587.

No. 98-1421. ROBBINS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 163 F. 3d 1358.

No. 98-1422. NOWAK *v.* SCHOOL BOARD OF PALM BEACH COUNTY. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 719 So. 2d 913.

No. 98-1436. SOMATERIA FOUNDATION ET AL. *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 162 F. 3d 1174.

No. 98-1445. STOIBER *v.* SECURITIES AND EXCHANGE COMMISSION. C. A. D. C. Cir. Certiorari denied. Reported below: 161 F. 3d 745.

No. 98-1451. KERSEY *v.* UNITED STATES AIR FORCE ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 201 F. 3d 427.

No. 98-1454. SEELY *v.* HENDERSON, POSTMASTER GENERAL. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 348.

No. 98-1457. RENNER *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied.

No. 98-1463. RHODES *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 156 F. 3d 1245.

No. 98-1479. ROSENTHAL *v.* CONRAD. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 98-1484. MCCOLLUM *v.* UNITED STATES ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 157 F. 3d 907.

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No. 98-1502. *JARVIS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 166 F. 3d 352.

No. 98-1508. *LAKE ET UX. v. RUBIN, SECRETARY OF THE TREASURY*. C. A. D. C. Cir. Certiorari denied. Reported below: 162 F. 3d 113.

No. 98-6134. *UDERRA v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied. Reported below: 550 Pa. 389, 706 A. 2d 334.

No. 98-6412. *CLARK v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied. Reported below: 551 Pa. 258, 710 A. 2d 31.

No. 98-6934. *ARIZMENDE-MATIAS v. UNITED STATES*; and *MORALES-ORTIZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 157 F. 3d 901 (first judgment); 162 F. 3d 95 (second judgment).

No. 98-7238. *HOFF v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 157 F. 3d 1067.

No. 98-7259. *KARTIK v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 158 F. 3d 583.

No. 98-7262. *MOSLEY v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 983 S. W. 2d 249.

No. 98-7307. *DOWTHITT v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 98-7350. *SPOTZ v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied. Reported below: 552 Pa. 499, 716 A. 2d 580.

No. 98-7354. *SANTOS-ROMERO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 159 F. 3d 1356.

No. 98-7384. *AREVALO-SANCHEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 159 F. 3d 1357.

No. 98-7399. *ELDRED v. KENTUCKY*. Sup. Ct. Ky. Certiorari denied. Reported below: 973 S. W. 2d 43.

No. 98-7533. *MURRAY v. DOSAL, CLERK, UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MINNESOTA*. C. A. 8th Cir. Certiorari denied. Reported below: 150 F. 3d 814.

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No. 98-7571. *CROSS v. UNITED STATES PAROLE COMMISSION*. C. A. 7th Cir. Certiorari denied.

No. 98-7661. *VANN v. TENNESSEE*. Sup. Ct. Tenn. Certiorari denied. Reported below: 976 S. W. 2d 93.

No. 98-7723. *VENEGAS-ORTEGA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 94.

No. 98-7861. *DE LEON-CASTANEDA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 96.

No. 98-7982. *OWENS v. LIVERGOOD ET AL.* C. A. 3d Cir. Certiorari denied.

No. 98-8000. *ROCHON v. CITY OF ANGOLA, LOUISIANA, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 98-8015. *WALLS v. BOWERSOX, SUPERINTENDENT, POTOMAC CORRECTIONAL CENTER*. C. A. 8th Cir. Certiorari denied. Reported below: 151 F. 3d 827.

No. 98-8030. *BROWN v. HUBBARD, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-8039. *VARGAS v. THOMPSON ET AL.* C. A. 11th Cir. Certiorari denied.

No. 98-8041. *WATKINS v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 98-8045. *SIMON v. ARTUZ, SUPERINTENDENT, GREEN HAVEN CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied. Reported below: 165 F. 3d 14.

No. 98-8057. *HUNTER v. MOORE, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 911.

No. 98-8058. *SAN MARTIN v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 717 So. 2d 462.

No. 98-8063. *SNEED v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 98-8069. *LAMBIRTH v. YEARWOOD, WARDEN*. C. A. 9th Cir. Certiorari denied.

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No. 98-8070. *KHALAF v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 98-8071. *NEWMAN v. KRAMER, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-8072. *NAUSS v. BRENNAN, WARDEN, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 98-8075. *JAMES v. UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT*. C. A. 4th Cir. Certiorari denied. Reported below: 164 F. 3d 624.

No. 98-8077. *KING v. UPSHAW, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 98-8078. *MAYNE v. MAYNE ET UX*. Ct. Sp. App. Md. Certiorari denied. Reported below: 122 Md. App. 794.

No. 98-8079. *LAYTON v. GENERAL MOTORS CORP. ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 48.

No. 98-8080. *LARKINS v. AURELIUS, JUDGE, COURT OF COMMON PLEAS OF OHIO, CUYAHOGA COUNTY*. Sup. Ct. Ohio. Certiorari denied. Reported below: 84 Ohio St. 3d 112, 702 N. E. 2d 79.

No. 98-8084. *MCQUEEN v. STARKE ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 163 F. 3d 602.

No. 98-8086. *JACKSON v. HARPS ET AL.* C. A. 11th Cir. Certiorari denied.

No. 98-8091. *WRIGHTSON ET AL. v. SHINGLER ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 163 F. 3d 1360.

No. 98-8099. *STAHLMAN v. WEST VIRGINIA*. Cir. Ct. Kanawha County, W. Va. Certiorari denied.

No. 98-8100. *RILEY v. ROE, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-8102. *SENA v. NEW MEXICO ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 348.

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No. 98–8103. *DUNLAP v. PECO ENERGY CO. ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 159 F. 3d 1350.

No. 98–8105. *DOERR v. ARIZONA.* Sup. Ct. Ariz. Certiorari denied. Reported below: 193 Ariz. 56, 969 P. 2d 1168.

No. 98–8109. *LOWERY v. FLORIDA.* C. A. 11th Cir. Certiorari denied.

No. 98–8113. *BURCH v. MARYLAND.* Cir. Ct. Prince George's County, Md. Certiorari denied.

No. 98–8124. *JONES v. LOUISIANA.* Sup. Ct. La. Certiorari denied. Reported below: 731 So. 2d 262.

No. 98–8128. *KEMP v. ARKANSAS.* Sup. Ct. Ark. Certiorari denied. Reported below: 335 Ark. 139, 983 S. W. 2d 383.

No. 98–8129. *MCCONICO v. HIGHTOWER, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 162 F. 3d 98.

No. 98–8130. *MUSCIO v. NEW JERSEY.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 98–8131. *MILLER v. RICHARDSON ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 333.

No. 98–8134. *REEVES v. MITCHEM, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 98–8138. *BRUMBAUGH-CHANLEY v. CALIFORNIA.* Sup. Ct. Cal. Certiorari denied.

No. 98–8141. *BINSTOCK v. NEW JERSEY DIVISION OF MOTOR VEHICLES.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 98–8142. *WORDEN v. MICHIGAN.* Ct. App. Mich. Certiorari denied.

No. 98–8143. *TYLER v. LOUISIANA.* Sup. Ct. La. Certiorari denied. Reported below: 723 So. 2d 939.

No. 98–8146. *BROWNING v. MATUSINKA, JUDGE, SUPERIOR COURT OF CALIFORNIA, LOS ANGELES COUNTY-SOUTHWEST DISTRICT.* C. A. 9th Cir. Certiorari denied. Reported below: 152 F. 3d 924.

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No. 98–8147. *SPEED v. WASHINGTON*. Ct. App. Wash. Certiorari denied. Reported below: 90 Wash. App. 1047.

No. 98–8153. *CRUTCHER v. TEXAS*. Ct. App. Tex., 6th Dist. Certiorari denied. Reported below: 969 S. W. 2d 543.

No. 98–8154. *VIOLETT v. PEARSON ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 149 F. 3d 1185.

No. 98–8157. *TAYLOR v. TENNESSEE*. Sup. Ct. Tenn. Certiorari denied.

No. 98–8158. *VELASQUEZ v. KEANE, SUPERINTENDENT, WOODBOURNE CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied. Reported below: 165 F. 3d 16.

No. 98–8165. *THORN v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 98–8166. *CLIFF v. BROWNSTEIN, CLERK, APPELLATE DIVISION, SUPREME COURT OF NEW YORK, SECOND JUDICIAL DEPARTMENT*. C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1199.

No. 98–8168. *HOKE v. STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS*. Ct. App. Ariz. Certiorari denied.

No. 98–8209. *DAVIS v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 158 F. 3d 806.

No. 98–8210. *FRANKLIN v. SCHOTTEN, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 98–8267. *RUSSELL v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 98–8279. *AWOFOLU v. LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98–8282. *ANDERSON v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 178 F. 3d 1310.

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No. 98-8285. *ANGELINI v. ILLINOIS*. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 294 Ill. App. 3d 1124, 721 N. E. 2d 862.

No. 98-8293. *OWENS v. MOLINA, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 98-8298. *STALLINGS v. NEW MEXICO*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 348.

No. 98-8310. *LOCKLEAR v. NORTH CAROLINA*. Sup. Ct. N. C. Certiorari denied. Reported below: 349 N. C. 118, 505 S. E. 2d 277.

No. 98-8311. *KENNEDY v. HALEY, COMMISSIONER, ALABAMA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 156 F. 3d 1143.

No. 98-8324. *GARCIA v. HARRIS ET AL.* C. A. 8th Cir. Certiorari denied.

No. 98-8330. *HOBBS v. HOBBS*. Ct. App. Tenn. Certiorari denied. Reported below: 987 S. W. 2d 844.

No. 98-8357. *BURTON v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 184 Ill. 2d 1, 703 N. E. 2d 49.

No. 98-8362. *DELISLE v. RIVERS, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 161 F. 3d 370.

No. 98-8372. *LUCAS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 172 F. 3d 63.

No. 98-8382. *WILLIAMS v. CAMBRA, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-8400. *ZURLA v. LEMASTER, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 161 F. 3d 19.

No. 98-8403. *TATUM v. MISSOURI BOARD OF PROBATION AND PAROLE ET AL.* C. A. 8th Cir. Certiorari denied.

No. 98-8420. *SUMTER v. BABBITT, SECRETARY OF THE INTERIOR, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 164 F. 3d 619.

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No. 98-8424. *LOWERY v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 172 F. 3d 41.

No. 98-8436. *WORKMAN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 164 F. 3d 632.

No. 98-8439. *TEJADA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 172 F. 3d 46.

No. 98-8441. *CARLSON v. TEXAS*. Ct. App. Tex., 2d Dist. Certiorari denied.

No. 98-8442. *AUGUST v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 840.

No. 98-8447. *SCHRAMM v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 167 F. 3d 540.

No. 98-8455. *GARCIA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 166 F. 3d 340.

No. 98-8459. *ALI v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 172 F. 3d 859.

No. 98-8460. *O'NEAL v. MCANINCH, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 873.

No. 98-8467. *HERNANDEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 141 F. 3d 1042.

No. 98-8470. *DEL ANGEL POSADAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 166 F. 3d 341.

No. 98-8471. *PIERRE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 167 F. 3d 539.

No. 98-8472. *PARKER v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 173 F. 3d 422.

No. 98-8473. *CHINAGOROM v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 348.

No. 98-8478. *NEACE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 874.

No. 98-8480. *MURPH v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 162 F. 3d 1157.

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No. 98–8482. *ABUHOURLAN v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 161 F. 3d 206.

No. 98–8489. *COOK v. ROMINE, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 98–8493. *GILES v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 98–8497. *FROST v. THOMAS ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 161 F. 3d 12.

No. 98–8504. *GOINS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 98–8505. *HENRIQUES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 21.

No. 98–8508. *SHEA v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 159 F. 3d 37.

No. 98–8509. *DEJESUS SANCHEZ v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 173 F. 3d 422.

No. 98–8511. *PAGE v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 181 F. 3d 81.

No. 98–8513. *RANDALL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 162 F. 3d 557.

No. 98–8514. *YANEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 94.

No. 98–8515. *SHUTTERS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 163 F. 3d 331.

No. 98–8516. *TYLER v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 164 F. 3d 150.

No. 98–8526. *L'HEUREUX v. WHITEHOUSE, ATTORNEY GENERAL OF RHODE ISLAND*. C. A. 1st Cir. Certiorari denied. Reported below: 187 F. 3d 622.

No. 98–8528. *McMENAMY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 156 F. 3d 186.

No. 98–8529. *MORTON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

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No. 98-8531. *MIOTKE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 167 F. 3d 537.

No. 98-8533. *LYNCH v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 158 F. 3d 195.

No. 98-8537. *GOLE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 158 F. 3d 166.

No. 98-8540. *HALL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 912.

No. 98-8541. *EAGANS v. WISCONSIN*. Ct. App. Wis. Certiorari denied. Reported below: 222 Wis. 2d 217, 587 N. W. 2d 214.

No. 98-8543. *HOLLAND v. UNITED STATES*. C. A. 10th Cir. Certiorari denied.

No. 98-8545. *SPENCER v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 160 F. 3d 413.

No. 98-8546. *ROBINSON v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 161 F. 3d 463.

No. 98-8550. *HIGGERSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 166 F. 3d 353.

No. 98-8552. *WILHELM v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 336.

No. 98-8553. *WHITE v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 98-8555. *ADDIS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 98-8558. *HOWARD v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 98-8562. *DOWNES v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 151 F. 3d 1301.

No. 98-8565. *GRAHAM v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 912.

No. 98-8568. *PUNGITORE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 172 F. 3d 861.

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No. 98–8569. *RAY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 98–8573. *MONTROYA v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 349.

No. 98–8574. *MORRIS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 50.

No. 98–8575. *KOLE, AKA MUWANGA v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 164 F. 3d 164.

No. 98–8582. *COLEMAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 98–8585. *GRIFFIN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 166 F. 3d 340.

No. 98–8586. *HITT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 164 F. 3d 1370.

No. 98–8587. *HAMILTON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 166 F. 3d 1215.

No. 98–8593. *CLEMIS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 165 F. 3d 26.

No. 98–8596. *BARGMON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 168 F. 3d 506.

No. 98–8598. *McLAUGHLIN v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 164 F. 3d 1.

No. 98–8600. *SOARES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 168 F. 3d 504.

No. 98–8601. *RADAMES-FERNANDEZ v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 187 F. 3d 623.

No. 98–8603. *STRICKLAND v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 98–8611. *PINEDA-GARCIA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 164 F. 3d 1233.

No. 98–8613. *BANKS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 912.

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No. 98-8615. *COFFMAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 167 F. 3d 537.

No. 98-8616. *JACKSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 874.

No. 98-8619. *MORAN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 98-8621. *BYRD v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 173 F. 3d 422.

No. 98-8624. *COUNCIL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 161 F. 3d 4.

No. 98-8626. *THOMAS v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 172 F. 3d 922.

No. 98-8630. *THOMAS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 172 F. 3d 865.

No. 98-8633. *PRAILLOW v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 172 F. 3d 922.

No. 98-8634. *STROPE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 173 F. 3d 422.

No. 98-8636. *STEWART v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 178 F. 3d 1312.

No. 98-8637. *PARADA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 158 F. 3d 832.

No. 98-8644. *DEL VAL SOTO v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 348.

No. 98-8652. *CHAVARRIA-MARQUEZ v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 173 F. 3d 422.

No. 98-8656. *AKAS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 172 F. 3d 45.

No. 98-8660. *SEPULVEDA v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 181 F. 3d 80.

No. 98-8662. *REVE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

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No. 98-8664. *WILLIAMS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 95.

No. 98-8669. *BARLOW v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 1159.

No. 98-1137. *COUNTY COUNCIL OF VOLUSIA COUNTY v. LOGGERHEAD TURTLE (CARETTA CARETTA) ET AL.* C. A. 11th Cir. Motions of Pacific Legal Foundation and Washington Legal Foundation et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 148 F. 3d 1231.

No. 98-1242. *MULL & MULL, PLC v. RHONE-POULENC RORER, INC., ET AL.*; and

No. 98-1243. *SPECE ET AL. v. RHONE-POULENC RORER, INC., ET AL.* C. A. 7th Cir. Motion of respondent Baxter Healthcare Corp. for leave to file Rule 29.6 Corporate Disclosure Statement under seal granted. Certiorari denied. Reported below: 159 F. 3d 1016.

No. 98-8731 (A-836). *JENKINS v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied. Certiorari denied. JUSTICE STEVENS and JUSTICE GINSBURG would grant the application for stay of execution. Reported below: 168 F. 3d 482.

No. 98-8856 (A-832). *LAWRIE v. SNYDER, WARDEN*. C. A. 3d Cir. Application for stay of execution of sentence of death, presented to JUSTICE SOUTER, 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: 176 F. 3d 472.

Rehearing Denied

No. 97-1252. *RENO, ATTORNEY GENERAL, ET AL. v. AMERICAN-ARAB ANTI-DISCRIMINATION COMMITTEE ET AL.*, 525 U.S. 471;

No. 98-921. *NORDSTROM v. NORDSTROM*, 525 U.S. 1142;

No. 98-982. *THOMPSON v. QUINCY'S RESTAURANT, INC.*, 525 U.S. 1144;

No. 98-1032. *CHI-MING CHOW v. MICHIGAN ET AL.*, 525 U.S. 1145;

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- No. 98-1104. *DAVIDSON v. HUBBARD ET AL.*, *ante*, p. 1005;
No. 98-1105. *GIESBERG v. TEXAS*, 525 U. S. 1147;
No. 98-6314. *STEPHENS v. UNITED STATES*, 525 U. S. 1148;
No. 98-6326. *MURPHY v. UNITED STATES*, 525 U. S. 977;
No. 98-6794. *BILES v. CORCORAN, WARDEN, ET AL.*, 525 U. S.
1081;
No. 98-6886. *PAL v. PAL*, 525 U. S. 1110;
No. 98-6979. *KISKILA ET UX. v. BUSINESS EXCHANGE, INC.*,
525 U. S. 1124;
No. 98-6988. *STRABLE v. UNITED STATES*, 525 U. S. 1087;
No. 98-7086. *EICKLEBERRY v. UNITED STATES*, 525 U. S. 1090;
No. 98-7108. *BOOKLESS v. MCKUNE, WARDEN, ET AL.*, 525
U. S. 1151;
No. 98-7119. *GREEN v. FLORIDA PAROLE AND PARDON COM-
MISSION ET AL.*, 525 U. S. 1125;
No. 98-7143. *IN RE CARTER*, 525 U. S. 1066;
No. 98-7146. *CROWLEY v. JOHNSON, DIRECTOR, TEXAS DE-
PARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*, 525
U. S. 1152;
No. 98-7161. *IN RE LEWIS*, 525 U. S. 1137;
No. 98-7199. *CODDINGTON v. MAKEL, WARDEN*, 525 U. S. 1153;
No. 98-7200. *ANDERSON v. REGIONAL MEDICAL CENTER AT
MEMPHIS ET AL.*, 525 U. S. 1153;
No. 98-7228. *ESPARZA v. ROLLINS, WARDEN, ET AL.*, 525
U. S. 1154;
No. 98-7230. *CONTURSI v. CIVIL SERVICE COMMISSION ET AL.*,
525 U. S. 1154;
No. 98-7288. *ALEXANDER v. SOUTH CAROLINA ET AL.*, 525
U. S. 1156;
No. 98-7308. *WILLIAMS v. USX CORP.*, 525 U. S. 1156;
No. 98-7313. *CLARK v. UNITED STATES*, 525 U. S. 1157;
No. 98-7422. *WATKIS v. AMERICAN NATIONAL INSURANCE CO.*,
525 U. S. 1181;
No. 98-7465. *BITTERMAN v. BITTERMAN*, 525 U. S. 1187;
No. 98-7608. *BRAVO v. DEPARTMENT OF VETERANS AFFAIRS
ET AL.*, 525 U. S. 1166;
No. 98-7711. *LINSMEIER v. WEST, SECRETARY OF VETERANS
AFFAIRS*, 525 U. S. 1168; and
No. 98-7849. *WILSON v. CORCORAN, WARDEN, ET AL.*, *ante*,
p. 1009. Petitions for rehearing denied.

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No. 98–6571. HENRY *v.* WILLIAMSON ET AL., 525 U.S. 1093. Petition for rehearing denied. JUSTICE BREYER took no part in the consideration or decision of this petition.

APRIL 20, 1999

Dismissal Under Rule 46

No. 98–507. SNYDER *v.* TREPAGNIER ET AL. C. A. 5th Cir. [Certiorari granted, 525 U.S. 1098.] Writ of certiorari dismissed under this Court’s Rule 46.

APRIL 22, 1999

Dismissal Under Rule 46

No. 98–1531. FEDERAL DEPOSIT INSURANCE CORPORATION, AS RECEIVER FOR FLAGLER FEDERAL SAVINGS AND LOAN ASSN. *v.* LACENTRA TRUCKING, INC., ET AL. C. A. 11th Cir. Certiorari dismissed under this Court’s Rule 46.1. Reported below: 157 F. 3d 1292.

APRIL 26, 1999

*Miscellaneous Orders**

No. A–819. LEISURE *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER, ET AL. Application for certificate of appealability, addressed to JUSTICE STEVENS and referred to the Court, denied.

No. D–2018. IN RE DISBARMENT OF MARTUCCI. Joseph C. Martucci, 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 December 7, 1998 [525 U.S. 1039], is discharged.

No. D–2032. IN RE DISBARMENT OF BOOREAM. Disbarment entered. [For earlier order herein, see 525 U.S. 1134.]

*For the Court’s orders prescribing amendments to the Federal Rules of Bankruptcy Procedure, see *post*, p. 1171; amendments to the Federal Rules of Civil Procedure, see *post*, p. 1185; and amendments to the Federal Rules of Criminal Procedure, see *post*, p. 1191.

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No. D-2037. IN RE DISBARMENT OF SCHULMAN. Disbarment entered. [For earlier order herein, see 525 U. S. 1135.]

No. D-2038. IN RE DISBARMENT OF GOLDSWEIG. Disbarment entered. [For earlier order herein, see 525 U. S. 1135.]

No. D-2039. IN RE DISBARMENT OF LEVENE. Disbarment entered. [For earlier order herein, see 525 U. S. 1135.]

No. D-2040. IN RE DISBARMENT OF TIERNAN. Disbarment entered. [For earlier order herein, see 525 U. S. 1135.]

No. D-2042. IN RE DISBARMENT OF BUTLER. Disbarment entered. [For earlier order herein, see 525 U. S. 1135.]

No. D-2043. IN RE DISBARMENT OF REA. Disbarment entered. [For earlier order herein, see 525 U. S. 1136.]

No. D-2055. IN RE DISBARMENT OF SPALLINA. William F. Spallina, of Newton Highlands, Mass., 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 March 22, 1999 [*ante*, p. 1014], is discharged.

No. D-2060. IN RE DISBARMENT OF SCHAMBACH. Robert B. Schambach, of Metairie, La., 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-2061. IN RE DISBARMENT OF MAGUIRE. Michael P. Maguire, of Alexandria, 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-2062. IN RE DISBARMENT OF LANGFUS. Stanley Alan Langfus, of Hollywood, 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-2063. IN RE DISBARMENT OF MASSEY. Thomas Allen Massey, of Oklahoma City, Okla., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40

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days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2064. IN RE DISBARMENT OF OLDS. Dean A. Olds, of Laguna 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. D-2065. IN RE DISBARMENT OF KULIE. Keith John Kulie, of Addison, 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-2066. IN RE DISBARMENT OF NORVELL. James David Norvell, of Abilene, 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-2067. IN RE DISBARMENT OF WEBB. Bryant Ashley Webb, of Woodbridge, 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-2068. IN RE DISBARMENT OF REYES-VIDAL. Antonio Reyes-Vidal, of San Antonio, 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. 65, Orig. TEXAS *v.* NEW MEXICO. Motion of the River Master for fees and expenses granted, and it is ordered that the River Master is awarded a total of \$2,505 for the period January 1 through March 31, 1999, to be paid equally by the parties. [For earlier order herein, see, *e. g.*, 525 U. S. 805.]

No. 98-7771. SCHWARZ *v.* NATIONAL SECURITY AGENCY ET AL. C. A. D. C. Cir.; and

No. 98-7782. SCHWARZ *v.* EXECUTIVE OFFICE OF THE PRESIDENT ET AL. C. A. 11th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 122] denied.

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No. 98-7904. *IN RE REIDT*. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 1015] denied.

No. 98-8208. *IN RE GAY*. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until May 17, 1999, 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. 98-8238. *LOWE v. TURNER*. Sup. Ct. Okla. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until May 17, 1999, 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. 98-8733. *IN RE WILLS*; and

No. 98-8773. *IN RE PERRY*. Petitions for writs of habeas corpus denied.

Certiorari Granted

No. 98-1152. *FOOD AND DRUG ADMINISTRATION ET AL. v. BROWN & WILLIAMSON TOBACCO CORP. ET AL.* C. A. 4th Cir. Certiorari granted. Reported below: 153 F. 3d 155.

No. 98-958. *UNITED BROTHERHOOD OF CARPENTERS AND JOINERS OF AMERICA ET AL. v. ANDERSON ET AL.* C. A. 2d Cir. Certiorari granted limited to the following question: "Taking into account the constitutional powers pursuant to which it was enacted, does 42 U.S.C. §1981 prohibit discrimination against noncitizens on the basis of alienage in private contracts?" Reported below: 156 F. 3d 167.

Certiorari Denied

No. 97-1867. *UNUM LIFE INSURANCE COMPANY OF AMERICA v. CISNEROS*. C. A. 9th Cir. Certiorari denied. Reported below: 134 F. 3d 939.

No. 98-1046. *BELLSOUTH CORP. v. FEDERAL COMMUNICATIONS COMMISSION ET AL.*; and

No. 98-1153. *U S WEST, INC. v. FEDERAL COMMUNICATIONS COMMISSION ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 144 F. 3d 58.

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No. 98-1156. CONNECTION DISTRIBUTING CO. *v.* RENO, ATTORNEY GENERAL. C. A. 6th Cir. Certiorari denied. Reported below: 154 F. 3d 281.

No. 98-1163. MARCU *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 9th Cir. Certiorari denied. Reported below: 147 F. 3d 1078.

No. 98-1253. CERAMICA NUOVA D'AGOSTINO, S. P. A. *v.* MCC-MARBLE CERAMIC CENTER, INC. C. A. 11th Cir. Certiorari denied. Reported below: 144 F. 3d 1384.

No. 98-1323. PNEUMO ABEX CORP. ET AL. *v.* GRUN. C. A. 7th Cir. Certiorari denied. Reported below: 163 F. 3d 411.

No. 98-1325. FALANGA ET AL. *v.* GEORGIA STATE BAR. C. A. 11th Cir. Certiorari denied. Reported below: 150 F. 3d 1333.

No. 98-1333. TESSIER *v.* COMBUSTION, INC., PLAINTIFFS' STEERING COMMITTEE. C. A. 5th Cir. Certiorari denied. Reported below: 156 F. 3d 1356.

No. 98-1339. HERWINS *v.* CITY OF REVERE ET AL. C. A. 1st Cir. Certiorari denied. Reported below: 163 F. 3d 15.

No. 98-1359. LYNDEN AIR FREIGHT, INC. *v.* KAMIKAWA, HAWAII DIRECTOR OF TAXATION. Sup. Ct. Haw. Certiorari denied. Reported below: 89 Haw. 51, 968 P. 2d 653.

No. 98-1366. SULLIVAN ET AL. *v.* DETILLIER. Ct. App. La., 5th Cir. Certiorari denied. Reported below: 714 So. 2d 244.

No. 98-1367. AUDET, NATURAL MOTHER, GUARDIAN, AND NEXT BEST FRIEND OF AUDET, A MINOR *v.* PRUDENTIAL HEALTH CARE PLAN, INC. C. A. 11th Cir. Certiorari denied. Reported below: 165 F. 3d 40.

No. 98-1379. LENTINO ET AL. *v.* CAGE; and

No. 98-1380. LENTINO *v.* CAGE. C. A. 5th Cir. Certiorari denied. Reported below: 165 F. 3d 23.

No. 98-1398. WEISSER *v.* FLORIDA BAR. Sup. Ct. Fla. Certiorari denied. Reported below: 721 So. 2d 1142.

No. 98-1405. MCCANN *v.* LARSON FOUNDATION. App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 295 Ill. App. 3d 1134, 726 N. E. 2d 237.

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No. 98-1474. *STEMBRIDGE v. PREFERRED RISK MUTUAL INSURANCE COMPANY OF IOWA ET AL.* Dist. Ct. App. Fla., 3d Dist. Certiorari denied.

No. 98-1483. *MANNIX v. VIRGINIA.* Ct. App. Va. Certiorari denied.

No. 98-1488. *JUNIOR ET AL. v. WEST VIRGINIA ET AL.* Sup. Ct. App. W. Va. Certiorari denied.

No. 98-1492. *PUBLICATIONS INTERNATIONAL, LTD. v. LANDOLL, INC.* C. A. 7th Cir. Certiorari denied. Reported below: 164 F. 3d 337.

No. 98-1510. *BROWER v. WASHINGTON ET AL.* Sup. Ct. Wash. Certiorari denied. Reported below: 137 Wash. 2d 44, 969 P. 2d 42.

No. 98-1520. *BRADFORD ET AL. v. MCCLELLAN ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 153 F. 3d 720.

No. 98-1525. *WEINSTOCK v. WEINSTOCK.* App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 253 App. Div. 2d 873, 678 N. Y. S. 2d 349.

No. 98-1530. *FALASTER v. ROTH, WARDEN.* C. A. 7th Cir. Certiorari denied.

No. 98-1538. *DITTRICH v. WEST, SECRETARY OF VETERANS AFFAIRS.* C. A. Fed. Cir. Certiorari denied. Reported below: 163 F. 3d 1349.

No. 98-1540. *KRUEGER v. WEST, SECRETARY OF VETERANS AFFAIRS.* C. A. Fed. Cir. Certiorari denied. Reported below: 168 F. 3d 1318.

No. 98-1544. *BOLTON v. MERIT SYSTEMS PROTECTION BOARD.* C. A. Fed. Cir. Certiorari denied. Reported below: 154 F. 3d 1313.

No. 98-1548. *ADVANCED MATERIALS, INC. v. UNITED STATES ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 136 F. 3d 137.

No. 98-1555. *QUIGLEY v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 873.

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No. 98-1558. *MOHAMED ET UX. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 343.

No. 98-1559. *CORDES FINANCE CORP. v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 10th Cir. Certiorari denied. Reported below: 162 F. 3d 1172.

No. 98-1567. *408 PEYTON ROAD, S. W., ATLANTA, FULTON COUNTY, GEORGIA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 162 F. 3d 644.

No. 98-7290. *SANFORD v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 157 F. 3d 987.

No. 98-7395. *DAVIS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 157 F. 3d 902.

No. 98-7740. *QUINTERO v. TENNESSEE*; and
No. 98-7846. *HALL v. TENNESSEE*. Sup. Ct. Tenn. Certiorari denied. Reported below: 976 S. W. 2d 121.

No. 98-7970. *GIBBS v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 154 F. 3d 253.

No. 98-8177. *CRISPEN v. CRISPEN*. Sup. Ct. App. W. Va. Certiorari denied.

No. 98-8178. *BALEY v. FORD MOTOR CO.* C. A. 2d Cir. Certiorari denied. Reported below: 165 F. 3d 13.

No. 98-8180. *COOR v. STOCKS ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 161 F. 3d 1.

No. 98-8181. *COOPER v. KLINGER, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 162 F. 3d 1172.

No. 98-8183. *HUNT v. BRITT ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 1209.

No. 98-8184. *ROBUSKY v. DAVIS, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 98-8185. *PRICE v. RYDER SYSTEM, INC., ET AL.* C. A. 5th Cir. Certiorari denied.

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No. 98-8189. *TUAN NGUYEN v. POLAROID CORP. ET AL.* App. Ct. Mass. Certiorari denied. Reported below: 45 Mass. App. 1112, 700 N. E. 2d 1201.

No. 98-8204. *DAY, AKA ALFORD v. UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS.* C. A. 1st Cir. Certiorari denied.

No. 98-8205. *WALTON v. STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 156 F. 3d 1241.

No. 98-8207. *THANH KIEN TRINH v. LOCKYER, ATTORNEY GENERAL OF CALIFORNIA, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 344.

No. 98-8212. *DIZON v. ERENO ET AL.* Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 98-8224. *GOODE v. OHIO.* Sup. Ct. Ohio. Certiorari denied. Reported below: 84 Ohio St. 3d 15, 701 N. E. 2d 691.

No. 98-8228. *PARKS v. CALIFORNIA.* Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 98-8231. *CARTER v. MAHON, WARDEN.* C. A. 4th Cir. Certiorari denied. Reported below: 161 F. 3d 1.

No. 98-8232. *BOYCE v. SEGELBAUM ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 161 F. 3d 11.

No. 98-8234. *BURGESS v. MONTANA ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 162 F. 3d 1167.

No. 98-8235. *BEAZLEY v. SUPERIOR COURT OF CALIFORNIA ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 145 F. 3d 1336.

No. 98-8245. *JOHNSON v. MONTANA.* Sup. Ct. Mont. Certiorari denied. Reported below: 291 Mont. 501, 969 P. 2d 925.

No. 98-8246. *POPE v. DEES, WARDEN.* C. A. 11th Cir. Certiorari denied.

No. 98-8249. *WOODS v. N. M. C. LABORATORIES ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 162 F. 3d 1149.

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No. 98–8251. *VERMILLION v. HARRIS, SHERIFF, VIGO COUNTY, INDIANA*. Ct. App. Ind. Certiorari denied.

No. 98–8253. *HICKS v. WORKERS' COMPENSATION APPEALS BOARD ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 98–8255. *LACEY v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 84 Ohio St. 3d 16, 701 N. E. 2d 691.

No. 98–8256. *LEWIS v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 84 Ohio St. 3d 18, 701 N. E. 2d 692.

No. 98–8258. *MONTANO-FIGUEROA v. CRABTREE, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 162 F. 3d 548.

No. 98–8260. *CLINGER v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 84 Ohio St. 3d 10, 701 N. E. 2d 687.

No. 98–8263. *CONDRON v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 84 Ohio St. 3d 11, 701 N. E. 2d 688.

No. 98–8270. *ROSENDAHL v. CARNAHAN, GOVERNOR OF MISSOURI, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 98–8273. *WRIGHT v. PRUNTY, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 98–8275. *TUNSTALL v. FREEMAN ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 162 F. 3d 1156.

No. 98–8277. *MORALES v. DUBOIS ET AL.* C. A. 1st Cir. Certiorari denied.

No. 98–8284. *COVEY v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 910.

No. 98–8292. *SPIVEY v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 84 Ohio St. 3d 24, 701 N. E. 2d 696.

No. 98–8306. *MCLAURIN v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 184 Ill. 2d 58, 703 N. E. 2d 11.

No. 98–8319. *CAVALIERI-CONWAY v. CALIFORNIA BOARD OF EQUALIZATION ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 142 F. 3d 439.

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No. 98-8320. *BERRY v. BERRY, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 98-8321. *GARDNER v. NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION*. C. A. 8th Cir. Certiorari denied.

No. 98-8361. *DUNN v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 302.

No. 98-8364. *REYES v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 19 Cal. 4th 743, 968 P. 2d 445.

No. 98-8414. *CHILDRESS v. APPALACHIAN POWER CO.* C. A. 4th Cir. Certiorari denied. Reported below: 155 F. 3d 558.

No. 98-8428. *MENDEZ v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 157 F. 3d 902.

No. 98-8443. *BOGART v. HARDMAN ET AL.* Sup. Ct. Va. Certiorari denied.

No. 98-8461. *NELSON v. NEW YORK*. County Ct., Monroe County, N. Y. Certiorari denied.

No. 98-8466. *BURKE v. MALONEY, COMMISSIONER, MASSACHUSETTS DEPARTMENT OF CORRECTION, ET AL.* App. Ct. Mass. Certiorari denied. Reported below: 45 Mass. App. 1120, 702 N. E. 2d 56.

No. 98-8469. *SMITH v. MISSISSIPPI*. Sup. Ct. Miss. Certiorari denied. Reported below: 730 So. 2d 567.

No. 98-8490. *CHRISTS v. ILLINOIS*. App. Ct. Ill., 3d Dist. Certiorari denied. Reported below: 291 Ill. App. 3d 1136, 716 N. E. 2d 886.

No. 98-8500. *FUNDERBURK v. MANN ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 161 F. 3d 12.

No. 98-8510. *PEACOCK v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 98-8518. *WILLIAMS v. SIZER, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 1211.

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No. 98–8521. *TRUJILLO v. LYTLE, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 348.

No. 98–8557. *HOLSEY v. DAVIS ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 911.

No. 98–8564. *DEBORD v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 149 F. 3d 1178.

No. 98–8591. *JONES v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist. Certiorari denied. Reported below: 66 Cal. App. 4th 760, 78 Cal. Rptr. 2d 265.

No. 98–8595. *JAVIER BARTA v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 98–8597. *NEWSTED v. GIBSON, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 158 F. 3d 1085.

No. 98–8617. *KILGORE v. MISSOURI*. Sup. Ct. Mo. Certiorari denied. Reported below: 982 S. W. 2d 252.

No. 98–8622. *BEE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 162 F. 3d 1232.

No. 98–8643. *FLOWAL v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 163 F. 3d 956.

No. 98–8658. *CRUMB v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 166 F. 3d 1213.

No. 98–8659. *BENSON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 348.

No. 98–8666. *TORRES v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 173 F. 3d 422.

No. 98–8667. *ZAMARRON-CERVANTES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 167 F. 3d 538.

No. 98–8680. *LOPEZ-MATA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 919.

No. 98–8684. *MCNEIL v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 349.

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No. 98–8685. *PUTTMAN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 178 F. 3d 1297.

No. 98–8687. *CONEO-GUERRERO ET AL. v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 148 F. 3d 44.

No. 98–8688. *COARDES v. CONNECTICUT*. App. Ct. Conn. Certiorari denied. Reported below: 51 Conn. App. 112, 720 A. 2d 1120.

No. 98–8692. *WILLS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 162 F. 3d 1171.

No. 98–8697. *EDWARDS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 167 F. 3d 539.

No. 98–8707. *JUNKMAN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 160 F. 3d 1191.

No. 98–8709. *UNDERWOOD v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 173 F. 3d 426.

No. 98–8714. *SPEIGHT v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 165 F. 3d 16.

No. 98–8718. *SARGENT v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 165 F. 3d 535.

No. 98–8721. *BAKER v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 348.

No. 98–8722. *ARRINGTON v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 159 F. 3d 1069.

No. 98–8723. *KIM LONG KO v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 722 A. 2d 830.

No. 98–8725. *TROWELL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 22.

No. 98–8729. *POINDEXTER v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

Rehearing Denied

No. 96–8614. *MCNEIL v. AGUILOS ET AL.*, 520 U. S. 1223;

No. 98–1007. *WALLIN v. MINNESOTA DEPARTMENT OF CORRECTIONS ET AL.*, *ante*, p. 1004;

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- No. 98-1221. IN RE MURPHY, *ante*, p. 1006;
No. 98-1222. MURPHY *v.* PLANNED PARENTHOOD OF GREATER IOWA, INC., *ante*, p. 1006;
No. 98-1249. COWHIG *v.* UNITED STATES, *ante*, p. 1006;
No. 98-1412. STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL. *v.* LAGRANDE, *ante*, p. 115;
No. 98-6618. SANSONE *v.* MCI TELECOMMUNICATIONS, 525 U.S. 1148;
No. 98-7459. BABA *v.* SILVERMAN ET AL., *ante*, p. 1007;
No. 98-7737. WOODARD *v.* UNITED STATES, 525 U.S. 1169; and
No. 98-7785. LANGFORD *v.* UNITED STATES, 525 U.S. 1170.
Petitions for rehearing denied.

No. 98-7246. YOUNG *v.* MICHIGAN, 525 U.S. 1126. Motion for leave to file petition for rehearing denied.

APRIL 27, 1999

Miscellaneous Order

No. 98-9123 (A-892). IN RE DAVIS. 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.

Rehearing Denied

No. 98-7864 (A-883). DAVIS *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER, *ante*, p. 1027. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS, and by him referred to the Court, denied. Petition for rehearing denied.

APRIL 29, 1999

Certiorari Denied

No. 98-8991 (A-889). YEATTS *v.* ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied. Certiorari denied. JUSTICE STEVENS and JUSTICE GINSBURG would grant the application for stay of execution. Reported below: 166 F. 3d 255.

MAY 3, 1999

Certiorari Granted—Vacated and Remanded

No. 98–1284. *SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES v. GRIJALVA ET AL.* C. A. 9th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *American Mfrs. Mut. Ins. Co. v. Sullivan*, ante, p. 40; §§4001 and 4002 of the Balanced Budget Act of 1997, Pub. L. 105–33, 111 Stat. 275–330; and the regulations of the Secretary of Health and Human Services implementing those provisions. Reported below: 152 F. 3d 1115.

*Miscellaneous Orders**

No. D–2033. *IN RE DISBARMENT OF BALDRIDGE.* Disbarment entered. [For earlier order herein, see 525 U.S. 1134.]

No. D–2035. *IN RE DISBARMENT OF GOULD.* Disbarment entered. [For earlier order herein, see 525 U.S. 1134.]

No. D–2045. *IN RE DISBARMENT OF HOLLANDER.* Disbarment entered. [For earlier order herein, see 525 U.S. 1136.]

No. D–2047. *IN RE DISBARMENT OF HESS.* Disbarment entered. [For earlier order herein, see 525 U.S. 1175.]

No. D–2048. *IN RE DISBARMENT OF WOLOSIN.* Disbarment entered. [For earlier order herein, see 525 U.S. 1175.]

No. D–2050. *IN RE DISBARMENT OF PHILLIPS.* Disbarment entered. [For earlier order herein, see ante, p. 1002.]

No. D–2069. *IN RE DISBARMENT OF WALKER.* Sheldon Irwin Walker, of Brooklyn, N. Y., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D–2070. *IN RE DISBARMENT OF CONLON.* Benjamin V. R. Conlon, of Lake Norman, N. C., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days,

*For revisions to the Rules of this Court effective this date, see 525 U.S. 1190.

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requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. M-60. *McDERMOTT v. DEPARTMENT OF JUSTICE ET AL.* Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. 98-8239. *LOWE v. OKLAHOMA*. Ct. Crim. App. Okla.;

No. 98-8366. *RIVERA v. FLORIDA ET AL.* Sup. Ct. Fla.; and

No. 98-8754. *DEBARDELEBEN v. UNITED STATES*. C. A. 4th Cir. Motions of petitioners for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioners are allowed until May 24, 1999, within which to pay the docketing fees required by Rule 38(a) and to submit petitions in compliance with Rule 33.1 of the Rules of this Court.

No. 98-8925. *IN RE ROGERS*. Petition for writ of habeas corpus denied.

No. 98-1562. *IN RE GOAD*;

No. 98-8663. *IN RE QUINONES*;

No. 98-8665. *IN RE BOBCHICK*;

No. 98-8668. *IN RE BROWN*; and

No. 98-8741. *IN RE NOBLE*. Petitions for writs of mandamus denied.

Certiorari Granted

No. 98-1036. *ILLINOIS v. WARDLOW*. Sup. Ct. Ill. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 183 Ill. 2d 306, 701 N. E. 2d 484.

No. 98-1441. *ROE, WARDEN v. FLORES-ORTEGA*. C. A. 9th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted limited to Question 2 presented by the petition. Reported below: 160 F. 3d 534.

Certiorari Denied

No. 98-1054. *MALLADI v. WEST, SECRETARY OF VETERANS AFFAIRS*. C. A. 11th Cir. Certiorari denied. Reported below: 150 F. 3d 1197.

No. 98-1058. *POTTS v. SECURITIES AND EXCHANGE COMMISSION*. C. A. 8th Cir. Certiorari denied. Reported below: 151 F. 3d 810.

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No. 98–1092. GONZALEZ-NAVARRO ET AL. *v.* BONILLA ET AL.; and

No. 98–1425. BONILLA ET AL. *v.* VOLVO CAR CORP.; and BONILLA ET AL. *v.* TREBOL MOTORS CORP. ET AL. C. A. 1st Cir. Certiorari denied. Reported below: No. 98–1092, 150 F. 3d 77; No. 98–1425, 150 F. 3d 62 (first judgment) and 77 (second judgment).

No. 98–1201. MATSUSHITA ELECTRIC CO. ET AL. *v.* ZIEGLER. C. A. 11th Cir. Certiorari denied. Reported below: 158 F. 3d 1167.

No. 98–1211. KANOWITZ FRUIT & PRODUCE CO., INC. *v.* UNITED STATES ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1200.

No. 98–1303. KLEIN *v.* COURTWRIGHT ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 163 F. 3d 1359.

No. 98–1360. MONTIONE *v.* PENNSYLVANIA. Sup. Ct. Pa. Certiorari denied. Reported below: 554 Pa. 121, 720 A. 2d 738.

No. 98–1377. ROBERTSON ET UX. *v.* NEUROMEDICAL CENTER ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 161 F. 3d 292.

No. 98–1382. PULITZER PUBLISHING CO. *v.* GODFREY ET AL. C. A. 8th Cir. Certiorari denied. Reported below: 161 F. 3d 1137.

No. 98–1386. INGLE ET AL. *v.* DOW CORNING CORP. ET AL. C. A. 11th Cir. Certiorari denied.

No. 98–1393. STUN-TECH, INC. *v.* R. A. C. C. INDUSTRIES, INC. C. A. Fed. Cir. Certiorari denied. Reported below: 178 F. 3d 1309.

No. 98–1394. KING *v.* HERBERT J. THOMAS MEMORIAL HOSPITAL ASSN. C. A. 4th Cir. Certiorari denied. Reported below: 159 F. 3d 192.

No. 98–1395. POLAROID CORP. *v.* OFFERMAN, NORTH CAROLINA SECRETARY OF REVENUE. Sup. Ct. N. C. Certiorari denied. Reported below: 349 N. C. 290, 507 S. E. 2d 284.

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No. 98-1396. *WOODYEAR v. CLARKE INSURANCE, INC., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 1160.

No. 98-1401. *LARUE v. ILLINOIS EX REL. PRAIRIE STATE SECURITIES, L. L. C., ET AL.* App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 297 Ill. App. 3d 1140, 737 N. E. 2d 717.

No. 98-1406. *JENNINGS v. COUTSCOUDIS ET VIR.* Ct. App. D. C. Certiorari denied.

No. 98-1407. *HUMPHRESS v. UNITED PARCEL SERVICE, INC., ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 48.

No. 98-1408. *SCHMIDT v. GOSCICKI ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 162 F. 3d 1168.

No. 98-1409. *DAWSON v. BOARD OF SUPERVISORS OF LOUISIANA STATE UNIVERSITY AGRICULTURAL AND MECHANICAL COLLEGE.* C. A. 5th Cir. Certiorari denied. Reported below: 165 F. 3d 24.

No. 98-1424. *COLLAGEN CORP. v. KENNEDY ET VIR.* C. A. 9th Cir. Certiorari denied. Reported below: 161 F. 3d 1226.

No. 98-1430. *BROWN v. MAYOR AND CITY COUNCIL OF BALTIMORE.* C. A. 4th Cir. Certiorari denied. Reported below: 159 F. 3d 898.

No. 98-1431. *RUPERT v. FEDERAL DEPOSIT INSURANCE CORPORATION, AS RECEIVER AND/OR CONSERVATOR FOR COLUMBIA SAVINGS AND LOAN ASSN.* C. A. 9th Cir. Certiorari denied. Reported below: 145 F. 3d 1340.

No. 98-1496. *CREEKMORE v. VASA NORTH ATLANTIC INSURANCE Co.* Ct. App. Tex., 1st Dist. Certiorari denied.

No. 98-1516. *STICH v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS.* C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 1210.

No. 98-1576. *TURNER v. UNITED STATES.* C. A. Armed Forces. Certiorari denied. Reported below: 47 M. J. 348.

No. 98-1580. *TSUJI v. HAWAII ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 162 F. 3d 1170.

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No. 98-1591. *ROJAS-ORTEGA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 98-1601. *ROBINSON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 165 F. 3d 29.

No. 98-1617. *EMERSON v. BOARD OF ZONING APPEALS OF FAIRFAX COUNTY ET AL.* Sup. Ct. Va. Certiorari denied.

No. 98-7406. *ROBISON v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 151 F. 3d 256.

No. 98-7481. *JACKSON v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 166 F. 3d 1206.

No. 98-7915. *HUCKABY v. HEALTH CARE FINANCING ADMINISTRATION ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 185 F. 3d 877.

No. 98-8281. *CUNNINGHAM v. WOODS, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 98-8283. *RIBOT-CARINO v. LABOY-ALVARADO ET AL.* C. A. 1st Cir. Certiorari denied.

No. 98-8294. *SUMTER v. NEW JERSEY*. C. A. 3d Cir. Certiorari denied. Reported below: 172 F. 3d 41.

No. 98-8297. *WILSON v. BOLLINGER ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 337.

No. 98-8300. *ABDUS-SABIR v. HIGHTOWER, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 98-8309. *NUNLEY v. MISSOURI*. Sup. Ct. Mo. Certiorari denied. Reported below: 980 S. W. 2d 290.

No. 98-8315. *BONNER v. CRABTREE, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 914.

No. 98-8323. *NIEVES DIAZ v. FLORIDA ET AL.* Sup. Ct. Fla. Certiorari denied. Reported below: 719 So. 2d 865.

No. 98-8328. *FORD v. SAUNDERS, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 162 F. 3d 1154.

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No. 98–8329. *GRIFFIN v. SCOTT, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 98–8331. *DOUGLAS v. EASLEY, ATTORNEY GENERAL OF NORTH CAROLINA, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 18.

No. 98–8333. *PARKER v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 718 So. 2d 744.

No. 98–8341. *COGDILL v. SOUTH CAROLINA ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 161 F. 3d 1.

No. 98–8342. *COX v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 164 F. 3d 624.

No. 98–8344. *BROMWELL v. DORMIRE, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL CENTER*. C. A. 8th Cir. Certiorari denied.

No. 98–8346. *VINYARD v. STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS*. Ct. App. Ariz. Certiorari denied.

No. 98–8348. *ADAMS v. NEW YORK*. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 224 App. Div. 2d 433, 637 N. Y. S. 2d 477.

No. 98–8352. *SHIVAE v. VIRGINIA ET AL.* Sup. Ct. Va. Certiorari denied.

No. 98–8360. *FRASER v. DAWES ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 98–8369. *KARAJAH v. DISTRICT OF COLUMBIA DEPARTMENT OF HOUSING AND PUBLIC ASSISTANCE*. C. A. D. C. Cir. Certiorari denied.

No. 98–8374. *MATTHEWS v. MASSACHUSETTS*. App. Ct. Mass. Certiorari denied. Reported below: 45 Mass. App. 444, 699 N. E. 2d 347.

No. 98–8375. *WHATLEY v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 270 Ga. 296, 509 S. E. 2d 45.

No. 98–8377. *MCCOY v. WORKERS' COMPENSATION APPEALS BOARD OF CALIFORNIA ET AL.* Ct. App. Cal., 5th App. Dist. Certiorari denied.

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No. 98-8383. *BROWN v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 721 So. 2d 274.

No. 98-8391. *WILLIAMS v. APFEL, COMMISSIONER OF SOCIAL SECURITY, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-8417. *JIMENEZ CASTILLEJA v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 98-8433. *COLE v. HOPKINS, WARDEN.* C. A. 8th Cir. Certiorari denied.

No. 98-8435. *LARKINS v. ANDERSON, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 98-8440. *LEBEDUN v. VIRGINIA* (two judgments). Sup. Ct. Va. Certiorari denied.

No. 98-8453. *GARDNER v. KENTUCKY.* Ct. App. Ky. Certiorari denied.

No. 98-8463. *GUZMAN v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 721 So. 2d 1155.

No. 98-8475. *SIMPSON v. LEAR ASTRONICS CORP.* C. A. 9th Cir. Certiorari denied. Reported below: 133 F. 3d 929.

No. 98-8484. *CALDWELL v. BAKER, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 98-8485. *BEASLEY v. ILLINOIS.* App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 294 Ill. App. 3d 1124, 721 N. E. 2d 862.

No. 98-8492. *BUTLER v. RENO POLICE DEPARTMENT ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-8494. *EASLEY v. VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 175 F. 3d 1010.

No. 98-8507. *HUTCHINSON v. FULCOMER ET AL.* C. A. 3d Cir. Certiorari denied.

No. 98-8559. *HARPER v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied. Reported below: 161 F. 3d 22.

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No. 98–8566. *FREDERICK v. GUDMANSON, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 98–8605. *SANTOS ARROYO v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 98–8631. *CAMPBELL v. UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO*. C. A. 6th Cir. Certiorari denied.

No. 98–8647. *HOWARD v. LOUISIANA*. Ct. App. La., 4th Cir. Certiorari denied. Reported below: 717 So. 2d 1209.

No. 98–8677. *MOORE v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 98–8683. *JOHNSON v. ANDERSON, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 98–8694. *BELLANGER v. UNITED STATES*. C. A. Armed Forces. Certiorari denied. Reported below: 51 M. J. 280.

No. 98–8700. *SHAY v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1202.

No. 98–8717. *SUMRALL v. MARYLAND DIVISION OF CORRECTION ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 173 F. 3d 425.

No. 98–8728. *PAGE v. UNITED STATES*; and

No. 98–8760. *BURRESS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 167 F. 3d 541.

No. 98–8734. *MEANS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 156 F. 3d 185.

No. 98–8746. *HARDY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 166 F. 3d 351.

No. 98–8751. *GOODRIDGE v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 164 F. 3d 687.

No. 98–8753. *HACH ET AL. v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 162 F. 3d 937.

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No. 98-8755. *SAVAGE-EL v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 168 F. 3d 496.

No. 98-8761. *LOOKER, AKA RAY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 168 F. 3d 484.

No. 98-8763. *JONES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 182 F. 3d 928.

No. 98-8765. *WEYMOUTH v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 163 F. 3d 1358.

No. 98-8766. *CARROLL v. UNITED STATES*. C. A. 10th Cir. Certiorari denied.

No. 98-8768. *BULL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 145 F. 3d 1326.

No. 98-8771. *HEATH v. UNITED STATES*; and
No. 98-8839. *DAVIS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 154 F. 3d 1245.

No. 98-8775. *SPEARMAN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 168 F. 3d 504.

No. 98-8776. *BOB v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 1210.

No. 98-8778. *HARPINE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 98-8779. *ZAMBRANO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 163 F. 3d 1360.

No. 98-8780. *WICKS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 350.

No. 98-8784. *BELL v. UNITED STATES ET AL.* C. A. 11th Cir. Certiorari denied.

No. 98-8792. *WALLIN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 172 F. 3d 64.

No. 98-8796. *BETANCOURT v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 98-8801. *WILSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 168 F. 3d 484.

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No. 98–8807. *ADDAIR v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 168 F. 3d 483.

No. 98–8808. *ROYSTER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 172 F. 3d 45.

No. 98–8809. *SACKY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 172 F. 3d 54.

No. 98–8811. *RICHARDSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 168 F. 3d 836.

No. 98–8813. *CANNON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied.

No. 98–8820. *PEDRAZA v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 349.

No. 98–8825. *CORDERO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 334.

No. 98–8829. *WEST v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 167 F. 3d 541.

No. 98–8834. *FREEMAN v. UNITED STATES*; and
No. 98–8859. *JACKSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 164 F. 3d 243.

No. 98–8845. *JORDAN v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 162 F. 3d 1.

No. 98–8853. *MARCILOUS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 874.

No. 98–8855. *MONTALVO-DOMINGUEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 829.

No. 98–8858. *MOLINA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 98–8865. *WHITMORE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 913.

No. 98–1418. *FLORIDA v. LANCASTER*. Sup. Ct. Fla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 731 So. 2d 1227.

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No. 98–8686 (A–884). *SWANN v. TAYLOR, 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. Reported below: 173 F. 3d 425.

Rehearing Denied

No. 98–1151. *CONSTANT v. ADVANCED MICRO-DEVICES, INC., ET AL.*, *ante*, p. 1018;

No. 98–6473. *COLEMAN v. BEILEIN, SHERIFF*, 525 U. S. 1074;

No. 98–7369. *SKORNIAC v. UNITED STATES*, 525 U. S. 1158;

No. 98–7476. *MACPHEE v. CALIFORNIA*, *ante*, p. 1007;

No. 98–7598. *JENNINGS v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.*, *ante*, p. 1022;

No. 98–7679. *BOYD v. HELFER, CHAIRMAN, BOARD OF DIRECTORS, FEDERAL DEPOSIT INSURANCE CORPORATION*, 525 U. S. 1183;

No. 98–7727. *SIKORA v. HOPKINS, WARDEN, ET AL.*, *ante*, p. 1025;

No. 98–7769. *CAGLE v. CHAMPION, WARDEN, ET AL.*, *ante*, p. 1026; and

No. 98–7977. *TOBIE v. DEPARTMENT OF THE INTERIOR*, *ante*, p. 1043. Petitions for rehearing denied.

No. 98–40. *LAFontaine v. COMMISSIONER OF CORRECTIONAL SERVICES OF NEW YORK*, 525 U. S. 869. Motion of petitioner for leave to proceed further herein *in forma pauperis* granted. Motion for leave to file petition for rehearing denied.

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Miscellaneous Order

No. 98–9208 (A–916). *IN RE BABBITT*. 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.

Certiorari Denied

No. 98–9209 (A–915). *BABBITT v. CALIFORNIA*. Sup. Ct. Cal. Application for stay of execution of sentence of death, presented to JUSTICE O’CONNOR, and by her referred to the Court, denied. Certiorari denied.

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No. 98–9210 (A–917). *BABBITT v. WOODFORD, WARDEN*. 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. Reported below: 177 F. 3d 744.

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Dismissal Under Rule 46

No. 98–920. *TREMBLING PRAIRIE LAND CO. v. FEDERAL DEPOSIT INSURANCE CORPORATION*. C. A. 5th Cir. Certiorari dismissed under this Court’s Rule 46.1. Reported below: 145 F. 3d 686.

Miscellaneous Order

No. 98–9248 (A–928). *IN RE VICKERS*. 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.

Certiorari Denied

No. 98–9177 (A–906). *COLEMAN 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: 180 F. 3d 264.

No. 98–9206 (A–914). *VICKERS v. STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, 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.

No. 98–9249 (A–929). *VICKERS v. STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, 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.

Rehearing Denied

No. 88–7629 (A–920). *VICKERS v. ARIZONA*, 497 U.S. 1033. Application for stay of execution of sentence of death, presented

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to JUSTICE O'CONNOR, and by her referred to the Court, denied. Motion for leave to file petition for rehearing out of time denied.

No. 98-6440. *VICKERS v. STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL.*, 525 U. S. 1073. Application for stay of execution of sentence of death, presented to JUSTICE O'CONNOR, and by her referred to the Court, denied. Motion for leave to file petition for rehearing out of time denied.

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Certiorari Granted—Vacated and Remanded

No. 98-1240. *LOVELACE v. VIRGINIA*. Sup. Ct. Va. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Knowles v. Iowa*, 525 U. S. 113 (1998).

Miscellaneous Orders. (See also No. 120, Orig., *ante*, p. 589.)

No. A-688. *LINDOW v. UNITED STATES*. Application for certificate of appealability, addressed to JUSTICE SOUTER and referred to the Court, denied.

No. D-2022. *IN RE DISBARMENT OF JACKSON*. Disbarment entered. [For earlier order herein, see 525 U. S. 1100.]

No. D-2034. *IN RE DISBARMENT OF TEW*. Disbarment entered. [For earlier order herein, see 525 U. S. 1134.]

No. D-2036. *IN RE DISBARMENT OF ATKIN*. Disbarment entered. [For earlier order herein, see 525 U. S. 1135.]

No. D-2041. *IN RE DISBARMENT OF MANNING*. Disbarment entered. [For earlier order herein, see 525 U. S. 1135.]

No. D-2049. *IN RE DISBARMENT OF MCGEE*. Disbarment entered. [For earlier order herein, see *ante*, p. 1002.]

No. D-2052. *IN RE DISBARMENT OF BAXTER*. Disbarment entered. [For earlier order herein, see *ante*, p. 1014.]

No. D-2071. *IN RE DISBARMENT OF WOOLFORK*. Norris D. Woolfork III, of Orlando, Fla., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

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No. D-2072. IN RE DISBARMENT OF WILSON. Theodore D. Wilson, of Indianapolis, Ind., 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-61. PATRICK *v.* EMPLOYMENT SECURITY DEPARTMENT OF WASHINGTON;

No. M-62. RODRIGUEZ *v.* ARTUZ, SUPERINTENDENT, GREEN HAVEN CORRECTIONAL FACILITY;

No. M-65. McNALLY *v.* WHITE; and

No. M-66. SVEC, INDIVIDUALLY AND DBA WEST SUBURBAN LIVERY *v.* MORIARITY, TRUSTEE ON BEHALF OF TRUSTEES OF LOCAL UNION NO. 727, IBT PENSION TRUST, ET AL. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. M-64. IN RE S. H. Motion of petitioner for leave to proceed without paying the docket fee denied.

No. M-67. B. M. *v.* T. H. P. Motion for leave to proceed *in forma pauperis* without an affidavit of indigency executed by petitioner denied.

No. 97-1943. SUTTON ET AL. *v.* UNITED AIR LINES, INC. C. A. 10th Cir. [Certiorari granted, 525 U.S. 1063.] Motion of respondent for leave to file a supplemental brief after argument granted. Motion of the Solicitor General for leave to file a supplemental brief in reply, as *amicus curiae*, after argument granted.

No. 98-1037. SMITH, WARDEN *v.* ROBBINS. C. A. 9th Cir. [Certiorari granted, *ante*, p. 1003.] Motion for appointment of counsel granted, and it is ordered that Ronald J. Nessim, Esq., of Los Angeles, Cal., be appointed to serve as counsel for respondent in this case.

No. 98-1167. CHRISTENSEN ET AL. *v.* HARRIS COUNTY ET AL. C. A. 5th Cir. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 98-7450. RIVERA *v.* FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 135] denied.

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No. 98-7649. *RIVERA v. RUSH ET AL.* C. A. 11th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 1015] denied.

No. 98-8150. *SCHWARZ v. FEDERAL BUREAU OF INVESTIGATION.* C. A. 4th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 1037] denied.

No. 98-7809. *MARTINEZ v. COURT OF APPEAL OF CALIFORNIA, FOURTH APPELLATE DISTRICT.* Sup. Ct. Cal. [Certiorari granted, *ante*, p. 1064.] Motion for appointment of counsel granted, and it is ordered that Ronald D. Maines, Esq., of Washington, D. C., be appointed to serve as counsel for petitioner in this case.

No. 98-8384. *WILLIAMS v. TAYLOR, WARDEN.* C. A. 4th Cir. [Certiorari granted, *ante*, p. 1050.] Motion for appointment of counsel granted, and it is ordered that Brian A. Powers, Esq., of Washington, D. C., be appointed to serve as counsel for petitioner in this case.

No. 98-8413. *LOWE v. CHAMPION.* Sup. Ct. Okla. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until June 7, 1999, 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. 98-8419. *ROLE v. TEAMSTERS UNION LOCAL 11 ET AL.* C. A. 3d Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until June 7, 1999, 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. 98-1443. *IN RE JOHNSON*; and

No. 98-8681. *IN RE NABORS ET AL.* Petitions for writs of mandamus denied.

No. 98-8594. *IN RE BOYCE.* Petition for writ of prohibition denied.

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Certiorari Granted

No. 98-1464. RENO, ATTORNEY GENERAL, ET AL. *v.* CONDON, ATTORNEY GENERAL OF SOUTH CAROLINA, ET AL. C. A. 4th Cir. Certiorari granted. Reported below: 155 F. 3d 453.

No. 98-1161. CITY OF ERIE ET AL. *v.* PAP'S A. M., TDBA "KANDYLAND." Sup. Ct. Pa. Motion of Erie County Citizens Coalition Against Violent Pornography for leave to file a brief as *amicus curiae* granted. Certiorari granted. Reported below: 553 Pa. 348, 719 A. 2d 273.

No. 98-1299. NEW YORK *v.* HILL. Ct. App. N. Y. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 92 N. Y. 2d 406, 704 N. E. 2d 542.

Certiorari Denied

No. 98-926. LOWER TULE RIVER IRRIGATION DISTRICT ET AL. *v.* NATURAL RESOURCES DEFENSE COUNCIL ET AL.; and

No. 98-1018. CHOWCHILLA WATER DISTRICT ET AL. *v.* NATURAL RESOURCES DEFENSE COUNCIL ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 146 F. 3d 1118.

No. 98-1090. CHAVEZ MISOLA *v.* IMMIGRATION AND NATURALIZATION SERVICE. C. A. 4th Cir. Certiorari denied. Reported below: 162 F. 3d 1155.

No. 98-1139. GILBERT *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 138 F. 3d 1371.

No. 98-1230. HARDWICK BROTHERS CO. II *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 168 F. 3d 1322.

No. 98-1271. ROMANO *v.* SECURITIES AND EXCHANGE COMMISSION. C. A. 2d Cir. Certiorari denied. Reported below: 155 F. 3d 107.

No. 98-1276. ALUMINUM COMPANY OF AMERICA *v.* JONES ET AL. C. A. 11th Cir. Certiorari denied.

No. 98-1279. LUCKY STORES, INC. *v.* COMMISSIONER OF INTERNAL REVENUE. C. A. 9th Cir. Certiorari denied. Reported below: 153 F. 3d 964.

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No. 98-1287. *AIRBORNE FREIGHT CORP. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 153 F. 3d 967.

No. 98-1290. *GSCHWIND, IN HER OWN RIGHT AND ADMINISTRATRIX OF THE ESTATE OF GSCHWIND, DECEASED v. CESSNA AIRCRAFT Co. ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 161 F. 3d 602.

No. 98-1317. *ZIMMERMAN v. PONTOTOC COUNTY ET AL.* Sup. Ct. Miss. Certiorari denied.

No. 98-1337. *WAGNER v. CELEBREZZE, JUDGE, COURT OF COMMON PLEAS, DIVISION OF DOMESTIC RELATIONS, ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 166 F. 3d 1216.

No. 98-1389. *DUREE v. DOCTOR'S ASSOCIATES, INC.* Sup. Ct. Kan. Certiorari denied. Reported below: 266 Kan. 433, 970 P. 2d 526.

No. 98-1392. *EMI GROUP NORTH AMERICA, INC. v. INTEL CORP.* C. A. Fed. Cir. Certiorari denied. Reported below: 157 F. 3d 887.

No. 98-1414. *SCHWARTZ v. GREGORI ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 160 F. 3d 1116.

No. 98-1416. *CRITTEN ET UX. v. INTERNATIONAL BANK OF COMMERCE, BROWNSVILLE.* Ct. App. Tex., 13th Dist. Certiorari denied.

No. 98-1419. *SEPTOWSKI v. MCGEHEE.* C. A. 6th Cir. Certiorari denied. Reported below: 166 F. 3d 1215.

No. 98-1420. *AKIN ET AL. v. ASHLAND CHEMICAL Co. ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 156 F. 3d 1030.

No. 98-1423. *ARMSTRONG v. BILLINGHAM ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 331.

No. 98-1429. *HAMILTON ET AL. v. ROBERTS ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 165 F. 3d 27.

No. 98-1434. *BACOTE v. SOUTH CAROLINA.* Sup. Ct. S. C. Certiorari denied. Reported below: 331 S. C. 328, 503 S. E. 2d 161.

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No. 98-1438. *CITY OF CONCORD v. HARDIN*. C. A. 9th Cir. Certiorari denied. Reported below: 162 F. 3d 1168.

No. 98-1439. *EVANS v. MOORE ET AL.* Ct. App. La., 3d Cir. Certiorari denied.

No. 98-1444. *MISCOVICH v. MISCOVICH*. Sup. Ct. Pa. Certiorari denied. Reported below: 554 Pa. 173, 720 A. 2d 764.

No. 98-1447. *SMITH v. US WEST DIRECT*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 1221.

No. 98-1450. *BROWN & ROOT, INC., ET AL. v. BRECKENRIDGE ET AL.* Cir. Ct. Kanawha County, W. Va. Certiorari denied.

No. 98-1453. *MCNEIL v. GRAYSON*. C. A. 6th Cir. Certiorari denied.

No. 98-1455. *BIAMONT v. SAIF CORP. ET AL.* Ct. App. Ore. Certiorari denied. Reported below: 155 Ore. App. 644, 967 P. 2d 531.

No. 98-1456. *AHITOW, WARDEN v. GLASS*. C. A. 7th Cir. Certiorari denied. Reported below: 154 F. 3d 672.

No. 98-1458. *LUKER v. AKRO CORP.* C. A. Fed. Cir. Certiorari denied. Reported below: 178 F. 3d 1311.

No. 98-1459. *GUTRIDGE v. MIDLAND COMPUTER, INC., DBA COMPUTERLAND OF NEBRASKA, AKA COMPUTERLAND, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 153 F. 3d 898.

No. 98-1461. *CONSTRUCTIVIST FOUNDATION, INC. v. DEKALB COUNTY BOARD OF TAX ASSESSORS*. Ct. App. Ga. Certiorari denied.

No. 98-1472. *GREEN v. ALLIED INTERESTS, INC.* Ct. App. Tex., 3d Dist. Certiorari denied.

No. 98-1475. *MASSIE v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 19 Cal. 4th 550, 967 P. 2d 29.

No. 98-1476. *LATIFF v. ELMINI LYMPH, INC., ET AL.* Ct. App. La., 1st Cir. Certiorari denied. Reported below: 731 So. 2d 547.

No. 98-1477. *GEOTES v. MISSISSIPPI BOARD OF VETERINARY MEDICINE ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 163 F. 3d 1355.

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No. 98-1482. *AVR, INC. v. CITY OF ST. LOUIS PARK*. Ct. App. Minn. Certiorari denied. Reported below: 585 N. W. 2d 411.

No. 98-1486. *GREATER BAY AREA ASSOCIATION OF PLUMBING AND MECHANICAL CONTRACTORS v. MECHANICAL CONTRACTORS ASSOCIATION OF NORTHERN CALIFORNIA*. Ct. App. Cal., 1st App. Dist. Certiorari denied. Reported below: 66 Cal. App. 4th 672, 78 Cal. Rptr. 2d 225.

No. 98-1487. *DIEDERICH v. COUNTY OF ROCKLAND ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1200.

No. 98-1489. *BARNES ET AL. v. AMERICAN TOBACCO CO., INC., ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 161 F. 3d 127.

No. 98-1490. *HALL ET AL., INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED v. CORAM HEALTHCARE CORP. ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 157 F. 3d 1286.

No. 98-1491. *GLOBE INTERNATIONAL, INC. v. KHAWAR*. Sup. Ct. Cal. Certiorari denied. Reported below: 19 Cal. 4th 254, 965 P. 2d 696.

No. 98-1499. *LONGTIN v. NEW YORK*. Ct. App. N. Y. Certiorari denied. Reported below: 92 N. Y. 2d 640, 707 N. E. 2d 418.

No. 98-1504. *COMEAX v. UNITED FOOD AND COMMERCIAL WORKERS LOCAL UNION NO. 455 ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 161 F. 3d 7.

No. 98-1507. *LEE v. DIRECT AUTO, INC.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 294 Ill. App. 3d 1092, 721 N. E. 2d 848.

No. 98-1515. *MILLION v. SALAS ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 167 F. 3d 537.

No. 98-1517. *REINHARDT ET AL. v. REINHARDT ET AL.* Ct. App. La., 1st Cir. Certiorari denied. Reported below: 720 So. 2d 78.

No. 98-1518. *HARROW v. DON WILLIAMS CORP. ET AL.* Cir. Ct. Fla., Hillsborough County. Certiorari denied.

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No. 98-1523. *BUCHEK v. MONSANTO CO., INC.* C. A. 8th Cir. Certiorari denied. Reported below: 163 F. 3d 601.

No. 98-1532. *SCHULZ ET AL. v. NEW YORK STATE LEGISLATURE ET AL.* App. Div., Sup. Ct. N. Y., 3d Jud. Dept. Certiorari denied. Reported below: 244 App. Div. 2d 126, 676 N. Y. S. 2d 237.

No. 98-1534. *BANK ONE, TEXAS, NATIONAL ASSN., ET AL. v. UNITED STATES ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 157 F. 3d 397.

No. 98-1537. *MCNAB ET AL. v. GENERAL MOTORS CORP.* C. A. 7th Cir. Certiorari denied. Reported below: 162 F. 3d 959.

No. 98-1539. *GLAVEY v. HIGHLAND LAKES COUNTRY CLUB & COMMUNITY ASSN.* Super. Ct. N. J., Sussex County. Certiorari denied.

No. 98-1542. *BAKER v. MERCEDES BENZ OF NORTH AMERICA ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 163 F. 3d 1356.

No. 98-1543. *HAAS v. SCHALOW ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 172 F. 3d 53.

No. 98-1545. *DOE v. UNITED STATES.* C. A. 1st Cir. Certiorari denied.

No. 98-1549. *HARRISON, REPRESENTATIVE OF THE ESTATE OF BALL, ET AL. v. NEVADA INDUSTRIAL INSURANCE SYSTEM.* Sup. Ct. Nev. Certiorari denied. Reported below: 114 Nev. 1707, 988 P. 2d 827.

No. 98-1552. *IN RE EGBUNE.* Sup. Ct. Colo. Certiorari denied. Reported below: 971 P. 2d 1065.

No. 98-1557. *SALEHPOUR v. UNIVERSITY OF TENNESSEE ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 159 F. 3d 199.

No. 98-1563. *KAPLAN v. UNITED STATES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 164 F. 3d 630.

No. 98-1573. *FARMERS INSURANCE EXCHANGE v. DENESHA.* C. A. 8th Cir. Certiorari denied. Reported below: 161 F. 3d 491.

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No. 98–1577. *ROBY v. DANZIG, SECRETARY OF THE NAVY; and WELCOME v. DANZIG, SECRETARY OF THE NAVY*. C. A. 11th Cir. Certiorari denied. Reported below: 149 F. 3d 1194 (first judgment); 150 F. 3d 1196 (second judgment).

No. 98–1582. *JAGGERS v. WEST VIRGINIA HUMAN RIGHTS COMMISSION ET AL.* Sup. Ct. App. W. Va. Certiorari denied.

No. 98–1585. *FUERST ET AL. v. GRAY*. C. A. 6th Cir. Certiorari denied. Reported below: 150 F. 3d 579 and 160 F. 3d 276.

No. 98–1586. *HILL v. MICHIGAN ATTORNEY GRIEVANCE COMMISSION*. Sup. Ct. Mich. Certiorari denied. Reported below: 459 Mich. 1235, 590 N. W. 2d 571.

No. 98–1587. *HAYNES v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 178 F. 3d 1307.

No. 98–1590. *MILLER v. WEST, SECRETARY OF VETERANS AFFAIRS*. C. A. 7th Cir. Certiorari denied. Reported below: 151 F. 3d 1033.

No. 98–1596. *EWING v. DISCIPLINARY COUNSEL*. Sup. Ct. Ohio. Certiorari denied. Reported below: 83 Ohio St. 3d 314, 699 N. E. 2d 928.

No. 98–1597. *ACEA v. AUTOMOBILE CLUB INSURANCE ASSN.* Ct. App. Mich. Certiorari denied.

No. 98–1598. *REHDER v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 296 Ill. App. 3d 1069, 726 N. E. 2d 1189.

No. 98–1603. *LATHROP ET UX. v. HANCOCK*. C. A. 11th Cir. Certiorari denied. Reported below: 146 F. 3d 871.

No. 98–1610. *SOARES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 159 F. 3d 1360.

No. 98–1611. *POLMAR FISHERIES, INC. v. HURLBURT*. C. A. 9th Cir. Certiorari denied.

No. 98–1623. *AZAR v. RETIREMENT BOARD OF THE EMPLOYEES' RETIREMENT SYSTEM OF RHODE ISLAND*. Sup. Ct. R. I. Certiorari denied. Reported below: 721 A. 2d 872.

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No. 98-1629. *WELLER ET AL. v. DELOITTE & TOUCHE*. Ct. App. Tex., 7th Dist. Certiorari denied. Reported below: 976 S. W. 2d 212.

No. 98-1631. *GRINE ET AL. v. COOMBS ET AL.* C. A. 3d Cir. Certiorari denied.

No. 98-1632. *CAMPBELL v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 8th Cir. Certiorari denied. Reported below: 164 F. 3d 1140.

No. 98-1637. *DAMPTS v. HOLT ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 162 F. 3d 1178.

No. 98-1647. *MANN v. UNITED STATES*; and
No. 98-1652. *MOORE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 161 F. 3d 840.

No. 98-1660. *ELLIS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 98-1668. *ENTINES ET AL. v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 185 F. 3d 881.

No. 98-1669. *AZIZ v. UNIVERSITY OF AKRON*. C. A. 6th Cir. Certiorari denied. Reported below: 187 F. 3d 634.

No. 98-1676. *WWOR-TV, INC. v. LOCAL 209, NABET-CWA, AFL-CIO*. C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1203.

No. 98-1678. *BREWSTER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 176 F. 3d 478.

No. 98-1683. *CLEVELAND v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 150 F. 3d 1196.

No. 98-1684. *PAUL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 161 F. 3d 20.

No. 98-7510. *HALL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 152 F. 3d 381.

No. 98-7589. *KING v. POPPELL ET AL.* C. A. 5th Cir. Certiorari denied.

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No. 98-8016. *CLAPPER v. OHIO*. Ct. App. Ohio, Carroll County. Certiorari denied.

No. 98-8044. *REGAN v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 168 F. 3d 480.

No. 98-8048. *PYE v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 269 Ga. 779, 505 S. E. 2d 4.

No. 98-8049. *PERKINS v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 269 Ga. 791, 505 S. E. 2d 16.

No. 98-8088. *BARNES v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 160 F. 3d 218.

No. 98-8094. *WOOD v. IDAHO*. Sup. Ct. Idaho. Certiorari denied. Reported below: 132 Idaho 88, 967 P. 2d 702.

No. 98-8112. *BENNETT v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 36.

No. 98-8121. *HENRY v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 269 Ga. 851, 507 S. E. 2d 419.

No. 98-8126. *MALDONADO-MARTINEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 163 F. 3d 1355.

No. 98-8378. *LITTLE v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 855.

No. 98-8380. *PITTS v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied.

No. 98-8392. *CROWELL v. NEWLAND, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 98-8394. *STIDHUM v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* Sup. Ct. Fla. Certiorari denied. Reported below: 728 So. 2d 205.

No. 98-8398. *WELCOME v. HUBBARD, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

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No. 98–8399. *WILLIAMS v. JOHNSON*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 98–8401. *WALTER v. PARSONS CONSTRUCTION SERVICES, INC., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 165 F. 3d 23.

No. 98–8402. *UNDERWOOD v. MERIWETHER COUNTY, GEORGIA, ET AL.* Ct. App. Ga. Certiorari denied.

No. 98–8407. *SMITH v. ROBERTS*, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY, ET AL. Sup. Ct. Miss. Certiorari denied. Reported below: 726 So. 2d 593.

No. 98–8410. *BAKER v. WORKERS' COMPENSATION APPEAL BOARD.* Sup. Ct. Pa. Certiorari denied.

No. 98–8411. *WILLIAMS v. STACKS ET AL.*; *WILLIAMS v. LOPEZ ET AL.*; and *WILLIAMS v. MCELVANEY ET AL.* C. A. 5th Cir. Certiorari denied.

No. 98–8412. *JOHNSON v. GEORGIA DEPARTMENT OF REVENUE ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 161 F. 3d 22.

No. 98–8421. *OSBERRY v. DAY, WARDEN.* C. A. 5th Cir. Certiorari denied.

No. 98–8425. *JACKSON v. RUSSELL, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 98–8426. *LOFTIS v. CATOE*, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 161 F. 3d 2.

No. 98–8429. *LAFRANCE v. MITCHELL*, SUPERINTENDENT, EASTERN CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied.

No. 98–8430. *KEELING, AKA OWENS v. NEW YORK.* App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 256 App. Div. 2d 358, 682 N. Y. S. 2d 359.

No. 98–8431. *MUELLER v. SMITH, WARDEN.* C. A. 7th Cir. Certiorari denied.

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No. 98-8432. *BOUIE v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 98-8437. *TRAFT v. AMERICAN THRESHOLD INDUSTRIES, INC.* C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 20.

No. 98-8438. *ABIDEKUN v. MARY IMOGENE BASSETT HOSPITAL.* C. A. 2d Cir. Certiorari denied. Reported below: 162 F. 3d 1147.

No. 98-8444. *PATMON v. OKLAHOMA ET AL.* Sup. Ct. Okla. Certiorari denied. Reported below: 975 P. 2d 860.

No. 98-8445. *PORTER v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 723 So. 2d 191.

No. 98-8446. *PEREZ v. FLORIDA.* Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 711 So. 2d 1215.

No. 98-8450. *GAUNCE v. DEVINCENTIS ET AL.* C. A. 7th Cir. Certiorari denied.

No. 98-8451. *GRANDISON v. MARYLAND.* Cir. Ct. Somerset County, Md. Certiorari denied.

No. 98-8454. *GREENE v. ARIZONA.* Sup. Ct. Ariz. Certiorari denied. Reported below: 192 Ariz. 431, 967 P. 2d 106.

No. 98-8477. *GILLARD v. OHIO.* Ct. App. Ohio, Stark County. Certiorari denied.

No. 98-8479. *LYLE v. BRAZIL.* C. A. 6th Cir. Certiorari denied. Reported below: 168 F. 3d 490.

No. 98-8481. *LA TOURETTE v. SUPREME COURT OF NEW JERSEY.* Sup. Ct. N. J. Certiorari denied. Reported below: 156 N. J. 444, 720 A. 2d 339.

No. 98-8483. *CARR v. HUN ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 1208.

No. 98-8488. *BOBO v. FLORIDA.* Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 725 So. 2d 1117.

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No. 98–8491. *GENIUS v. HALL*, SUPERINTENDENT, MASSACHUSETTS CORRECTIONAL INSTITUTION AT LANCASTER. C. A. 1st Cir. Certiorari denied. Reported below: 147 F. 3d 64.

No. 98–8495. *FRIEDLAND v. NEW JERSEY DEPARTMENT OF CORRECTIONS*. Sup. Ct. N. J. Certiorari denied. Reported below: 157 N. J. 648, 725 A. 2d 1128.

No. 98–8496. *HOWLAND v. MEDART ET AL.* C. A. 5th Cir. Certiorari denied.

No. 98–8498. *EUSTACE v. JOHNSON*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 98–8499. *EUSTACE v. JOHNSON*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 98–8501. *DECKER v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 98–8502. *GOINES v. HUTCHISON*, SHERIFF, KNOX COUNTY, TENNESSEE, ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 156 F. 3d 1229.

No. 98–8506. *FREEMAN v. SHAYNE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 163 F. 3d 606.

No. 98–8512. *SULESKI v. KENTUCKY*; and

No. 98–8632. *SULESKI v. KENTUCKY*. Sup. Ct. Ky. Certiorari denied.

No. 98–8517. *WATKINS v. UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS*. C. A. 5th Cir. Certiorari denied.

No. 98–8519. *WHITE v. GIBSON*, WARDEN, ET AL. Sup. Ct. Okla. Certiorari denied.

No. 98–8523. *TYLER v. HOPKINS*, WARDEN, ET AL. C. A. 8th Cir. Certiorari denied.

No. 98–8524. *NORTHARD v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied. Reported below: 741 So. 2d 490.

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No. 98-8530. *KOJO-KWARTENG v. WASHINGTON UNIVERSITY ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 168 F. 3d 494.

No. 98-8532. *MURRAY v. FLORIDA DEPARTMENT OF HEALTH AND REHABILITATIVE SERVICES ET AL.* Sup. Ct. Fla. Certiorari denied. Reported below: 727 So. 2d 908.

No. 98-8534. *CRUZ v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied.

No. 98-8535. *GYADU v. WORKERS' COMPENSATION COMMISSION ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 159 F. 3d 1346.

No. 98-8536. *GYADU v. D'ADDARIO INDUSTRIES ET AL.* App. Ct. Conn. Certiorari denied.

No. 98-8539. *HASHIM v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 298 Ill. App. 3d 1154, 738 N. E. 2d 231.

No. 98-8542. *DAVILA v. NEW YORK.* App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 249 App. Div. 2d 179, 672 N. Y. S. 2d 107.

No. 98-8547. *PANIAGUA v. CALIFORNIA.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 98-8548. *SHERMAN v. NEVADA.* Sup. Ct. Nev. Certiorari denied. Reported below: 114 Nev. 998, 965 P. 2d 903.

No. 98-8549. *SHEARIN v. BOARD ON PROFESSIONAL RESPONSIBILITY OF THE SUPREME COURT OF DELAWARE.* Sup. Ct. Del. Certiorari denied. Reported below: 721 A. 2d 157.

No. 98-8554. *OKOCHA v. CUYAHOGA COUNTY BAR ASSN.* Sup. Ct. Ohio. Certiorari denied. Reported below: 83 Ohio St. 3d 3, 697 N. E. 2d 594.

No. 98-8572. *BELL v. MISSISSIPPI.* Sup. Ct. Miss. Certiorari denied. Reported below: 725 So. 2d 836.

No. 98-8577. *BROOKS v. MARTIN MARIETTA UTILITY SERVICES, INC., ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 166 F. 3d 1213.

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No. 98–8599. *MARIN v. SUPREME COURT OF OHIO ET AL.* C. A. 6th Cir. Certiorari denied.

No. 98–8612. *ANDREWS v. LAMBERT, DIRECTOR, CONSUMER AND FIDUCIARY COMPLIANCE DIVISION, ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 98–8638. *ORTIZ v. STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS.* C. A. 9th Cir. Certiorari denied. Reported below: 149 F. 3d 923.

No. 98–8639. *HARRIS v. MCDANIEL, WARDEN.* C. A. 9th Cir. Certiorari denied.

No. 98–8641. *ALVAREZ-FONSECA v. PEPSI COLA OF PUERTO RICO BOTTLING CO.* C. A. 1st Cir. Certiorari denied. Reported below: 152 F. 3d 17.

No. 98–8642. *GONZALEZ v. VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 98–8646. *GINN v. OHIO.* Ct. App. Ohio, Hamilton County. Certiorari denied.

No. 98–8655. *CORBIN v. ROE, WARDEN.* C. A. 9th Cir. Certiorari denied.

No. 98–8670. *BUZZARD v. MORGAN, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 98–8672. *PERELMAN v. RENO, ATTORNEY GENERAL, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98–8693. *WEST v. TEXAS.* Ct. App. Tex., 2d Dist. Certiorari denied.

No. 98–8701. *OAKLEY v. RUSSELL.* C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 1159.

No. 98–8704. *RIED v. CHESNEY, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT FRACKVILLE.* C. A. 3d Cir. Certiorari denied.

No. 98–8705. *ROBINSON v. SIKES, WARDEN.* C. A. 11th Cir. Certiorari denied.

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No. 98-8708. *JOHNSON v. TERHUNE*, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS. C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 343.

No. 98-8710. *JENSEN v. SUTER*, CLERK, SUPREME COURT OF THE UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 917.

No. 98-8719. *CYR v. VERMONT*. Sup. Ct. Vt. Certiorari denied. Reported below: 169 Vt. 50, 726 A. 2d 488.

No. 98-8737. *MELLENDEZ v. JOHNSON*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 98-8739. *OWAN v. GALAZA*, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 343.

No. 98-8740. *MCINTOSH v. JOHNSON*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 98-8747. *DONALDSON v. FAMILY INDEPENDENCE AGENCY*. Ct. App. Mich. Certiorari denied.

No. 98-8748. *DONALDSON v. FAMILY INDEPENDENCE AGENCY*. Ct. App. Mich. Certiorari denied.

No. 98-8752. *EDWARDS v. FRANCHINI ET AL.* Ct. App. N. M. Certiorari denied. Reported below: 125 N. M. 734, 965 P. 2d 318.

No. 98-8756. *DEPREE v. LIBRARY OF CONGRESS*. C. A. D. C. Cir. Certiorari denied. Reported below: 194 F. 3d 173.

No. 98-8791. *WARD v. FRENCH*, WARDEN. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 22.

No. 98-8814. *BAILEY v. JOHNSON*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 98-8815. *CRUZ v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 156 F. 3d 22.

No. 98-8826. *ALLAMBY v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 165 F. 3d 15.

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No. 98–8835. *HIBBETTS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 172 F. 3d 54.

No. 98–8837. *HUGHES v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 172 F. 3d 63.

No. 98–8844. *MCCLELLAN v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 165 F. 3d 535.

No. 98–8848. *JACKSON v. WHITE ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 159 F. 3d 1351.

No. 98–8849. *SEIFERT v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 172 F. 3d 54.

No. 98–8850. *PUGH v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 158 F. 3d 1308.

No. 98–8854. *MEANS v. HERMAN, SECRETARY OF LABOR*. C. A. D. C. Cir. Certiorari denied.

No. 98–8864. *WILSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 1219.

No. 98–8871. *DONALDSON v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

No. 98–8876. *DAYE v. BRANNON*. C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 332.

No. 98–8877. *GILL v. NEW YORK STATE BOARD OF LAW EXAMINERS*. C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1200.

No. 98–8885. *MIRELES-ANZURES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 168 F. 3d 485.

No. 98–8888. *WILLIS v. LATHROP CONSTRUCTION ASSOCIATES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 172 F. 3d 61.

No. 98–8889. *THOMAS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 176 F. 3d 473.

No. 98–8891. *BROWN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied.

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No. 98–8895. *COTTON v. LARKINS*, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS, ET AL. C. A. 3d Cir. Certiorari denied.

No. 98–8898. *LUNA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 165 F. 3d 316.

No. 98–8900. *WU v. UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF INDIANA*. C. A. 7th Cir. Certiorari denied.

No. 98–8901. *YEPEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 344.

No. 98–8902. *CHANEY v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 172 F. 3d 63.

No. 98–8908. *TINSLEY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 49.

No. 98–8909. *WARREN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 98–8912. *CONDON v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 170 F. 3d 687.

No. 98–8913. *SANTIAGO CHAVEZ v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 168 F. 3d 483.

No. 98–8914. *BIEGELEISEN v. ROSS ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 164 F. 3d 617.

No. 98–8915. *LEWIS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 912.

No. 98–8917. *JOHNSON v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1202.

No. 98–8921. *ABANDY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 98–8922. *COLEMAN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 173 F. 3d 857.

No. 98–8939. *BAILEY v. MARYLAND*. Ct. App. Md. Certiorari denied.

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No. 98–8940. *GAEDE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 145 F. 3d 1342.

No. 98–8941. *EDWARDS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 172 F. 3d 860.

No. 98–8943. *HARROD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 168 F. 3d 887.

No. 98–8944. *GREEN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 172 F. 3d 63.

No. 98–8946. *HELTON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 168 F. 3d 490.

No. 98–8951. *DUNBAR v. GEORGIA PERSONNEL BOARD ET AL.* Sup. Ct. Ga. Certiorari denied.

No. 98–8954. *BIGGINS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 98–9008. *NUCKOLS v. OHIO*. Ct. App. Ohio, Wayne County. Certiorari denied.

No. 98–1466. *PAGE, WARDEN v. MAHAFFEY*. C. A. 7th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 162 F. 3d 481.

No. 98–1501. *CONLON GROUP, INC. v. CITY OF ST. LOUIS*. Ct. App. Mo., Eastern Dist. Motion of International Council of Shopping Centers, Inc., for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 980 S.W. 2d 37.

Rehearing Denied

No. 98–1044. *CHI-MING CHOW v. VAN BUREN TOWNSHIP ET AL.*, *ante*, p. 1017;

No. 98–1237. *EL-FADLY v. CITY OF LOS ANGELES ET AL.*, *ante*, p. 1019;

No. 98–1262. *LOMBARD CORP. v. COLLINS, COMMISSIONER, GEORGIA DEPARTMENT OF REVENUE, ET AL.*, *ante*, p. 1039;

No. 98–1292. *FOREST COMMODITIES CORP. ET AL. v. CONSTRUCTION AGGREGATES, LTD.*, *ante*, p. 1039;

No. 98–7169. *CARR v. LOUISIANA*, 525 U.S. 1152;

No. 98–7189. *TEDDER v. ALABAMA*, 525 U.S. 1153;

No. 98–7210. *PRUNTY v. OHIO*, 525 U.S. 1153;

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No. 98-7370. RODRIGUEZ-PENA *v.* UNITED STATES, 525 U. S. 1128;

No. 98-7553. JONES *v.* SOUTH CAROLINA, *ante*, p. 1021;

No. 98-7638. RAWLINS *v.* COURT OF APPEALS OF ARIZONA, DIVISION ONE, *ante*, p. 1023;

No. 98-7656. KISKILA ET AL. *v.* MCCONNELL ET AL., *ante*, p. 1024;

No. 98-7697. LACY *v.* AMERITECH MOBILE COMMUNICATIONS, INC., *ante*, p. 1025;

No. 98-7701. JASON *v.* SEATTLE UNIVERSITY ET AL., *ante*, p. 1025;

No. 98-7731. IN RE AINSWORTH, *ante*, p. 1016;

No. 98-7748. ESPARZA *v.* TRIJILO, *ante*, p. 1009;

No. 98-7780. IN RE LINTZ, 525 U. S. 1137;

No. 98-7855. HARRISON, AKA IORIZZO *v.* UNITED STATES, 525 U. S. 1184; and

No. 98-7880. COOKS *v.* LOUISIANA, *ante*, p. 1042. Petitions for rehearing denied.

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Vacated and Remanded on Appeal

No. 98-450. CROMARTIE ET AL. *v.* HUNT, GOVERNOR OF NORTH CAROLINA, ET AL. Appeal from D. C. E. D. N. C. Judgment vacated, and case remanded for further consideration in light of *Hunt v. Cromartie*, *ante*, p. 541.

Certiorari Granted—Vacated and Remanded

No. 98-981. ATLAS COPCO AB ET AL. *v.* ALPINE VIEW CO. LTD. ET AL. C. A. 5th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Ruhrgas AG v. Marathon Oil Co.*, *ante*, p. 574. Reported below: 157 F. 3d 902.

Miscellaneous Orders. (See also Nos. 98-8486 and 98-8487, *ante*, p. 811.)

No. D-2073. IN RE DISBARMENT OF NUNES. David Smith Nunes, of Fort Lauderdale, Fla., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

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No. D-2074. IN RE DISBARMENT OF VEDATSKY. Robert J. Vedatsky, of Cherry Hill, 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-2075. IN RE DISBARMENT OF COHEN. Gerald Myron Cohen, of Boston, 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-68. DUKE ET AL. *v.* COLLECTION BUREAU CENTRAL. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. 98-418. WYOMING DEPARTMENT OF TRANSPORTATION *v.* STRAIGHT, 525 U.S. 982. Motion of respondent for leave to file application for attorney's fees denied without prejudice to filing the motion in the United States Court of Appeals for the Tenth Circuit.

No. 98-8567. DEBARDELEBEN *v.* HEDRICK, WARDEN, ET AL. C. A. 4th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioner is allowed until June 14, 1999, 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. 98-8838. HARDY *v.* FLORIDA. Dist. Ct. App. Fla., 5th Dist. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until June 14, 1999, 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. 98-9119. IN RE MCNEELY. Petition for writ of habeas corpus denied.

No. 98-8905. IN RE COOPER. Petition for writ of mandamus denied.

No. 98-8918. IN RE JEFFS; and

No. 98-8968. IN RE HUGHLEY. Petitions for writs of prohibition denied.

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Certiorari Denied

No. 98–915. HOUSTOUN, SECRETARY, PENNSYLVANIA DEPARTMENT OF PUBLIC WELFARE, ET AL. *v.* MALDONADO ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 157 F. 3d 179.

No. 98–1115. MARICOPA-STANFIELD IRRIGATION AND DRAINAGE DISTRICT ET AL. *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 158 F. 3d 428.

No. 98–1165. BEREANO *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 161 F. 3d 3.

No. 98–1275. CONSTANTINO *v.* UNIVERSITY OF PITTSBURGH ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 172 F. 3d 40.

No. 98–1298. LANDAU *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 155 F. 3d 93.

No. 98–1311. ROBERT COAL CO. ET AL. *v.* HOLLAND ET AL. C. A. D. C. Cir. Certiorari denied. Reported below: 172 F. 3d 919.

No. 98–1316. ENERCON GMBH *v.* UNITED STATES INTERNATIONAL TRADE COMMISSION ET AL. C. A. Fed. Cir. Certiorari denied. Reported below: 151 F. 3d 1376.

No. 98–1334. FUNDAMENTALIST CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS ET AL. *v.* BRADSHAW ET AL. Sup. Ct. Utah. Certiorari denied. Reported below: 970 P. 2d 1234.

No. 98–1338. TEXAS ASSOCIATION OF DAIRYMEN ET AL. *v.* MINNESOTA MILK PRODUCERS ASSN. C. A. 8th Cir. Certiorari denied. Reported below: 153 F. 3d 632.

No. 98–1340. COHEN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 151 F. 3d 1338.

No. 98–1346. H. N. AND FRANCES C. BERGER FOUNDATION *v.* CITY OF ESCONDIDO ET AL. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 98–1373. C. R. BARD, INC. *v.* M3 SYSTEMS, INC.; and
No. 98–1572. M3 SYSTEMS, INC. *v.* C. R. BARD, INC. C. A. Fed. Cir. Certiorari denied. Reported below: 157 F. 3d 1340.

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No. 98-1433. *CHILDREN OF THE ROSARY ET AL. v. CITY OF PHOENIX ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 154 F. 3d 972.

No. 98-1512. *SANTA MONICA BEACH, LTD. v. SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES (SANTA MONICA RENT CONTROL BOARD, REAL PARTY IN INTEREST).* Sup. Ct. Cal. Certiorari denied. Reported below: 19 Cal. 4th 952, 968 P. 2d 993.

No. 98-1514. *CASTELLANO ET AL. v. CITY OF NEW YORK ET AL.* App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 251 App. Div. 2d 194, 674 N. Y. S. 2d 364.

No. 98-1521. *BROOKS ET AL. v. BARNES, GOVERNOR OF GEORGIA, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 158 F. 3d 1230.

No. 98-1522. *HOBBS v. GEORGE.* C. A. 10th Cir. Certiorari denied.

No. 98-1527. *KNAUST ET AL. v. CITY OF KINGSTON ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 157 F. 3d 86.

No. 98-1529. *HESTER INDUSTRIES, INC. v. TYSON FOODS, INC.* C. A. 2d Cir. Certiorari denied. Reported below: 160 F. 3d 911.

No. 98-1535. *WAGNER v. CITY OF WEST PALM BEACH ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 162 F. 3d 1177.

No. 98-1536. *BRAGDON v. ABBOTT ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 163 F. 3d 87.

No. 98-1547. *PONA v. CECIL WHITTAKER'S INC. ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 155 F. 3d 1034.

No. 98-1553. *DOUCET ET UX. v. OWENS CORNING FIBERGLAS, INC.* Ct. App. Tex., 9th Dist. Certiorari denied. Reported below: 966 S. W. 2d 161.

No. 98-1561. *BURDICK ET UX. v. FRANKLIN COUNTY.* C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 911.

No. 98-1571. *INGRAM BARGE CO. ET AL. v. CLAIMANTS' STEERING COMMITTEE.* C. A. 5th Cir. Certiorari denied. Reported below: 167 F. 3d 538.

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No. 98-1574. *HINCHLIFFE ET AL. v. PRUDENTIAL HOME MORTGAGE Co., INC.* Super. Ct. Pa. Certiorari denied. Reported below: 715 A. 2d 514.

No. 98-1575. *HINCHLIFFE ET AL. v. PRUDENTIAL HOME MORTGAGE Co., INC.* Super. Ct. Pa. Certiorari denied. Reported below: 715 A. 2d 514.

No. 98-1578. *AUSTIN INDEPENDENT SCHOOL DISTRICT ET AL. v. MEYER ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 161 F. 3d 271.

No. 98-1579. *BMC INDUSTRIES, INC. v. BARTH INDUSTRIES, INC., ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 160 F. 3d 1322.

No. 98-1589. *EVERETT v. UNITED STATES ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 158 F. 3d 1364.

No. 98-1592. *LEWIS ET UX. v. GTE NORTH, INC.* C. A. 6th Cir. Certiorari denied. Reported below: 166 F. 3d 1214.

No. 98-1593. *MCDONALD v. CHEMICAL BANK.* App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied.

No. 98-1605. *IN RE GREENBERG.* Sup. Ct. N. J. Certiorari denied. Reported below: 155 N. J. 138, 714 A. 2d 243.

No. 98-1608. *KELLY v. ESCAMBIA COUNTY ET AL.* Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 714 So. 2d 479.

No. 98-1624. *KIRK ET UX. v. BERLIN PROBATE COURT ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 165 F. 3d 14.

No. 98-1627. *CASTALDO v. NEW YORK CITY BOARD OF EDUCATION ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1199.

No. 98-1640. *THOMPSON, NEXT FRIEND OF THOMPSON, A MINOR v. MCFATTER ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 162 F. 3d 97.

No. 98-1663. *DUVALL v. ARKANSAS.* C. A. 8th Cir. Certiorari denied. Reported below: 168 F. 3d 493.

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No. 98-1674. MEECE, DBA AMERICAN WHOLESALE JEWELRY *v.* ROLEX WATCH, U.S.A., INC. C. A. 5th Cir. Certiorari denied. Reported below: 158 F. 3d 816.

No. 98-1693. SHEINBAUM ET AL. *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 136 F. 3d 443.

No. 98-1705. KANSAS *v.* BRANDAU. C. A. 10th Cir. Certiorari denied. Reported below: 168 F. 3d 1179.

No. 98-1710. MOHAMMED *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 172 F. 3d 865.

No. 98-1711. DERRICK ET AL. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 163 F. 3d 799.

No. 98-7700. LANG *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 149 F. 3d 1044 and 157 F. 3d 1161.

No. 98-7762. ALBOROLA-RODRIGUEZ *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 153 F. 3d 1269.

No. 98-7852. UNDERWOOD *v.* WILSON ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 151 F. 3d 292.

No. 98-8218. PRICE *v.* ALABAMA. Sup. Ct. Ala. Certiorari denied. Reported below: 725 So. 2d 1063.

No. 98-8252. FULLER *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 158 F. 3d 903.

No. 98-8544. GUEVARA, AKA ROSADO *v.* NORTH CAROLINA. Sup. Ct. N. C. Certiorari denied. Reported below: 349 N. C. 243, 506 S. E. 2d 711.

No. 98-8556. CHENEY *v.* ARIZONA. Super. Ct. Ariz., Maricopa County. Certiorari denied.

No. 98-8560. FISHER *v.* YOUNG, WARDEN. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 18.

No. 98-8561. HILL *v.* CARLTON, WARDEN. C. A. 6th Cir. Certiorari denied.

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No. 98-8570. *SHADEED v. WOOD*, SUPERINTENDENT, WASHINGTON STATE PENITENTIARY. C. A. 9th Cir. Certiorari denied.

No. 98-8576. *LUANHASA v. BATES ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-8578. *COOPER v. JOHNSON*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 98-8579. *XIN HANG CHEN v. RAZ ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 172 F. 3d 918.

No. 98-8580. *BARNES v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 720 So. 2d 518.

No. 98-8581. *BRANCATO v. WHOLESALE TOOL CO., INC., ET AL.* C. A. 8th Cir. Certiorari denied.

No. 98-8583. *COLEMAN v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 98-8584. *DAY, AKA ALFORD v. GILMORE ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-8590. *McLITTLE v. O'BRIEN ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 49.

No. 98-8592. *BRINLEE v. WARD, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied.

No. 98-8602. *MILLENDER v. TACO BELL CORP.* C. A. 11th Cir. Certiorari denied. Reported below: 150 F. 3d 1196.

No. 98-8606. *CLOUD v. WEBB*. C. A. 5th Cir. Certiorari denied. Reported below: 165 F. 3d 23.

No. 98-8607. *COTNER v. HARGETT, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied.

No. 98-8608. *CHIPMAN v. GUNDY, WARDEN, ET AL.* C. A. 6th Cir. Certiorari denied.

No. 98-8610. *SMITH v. BROWN ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 163 F. 3d 599.

No. 98-8618. *McLAUGHLIN v. WEATHERS ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 170 F. 3d 577.

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No. 98–8623. *ASHIEGBU v. WINSTON ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 172 F. 3d 918.

No. 98–8627. *WRIGHT v. CAPOTS ET AL.* C. A. 6th Cir. Certiorari denied.

No. 98–8628. *WHITE v. CAIN, WARDEN.* C. A. 5th Cir. Certiorari denied.

No. 98–8635. *REID v. CITY OF FLINT ET AL.* Ct. App. Mich. Certiorari denied.

No. 98–8640. *FLIPPEN v. NORTH CAROLINA.* Sup. Ct. N. C. Certiorari denied. Reported below: 349 N. C. 264, 506 S. E. 2d 702.

No. 98–8645. *GREEN v. CAIN, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 98–8649. *AVILA v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 291 Ill. App. 3d 1112, 716 N. E. 2d 875.

No. 98–8650. *BLANKENSHIP v. GROOSE, ASSISTANT DIRECTOR, MISSOURI DIVISION OF ADULT INSTITUTIONS.* C. A. 8th Cir. Certiorari denied. Reported below: 168 F. 3d 492.

No. 98–8651. *HAUPT v. DEPARTMENT OF VETERANS AFFAIRS ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 911.

No. 98–8653. *CARTER v. FREESTONE COUNTY JAIL, FAIRFIELD, TEXAS, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 158 F. 3d 584.

No. 98–8654. *BAKER v. OKLAHOMA.* Ct. Crim. App. Okla. Certiorari denied.

No. 98–8657. *ANDERSON v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 98–8661. *PROCTOR v. MEYERS, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT ROCKVIEW, ET AL.* C. A. 3d Cir. Certiorari denied.

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No. 98-8671. *BALLARD v. ROWLEY*, SUPERINTENDENT, NORTH-EAST CORRECTIONAL CENTER, ET AL. C. A. 8th Cir. Certiorari denied.

No. 98-8696. *FLETCHER ET AL. v. CITY OF FORT WAYNE ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 162 F. 3d 975.

No. 98-8698. *HERNANDEZ v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 19 Cal. 4th 835, 968 P. 2d 465.

No. 98-8706. *KNESE v. MISSOURI*. Sup. Ct. Mo. Certiorari denied. Reported below: 985 S. W. 2d 759.

No. 98-8713. *SELLS v. OHIO*. Ct. App. Ohio, Logan County. Certiorari denied.

No. 98-8716. *ODINKEMELU v. CONSOLIDATED STORES CORP.* C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 911.

No. 98-8738. *MOORE v. ANDERSON*, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 154 F. 3d 417.

No. 98-8749. *GONZALES v. ARIZONA*. C. A. 9th Cir. Certiorari denied.

No. 98-8787. *BROWN v. ANDERSON*, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY, ET AL. C. A. 5th Cir. Certiorari denied.

No. 98-8788. *RICE v. WASHINGTON*, DIRECTOR, ILLINOIS DEPARTMENT OF CORRECTIONS. C. A. 7th Cir. Certiorari denied.

No. 98-8789. *REDMON v. SMITH ET AL.* Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 729 So. 2d 922.

No. 98-8790. *SMITH v. UNITED STATES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 152 F. 3d 929.

No. 98-8800. *CANNON v. AYERS ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-8819. *STAFFORD v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 160 F. 3d 265.

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No. 98–8842. *ROSS v. TEXAS*. Ct. App. Tex., 12th Dist. Certiorari denied.

No. 98–8851. *SEAVEY v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 201 F. 3d 429.

No. 98–8852. *MARTIN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 163 F. 3d 1212.

No. 98–8860. *LEARY v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 98–8919. *NORRIS v. BELL, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 98–8920. *MCNEILL v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 83 Ohio St. 3d 438, 700 N. E. 2d 596.

No. 98–8924. *RIOS-CASTANO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 158 F. 3d 832.

No. 98–8936. *CHARIF v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 334.

No. 98–8942. *HUSSEN v. VIRGINIA*. Sup. Ct. Va. Certiorari denied. Reported below: 257 Va. 93, 511 S. E. 2d 106.

No. 98–8949. *SADAT v. TUCKER, CHAIRMAN, VIRGINIA PAROLE BOARD, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 172 F. 3d 44.

No. 98–8955. *BOYD v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 98–8956. *TOLIVER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 1211.

No. 98–8958. *TALLEY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 164 F. 3d 989.

No. 98–8959. *TAPAR ET AL. v. CITY OF LOS ANGELES ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 98–8960. *DETEMPLE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 162 F. 3d 279.

No. 98–8965. *DANLEY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

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No. 98-8974. *GRAY v. DEPARTMENT OF THE ARMY*. C. A. Fed. Cir. Certiorari denied. Reported below: 173 F. 3d 435.

No. 98-8984. *THOMPSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 158 F. 3d 223.

No. 98-8986. *GOHEEN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 173 F. 3d 852.

No. 98-8989. *HARRISON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 168 F. 3d 483.

No. 98-8992. *CHARGOIS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 172 F. 3d 868.

No. 98-8993. *COLEMAN v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 428.

No. 98-8994. *BERRY v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 164 F. 3d 844.

No. 98-8996. *ALLEN v. HENDERSON, POSTMASTER GENERAL*. C. A. 6th Cir. Certiorari denied. Reported below: 168 F. 3d 489.

No. 98-8997. *BUNDY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 98-9000. *BROWN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 170 F. 3d 187.

No. 98-9001. *HENNINGS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 98-9003. *GUNWALL v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 1222.

No. 98-9004. *GARLOCK, AKA HALSEY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 168 F. 3d 506.

No. 98-9005. *HAESE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 359.

No. 98-9007. *MUHAMMAD v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 165 F. 3d 327.

No. 98-9009. *BARTALOME JIMENO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 36.

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No. 98–9012. *LATTIMORE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 172 F. 3d 60.

No. 98–9013. *MCINTYRE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 172 F. 3d 63.

No. 98–9014. *INFANTE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 172 F. 3d 881.

No. 98–9018. *PEREZ-OCANAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 172 F. 3d 866.

No. 98–9019. *RUSH v. ARIZONA*. Ct. App. Ariz. Certiorari denied.

No. 98–9023. *WINTER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 913.

No. 98–9024. *THOMAS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 336.

No. 98–9026. *THEN v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 173 F. 3d 846.

No. 98–9027. *WASHINGTON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 168 F. 3d 486.

No. 98–9028. *WHITE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 172 F. 3d 46.

No. 98–9030. *KELLY v. SIZER, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 168 F. 3d 482.

No. 98–9037. *BONE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 178 F. 3d 1296.

No. 98–9038. *PEREZ-BASTAR v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 170 F. 3d 184.

No. 98–9040. *BENSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 168 F. 3d 496.

No. 98–9041. *ANTONIO HERRERA v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 149 F. 3d 1192.

No. 98–9042. *DODSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 145 F. 3d 1326.

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No. 98-9046. SMITH ET AL. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 172 F. 3d 865.

No. 98-9047. SANCHEZ *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 98-9048. PORTER *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 1219.

No. 98-9049. LAMPKIN *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 159 F. 3d 607.

No. 98-9050. MAGALLON *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 98-9058. ANDERSON *v.* COYLE, WARDEN. C. A. 6th Cir. Certiorari denied. Reported below: 173 F. 3d 854.

No. 98-9105. FIELDS *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 167 F. 3d 1189.

No. 98-9151. SECRIST *v.* WISCONSIN. Sup. Ct. Wis. Certiorari denied. Reported below: 224 Wis. 2d 201, 589 N. W. 2d 387.

Rehearing Denied

No. 98-1149. COTO ET AL. *v.* J. RAY McDERMOTT, S. A., ET AL., *ante*, p. 1050;

No. 98-1173. CITY OF ATLANTA *v.* R. MAYER OF ATLANTA, INC., ET AL., *ante*, p. 1038;

No. 98-1219. RUSSELL *v.* CHATTANOOGA-HAMILTON COUNTY HOSPITAL AUTHORITY, *ante*, p. 1050;

No. 98-1231. BANKRUPTCY ESTATE OF UNANUE-CASAL, AKA UNANUE *v.* GOYA FOODS, INC., ET AL., *ante*, p. 1051;

No. 98-1250. UNANUE-CASAL, AKA UNANUE *v.* GOYA FOODS, INC., ET AL., *ante*, p. 1051;

No. 98-7366. WILLIAMS *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, 525 U. S. 1158;

No. 98-7607. LEISURE *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER, ET AL., *ante*, p. 1041;

No. 98-7641. SIMS *v.* UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT, *ante*, p. 1023;

No. 98-7773. RAVEN *v.* McANINCH, WARDEN, *ante*, p. 1041;

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No. 98–8079. LAYTON *v.* GENERAL MOTORS CORP. ET AL., *ante*, p. 1072;

No. 98–8148. SIDLES *v.* SUTER, CLERK, SUPREME COURT OF THE UNITED STATES, ET AL., *ante*, p. 1055; and

No. 98–8448. IN RE YOUNGBEAR, *ante*, p. 1049. Petitions for rehearing denied.

MAY 25, 1999

Dismissal Under Rule 46

No. 98–9143. COX *v.* UNITED STATES. C. A. 8th Cir. Certiorari dismissed under this Court’s Rule 46.

Miscellaneous Orders

No. A–992. WISE *v.* MISSOURI ET AL. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS, and by him referred to the Court, denied.

No. 98–9540 (A–991). IN RE WISE. 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.

Certiorari Denied

No. 98–9527 (A–971). WISE *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. 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.

No. 98–9536 (A–986). HARPER *v.* PARKER, WARDEN. C. A. 6th 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: 177 F. 3d 567.

JUNE 1, 1999

Dismissals Under Rule 46

No. 98–8863. ANTEL *v.* UNITED STATES. C. A. 11th Cir. Certiorari dismissed under this Court’s Rule 46. Reported below: 168 F. 3d 505.

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No. 98–999. *NGO v. RENO HILTON RESORT CORP., DBA RENO HILTON, ET AL.* C. A. 9th Cir. Certiorari dismissed under this Court’s Rule 46.1. Reported below: 156 F. 3d 988.

No. 98–9395. *COX v. UNITED STATES.* C. A. 8th Cir. Certiorari dismissed under this Court’s Rule 46.

Certiorari Granted—Vacated and Remanded

No. 98–126. *BOARD OF TRUSTEES OF THE UNIVERSITY OF ILLINOIS v. DOE, A MINOR, ET AL.* C. A. 7th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Davis v. Monroe County Bd. of Ed., ante*, p. 629. Reported below: 138 F. 3d 653.

No. 98–980. *JEAN v. COLLINS, CHIEF OF DETECTIVES, CITY OF JACKSONVILLE, ET AL.* C. A. 4th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Wilson v. Layne, ante*, p. 603. Reported below: 155 F. 3d 701.

No. 98–1361. *RICHARDSON v. RENO, ATTORNEY GENERAL, ET AL.* C. A. 11th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Reno v. American-Arab Anti-Discrimination Comm.*, 525 U. S. 471 (1999). Reported below: 162 F. 3d 1338.

No. 98–1381. *AMERITECH CORP. ET AL. v. FEDERAL COMMUNICATIONS COMMISSION ET AL.* C. A. 8th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *AT&T Corp. v. Iowa Utilities Bd.*, 525 U. S. 366 (1999). Reported below: 153 F. 3d 597.

No. 98–5286. *MOORE v. PAYLESS SHOE SOURCE, INC.* 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 *Cleveland v. Policy Management Systems Corp., ante*, p. 795. Reported below: 139 F. 3d 1210.

Miscellaneous Orders

No. D–2044. *IN RE DISBARMENT OF MCCALLUM.* William C. McCallum, of Framingham, Mass., having requested to resign as a member of the Bar of this Court, it is ordered that his name

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be stricken from the roll of attorneys admitted to the practice of law before this Court. The rule to show cause, issued on February 22, 1999 [525 U.S. 1136], is discharged.

No. D-2046. IN RE DISBARMENT OF PELLICANE. Disbarment entered. [For earlier order herein, see 525 U.S. 1175.]

No. D-2053. IN RE DISBARMENT OF SHAFRAN. Disbarment entered. [For earlier order herein, see *ante*, p. 1014.]

No. D-2054. IN RE DISBARMENT OF SENTEN. Disbarment entered. [For earlier order herein, see *ante*, p. 1014.]

No. D-2056. IN RE DISBARMENT OF WEISS. Disbarment entered. [For earlier order herein, see *ante*, p. 1015.]

No. D-2058. IN RE DISBARMENT OF JACOBS. Disbarment entered. [For earlier order herein, see *ante*, p. 1036.]

No. D-2076. IN RE DISBARMENT OF PATT. P. Jules Patt, of Hollidaysburg, 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. M-69. HUBBART *v.* SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA, ET AL.;

No. M-70. GRILLO *v.* UNITED STATES; and

No. M-71. HOWARD *v.* UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF NORTH CAROLINA ET AL. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 98-7299. IN RE RIVERA; and

No. 98-7983. IN RE RIVERA. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 1062] denied.

No. 98-8711. TYLER ET AL. *v.* MORIARTY, JUDGE, CIRCUIT COURT OF MISSOURI, CITY OF ST. LOUIS, ET AL. C. A. 8th Cir. Motion of petitioners for leave to proceed *in forma pauperis* denied. See this Court's Rule 39.8. Petitioners are allowed until June 22, 1999, 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.

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No. 98–8726. *PEACE v. EMPLOYMENT SECURITY COMMISSION OF NORTH CAROLINA*. Sup. Ct. N. C. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until June 22, 1999, 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. 98–1362. *IN RE RICHARDSON*;

No. 98–8782. *IN RE MCNEIL*;

No. 98–8926. *IN RE SIGGERS*; and

No. 98–9288. *IN RE HARRISON-BEY*. Petitions for writs of habeas corpus denied.

No. 98–8736. *IN RE WILLIAMS LEWIS*; and

No. 98–8880. *IN RE BURNETT*. Petitions for writs of mandamus denied.

Certiorari Denied

No. 97–1991. *WAL-MART STORES, INC. v. GRIFFITH*. C. A. 6th Cir. Certiorari denied. Reported below: 135 F. 3d 376.

No. 98–249. *MAYHEW ET AL. v. TOWN OF SUNNYVALE*. Sup. Ct. Tex. Certiorari denied. Reported below: 964 S. W. 2d 922.

No. 98–859. *BOEING CO. v. ALDRICH*. C. A. 10th Cir. Certiorari denied. Reported below: 146 F. 3d 1265.

No. 98–1048. *MEESTER v. HENDERSON, POSTMASTER GENERAL*. C. A. 8th Cir. Certiorari denied. Reported below: 149 F. 3d 855.

No. 98–1097. *U-HAUL CO. OF CLEVELAND v. KUNKLE*. C. A. 6th Cir. Certiorari denied. Reported below: 165 F. 3d 29.

No. 98–1203. *GILPIN v. WEST, SECRETARY OF VETERANS AFFAIRS*. C. A. Fed. Cir. Certiorari denied. Reported below: 155 F. 3d 1353.

No. 98–1206. *MABEY, CHAPTER 11 TRUSTEE FOR CAJUN ELECTRIC POWER COOPERATIVE, INC., ET AL. v. SOUTHWESTERN ELECTRIC POWER CO. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 150 F. 3d 503.

No. 98–1280. *WEBB v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 157 F. 3d 451.

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No. 98-1297. *NICHOLSON v. KENTUCKY ET AL.*; and
No. 98-1331. *BIRD v. KENTUCKY*. Sup. Ct. Ky. Certiorari
denied. Reported below: 979 S. W. 2d 915.

No. 98-1369. *BURKE v. UNITED STATES*. C. A. 11th Cir.
Certiorari denied. Reported below: 152 F. 3d 1329.

No. 98-1372. *BROWN, ON BEHALF OF HERSELF AND ALL
OTHER PERSONS SIMILARLY SITUATED v. NATIONS BANK OF GEOR-
GIA, N. A., ET AL.* C. A. 5th Cir. Certiorari denied. Reported
below: 161 F. 3d 8.

No. 98-1391. *BLAREK ET AL. v. UNITED STATES*. C. A. 2d
Cir. Certiorari denied. Reported below: 166 F. 3d 1202.

No. 98-1428. *CORN, TRUSTEE v. CITY OF LAUDERDALE LAKES
ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 162
F. 3d 98.

No. 98-1440. *PENSION BENEFIT GUARANTY CORPORATION v.
CF&I FABRICATORS OF UTAH, INC., ET AL.* C. A. 10th Cir. Cer-
tiorari denied. Reported below: 150 F. 3d 1293.

No. 98-1541. *BRUNEAU, A MINOR, BY AND THROUGH HER
GUARDIANS AD LITEM, SCHOFIELD ET AL. v. SOUTH KORTRIGHT
CENTRAL SCHOOL DISTRICT ET AL.* C. A. 2d Cir. Certiorari
denied. Reported below: 163 F. 3d 749.

No. 98-1546. *COYNE v. MOHR, WARDEN*. C. A. 6th Cir. Cer-
tiorari denied. Reported below: 172 F. 3d 872.

No. 98-1550. *HARRIS v. GENERAL MOTORS POWERTRAIN*.
C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d
1209.

No. 98-1560. *DROSTE v. OHIO*. Sup. Ct. Ohio. Certiorari de-
nied. Reported below: 83 Ohio St. 3d 36, 697 N. E. 2d 620.

No. 98-1565. *ENTEZARI-AFSHAR v. WRIGHT*. C. A. 9th Cir.
Certiorari denied. Reported below: 166 F. 3d 1217.

No. 98-1566. *CLAPPER v. CHESAPEAKE CONFERENCE OF
SEVENTH-DAY ADVENTISTS*. C. A. 4th Cir. Certiorari denied.
Reported below: 166 F. 3d 1208.

No. 98-1569. *BROWDER v. GENERAL MOTORS CORP.* C. A.
11th Cir. Certiorari denied. Reported below: 162 F. 3d 99.

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No. 98-1588. *BENTON v. TEXAS COMMISSION FOR LAWYER DISCIPLINE*. Sup. Ct. Tex. Certiorari denied. Reported below: 980 S. W. 2d 425.

No. 98-1594. *HOWERY v. WOLFBERG ET AL.* App. Ct. Ill., 1st Dist. Certiorari denied.

No. 98-1614. *CROMER v. BAYLOR UNIVERSITY ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 166 F. 3d 338.

No. 98-1630. *FISHER ET VIR v. SUPERIOR COURT OF CALIFORNIA, SAN FRANCISCO COUNTY (CITIBANK, N. A. (NEW YORK), ET AL., REAL PARTIES IN INTEREST)*. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 98-1686. *TRANSAERO, INC. v. LA FUERZA AEREA BOLIVIANA*. C. A. 2d Cir. Certiorari denied. Reported below: 162 F. 3d 724.

No. 98-1697. *WALTERS ET AL. v. EDGAR ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 163 F. 3d 430.

No. 98-1707. *SLOANE v. SHALALA, SECRETARY OF HEALTH AND HUMAN SERVICES*. C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 334.

No. 98-1717. *INTERNATIONAL TELECARD ASSN. v. FEDERAL COMMUNICATIONS COMMISSION ET AL.* C. A. D. C. Cir. Certiorari denied.

No. 98-1720. *ARAMONY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 655.

No. 98-1723. *DIXON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 173 F. 3d 856.

No. 98-1731. *SAMUELS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 98-1746. *PETTUS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 161 F. 3d 21.

No. 98-1749. *MARLATT v. UNITED STATES* (two judgments). C. A. 9th Cir. Certiorari denied. Reported below: 168 F. 3d 503.

No. 98-1751. *DABNEY v. RUBIN, SECRETARY OF THE TREASURY, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 1220.

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No. 98–1759. *SMITH v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 173 F. 3d 431.

No. 98–1765. *CRENSHAW, AKA MAPP v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 165 F. 3d 33.

No. 98–1786. *CAMACHO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 172 F. 3d 866.

No. 98–7878. *VEAL ET AL. v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 153 F. 3d 1233.

No. 98–7929. *TATE v. WOOD, SUPERINTENDENT, WASHINGTON STATE PENITENTIARY*. C. A. 9th Cir. Certiorari denied. Reported below: 164 F. 3d 631.

No. 98–7979. *SHORTY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 159 F. 3d 312.

No. 98–7981. *POE v. UNITED STATES*; and
No. 98–8017. *BOYD ET AL. v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 149 F. 3d 1062.

No. 98–8203. *OLDS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 166 F. 3d 1216.

No. 98–8226. *PIKE v. TENNESSEE*. Sup. Ct. Tenn. Certiorari denied. Reported below: 978 S. W. 2d 904.

No. 98–8262. *ATKINS v. NORTH CAROLINA*. Sup. Ct. N. C. Certiorari denied. Reported below: 349 N. C. 62, 505 S. E. 2d 97.

No. 98–8278. *CREECH v. IDAHO*. Sup. Ct. Idaho. Certiorari denied. Reported below: 132 Idaho 1, 966 P. 2d 1.

No. 98–8588. *SHAMBURGER v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 98–8620. *KARRIEM v. DISTRICT OF COLUMBIA*. Ct. App. D. C. Certiorari denied. Reported below: 717 A. 2d 317.

No. 98–8648. *PRICE v. OHIO*. Ct. App. Ohio, Montgomery County. Certiorari denied.

No. 98–8673. *ROGERS v. CIRCUIT COURT OF MARYLAND, MONTGOMERY COUNTY, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 912.

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No. 98-8674. *SANDERS v. GOMEZ, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-8676. *MARTINEZ v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 98-8678. *MINNIECHESKE v. SHAWANO COUNTY ET AL.* Ct. App. Wis. Certiorari denied. Reported below: 221 Wis. 2d 331, 585 N. W. 2d 625.

No. 98-8679. *MOORE v. SAPP ET AL.* C. A. 11th Cir. Certiorari denied.

No. 98-8682. *JONES v. DORMIRE, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL CENTER, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 98-8690. *WHITE v. GIBSON, WARDEN, ET AL.* Ct. Crim. App. Okla. Certiorari denied.

No. 98-8691. *WHITSEY v. ROE, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-8695. *HURNS v. ANDERSON, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 98-8703. *RATLIFF v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 98-8720. *CREEL v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 162 F. 3d 385.

No. 98-8727. *WICKLIFFE v. INDIANA.* C. A. 7th Cir. Certiorari denied.

No. 98-8730. *BASS v. PRUNTY, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98-8732. *WILLIAMS v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 913.

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No. 98–8735. *KANE v. HENRY, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 916.

No. 98–8743. *SERGE CORREA v. ELIOPOULAS ET AL.* (two judgments). C. A. 7th Cir. Certiorari denied.

No. 98–8744. *BECTON v. MARYLAND ET AL.* Ct. Sp. App. Md. Certiorari denied.

No. 98–8745. *DENNEY v. EATON CORP.* C. A. 7th Cir. Certiorari denied. Reported below: 165 F. 3d 31.

No. 98–8750. *GENTRY v. TRIPPETT, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 173 F. 3d 855.

No. 98–8757. *RUBERGE v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 98–8759. *WALKER, AKA REYNOLDS v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 98–8762. *KUMARAN v. O'MALLEY ET AL.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 295 Ill. App. 3d 1105, 726 N. E. 2d 225.

No. 98–8764. *BONNAR v. TERHUNE, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 98–8767. *CHANG v. BEAUPIED ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 163 F. 3d 1138.

No. 98–8832. *BUSH v. NEBRASKA*. Ct. App. Neb. Certiorari denied. Reported below: 7 Neb. App. xvi.

No. 98–8841. *ROYSTER v. GALLETTA, WARDEN, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 1201.

No. 98–8862. *TAYLOR v. REINHARD, JUDGE, UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS, ET AL.* C. A. 7th Cir. Certiorari denied.

No. 98–8879. *SPAIN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 172 F. 3d 865.

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No. 98-8887. *WILLIAMS v. DEPARTMENT OF VETERANS AFFAIRS*. C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 22.

No. 98-8892. *ABRAMS v. SINGLETARY, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 98-8897. *JOHNSON v. PARKER, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 98-8928. *KERSTEN v. UNITED STATES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 155 F. 3d 1177.

No. 98-8931. *TYLER v. ROBERTS*. C. A. D. C. Cir. Certiorari denied.

No. 98-8945. *HOUGLAND ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 161 F. 3d 15.

No. 98-8950. *ATWOOD v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 98-8953. *BRYANT v. MORTON, SUPERINTENDENT, NEW JERSEY STATE PRISON, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 172 F. 3d 859.

No. 98-8982. *SHURELDS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 173 F. 3d 430.

No. 98-8987. *EPLEY v. WEST ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 168 F. 3d 481.

No. 98-8998. *WALKER v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 98-9011. *MACKLIN v. FRANK, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 98-9031. *LEE v. OHIO*. Ct. App. Ohio, Hamilton County. Certiorari denied.

No. 98-9052. *RAAB v. WISCONSIN*. Ct. App. Wis. Certiorari denied. Reported below: 220 Wis. 2d 715, 583 N. W. 2d 673.

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No. 98-9054. *BEAVEN v. SCROGHAM*. C. A. 7th Cir. Certiorari denied.

No. 98-9055. *CLAY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 173 F. 3d 430.

No. 98-9056. *ANGELO VARGAS v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 172 F. 3d 922.

No. 98-9063. *MURPHY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 168 F. 3d 496.

No. 98-9064. *WARWICK v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 167 F. 3d 965.

No. 98-9065. *WILLIAMS v. FEDERAL BUREAU OF PRISONS*. C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 51.

No. 98-9067. *PITT v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 172 F. 3d 45.

No. 98-9068. *PALOZIE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 166 F. 3d 502.

No. 98-9070. *ANTONIO REVELO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 172 F. 3d 865.

No. 98-9071. *AMBROSE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 159 F. 3d 1356.

No. 98-9075. *CUELLAR v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 918.

No. 98-9079. *BUNDOC v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 36.

No. 98-9081. *WALKER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 172 F. 3d 46.

No. 98-9086. *HALL v. MISSOURI*. Sup. Ct. Mo. Certiorari denied. Reported below: 982 S. W. 2d 675.

No. 98-9087. *AGUILERA-RAMIREZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 127 F. 3d 829.

No. 98-9088. *ADAMS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 168 F. 3d 502.

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No. 98–9091. *PENIX v. TURNER, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 173 F. 3d 856.

No. 98–9093. *RODRIGUEZ ET AL. v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 162 F. 3d 135.

No. 98–9100. *DAVIS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 1222.

No. 98–9101. *GRANT v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 172 F. 3d 59.

No. 98–9104. *ELFENBEIN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 163 F. 3d 1358.

No. 98–9107. *HUPP v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 98–9109. *HARRELL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 170 F. 3d 186.

No. 98–9112. *KILMARTIN v. DORMIRE, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL FACILITY, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 161 F. 3d 1125.

No. 98–9115. *MANGHAM v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 98–9117. *KEEN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 172 F. 3d 60.

No. 98–9122. *KERKOWSKI v. COSTELLO ET AL.* C. A. 3d Cir. Certiorari denied.

No. 98–9129. *GALLEGOS-MORALES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 170 F. 3d 183.

No. 98–9131. *MANTILLA v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 98–9134. *PECK ET UX. v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 1222.

No. 98–9135. *PUNGITORE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

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No. 98–9138. *TILGHMAN v. BESHEARS, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 334.

No. 98–9139. *THOMPSON v. UNITED STATES POSTAL SERVICE.* C. A. D. C. Cir. Certiorari denied. Reported below: 172 F. 3d 921.

No. 98–9144. *USI v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 176 F. 3d 476.

No. 98–9146. *VERNER v. RENO, ATTORNEY GENERAL, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 350.

No. 98–9150. *ROMAR v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 172 F. 3d 868.

No. 98–9157. *NEILL v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 943.

No. 98–9158. *MCCLUNG ET AL. v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 172 F. 3d 45.

No. 98–9163. *NAVA-SALGADO v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 168 F. 3d 503.

No. 98–9164. *BROWN v. UNITED STATES.* C. A. 3d Cir. Certiorari denied. Reported below: 173 F. 3d 422.

No. 98–9165. *BLANCO v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 168 F. 3d 502.

No. 98–9168. *MICHAEL v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 172 F. 3d 882.

No. 98–9173. *MEEKS v. UNITED STATES.* C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 349.

No. 98–9179. *PERRONE v. UNITED STATES.* C. A. 11th Cir. Certiorari denied.

No. 98–9193. *WILD v. UNITED STATES.* C. A. 5th Cir. Certiorari denied.

No. 98–9196. *WILD v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 172 F. 3d 866.

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No. 97-1914. CABLE NEWS NETWORK, INC., ET AL. *v.* BERGER ET AL. C. A. 9th Cir. Motion of ABC, Inc., et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 129 F. 3d 505.

No. 98-101. McCAFFREY ET AL. *v.* OONA, R.-S.-, A MINOR, BY KATE S., HER GUARDIAN. C. A. 9th Cir. Motion of Redwood Empire Schools Insurance Group for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 143 F. 3d 473.

No. 98-1500. WEST PUBLISHING CO. ET AL. *v.* MATTHEW BENDER & CO., INC., ET AL. C. A. 2d Cir. Motion of Malla Pollack for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 158 F. 3d 693.

No. 98-1519. WEST PUBLISHING CO. ET AL. *v.* HYPERLAW, INC. C. A. 2d Cir. Motion of Malla Pollack for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 158 F. 3d 674.

Rehearing Denied

No. 98-6723. PEDONE *v.* DIRECTOR, OFFICE OF WORKERS' COMPENSATION PROGRAMS, ET AL., 525 U. S. 1078;

No. 98-7491. JACKSON *v.* WHITTLE ET AL., *ante*, p. 1007;

No. 98-7659. CHUMPIA *v.* MICHIGAN STATE UNIVERSITY, *ante*, p. 1024;

No. 98-7820. JOHNSON *v.* MOORE, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, *ante*, p. 1042;

No. 98-7833. RIVERA *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, *ante*, p. 1027;

No. 98-7958. LAVERTU *v.* NEW HAMPSHIRE SUPREME COURT, *ante*, p. 1054; and

No. 98-8196. COLLINS *v.* APFEL, COMMISSIONER OF SOCIAL SECURITY, *ante*, p. 1056. Petitions for rehearing denied.

JUNE 2, 1999

Miscellaneous Orders

No. 98-9569 (A-1002). IN RE MOORE. Application for stay of execution of sentence of death, presented to JUSTICE BREYER,

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

No. 98–9588 (A–1008). *IN RE MOORE*. Application for stay of execution of sentence of death, presented to JUSTICE BREYER, and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

No. 98–9610 (A–1022). *IN RE MOORE*. Application for stay of execution of sentence of death, presented to JUSTICE BREYER, and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

JUNE 4, 1999

Miscellaneous Order

No. A–999. *BECK v. TAYLOR, WARDEN*. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied. JUSTICE STEVENS, JUSTICE GINSBURG, and JUSTICE BREYER would grant the application for stay of execution.

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Certiorari Granted—Vacated and Remanded

No. 98–1112. *WEST v. UNITED STATES*. C. A. 11th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Richardson v. United States, ante*, p. 813. Reported below: 142 F. 3d 1408.

No. 98–6975. *RICHARDSON ET AL. v. UNITED STATES*. C. A. 4th Cir. Motion of petitioners for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Richardson v. United States, ante*, p. 813. Reported below: 162 F. 3d 1158.

No. 98–7404. *ROZIER ET AL. v. UNITED STATES*. C. A. 11th Cir. Motion of petitioners for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Richardson v. United States, ante*, p. 813. Reported below: 161 F. 3d 20.

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Miscellaneous Orders

No. D-2070. IN RE DISBARMENT OF CONLON. Disbarment entered. [For earlier order herein, see *ante*, p. 1096.]

No. D-2077. IN RE DISBARMENT OF ARNOPOLE. David Lester Arnopole, of Los Angeles, Cal., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2078. IN RE DISBARMENT OF PISANO. Charles J. Pisano, of Tempe, Ariz., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2079. IN RE DISBARMENT OF QUAINANCE. Charles Lee Quaintance, of Highland Falls, N. Y., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2080. IN RE DISBARMENT OF O'GRADY. John Joseph O'Grady, of Kew Gardens, 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-72. LORENZ *v.* VIRGINIA ET AL. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. 98-1446. S & R COMPANY OF KINGSTON ET AL. *v.* LATONA TRUCKING, INC. C. A. 2d Cir. Joint motion to defer consideration of petition for writ of certiorari granted.

No. 98-1628. SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT *v.* DAWAVENDEWA. C. A. 9th Cir.; and

No. 98-8327. DOMINGUES *v.* NEVADA. Sup. Ct. Nev. The Solicitor General is invited to file briefs in these cases expressing the views of the United States.

No. 98-8609. IN RE RICHARDS. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 1062] denied.

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- No. 98–8785. *BAEZ v. BRESLIN*. C. A. 11th Cir.;
- No. 98–8798. *BALAWAJDER v. SCOTT*, EXECUTIVE DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE. C. A. 5th Cir.;
- No. 98–8802. *CUNNINGHAM v. POPPELL*, WARDEN, ET AL. C. A. 5th Cir.;
- No. 98–8822. *BRANCATO v. CONNECTICUT GENERAL LIFE INSURANCE CO. ET AL.* C. A. 8th Cir.;
- No. 98–8866. *CROSS v. SUPERIOR COURT OF CALIFORNIA, PLACER COUNTY, ET AL.* C. A. 9th Cir.;
- No. 98–8867. *CROSS v. MOULDS*, CHIEF MAGISTRATE JUDGE, UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF CALIFORNIA, ET AL. C. A. 9th Cir.;
- No. 98–8868. *CROSS v. COURT OF APPEAL OF CALIFORNIA, THIRD APPELLATE DISTRICT*. C. A. 9th Cir.;
- No. 98–8869. *CROSS v. PELICAN BAY STATE PRISON ET AL.* C. A. 9th Cir.; and
- No. 98–9237. *DEBARDELEBEN v. UNITED STATES*. C. A. 4th Cir. Motions of petitioners for leave to proceed *in forma pauperis* denied. See this Court’s Rule 39.8. Petitioners are allowed until June 28, 1999, within which to pay the docketing fees required by Rule 38(a) and to submit petitions in compliance with Rule 33.1 of the Rules of this Court.
- No. 98–8821. *ARBOGAST v. ALCOA BUILDING PRODUCTS*. C. A. 7th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until June 28, 1999, 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. 98–9342. *IN RE MAYEUX*; and
- No. 98–9407. *IN RE RODLEY*. Petitions for writs of habeas corpus denied.
- No. 98–5804. *IN RE SMITH*. Petition for writ of habeas corpus denied. JUSTICE STEVENS, JUSTICE SOUTER, and JUSTICE BREYER would set the case for full briefing.
- No. 98–8818. *IN RE SCARBOROUGH*; and
- No. 98–8857. *IN RE MASON*. Petitions for writs of mandamus denied.

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Certiorari Granted

No. 98-1480. *BECK v. PRUPIS ET AL.* C. A. 11th Cir. Certiorari granted. Reported below: 162 F. 3d 1090.

Certiorari Denied

No. 98-1121. *RUIZ ET AL. v. CULBERSON ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 161 F. 3d 814.

No. 98-1265. *ADAMS ET AL. v. HINCHMAN, ACTING COMPTROLLER GENERAL, GOVERNMENT ACCOUNTING OFFICE, ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 154 F. 3d 420.

No. 98-1404. *ROYSTER v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 22.

No. 98-1417. *GRAND CANYON TRUST ET AL. v. FEDERAL AVIATION ADMINISTRATION ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 154 F. 3d 455.

No. 98-1426. *BATJAC PRODUCTIONS INC. v. GOODTIMES HOME VIDEO CORP. ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 160 F. 3d 1223.

No. 98-1465. *IN RE WRIGHT;*

No. 98-1468. *IN RE BERRY;*

No. 98-1469. *IN RE BIECK;*

No. 98-1470. *IN RE BURNS; and*

No. 98-1498. *SCOTT, UNITED STATES DISTRICT JUDGE, WESTERN DISTRICT OF LOUISIANA v. TONE ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 151 F. 3d 217.

No. 98-1471. *ADVANTAGE WEST PALM BEACH, INC., ET AL. v. WEST PALM BEACH COMMUNITY REDEVELOPMENT AGENCY, INC.* Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 728 So. 2d 755.

No. 98-1485. *IDAHO v. NEWSOM.* Sup. Ct. Idaho. Certiorari denied. Reported below: 132 Idaho 698, 979 P. 2d 100.

No. 98-1497. *FARIA v. TOWN OF PALM BEACH.* C. A. 11th Cir. Certiorari denied. Reported below: 166 F. 3d 352.

No. 98-1506. *BARRY ET AL. v. MCSHARES, INC., DBA RESEARCH PRODUCTS.* Sup. Ct. Kan. Certiorari denied. Reported below: 266 Kan. 479, 970 P. 2d 1005.

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No. 98–1583. *UNITED STATES v. ANDERSON*. C. A. 10th Cir. Certiorari denied. Reported below: 154 F. 3d 1225.

No. 98–1602. *GOODSPEED v. WHITMAN COUNTY*. C. A. 9th Cir. Certiorari denied. Reported below: 163 F. 3d 606.

No. 98–1604. *STEWART v. JOSLIN*. C. A. 5th Cir. Certiorari denied. Reported below: 158 F. 3d 584.

No. 98–1606. *DUNN v. COMMISSION ON PROFESSIONAL COMPETENCE (JURUPA UNIFIED SCHOOL DISTRICT, REAL PARTY IN INTEREST)*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 98–1607. *AMOS-GOODWIN ET AL. v. CHARLESTON COUNTY COUNCIL ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 161 F. 3d 1.

No. 98–1609. *WEEKLY v. CAJUN BAG Co.* Ct. App. La., 3d Cir. Certiorari denied.

No. 98–1613. *DOE ET AL. v. BOARD OF EDUCATION OF BALTIMORE COUNTY ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 165 F. 3d 260.

No. 98–1615. *MOTOWN BEVERAGE COMPANY OF OHIO ET AL. v. MOTOWN RECORD Co., L. P.* C. A. 2d Cir. Certiorari denied. Reported below: 165 F. 3d 14.

No. 98–1616. *HOOKE ET AL. v. AGRIBANK, FCB, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 98–1619. *FERGUSON ET AL. v. CITY OF PHOENIX ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 157 F. 3d 668.

No. 98–1621. *ROE v. TENNESSEE*. Ct. App. Tenn. Certiorari denied.

No. 98–1622. *MORGAN v. LAKE COUNTY ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 165 F. 3d 917.

No. 98–1625. *MILLER v. BOARD OF TRUSTEES, RIRIE JOINT SCHOOL DISTRICT No. 252, ET AL.* Sup. Ct. Idaho. Certiorari denied. Reported below: 132 Idaho 244, 970 P. 2d 512.

No. 98–1626. *KENTUCKY RIGHT TO LIFE, INC., ET AL. v. STENGEL, COMMONWEALTH ATTORNEY, JEFFERSON COUNTY,*

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ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 172 F. 3d 48.

No. 98-1633. *KEELER v. ACADEMY OF AMERICAN FRANCISCAN HISTORY, INC., ET AL.* Ct. Sp. App. Md. Certiorari denied. Reported below: 122 Md. App. 795.

No. 98-1634. *DANIELS v. PENNSYLVANIA.* Super. Ct. Pa. Certiorari denied. Reported below: 724 A. 2d 953.

No. 98-1644. *CECIL v. WHITT ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 168 F. 3d 489.

No. 98-1694. *WILLIAMS v. VENTURA COUNTY ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 162 F. 3d 1171.

No. 98-1712. *VECTRA FITNESS, INC. v. TNWK CORP.* C. A. Fed. Cir. Certiorari denied. Reported below: 162 F. 3d 1379.

No. 98-1726. *FRANDSEN v. FLORIDA.* Cir. Ct. Brevard County, Fla. Certiorari denied.

No. 98-1738. *MELLOTT ET AL. v. HEEMER ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 161 F. 3d 117.

No. 98-1770. *TEXAS v. CONSAUL.* Ct. App. Tex., 8th Dist. Certiorari denied. Reported below: 960 S. W. 2d 680.

No. 98-1791. *SWANQUIST v. UNITED STATES.* C. A. 7th Cir. Certiorari denied. Reported below: 161 F. 3d 1064.

No. 98-1806. *LOFRANCO v. UNITED STATES PAROLE COMMISSION ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 175 F. 3d 1008.

No. 98-1817. *CROW v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 164 F. 3d 229.

No. 98-1822. *IN RE KERLINSKY.* Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 428 Mass. 656, 704 N. E. 2d 503.

No. 98-1826. *GAINER v. UNITED STATES.* C. A. 11th Cir. Certiorari denied.

No. 98-6417. *RICE v. CARTER, WARDEN.* C. A. 7th Cir. Certiorari denied. Reported below: 148 F. 3d 747.

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No. 98-7261. *LYLES v. PAGE, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 98-8290. *ORTIZ-PEREZ ET AL. v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 166 F. 3d 339.

No. 98-8387. *WILLIAMS v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied. Reported below: 554 Pa. 1, 720 A. 2d 679.

No. 98-8395. *DAVIS v. NORTH CAROLINA*. Sup. Ct. N. C. Certiorari denied. Reported below: 349 N. C. 1, 506 S. E. 2d 455.

No. 98-8769. *HUNDLEY v. CITY OF PITTSBURGH ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 172 F. 3d 859.

No. 98-8772. *PHELPS v. MILLS, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 98-8774. *REL FORD v. HOUSTON, WARDEN*. C. A. 8th Cir. Certiorari denied.

No. 98-8781. *MUNICI v. OHIO*. Ct. App. Ohio, Cuyahoga County. Certiorari denied.

No. 98-8783. *MARTIN v. JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 98-8786. *ALLEN v. EMPLOYMENT DEPARTMENT ET AL.* Ct. App. Ore. Certiorari denied. Reported below: 157 Ore. App. 397, 972 P. 2d 1230.

No. 98-8793. *TRIPLETT v. LOUISIANA*. Ct. App. La., 1st Cir. Certiorari denied. Reported below: 720 So. 2d 468.

No. 98-8794. *OMOSEFUNMI v. MERRIMACK COUNTY HOUSE OF CORRECTIONS ET AL.* C. A. 1st Cir. Certiorari denied.

No. 98-8797. *CHAPPELL v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 1208.

No. 98-8803. *BUFORD v. FLORIDA DIVISION OF DRIVER LICENSES ET AL.* C. A. 11th Cir. Certiorari denied.

No. 98-8805. *ORLOWSKI v. CITY OF COCOA BEACH, FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 719 So. 2d 893.

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No. 98–8806. *CUMMINGS v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied. Reported below: 968 P. 2d 821.

No. 98–8810. *O’NEILL v. MICHIGAN*. C. A. 6th Cir. Certiorari denied.

No. 98–8812. *SMITH v. NORTH DAKOTA*. Sup. Ct. N. D. Certiorari denied. Reported below: 589 N. W. 2d 546.

No. 98–8817. *RICHARDSON v. MARYLAND STATE’S ATTORNEYS OFFICE ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 194 F. 3d 174.

No. 98–8823. *COLEMAN v. SMILEY, SUPERINTENDENT, WARREN CORRECTIONAL INSTITUTION*. C. A. 4th Cir. Certiorari denied. Reported below: 164 F. 3d 624.

No. 98–8827. *DAY, AKA ALFORD v. UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF CALIFORNIA*. C. A. 9th Cir. Certiorari denied.

No. 98–8830. *WASHINGTON v. WILLIAMS, MAYOR OF DISTRICT OF COLUMBIA*. Ct. App. D. C. Certiorari denied.

No. 98–8831. *THOMAS v. MISSISSIPPI*. Ct. App. Miss. Certiorari denied. Reported below: 708 So. 2d 103.

No. 98–8833. *ZICHKO v. CLEGG, SHERIFF, KOOTENAI COUNTY, IDAHO, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 162 F. 3d 1171.

No. 98–8836. *HAZLEY v. CITY OF AKRON ET AL.* Ct. App. Ohio, Summit County. Certiorari denied.

No. 98–8843. *PEARSON v. CATOE*. C. A. 5th Cir. Certiorari denied.

No. 98–8846. *KENT v. OHIO*. Ct. App. Ohio, Cuyahoga County. Certiorari denied.

No. 98–8847. *LOTTER v. NEBRASKA*. Sup. Ct. Neb. Certiorari denied. Reported below: 255 Neb. 456, 586 N. W. 2d 591, and 255 Neb. 889, 587 N. W. 2d 673.

No. 98–8861. *TAYLOR v. CITY OF ROCKFORD, ILLINOIS*. C. A. 7th Cir. Certiorari denied.

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No. 98–8962. *BOYD v. BARKLEY*, CHAPTER 13 TRUSTEE. C. A. 5th Cir. Certiorari denied. Reported below: 166 F. 3d 341.

No. 98–8980. *SMITH v. BOWERSOX*, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 98–9039. *BAKER v. OHIO*. Ct. App. Ohio, Hamilton County. Certiorari denied.

No. 98–9060. *CHAMBERS v. MISSOURI*. Sup. Ct. Mo. Certiorari denied. Reported below: 982 S. W. 2d 243.

No. 98–9072. *DRIVER v. LUEBBERS*, SUPERINTENDENT, RENZ CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 98–9074. *BAGLEY v. JOHNSON*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 98–9128. *FOWLER v. CITY OF RALEIGH PARKS AND RECREATION DEPARTMENT ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 166 F. 3d 1209.

No. 98–9153. *JIMENEZ-LINARES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 168 F. 3d 503.

No. 98–9159. *MAYS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 173 F. 3d 862.

No. 98–9166. *BENNEFIELD v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 172 F. 3d 881.

No. 98–9167. *MORRIS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 170 F. 3d 184.

No. 98–9169. *MCGARY v. JOHNSON*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 98–9172. *MCINTYRE v. WARD, WARDEN*. C. A. 5th Cir. Certiorari denied.

No. 98–9176. *BOND v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 98–9181. *MICHALEC v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 176 F. 3d 476.

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No. 98-9184. *INTISSAR, AKA IBRAHIM v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 172 F. 3d 881.

No. 98-9190. *TRUEMAN v. LEKBERG ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 168 F. 3d 479.

No. 98-9195. *PARISE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 158 F. 3d 655 and 165 F. 3d 15.

No. 98-9198. *SWISHER v. COMMISSION FOR LAWYER DISCIPLINE*. Sup. Ct. Tex. Certiorari denied.

No. 98-9202. *COUEY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 344.

No. 98-9203. *ASCANIO-BLANCO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 172 F. 3d 881.

No. 98-9204. *BROOKS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 172 F. 3d 54.

No. 98-9215. *WOODS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 172 F. 3d 882.

No. 98-9218. *CRUZ MARTINEZ v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 1222.

No. 98-9219. *GROSS v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 167 F. 3d 628.

No. 98-9222. *JOHNSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 168 F. 3d 505.

No. 98-9224. *RAINES v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 98-9226. *CIPRIANO v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 166 F. 3d 413.

No. 98-9228. *AGUILAR-AYALA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 1218.

No. 98-9229. *WILLIAMS-MAY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 170 F. 3d 187.

No. 98-9231. *DIAZ-DE LA O v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 172 F. 3d 866.

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No. 98-9232. GHANI-FARAH *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 173 F. 3d 430.

No. 98-9235. HAZEEM *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 173 F. 3d 847.

No. 98-9240. LEONARD *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 172 F. 3d 63.

No. 98-9241. LATHAM *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 165 F. 3d 39.

No. 98-9242. MIDDLETON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 153 F. 3d 724.

No. 98-9252. GALICIA ET AL. *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 166 F. 3d 344.

No. 98-9253. WILLIAMS *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 173 F. 3d 427.

No. 98-9255. SMITH *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 124 F. 3d 193.

No. 98-9258. YANG JIN SONG ET AL. *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 175 F. 3d 1008.

No. 98-9263. MCANULTY *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 175 F. 3d 1017.

No. 98-9264. PRATT *v.* UNITED STATES PAROLE COMMISSION. C. A. 9th Cir. Certiorari denied. Reported below: 172 F. 3d 58.

No. 98-9266. SELL *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied.

No. 98-9270. WARREN *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied.

No. 98-9271. VEAL *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 172 F. 3d 64.

No. 98-9274. YOUNG *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 166 F. 3d 350.

No. 98-9275. BROWN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 172 F. 3d 881.

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No. 98-9277. CHRISTOPHER *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 173 F. 3d 430.

No. 98-9292. EDWARDS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied.

No. 98-1513. REDBUD COMMUNITY HOSPITAL ET AL. *v.* UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA ET AL.; and

No. 98-1526. SCHUG *v.* BURROWS, SUCCESSOR-IN-INTEREST TO BURROWS, DECEASED, ET AL. C. A. 9th Cir. Motion of Physician Insurers Association of America for leave to file a brief as *amicus curiae* in No. 98-1526 granted. Motion of California Medical Association et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 165 F. 3d 36.

Rehearing Denied

No. 98-1162. SUMRELL *v.* VIRGINIA, *ante*, p. 1006;

No. 98-1252. ORISEK *v.* AMERICAN INSTITUTE OF AERONAUTICS AND ASTRONAUTICS, *ante*, p. 1065;

No. 98-1341. BLUM ET UX. *v.* STATE FARM FIRE & CASUALTY Co. ET AL., *ante*, p. 1068;

No. 98-1442. IN RE MURPHY, *ante*, p. 1063;

No. 98-1479. ROSENTHAL *v.* CONRAD, *ante*, p. 1069;

No. 98-7168. IN RE ABIDEKUN, 525 U. S. 1138;

No. 98-7515. GONZALEZ *v.* WALLIS ET AL., *ante*, p. 1008;

No. 98-7779. LAGO *v.* MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, *ante*, p. 1041;

No. 98-7923. ESTELL *v.* EDMONDSON, ATTORNEY GENERAL OF OKLAHOMA, *ante*, p. 1053;

No. 98-7993. FALES *v.* LEHMAN, SECRETARY, WASHINGTON DEPARTMENT OF CORRECTIONS, *ante*, p. 1043;

No. 98-8015. WALLS *v.* BOWERSOX, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER, *ante*, p. 1071;

No. 98-8100. RILEY *v.* ROE, WARDEN, ET AL., *ante*, p. 1072;

No. 98-8138. BRUMBAUGH-CHANLEY *v.* CALIFORNIA, *ante*, p. 1073;

No. 98-8143. TYLER *v.* LOUISIANA, *ante*, p. 1073;

No. 98-8163. BAKER *v.* DEPARTMENT OF THE ARMY ET AL., *ante*, p. 1043;

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No. 98–8165. THORN *v.* JOHNSON, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, *ante*, p. 1074;

No. 98–8234. BURGESS *v.* MONTANA ET AL., *ante*, p. 1090;

No. 98–8330. HOBBS *v.* HOBBS, *ante*, p. 1075;

No. 98–8353. IN RE SEATON, *ante*, p. 1037;

No. 98–8377. MCCOY *v.* WORKERS' COMPENSATION APPEALS BOARD OF CALIFORNIA ET AL., *ante*, p. 1101;

No. 98–8420. SUMTER *v.* BABBITT, SECRETARY OF THE INTERIOR, ET AL., *ante*, p. 1075;

No. 98–8466. BURKE *v.* MALONEY, COMMISSIONER, MASSACHUSETTS DEPARTMENT OF CORRECTION, ET AL., *ante*, p. 1092; and

No. 98–8489. COOK *v.* ROMINE, WARDEN, ET AL., *ante*, p. 1077. Petitions for rehearing denied.

No. 98–1223. WILLIAMS ET UX. *v.* KLAMATH COUNTY, *ante*, p. 1019. Motion of petitioners for leave to proceed further herein *in forma pauperis* granted. Petition for rehearing denied.

No. 98–8261. AJAJ *v.* UNITED STATES, *ante*, p. 1044. Motion for leave to file petition for rehearing denied.