

ORDERS FOR MARCH 4 THROUGH
JUNE 3, 2002

MARCH 4, 2002

Certiorari Granted—Vacated and Remanded

No. 00–1619. GOORD, COMMISSIONER, NEW YORK DEPARTMENT OF CORRECTIONAL SERVICES, ET AL. *v.* LAWRENCE. C. A. 2d Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Porter v. Nussle*, 534 U.S. 516 (2002). Reported below: 238 F.3d 182.

No. 01–100. STERNER ET AL. *v.* ROYSTER. C. A. 2d Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Porter v. Nussle*, 534 U.S. 516 (2002). Reported below: 8 Fed. Appx. 33.

Certiorari Dismissed

No. 01–7124. TROBAUGH *v.* HAWK SAWYER, DIRECTOR, FEDERAL BUREAU OF PRISONS, ET AL. C. A. 8th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. Reported below: 19 Fed. Appx. 461.

No. 01–7526. SINDRAM *v.* RUBIN. Ct. App. Md. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U.S. 1 (1992) (*per curiam*). JUSTICE STEVENS dissents. See *id.*, at 4, and cases cited therein.

Miscellaneous Orders

No. 01A434. MOORE *v.* COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. Applica-

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tion for certificate of appealability, addressed to JUSTICE KENNEDY and referred to the Court, denied.

No. D-2286. IN RE DISCIPLINE OF MARKS. Martin Eric Marks, of Great Neck, 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-2287. IN RE DISCIPLINE OF BUSHLOW. Theodore William Bushlow, 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-2288. IN RE DISCIPLINE OF FRIESEN. Michael J. Friesen, of Garden City, 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-2289. IN RE DISCIPLINE OF TUCKER. James Guy Tucker, Jr., of Little Rock, Ark., 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-2290. IN RE DISCIPLINE OF GRIDER. Murrey L. Grider, of Pocahontas, Ark., 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. 01-131. GISBRECHT ET AL. *v.* BARNHART, COMMISSIONER OF SOCIAL SECURITY. C. A. 9th Cir. [Certiorari granted, 534 U. S. 1039.] Motion of the Solicitor General to permit David B. Salmons, Esq., to present oral argument *pro hac vice* granted.

No. 01-394. CHRISTOPHER, FORMER SECRETARY OF STATE, ET AL. *v.* HARBURY. C. A. D. C. Cir. [Certiorari granted, 534 U. S. 1064.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 01-400. BELL, WARDEN *v.* CONE. C. A. 6th Cir. [Certiorari granted, 534 U. S. 1064.] Motion of the Solicitor General for

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

No. 01-417. *DEVLIN v. SCARDELLETTI ET AL.* C. A. 4th Cir. [Certiorari granted, 534 U.S. 1064.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 01-631. *UNITED STATES v. DRAYTON ET AL.* C. A. 11th Cir. [Certiorari granted, 534 U.S. 1074.] Motion for appointment of counsel granted, and it is ordered that Steven L. Seliger, Esq., of Quincy, Fla., be appointed to serve as counsel for respondent Clifton Brown, Jr., in this case. Motion for appointment of counsel granted, and it is ordered that Gwendolyn Spivey, Esq., of Tallahassee, Fla., be appointed to serve as counsel for respondent Christopher Drayton in this case. Motion of counsel Spivey to strike and objection to attempted substitution of counsel granted. Motion of counsel Seliger to strike and objection to attempted substitution of counsel granted.

No. 01-714. *UTAH ET AL. v. EVANS, SECRETARY OF COMMERCE, ET AL.* D. C. Utah. [Probable jurisdiction postponed, 534 U.S. 1112.] Motion of the Solicitor General and the North Carolina appellees for additional time for oral argument and for divided argument granted, and 10 additional minutes allotted for that purpose to be divided as follows: 35 minutes for appellants, 20 minutes for the Solicitor General, and 15 minutes for the North Carolina appellees.

No. 01-5404. *HEMMERLE v. LAUDERDALE REPORTING SERVICE.* Sup. Ct. Fla. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [534 U.S. 803] denied.

No. 01-6785. *MCDONALD v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [534 U.S. 1063] denied.

No. 01-7662. *MILLER-EL v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. [Certiorari granted, 534 U.S. 1122.] Order granting petition for writ of certiorari amended to read as follows:

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Motion for leave to proceed *in forma pauperis* granted. Certiorari granted limited to the following question: “Did the Court of Appeals err in denying a certificate of appealability and in evaluating petitioner’s claim under *Batson v. Kentucky*, 476 U. S. 79 (1986)?”

No. 01–8167. IN RE JOHNSON;
No. 01–8174. IN RE COX;
No. 01–8175. IN RE CLIFTON;
No. 01–8181. IN RE BECERRA; and
No. 01–8229. IN RE TROBAUGH. Petitions for writs of habeas corpus denied.

No. 01–7525. IN RE RAPOSO. Petition for writ of mandamus denied.

Certiorari Granted

No. 01–653. FEDERAL COMMUNICATIONS COMMISSION *v.* NEXTWAVE PERSONAL COMMUNICATIONS INC. ET AL.; and

No. 01–657. ARCTIC SLOPE REGIONAL CORP. ET AL. *v.* NEXTWAVE PERSONAL COMMUNICATIONS INC. ET AL. C. A. D. C. Cir. Motion of Urban Comm-North Carolina, Inc., for leave to file a brief as *amicus curiae* in No. 01–653 granted. Certiorari granted, cases consolidated, and a total of one hour allotted for oral argument. Reported below: 254 F. 3d 130.

Certiorari Denied

No. 00–9686. BAEZ *v.* HALL ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 244 F. 3d 140.

No. 01–734. WASHINGTON STATE MEDICAL QUALITY ASSURANCE COMMISSION *v.* NGUYEN. Sup. Ct. Wash. Certiorari denied. Reported below: 144 Wash. 2d 516, 29 P. 3d 689.

No. 01–758. UNITED PARCEL SERVICE, INC. *v.* EQUAL EMPLOYMENT OPPORTUNITY COMMISSION. C. A. 6th Cir. Certiorari denied. Reported below: 249 F. 3d 557.

No. 01–791. CITY OF SAINT PAUL *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 258 F. 3d 750.

No. 01–808. MURPHY, SECRETARY OF NATURAL RESOURCES OF VIRGINIA, ET AL. *v.* WASTE MANAGEMENT HOLDINGS, INC.,

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ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 252 F. 3d 316.

No. 01-827. PHILLIPS, INDIVIDUALLY AND AS NEXT OF KIN TO PHILLIPS, ET AL. *v.* HILLCREST MEDICAL CENTER ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 244 F. 3d 790.

No. 01-916. MILLER *v.* HOUSTON INDEPENDENT SCHOOL DISTRICT. Ct. App. Tex., 1st Dist. Certiorari denied. Reported below: 51 S. W. 3d 676.

No. 01-918. VENETIAN CASINO RESORT, L. L. C. *v.* LOCAL JOINT EXECUTIVE BOARD OF LAS VEGAS ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 257 F. 3d 937.

No. 01-924. JOHNSON *v.* CITY OF SAN ANTONIO. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1094.

No. 01-925. ABGN SALES, INC. *v.* HURT. C. A. 9th Cir. Certiorari denied. Reported below: 10 Fed. Appx. 623.

No. 01-926. BURCHER *v.* QUINCY HILL TOWNHOUSE ASSN. ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 789.

No. 01-934. CHEATWOOD *v.* VIRGINIA. Sup. Ct. Va. Certiorari denied.

No. 01-937. VAN SLYKE *v.* NORTHROP GRUMMAN CORP. C. A. 4th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 154.

No. 01-938. SCHMIDT *v.* LOUISIANA. Ct. App. La., 3d Cir. Certiorari denied. Reported below: 771 So. 2d 131.

No. 01-944. SPRADLEY ET AL. *v.* OLD HARMONY BAPTIST CHURCH ET AL. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 793 So. 2d 938.

No. 01-951. FORNER ET AL. *v.* ALLENDALE CHARTER TOWNSHIP. Ct. App. Mich. Certiorari denied.

No. 01-956. UNITED STATES EX REL. KING *v.* HILLCREST HEALTH CENTER, INC., ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 264 F. 3d 1271.

No. 01-957. WARE *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 323 Ill. App. 3d 47, 751 N. E. 2d 81.

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No. 01-959. *CHILDS v. ILLINOIS*. App. Ct. Ill., 4th Dist. Certiorari denied.

No. 01-988. *PRYOR, CHAPTER 7 TRUSTEE OF THE BANKRUPTCY ESTATE OF VOUZAINAS ET AL. v. READY & PONTISAKOS*. C. A. 2d Cir. Certiorari denied. Reported below: 259 F. 3d 103.

No. 01-1007. *GROSS v. IRTZ*. Ct. App. Ky. Certiorari denied.

No. 01-1008. *KERSEY v. DEHART ET AL.* Sup. Ct. N. H. Certiorari denied.

No. 01-1012. *ASHTON v. FEDERAL AVIATION ADMINISTRATION ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 81.

No. 01-1052. *RAVET ET AL. v. ENTERTAINMENT PUBLICATIONS, INC.* C. A. 9th Cir. Certiorari denied. Reported below: 7 Fed. Appx. 807.

No. 01-1095. *SCOTT v. MORGAN, JUDGE, UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA*. C. A. 4th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 196.

No. 01-1140. *SYMANTEC CORP. v. HILGRAEVE CORP.* C. A. Fed. Cir. Certiorari denied. Reported below: 265 F. 3d 1336.

No. 01-6586. *SMITH v. ZACHARY ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 255 F. 3d 446.

No. 01-7062. *FISHER v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied. Reported below: 564 Pa. 505, 769 A. 2d 1116.

No. 01-7109. *ROCHA-GONZALEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1098.

No. 01-7137. *ACOSTA-MARTINEZ ET AL. v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 252 F. 3d 13.

No. 01-7158. *JONES v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 779 A. 2d 277.

No. 01-7426. *OLIVER v. FALLA ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 258 F. 3d 1277.

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No. 01-7464. *FERGUSON v. ALABAMA*. Sup. Ct. Ala. Certiorari denied. Reported below: 814 So. 2d 970.

No. 01-7484. *WARD v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied. Reported below: 814 So. 2d 899.

No. 01-7486. *REYES v. GARCIA, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 631.

No. 01-7491. *BULLARD v. BARKER, SUPERINTENDENT, SAMPSON COUNTY PRISON UNIT, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 134.

No. 01-7500. *TIDIK v. WAYNE COUNTY FRIEND OF THE COURT ET AL.* C. A. 6th Cir. Certiorari denied.

No. 01-7508. *SHELBY v. WITHROW, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 273.

No. 01-7510. *ROGERS v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 01-7511. *HARRIS v. CALIFORNIA*. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 01-7512. *FOSTER v. STRAUB, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 403.

No. 01-7514. *FLYNN v. THOMAS ET AL.* App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 319 Ill. App. 3d 1108, 791 N. E. 2d 735.

No. 01-7515. *HARRIS v. COLORADO*. Ct. App. Colo. Certiorari denied.

No. 01-7516. *WILLIAMS v. PRUNTY, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 10 Fed. Appx. 499.

No. 01-7518. *AZIZ v. TRI-STATE UNIVERSITY*. C. A. 7th Cir. Certiorari denied.

No. 01-7523. *TWEH v. NEW JERSEY*. Super. Ct. N. J., App. Div. Certiorari denied.

No. 01-7528. *DUMONT v. UBC, INC.* App. Ct. Conn. Certiorari denied. Reported below: 64 Conn. App. 903, 777 A. 2d 213.

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No. 01-7529. *THOMAS v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied.

No. 01-7591. *DUNSTER v. NEBRASKA*. Sup. Ct. Neb. Certiorari denied. Reported below: 262 Neb. 329, 631 N.W. 2d 879.

No. 01-7651. *RASTEN v. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT*. C. A. 1st Cir. Certiorari denied.

No. 01-7695. *LAMPLEY v. WISCONSIN*. Ct. App. Wis. Certiorari denied. Reported below: 243 Wis. 2d 114, 627 N.W. 2d 547.

No. 01-7724. *FULTS v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 274 Ga. 82, 548 S. E. 2d 315.

No. 01-7801. *MASON v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 768 A. 2d 591.

No. 01-7815. *PATTON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 55.

No. 01-7934. *REDMOND v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-7955. *MATHIS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 264 F. 3d 321.

No. 01-7971. *OWEN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 218.

No. 01-7974. *LOPEZ v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 271 F. 3d 472.

No. 01-7975. *LETTS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 264 F. 3d 787.

No. 01-7976. *ZUNIGA-HERNANDEZ v. GILKEY*, WARDEN. C. A. 7th Cir. Certiorari denied.

No. 01-7977. *TOBAR v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 22 Fed. Appx. 75.

No. 01-7996. *GOODALE v. BARNHART*, COMMISSIONER OF SOCIAL SECURITY. C. A. 8th Cir. Certiorari denied. Reported below: 257 F. 3d 771.

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No. 01-7997. *HERNANDEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 285 F. 3d 759 and 18 Fed. Appx. 486.

No. 01-8002. *COPELAND v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 640.

No. 01-8003. *PAZ-ZAMORA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 108.

No. 01-8005. *ZALAZAR-TORRES v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 25 Fed. Appx. 707.

No. 01-8007. *MENDOZA-MEDINA, AKA MENDOZA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

No. 01-8009. *MOSLEY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 560.

No. 01-8011. *KANESS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-8015. *MCCLEAN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 589.

No. 01-8020. *ENCARNACION-MENDEZ v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 271 F. 3d 80.

No. 01-8022. *HUNTER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 9 Fed. Appx. 335.

No. 01-8029. *EVANS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 131 F. 3d 1192.

No. 01-8032. *COLVIN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 249.

No. 01-8038. *RAMSEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 185.

No. 01-8041. *LIRA-ESPINOZA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

No. 01-8045. *RANGEL-MORALES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 676.

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No. 01-8046. *ARCE SERRANO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 623.

No. 01-8047. *PEREZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 240 F. 3d 1076.

No. 01-8048. *ROJAS-FRANCO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 56.

No. 01-8050. *BELL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 9 Fed. Appx. 733.

No. 01-8051. *CLINE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 116.

No. 01-8053. *VILLARREAL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1096.

No. 01-8054. *PATRICK v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 248 F. 3d 11.

No. 01-8056. *CHAVEZ-MAGANA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8059. *COVINGTON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 117.

No. 01-8065. *KEMP v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 251.

No. 01-8066. *MATEO-MENDEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 12 Fed. Appx. 579.

No. 01-8068. *BENNETT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8071. *DUQUE DIAZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 265 F. 3d 1064.

No. 01-8075. *PEREZ-ESPINOZA, AKA ESPINOZA, AKA ESPINOZA-PEREZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8076. *PAUL v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 01-8082. *HAYS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

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No. 01–8083. *HINDS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 100.

No. 01–8125. *CLEMENTS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 01–8132. *RIGDON v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01–175. *WILLIAMS, JUDGE, UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA, ET AL. v. UNITED STATES*. C. A. Fed. Cir. Certiorari denied. Reported below: 240 F. 3d 1019.

JUSTICE BREYER, with whom JUSTICE SCALIA and JUSTICE KENNEDY join, dissenting.

The Ethics Reform Act of 1989 provides for automatic annual adjustments in judicial pay to take account of inflation. In each of fiscal years 1995, 1996, 1997, and 1999, Congress included language in appropriations legislation that prevented the Ethics Act adjustments from taking effect for that fiscal year. The petitioners in this case, federal judges sitting when the Ethics Act became law, claim that the latter legislation violates the Constitution's Compensation Clause. In my view the Compensation Clause question is both difficult and important. I would grant certiorari and hear this case.

I

On January 1, 1990, the Ethics Reform Act (Ethics Act or Act) took effect as law. Pub. L. 101–194, 103 Stat. 1716. Insofar as that statute applied to federal judges it accomplished two important objectives. First, it strictly limited the amount of outside income that any judge could earn. It forbade the receipt of honoraria, speaking or lecture fees, payments for articles, or other income earned other than by teaching or writing books. And it imposed a dollar limit (now just over \$21,000) on the income a judge could earn through classroom teaching. 5 U.S.C. App. §§ 501–502.

Second, the Act sought to maintain real judicial compensation at a nearly constant level. The Quadrennial Commission on Executive, Legislative, and Judicial Salaries had told Congress that a continuous inflation-driven reduction in the real level of judicial salaries, at a time when most other real salaries in America had

remained constant or increased, was “threatening to diminish the quality of justice in this country” Report of 1989 Commission on Executive, Legislative and Judicial Salaries, Fairness for our Public Servants 27 (1988). And the Congressional Bipartisan Task Force on Ethics had added that “[f]ederal judges are resigning at a higher rate than ever before.” 135 Cong. Rec. 30752 (1989). Failure to protect against the negative impact of inflation, the task force stated, was “the single, most important explanation” for the increasing disparity between the salaries of high-level Government officials and comparable positions in the private sector. *Id.*, at 30753. Hence, the Act focused on inflation, assuring federal judges (as well as Members of Congress and high-level Executive Branch officials) that their real salaries, compared to those of the average worker, would decline only slightly, if at all.

The Act provided this assurance as follows: First, it said that each year “each [judicial] salary rate . . . shall be adjusted by an amount . . . as determined under section 704(a)(1)” 28 U.S.C. § 461(a)(1) (1994 ed.). Second, it provided in § 704(a)(1) that the adjustment amount would equal the quarterly percentage set forth in the Employment Cost Index (a measurement of change in private sector salaries published by the Bureau of Labor Statistics) minus one-half of one percent with a ceiling of five percent. *Ibid.* Third, it said that this adjustment “shall” take place whenever there was a similar adjustment in the salary of federal civil servants under “section 5303 of [Title 5].” 5 U.S.C. § 5318. Fourth, it made clear that this latter adjustment would take place annually and automatically unless the President determined that there was either (1) a “national emergency” or (2) “serious economic conditions affecting the general welfare.” § 5303(b)(1).

The Act mandates adjustments to judicial salaries; the adjustments are mechanical and precise; and they are to take place automatically, for they are tied to the adjustments provided to General Schedule employees which themselves are automatic but for the two possible exceptions. These features of the law assured federal judges, as I have said, that their real salaries would stay approximately level unless the real salaries of the average private sector worker or those of the typical civil servant declined significantly as well.

The adjustments for which the Ethics Act provided took effect as required by the Act in fiscal years 1991, 1992, 1993, and 1998. In fiscal year 1994, the President applied the special circumstance exception, invoking “serious economic conditions” (namely, huge budget deficits) as a basis for denying General Schedule employees an adjustment, and, consequently, federal judges received no adjustment in their salaries either. In each of fiscal years 1995, 1996, 1997, and 1999, however, the adjustment in the salaries of General Schedule employees took effect. But the related adjustment in the salaries of federal judges did not take effect. That is because, in each year, Congress included in its appropriations legislation language specifying that, other laws to the contrary notwithstanding, the salaries of Members of Congress, certain high-level Executive Branch employees, and federal judges would not be adjusted. Pub. L. 103–329, § 630(a)(2), 108 Stat. 2424; Pub. L. 104–52, § 632, 109 Stat. 507; Pub. L. 104–208, § 637, 110 Stat. 3009–364; Pub. L. 105–277, § 621, 112 Stat. 2681–518.

In 1997, a group of federal judges, all members of the Federal Judiciary prior to 1989, filed this lawsuit against the United States. The judges argued that the first three special “blocking laws” diminished their compensation in violation of Article III’s command. The District Court agreed and granted summary judgment in the judges’ favor. The same judges then filed a similar suit based on the fourth blocking law, which had now taken effect, and the District Court granted them summary judgment on this suit as well. The United States appealed, and the cases were consolidated. The Court of Appeals reversed in a 2-to-1 panel decision. 240 F. 3d 1019 (CA Fed. 2001). The judges now seek certiorari.

II

The judges argue that the appropriations legislation blocking the Ethics Act adjustments violates the literal language of the Compensation Clause and runs contrary to its basic purposes. In respect to the language, they point out that the Clause says that judges “shall, at stated Times, receive for their Services, a Compensation, which shall not be diminished during their Continuance in Office.” U. S. Const., Art. III, § 1. The Ethics Act, they say, sets forth the level of “compensation” that judges “shall . . . receive” at a “stated time,” *i. e.*, each year. The subsequent appropriations legislation “diminished” that fixed

“compensation” by removing the previously legislated adjustment. And it did so during the plaintiff judges’ “continuance in office.”

Moreover, the judges argue, the blocking statutes represent precisely the kind of legislation that the Compensation Clause was designed to prohibit. The Founders wrote the Compensation Clause in order to help ensure “complete independence of the courts of justice.” The Federalist No. 78, p. 466 (C. Rossiter ed. 1961) (A. Hamilton). As Hamilton explicitly stated: “Next to permanency in office, nothing can contribute more to the independence of the judges than a fixed provision for their support.” *Id.*, No. 79, at 472. A “power over a man’s subsistence,” Hamilton added, “amounts to a power over his will.” *Ibid.* (emphasis deleted).

Moreover, when the Founders considered the Constitution’s specific provisions, they took inflation into account. Hamilton, fully aware of then-prevalent inflation, wrote that “fluctuations in the value of money and in the state of society rendered a fixed rate of compensation in the Constitution inadmissible.” *Id.*, at 473. For that reason, he insisted that the Constitution “leave it to the discretion of the legislature to vary its provisions in conformity to the variations in circumstances.” *Ibid.* But once the legislature has chosen to vary a provision, he added, the Compensation Clause “put[s] it out of the power of that body to change the condition of the individual for the worse.” *Ibid.* The reason is that a judge must “be sure of the ground upon which he stands, and . . . never be deterred from his duty by the apprehension of being placed in a less eligible situation.” *Ibid.* In a nutshell, the Founders created a one-way compensation ratchet because they believed that permitting the legislature to diminish judicial compensation would allow the legislature to threaten judicial independence.

Three examples will help illustrate how, in the judges’ view, the appropriations legislation undermines these basic Compensation Clause objectives:

Example One assumes that Congress has enacted a statute taking effect on January 1, 2000, specifying that federal district court salaries for the next five years shall be paid according to the following schedule:

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2000	\$150,000
2001	\$150,000
2002	\$150,000
2003	\$150,000
2004	\$150,000

Example Two assumes that Congress, believing that inflation is likely to occur, has enacted a statute taking effect on January 1, 2000, specifying that federal district court salaries for the next five years shall be paid according to the following schedule:

2000	\$150,000
2001	\$160,000
2002	\$170,000
2003	\$180,000
2004	\$190,000

Example Three is a simplified version of the present case. It assumes a statute that specifies a mechanically determined adjustment for inflation (yielding a, b, c, and d dollars) added on to the fiscal year 2000 salary each year according to the following table:

2000	\$150,000
2001	$\$150,000 + a$
2002	$\$150,000 + a + b$
2003	$\$150,000 + a + b + c$
2004	$\$150,000 + a + b + c + d$

Example One presents circumstances where Congress could not subsequently (say, in 2003) reduce the pay of previously sitting federal judges below the amount previously specified for that year (\$150,000). But what about Example Two and Example Three? It is difficult to see any difference between a later statute, enacted, say, in 2003, that removes Example Two's \$10,000 increase due in 2004, and a similar statute that removes Example Three's increase of mechanically determined amount "d." Those two examples would seem virtually identical from a constitutional point of view.

But does the Compensation Clause distinguish Example One from Examples Two and Three? The lower court answered this question affirmatively. Its answer assumes that the Constitution forbids only a reduction in the nominal dollar rate of pay that

a judge actually has earned for at least some minimal period of time.

The judges concede that such a reading is possible logically. But they point out that that reading, in significantly restricting the protective scope of the Compensation Clause, would mock Hamilton's claim that the Constitution (while granting to Congress the power to decide when to *increase* a judge's nominal pay) "put[s] it out of the power" of Congress "to change the condition of the individual for the worse." *Ibid.* That is because the three examples are virtually identical in terms of the Compensation Clause's basic purposive focus: a judge's reasonable expectations. A sitting judge has no greater, and no lesser, reason to believe he will receive the amounts provided in Examples Two and Three than the amount provided in Example One. Assuming in each case that a statute already in effect has similarly determined, fixed, and mandated the figures listed in the schedule, a judge similarly will expect to receive the salary that the statute mandates. And any subsequent reduction in the amounts contained in any of the three statutes would similarly diminish the judge's compensation below the level that the law had previously entitled that judge to expect. Cf. *United States v. Hatter*, 532 U. S. 557, 585 (2001) (SCALIA, J., concurring in part and dissenting in part) (arguing that repeal of judges' exemption from Medicare tax constituted diminishment in compensation because judges "had an employment expectation of a preferential exemption from taxation . . ."); *ibid.* ("This benefit Congress took away, much as a private employer might terminate a contractual commitment to pay Medicare taxes on behalf of its employees"). Moreover, the expected level here is a level that does not increase a judge's real salary; it simply keeps that real salary from being reduced.

The federal appeals court majority did not reject this argument directly on the merits. Rather, it wrote that this Court had rejected the argument in *United States v. Will*, 449 U. S. 200 (1980), a unanimous decision, and it did not believe it could reopen the issue. 240 F. 3d, at 1035. In *Will*, the Court considered "when, if ever, . . . the Compensation Clause prohibit[s] the Congress from repealing salary increases that otherwise take effect automatically pursuant to a formula previously enacted." 449 U. S., at 221. The Court held that Congress could block a "cost-of-living" increase due judges (under pre-existing law) because the blocking legislation took effect in the fiscal year prior to the year

in which the increase would become payable. And the Court wrote that “a salary increase ‘vests’ . . . only when it takes effect as part of the compensation due and payable to Article III judges.” *Id.*, at 229. This language and holding, in the Court of Appeals’ view, distinguishes Example One from Examples Two and Three, offering protection in Example One, but not in either of the latter two examples.

The judges, however, offer a strong argument distinguishing *Will* in terms of the Compensation Clause’s basic, expectations-related purpose. *Will* involved a set of interlocking statutes which, in respect to future cost-of-living adjustments, were neither definite nor precise. The statute providing for judicial cost-of-living adjustments, like the statute now before us, tied those adjustments to adjustments provided others in the civil service. But the civil service statute, unlike the comparable statute here before us, was imprecise as to amount and uncertain as to effect. The *Will* statutes required the President to appoint an adjustment agent. The agent was to compare salaries in the civil service with those in the private sector and then recommend an adjustment to an Advisory Committee. Subsequently, the Committee would make its own recommendation to the President, accepting, rejecting, or modifying the agent’s recommendation as the Committee thought desirable. The President would have to accept the Committee’s recommendation—unless he determined that national emergency or special economic conditions warranted its rejection. But that recommendation would not take effect as law if either House of Congress rejected it. See *id.*, at 203–204.

Put in terms of the Compensation Clause’s basic purpose, the judges argue that the *Will* statutes created a series of hurdles that prevented those statutes from creating a firm judicial expectation that the statutes’ potential beneficiaries, *e.g.*, sitting judges, would in fact receive any inflation-compensating adjustment. Neither did the statutes provide for calculation of any such adjustment in a mechanical way.

The judges add two further subsidiary distinctions: (1) The Ethics Act, unlike the statutes in *Will*, simultaneously eliminated other (outside) income that judges had previously received, 5 U.S.C. App. §§ 501–502; and (2) the Ethics Act, unlike the statutes in *Will*, was directly intended to protect judges from “riders to appropriations bills to deny them COLAs when other Federal employees receive theirs.” 135 Cong. Rec., at 30753.

The judges recognize that the Ethics Act does not fix salaries quite as definitively as hypothetical Example Three suggests. That is because the Act's adjustment will not take place if the President determines that there exists either a "national emergency" or "serious economic conditions affecting the general welfare," and then reduces or eliminates General Schedule salary adjustments accordingly. But these circumstances, they argue, are defined precisely enough and are uncommon enough not to affect expectations significantly. In any event, that, according to the judges, is the question that this Court must decide—whether the 1989 statute is sufficiently precise and definite to have created an "expectation" that the Compensation Clause protects. Cf. *Boehner v. Anderson*, 30 F. 3d 156 (CA DC 1994) (finding equivalent of such "vesting" for purposes of the Twenty-seventh Amendment in Ethics Act's adjustment provision as it applied to Members of Congress).

In my view, the Court in *Will* did not focus on this question. To read that opinion as the lower court read it would render ineffectual any congressional effort to protect judges' real compensation, even from the most malignant hyperinflation, Hamilton's views to the contrary notwithstanding. Indeed, that reading would permit legislative repeal of even the most precise and definite salary statute—any time before the operative fiscal year in which the new nominal salary rate is to be paid. I very much doubt that the Court in *Will* intended these consequences.

The Government alternatively claims that § 140 of a fiscal year 1982 appropriations bill, Pub. L. 97-92, 95 Stat. 1200, provides a separate basis for rejecting the judges' claim. I do not see how that is so. Section 140 provides in relevant part:

"Notwithstanding any other provision of law . . . none of the funds appropriated by this joint resolution or by any other Act shall be obligated or expended to increase, after the date of enactment of this joint resolution, any salary of any Federal judge or Justice of the Supreme Court, except as may be specifically authorized by Act of Congress hereafter enacted."

This provision refers specifically to federal judges, and it imposes a special legislative burden upon their salaries alone. The singling out of judges must throw the constitutionality of the provision into doubt. *Hatter, supra*, at 564 (striking down as un-

constitutionally discriminatory the imposition of a Social Security payroll tax upon a small group of federal employees consisting “almost exclusively of federal judges”). Regardless, the Government fails to explain how, in light of the fact that the Ethics Act “specifically authorized” (indeed mandated) future adjustments in judicial pay, the language of § 140 (enacted in 1981) could make a legal difference. The Government adds that Congress reenacted this 1982 provision in 2001. But it does not explain how that reenactment could affect the years here at issue.

For these reasons, I believe the judges have raised an important constitutional question, the answer to which at present is uncertain.

III

I recognize that not every petition raising a difficult constitutional question warrants review in this Court. And there are prudential considerations that some might believe warrant denying certiorari here. For one thing, we face the serious embarrassment of deciding a matter that would directly affect our own pocketbooks; and, in doing so, we may risk the public’s high opinion of the Court insofar as that opinion rests upon a belief that its judges are not self-interested. But the law requires judges to decide cases in which they have a self-interest where, as here, “no provision is made for calling another in, or where no one else can take his place.” *Will*, 449 U. S., at 214 (quoting *Philadelphia v. Fox*, 64 Pa. 169, 185 (1870)). Nor should judges, who are called upon to protect the least popular cause and the least popular person where the Constitution demands it, be moved by potential personal embarrassment. Whenever a court considers a matter where public sentiment is strong, it risks public alienation. But the American public has understood the need and the importance of judges deciding important constitutional issues without regard to considerations of popularity.

One might also argue that the matter is not important enough to consider now, because over time Congress will deal with the decline in judicial compensation, making good on the 1989 Act’s inflation-adjustment promise—that real judicial salaries will not fall significantly unless those of the typical American worker or the typical civil servant decline significantly as well. The implementation of the Ethics Act, however, does not support this view. Since 1989, Congress has refused to follow the Act’s mandate about half the time. The real salaries of district court judges

have declined about 25 percent in the past several decades. The American Bar Association, the Federal Bar Association, and the American College of Trial Lawyers, in support of the petitioner judges, tell us that, while real judicial compensation fell below that of typical mid-level (and a few first-year) law firm associates and many law school teachers and administrators, the real compensation earned by the average private sector worker has increased, as has that in nearly all employment categories outside high levels of Government. See Appendix, *infra*. See also Fisk, What Lawyers Earn, National Law Journal, Oct. 2, 2000, p. A31; 2001 Society of American Law Teachers Equalizer, Issue 1, p. 2 (Apr. 2001). The consequence, in the professional organizations' view, is that compensation-related judicial resignations have reached an all time high, a particularly serious matter given rapidly rising caseloads. Cf. The Federalist No. 78, at 471–472 (stressing importance of professional experience).

The Compensation Clause, of course, is not concerned with the absolute level of judicial compensation. Judges are paid significantly more than most Americans and no less than Members of Congress and many other high-level Government workers. It is up to Congress to decide what that level of pay ought to be. But this case is not about what judges' labor should be worth. It is about a congressional decision in 1989 to protect federal judges against undue *diminishment* in real pay by providing cost-of-living adjustments to guarantee that their salaries would not fall too far behind inflation. Cf. REHNQUIST, C. J., 2001 Year-End Report on the Federal Judiciary 2 (Jan. 1, 2002) (“But a COLA only keeps judges from falling further behind the median income of the profession”). This congressional decision was tempered only with the caveat that judges would not be protected against salary diminishment if such protection would give judges a benefit that the average American worker and the average federal employee had been denied. The Compensation Clause assures judges that, once Congress has made such a decision, a later Congress cannot overturn it. This is not a novel concept; it has been engrained since the Founders drafted the Clause to protect against the risk that Congress would attempt to change the conditions of judges “for the worse.” The Federalist No. 79, at 473 (A. Hamilton).

Congress, of course, has treated judges no worse than it has treated itself. It has cut its own real salaries just as it has cut

those of the judges. And its doing so may well work similar harm upon all Federal Government institutions. The Compensation Clause, however, protects judicial compensation, not because of the comparative importance of the Judiciary, but because of the special nature of the judicial enterprise. That enterprise, Chief Justice Marshall explained, may call upon a judge to decide “between the Government and the man whom that Government is prosecuting: between the most powerful individual in the community, and the poorest and most unpopular.” *Proceedings and Debates of the Virginia State Convention of 1829–1830*, p. 616 (1830). Independence of conscience, freedom from subservience to other Government authorities, is necessary to the enterprise. The Compensation Clause helps to secure that judicial independence. When a case presents a serious Compensation Clause question, as this case does, we should hear and decide it.

IV

To summarize: this case focuses upon monetary inflation—a phenomenon familiar to the Nation’s founders, but absent during much of the 19th century. By reducing the purchasing power of salaries specified in fixed dollar amounts, inflation leaves it to Congress to determine whether a judge’s standard of living will be reduced or maintained. The judges concede that the Compensation Clause *itself* does not require periodic readjustment of judicial salaries in order to maintain their real value. The question in the present case is whether that Clause offers protection when Congress *chooses* to promise a stable purchasing power.

Here, Congress, not the Constitution, wrote the guarantee at issue. It enacted a statute promising that real federal judicial salaries will be essentially maintained, but only if, and insofar as, *both* (1) the average worker *and* (2) the average civil servant also have seen their own real salaries maintained. The constitutional question is whether the Compensation Clause permits a later Congress to renege on that commitment. The court below held, in effect, that there is no way in which Congress can assure prospective judges that the purchasing power of their promised salary will be maintained: Any commitment by one Congress (even one accompanied by a reduction in judges’ permissible outside income) can be repudiated by a later Congress, no matter how serious the inflation-produced erosion of real compensation. For the reasons set forth, I believe that holding may well be wrong. And because

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I believe the question an important one, I would grant the writ of certiorari.

[Appendixes to opinion of BREYER, J., follow this page.]

No. 01-931. *FLORIDA v. SCARLET*. Sup. Ct. Fla. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 800 So. 2d 220.

Rehearing Denied

No. 00-9741. *BAYOUD v. MIMS ET AL.*, 534 U. S. 832;

No. 00-10890. *GUSS v. NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION*, 534 U. S. 885;

No. 01-310. *HILL v. CLINTON, FORMER PRESIDENT OF THE UNITED STATES, ET AL.*, 534 U. S. 973;

No. 01-850. *MILLS v. WISER OIL CO.*, 534 U. S. 1084;

No. 01-6630. *CHRISTEN v. R. J. REYNOLDS TOBACCO CO. ET AL.*, 534 U. S. 1059;

No. 01-6710. *BUTTS v. GEORGIA*, 534 U. S. 1086;

No. 01-6840. *JACOBS v. LOUISIANA*, 534 U. S. 1087;

No. 01-6859. *WILLIAMS v. FLORIDA ET AL.*, 534 U. S. 1087;

No. 01-6934. *BAYOUD v. MIMS ET AL.*, 534 U. S. 1091;

No. 01-7019. *SCHMITT v. VIRGINIA*, 534 U. S. 1094; and

No. 01-7187. *CUEVAS-AQUINO v. UNITED STATES*, 534 U. S. 1098. Petitions for rehearing denied.

MARCH 5, 2002

Miscellaneous Order

No. 01-8708 (01A667). *IN RE TOKAR*. 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.

MARCH 7, 2002

Dismissal Under Rule 46

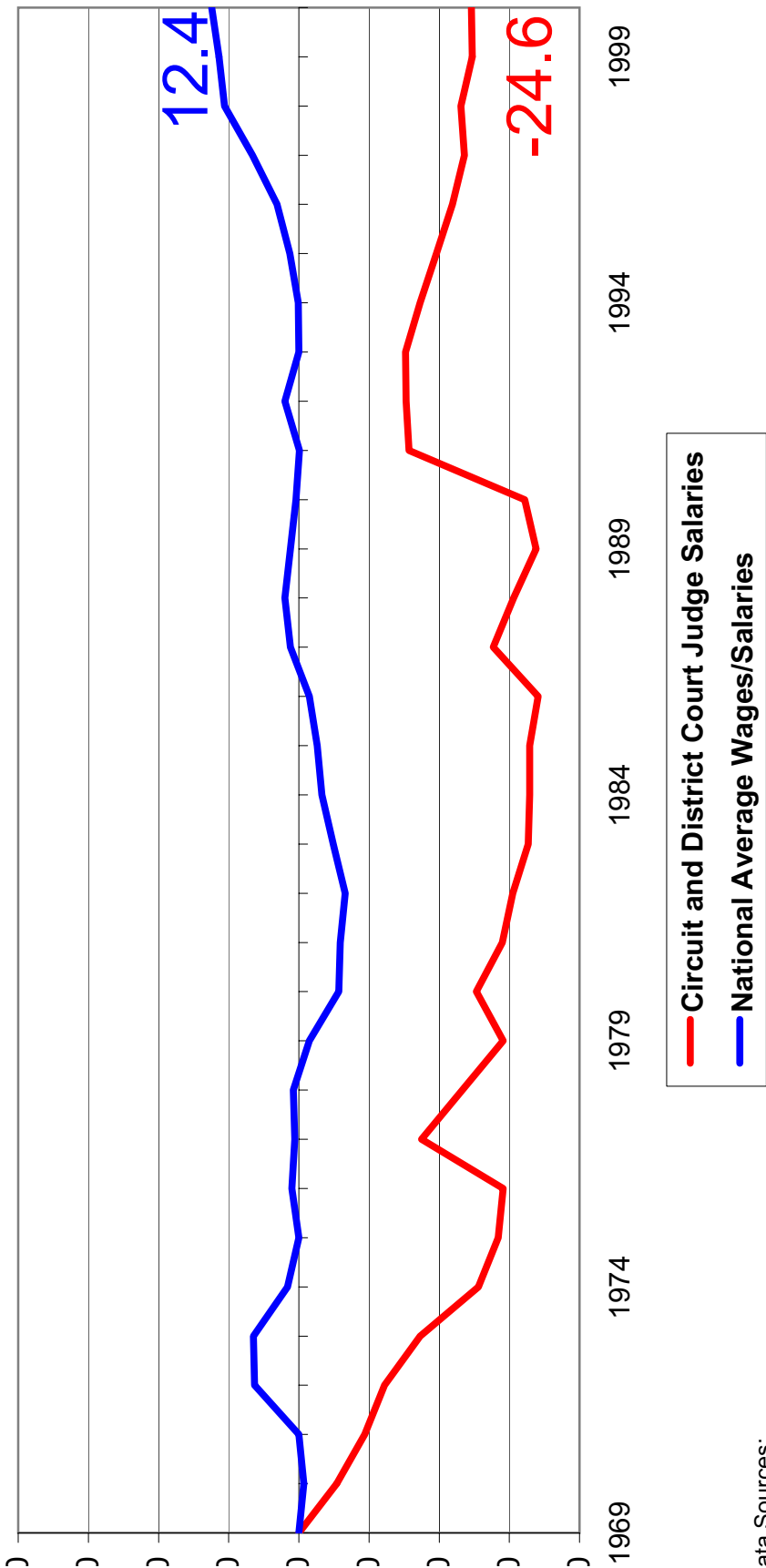
No. 01-8638. *DE LA CRUZ v. TEXAS VISITING NURSE SERVICE, INC.* C. A. 5th Cir. Certiorari dismissed under this Court's Rule 46.1. Reported below: 275 F. 3d 42.

MARCH 12, 2002

Certiorari Denied

No. 01-8889 (01A689). *HOUSEL v. HEAD, WARDEN*. Sup. Ct. Ga. Application for stay of execution of sentence of death, pre-

DECLINE IN JUDGES' SALARIES COMPARED TO PRIVATE SECTOR WAGE GAINS
ADJUSTED FOR INFLATION
Annual % Change Since 1969



ata Sources:

flation based on the CPI-U Index from the Bureau of Labor Statistics.

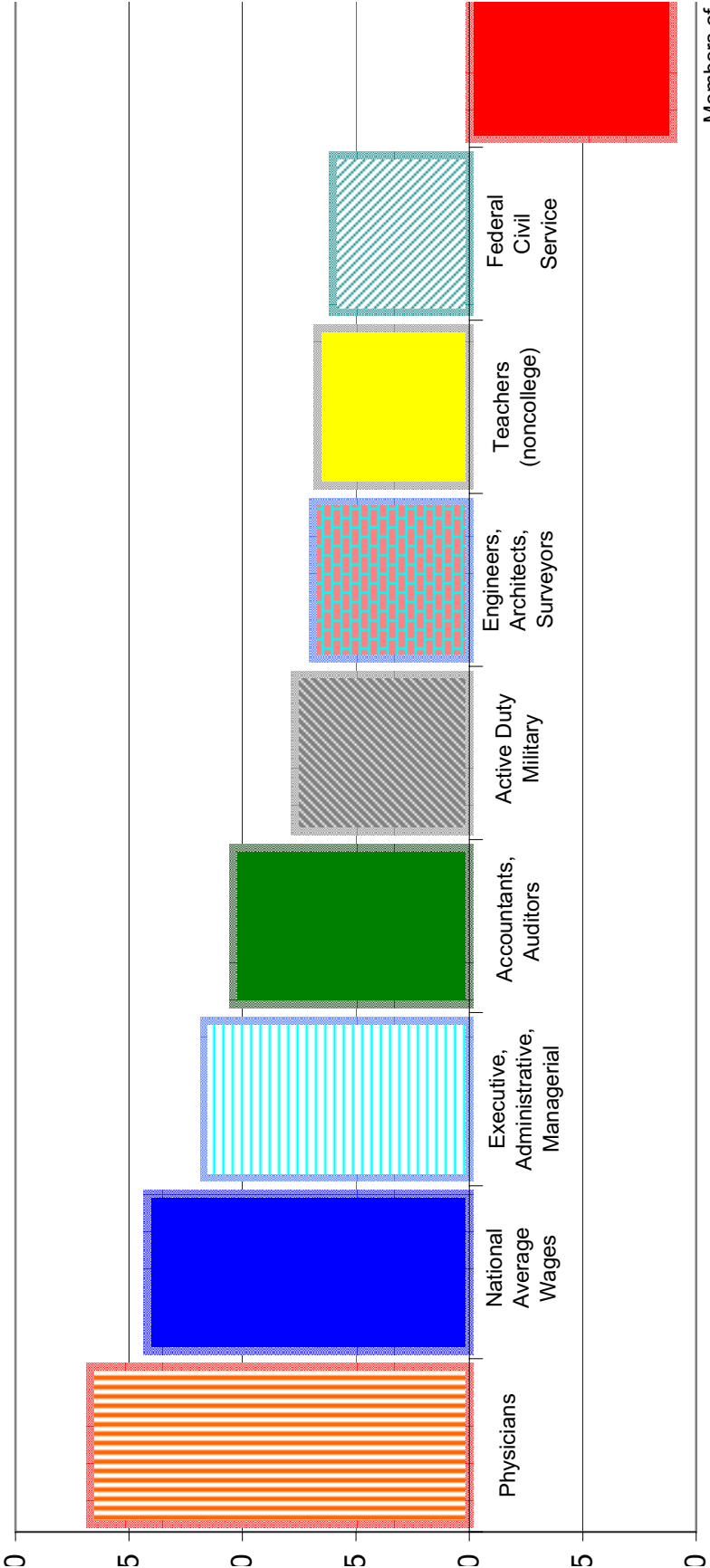
ircuit and District Court Judge Salaries: American Bar Association and Federal Bar Association, Federal Judicial Pay Erosion: A Report on the Need for
reform 9 (Feb. 2001) (Chart A).

ational Average Wages/Salaries: P. Purcell, CRS Report to Congress: Pay and Retirement Benefits for Federal Civil Service and Military Personnel:
creases from 1969 to 2000, p. 9 (Mar. 20, 2000) (Table 1) (CRS Report to Congress).

COMPARATIVE GAINS/LOSSES IN PAY RELATIVE TO INFLATION

FROM 1993 TO 2000

Total % Gain/Loss To Inflation (14.8% for Period)

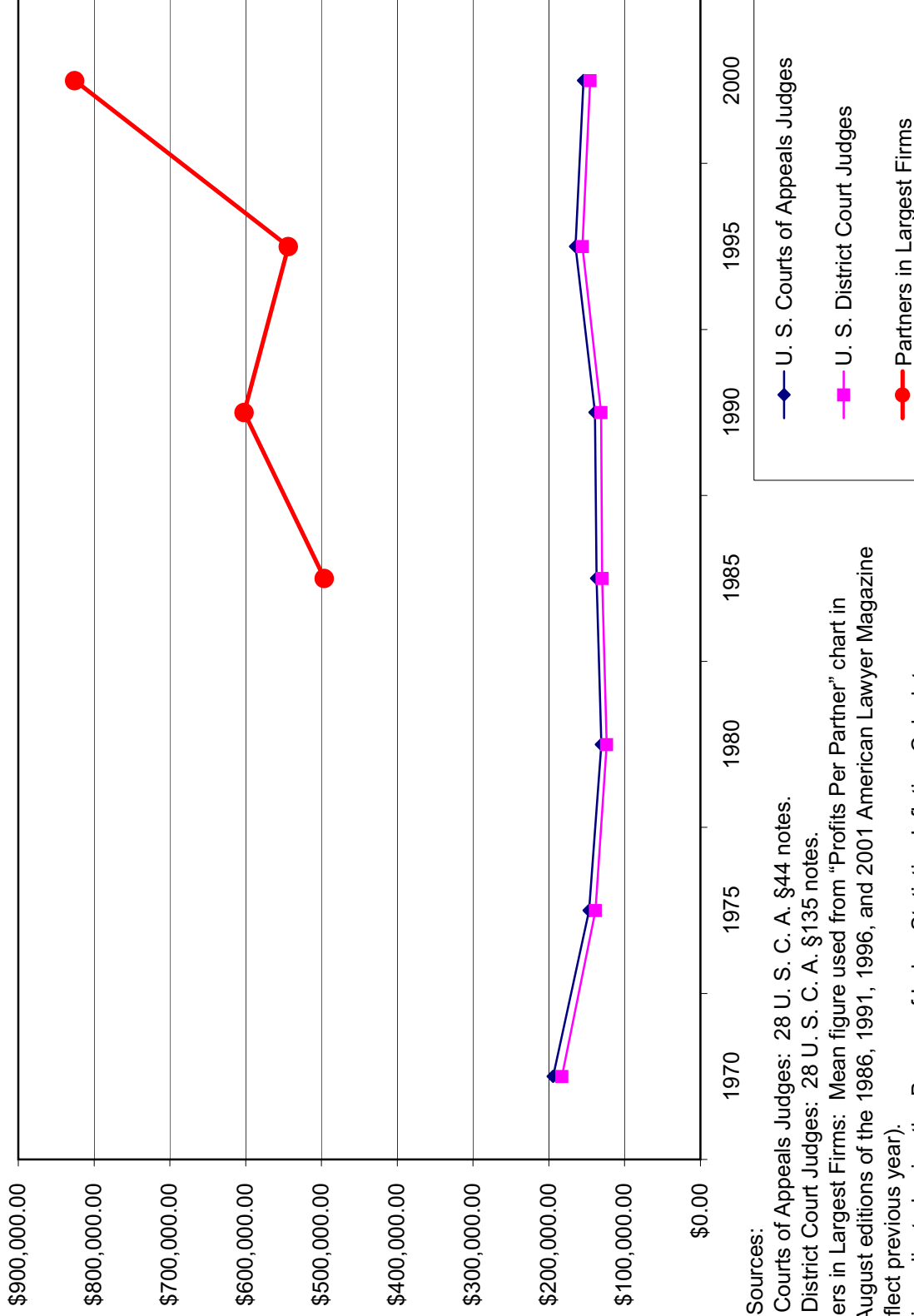


Data Sources:

CRS Report to Congress 9 (Table 1).

U. S. Dept. of Labor, Bureau of Labor Statistics, Employment and Earnings, Median Weekly Earnings of Full-Time Wage and Salary Workers by Detailed Occupation and Sex, p. 243 (Jan. 1994) (Table 56), and, p. 213 (Jan. 2001) (Table 39).

SALARIES OF JUDGES AND LAW PARTNERS Adjusted to 2001 Dollars Using BLS Inflation Calculator



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sented to JUSTICE KENNEDY, and by him referred to the Court, denied. Motion of Parliamentary Supporters of Tracy Housel et al. for leave to file a brief as *amici curiae* granted. Certiorari denied.

MARCH 13, 2002

Miscellaneous Order

No. 01A557. WASHINGTON DEPARTMENT OF SOCIAL AND HEALTH SERVICES ET AL. *v.* GUARDIANSHIP ESTATE OF KEFFELER ET AL. Application for stay, presented to JUSTICE O'CONNOR, and by her referred to the Court, granted, and it is ordered that the stay granted by JUSTICE O'CONNOR on January 29, 2002, shall continue, and the mandate of the Supreme Court of Washington, case No. 67680–1, issued on December 14, 2001, is stayed pending the timely filing and 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 terminate upon issuance of the mandate of this Court.

MARCH 15, 2002

Miscellaneous Orders

No. 01–394. CHRISTOPHER, FORMER SECRETARY OF STATE, ET AL. *v.* HARBURY. C. A. D. C. Cir. [Certiorari granted, 534 U.S. 1064.] Motion of Brennan Center for Justice for leave to participate in oral argument as *amicus curiae* and for divided argument denied.

No. 01–521. REPUBLICAN PARTY OF MINNESOTA ET AL. *v.* WHITE, CHAIRPERSON, MINNESOTA BOARD OF JUDICIAL STANDARDS, ET AL. C. A. 8th Cir. [Certiorari granted *sub nom. Republican Party of Minn. v. Kelly*, 534 U.S. 1054.] Motion of petitioners for divided argument denied.

MARCH 18, 2002

Certiorari Granted—Vacated and Remanded

No. 00–1643. UNITED STATES *v.* JONES. C. A. 9th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *United States v. Vonn*, *ante*, p. 55. Reported below: 2 Fed. Appx. 870.

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Certiorari Dismissed

No. 01-7652. ADAMS *v.* GROOSE ET AL. C. A. 8th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8.

No. 01-7751. WASHINGTON *v.* PUBLIC SERVICE COMMISSION ET AL. C. A. 5th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U.S. 1 (1992) (*per curiam*). JUSTICE STEVENS dissents. See *id.*, at 4, and cases cited therein. Reported below: 275 F. 3d 1080.

Miscellaneous Orders

No. D-2268. IN RE DISBARMENT OF KASZYNSKI. Disbarment entered. [For earlier order herein, see 534 U.S. 806.]

No. D-2269. IN RE DISBARMENT OF HALLER. Disbarment entered. [For earlier order herein, see 534 U.S. 806.]

No. D-2275. IN RE DISBARMENT OF WRIGHT. Disbarment entered. [For earlier order herein, see 534 U.S. 989.]

No. D-2276. IN RE DISBARMENT OF MERRIWETHER. Disbarment entered. [For earlier order herein, see 534 U.S. 989.]

No. D-2277. IN RE DISBARMENT OF DONOVAN. Disbarment entered. [For earlier order herein, see 534 U.S. 989.]

No. D-2279. IN RE DISBARMENT OF GADYE. Disbarment entered. [For earlier order herein, see 534 U.S. 989.]

No. D-2281. IN RE DISBARMENT OF HYDE. Disbarment entered. [For earlier order herein, see 534 U.S. 990.]

No. D-2284. IN RE DISBARMENT OF GRISWOLD. Disbarment entered. [For earlier order herein, see 534 U.S. 1016.]

No. D-2291. IN RE DISCIPLINE OF BAILEY. F. Lee Bailey, of West Palm Beach, Fla., is suspended from the practice of law in

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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. 01M38. GRAYTON *v.* CALIFORNIA; and

No. 01M40. DOBSON MEDICAL GROUP, INC., ET AL. *v.* MIDLAND RISK INSURANCE CO. ET AL. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 01M41. GREEN *v.* HUNTLEIGH CORP. ET AL. Motion to direct the Clerk to file petition for writ of certiorari out of time under this Court's Rule 14.5 denied.

No. 00-1406. CHEVRON U.S.A. INC. *v.* ECHAZABAL. C. A. 9th Cir. [Certiorari granted, 534 U.S. 991.] Motion of Mark Cullen et al. for leave to file a brief as *amici curiae* out of time denied.

No. 01-455. FRANCONIA ASSOCIATES ET AL. *v.* UNITED STATES; and GRASS VALLEY TERRACE ET AL. *v.* UNITED STATES. C. A. Fed. Cir. [Certiorari granted, 534 U.S. 1073.] Motion of petitioners to dispense with printing the joint appendix granted.

No. 01-7736. GOKTEPE *v.* GOKTEPE. Ct. Sp. App. Md.; and

No. 01-7835. M. C. *v.* E. E. Ct. Civ. App. Ala. Motions of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until April 8, 2002, 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. 01-8372. IN RE WAUQUA;

No. 01-8386. IN RE PARKER;

No. 01-8397. IN RE NEWLAND;

No. 01-8436. IN RE VISINTINE; and

No. 01-8525. IN RE BIXLER. Petitions for writs of habeas corpus denied.

No. 01-8377. IN RE JONES. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of habeas corpus dismissed. See this Court's Rule 39.8.

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No. 01-8371. IN RE TRAVIESO. Petition for writ of mandamus denied.

Certiorari Granted

No. 01-7574. SATTAZAHN *v.* PENNSYLVANIA. Sup. Ct. Pa. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 563 Pa. 533, 763 A. 2d 359.

Certiorari Denied

No. 00-5231. CALDERON NOGALES *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 214 F. 3d 1350.

No. 00-10033. DRIVER *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 242 F. 3d 767.

No. 00-10220. GUTIERREZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 250 F. 3d 739.

No. 01-625. JOHNSON *v.* BOARD OF TRUSTEES OF LELAND STANFORD JUNIOR UNIVERSITY ET AL. Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 01-722. PHOTOGRAMMETRIC DATA SERVICES, INC., ET AL. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 259 F. 3d 229.

No. 01-760. HURDLE *v.* VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY. C. A. 4th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 197.

No. 01-817. DINO'S VICTORY ROAD HOUSE, INC., ET AL. *v.* CITY OF LOS ANGELES, CALIFORNIA. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 01-868. BRADLEY *v.* DONER ET AL. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 777 So. 2d 1189.

No. 01-875. CURTIS *v.* SOUTH CAROLINA ET AL. Sup. Ct. S. C. Certiorari denied. Reported below: 345 S. C. 557, 549 S. E. 2d 591.

No. 01-885. JOHNSON *v.* NAGLE, WARDEN, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 256 F. 3d 1156.

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No. 01-887. *WSOL ET AL. v. FIDUCIARY MANAGEMENT ASSOCIATES, INC., ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 266 F. 3d 654.

No. 01-889. *CRAVEN v. UNIVERSITY OF COLORADO HOSPITAL AUTHORITY.* C. A. 10th Cir. Certiorari denied. Reported below: 260 F. 3d 1218.

No. 01-900. *BUGENIG v. HOOPA VALLEY TRIBE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 266 F. 3d 1201.

No. 01-909. *BALTIA AIR LINES, INC. v. CIBC OPPENHEIMER CORP. ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 6 Fed. Appx. 106.

No. 01-928. *COMMISSIONER OF INTERNAL REVENUE v. ESTATE OF BRANSON, DECEASED, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 264 F. 3d 904.

No. 01-940. *VENTURA GROUP VENTURES, INC. v. VENTURA PORT DISTRICT ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 676.

No. 01-945. *T. S. v. INDEPENDENT SCHOOL DISTRICT No. 54, STROUD, OKLAHOMA.* C. A. 10th Cir. Certiorari denied. Reported below: 265 F. 3d 1090.

No. 01-949. *FRIENDS OF RICHARDS-GEBAUR AIRPORT v. FEDERAL AVIATION ADMINISTRATION ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 251 F. 3d 1178.

No. 01-961. *ELECTRIC MOTOR & SUPPLY, INC., ET AL. v. POTOMAC ELECTRIC POWER CO.* C. A. 4th Cir. Certiorari denied. Reported below: 262 F. 3d 260.

No. 01-962. *TOKYO ELECTRON AMERICA, INC. v. TEGAL CORP.; and*

No. 01-993. *TEGAL CORP. v. TOKYO ELECTRON AMERICA, INC.* C. A. Fed. Cir. Certiorari denied. Reported below: 257 F. 3d 1331.

No. 01-964. *PENNZOIL CO. ET AL. v. OREGON DEPARTMENT OF REVENUE.* Sup. Ct. Ore. Certiorari denied. Reported below: 332 Ore. 542, 33 P. 3d 314.

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No. 01-965. *MOLINARI v. ILLINOIS DEPARTMENT OF INSURANCE*. C. A. 7th Cir. Certiorari denied.

No. 01-969. *ALFRED v. CATERPILLAR, INC.* C. A. 10th Cir. Certiorari denied. Reported below: 262 F. 3d 1083.

No. 01-974. *INTERNATIONAL BROTHERHOOD OF TEAMSTERS, CHAUFFEURS, WAREHOUSEMEN AND HELPERS OF AMERICA, AFL-CIO, ET AL. v. OVERNITE TRANSPORTATION CO.* Ct. App. Tex., 3d Dist. Certiorari denied.

No. 01-975. *GARZA v. PRESTIGE FORD GARLAND*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 42.

No. 01-976. *HATHCOCK v. ACME TRUCK LINE, INC.* C. A. 5th Cir. Certiorari denied. Reported below: 262 F. 3d 522.

No. 01-977. *HELFRICH v. PNC BANK, KENTUCKY, INC.* C. A. 6th Cir. Certiorari denied. Reported below: 267 F. 3d 477.

No. 01-979. *GIBBS v. MORGANITE, INC.* C. A. 4th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 247.

No. 01-981. *LARKIN v. JOHNSON ET AL.* Ct. App. Tex., 14th Dist. Certiorari denied. Reported below: 44 S. W. 3d 188.

No. 01-984. *LEE, INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED v. AMERICAN NATIONAL INSURANCE CO. ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 260 F. 3d 997.

No. 01-986. *JOHNSON v. NORDSTROM, INC., ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 260 F. 3d 727.

No. 01-987. *LANGLEY v. ILLINOIS SECRETARY OF STATE ET AL.* App. Ct. Ill., 5th Dist. Certiorari denied.

No. 01-990. *YEAGER v. GENERAL MOTORS CORP.* C. A. 6th Cir. Certiorari denied. Reported below: 265 F. 3d 389.

No. 01-991. *DANA v. CHEMICAL BANK*. C. A. 2d Cir. Certiorari denied. Reported below: 4 Fed. Appx. 1.

No. 01-992. *GUSTON RECORDS, INC., ET AL. v. DAILY ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 579.

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No. 01-994. WYOMING OUTFITTERS ASSN. ET AL. *v.* WYOMING GAME AND FISH COMMISSION ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 794.

No. 01-995. UNIVERSITY OF MINNESOTA ET AL. *v.* MAITLAND. C. A. 8th Cir. Certiorari denied. Reported below: 260 F. 3d 959.

No. 01-997. MARK *v.* CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 264 F. 3d 201.

No. 01-998. TOBIN FOR GOVERNOR ET AL. *v.* ILLINOIS STATE BOARD OF ELECTIONS ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 268 F. 3d 517.

No. 01-999. DUBAY ENTERPRISES, DBA CHATEAU THEATER *v.* CITY OF NORTH CHARLESTON BOARD OF ZONING ADJUSTMENT ET AL. Sup. Ct. S. C. Certiorari denied.

No. 01-1000. MAUREY *v.* UNIVERSITY OF SOUTHERN CALIFORNIA ET AL. C. A. 9th Cir. Certiorari denied. Reported below: 12 Fed. Appx. 529.

No. 01-1001. STUART *v.* OHIO. Ct. App. Ohio, Summit County. Certiorari denied.

No. 01-1002. SCOTT *v.* GEORGIA. Sup. Ct. Ga. Certiorari denied. Reported below: 274 Ga. 153, 549 S. E. 2d 338.

No. 01-1003. UNITED STATES EX REL. MCALLAN *v.* CITY OF NEW YORK ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 248 F. 3d 48.

No. 01-1004. RICH *v.* CITY OF ONTARIO. C. A. 9th Cir. Certiorari denied. Reported below: 10 Fed. Appx. 583.

No. 01-1005. JONES, DBA MELDER PUBLISHING CO. *v.* TUFF N RUMBLE MANAGEMENT, INC., ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 253 F. 3d 701.

No. 01-1006. GARNET *v.* GENERAL MOTORS CORP. C. A. 6th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 363.

No. 01-1009. MAY *v.* DOUGLASS. Ct. App. Wash. Certiorari denied.

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No. 01-1010. *BURTON v. FAIRMAN, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 792.

No. 01-1014. *STUMBO v. DYNACORP PROCUREMENT SYSTEMS, INC., ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 202.

No. 01-1016. *KERR v. COHEN*. Ct. App. Ga. Certiorari denied. Reported below: 249 Ga. App. 392, 548 S. E. 2d 17.

No. 01-1017. *LUTHER v. THORSEN*. Ct. App. Mich. Certiorari denied.

No. 01-1019. *RAY v. FLORIDA BAR*. Sup. Ct. Fla. Certiorari denied. Reported below: 797 So. 2d 556.

No. 01-1021. *SILVER SPUR RESERVE, DBA SILVER SPUR MANOR v. CITY OF PALM DESERT ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 01-1022. *OAKES ET AL. v. HORIZON FINANCIAL CORP. ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 259 F. 3d 1315.

No. 01-1023. *ZAHN v. MICHIGAN*. Cir. Ct. Genesee County, Mich. Certiorari denied.

No. 01-1029. *URBAN v. HURLEY*. C. A. 2d Cir. Certiorari denied.

No. 01-1033. *BORLAWSKY v. TOWN OF WINDHAM ET AL.* C. A. 1st Cir. Certiorari denied.

No. 01-1035. *BURKHART v. TENNESSEE*. Sup. Ct. Tenn. Certiorari denied. Reported below: 58 S. W. 3d 694.

No. 01-1036. *BAY MILLS INDIAN COMMUNITY v. MICHIGAN ET AL.* Ct. App. Mich. Certiorari denied. Reported below: 244 Mich. App. 739, 626 N. W. 2d 169.

No. 01-1037. *JEFFERSON ET AL. v. COMMISSIONER OF REVENUE OF MINNESOTA*. Sup. Ct. Minn. Certiorari denied. Reported below: 631 N. W. 2d 391.

No. 01-1038. *LYNCH v. FLAHERTY ET AL.* App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 279 App. Div. 2d 578, 719 N. Y. S. 2d 605.

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No. 01-1039. *MOLNAR v. REGENTS OF THE UNIVERSITY OF CALIFORNIA ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 01-1040. *TO-RO TRADE SHOWS, DBA O'LOUGHLIN TRADE SHOWS v. COLLINS ET AL.* Sup. Ct. Wash. Certiorari denied. Reported below: 144 Wash. 2d 403, 27 P. 3d 1149.

No. 01-1041. *WERES v. WERES.* Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 01-1045. *LONG ET UX. v. COTTRELL, INC., ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 265 F. 3d 663.

No. 01-1046. *DIALYSIS CLINIC, INC. v. FRY.* C. A. 3d Cir. Certiorari denied. Reported below: 275 F. 3d 34.

No. 01-1047. *OWNER-OPERATOR INDEPENDENT DRIVERS ASSN. ET AL. v. URBACH, TAX COMMISSIONER, NEW YORK DEPARTMENT OF TAXATION AND FINANCE.* App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 279 App. Div. 2d 171, 718 N. Y. S. 2d 282.

No. 01-1049. *ABRAMOV v. ILLINOIS.* App. Ct. Ill., 2d Dist. Certiorari denied. Reported below: 319 Ill. App. 3d 1120, 791 N. E. 2d 741.

No. 01-1050. *ANDRX PHARMACEUTICALS, INC. v. BIOVAIL CORP.* C. A. D. C. Cir. Certiorari denied. Reported below: 256 F. 3d 799.

No. 01-1051. *SAUNDERS v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 51.

No. 01-1056. *BLOUNT v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-1057. *CAHILL v. CAHILL.* Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 792 So. 2d 452.

No. 01-1061. *PROGRAMMED LAND, INC., ET AL. v. O'CONNOR, TREASURER AND AUDITOR, HENNEPIN COUNTY, ET AL.* Sup. Ct. Minn. Certiorari denied. Reported below: 633 N. W. 2d 517.

No. 01-1063. *EDDINS v. SUMMERS, ATTORNEY GENERAL OF TENNESSEE, ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 221.

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No. 01-1064. *KELLOGG v. STRACK*. C. A. 2d Cir. Certiorari denied. Reported below: 269 F. 3d 100.

No. 01-1076. *FERNANDES v. SPARTA TOWNSHIP COUNCIL ET AL.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 01-1093. *McMANUS v. CRAWFORD*. Ct. App. Ariz. Certiorari denied.

No. 01-1105. *LoCASCIO v. HUNTINGTON EYE ASSOCIATES, INC.* Sup. Ct. App. W. Va. Certiorari denied. Reported below: 210 W. Va. 76, 553 S. E. 2d 773.

No. 01-1123. *OLICK v. NATIONAL ASSOCIATION OF SECURITY DEALERS*. C. A. 3d Cir. Certiorari denied. Reported below: 275 F. 3d 37.

No. 01-1143. *ROCKEFELLER v. ABRAHAM, SECRETARY OF ENERGY*. C. A. 10th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 893.

No. 01-1153. *THURNER ET UX. v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 477.

No. 01-1161. *CLUCK v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-1170. *BENNETT v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 252 F. 3d 559.

No. 01-1198. *PATTERSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 163.

No. 01-1203. *EQBAL ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 728.

No. 01-5359. *DOE v. NOE ET AL.* (two judgments). App. Ct. Ill., 4th Dist. Certiorari denied. Reported below: 317 Ill. App. 3d 419, 739 N. E. 2d 1036 (first judgment); 317 Ill. App. 3d 445, 739 N. E. 2d 1043 (second judgment).

No. 01-6151. *REYES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 260 F. 3d 622.

No. 01-6475. *MCDOWELL v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 789 So. 2d 956.

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No. 01-7064. *HUSS v. GRAVES, WARDEN*. C. A. 8th Cir. Certiorari denied. Reported below: 252 F. 3d 952.

No. 01-7073. *OREYE v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 263 F. 3d 669.

No. 01-7212. *MITCHELL v. MISSISSIPPI*. Sup. Ct. Miss. Certiorari denied. Reported below: 792 So. 2d 192.

No. 01-7219. *MITCHELL v. BARNHART, COMMISSIONER OF SOCIAL SECURITY*. C. A. 2d Cir. Certiorari denied. Reported below: 17 Fed. Appx. 39.

No. 01-7238. *KENTZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 251 F. 3d 835.

No. 01-7251. *KACZYNSKI v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 262 F. 3d 1034.

No. 01-7292. *RHOADS v. FEDERAL DEPOSIT INSURANCE CORPORATION ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 257 F. 3d 373.

No. 01-7338. *COULSON v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 393.

No. 01-7378. *BIDGOOD v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 145.

No. 01-7533. *NEWBY v. TEXAS*. Ct. App. Tex., 3d Dist. Certiorari denied.

No. 01-7540. *CHEESEBORO v. SOUTH CAROLINA*. Sup. Ct. S. C. Certiorari denied. Reported below: 346 S. C. 526, 552 S. E. 2d 300.

No. 01-7541. *DAVIS v. STONE*. C. A. 4th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 227.

No. 01-7542. *DAVIS v. WALKER, JUDGE, SUPERIOR COURT OF NORTH CAROLINA, RANDOLPH COUNTY, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 168.

No. 01-7545. *MACK v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1111.

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No. 01-7547. *JAYNES v. NORTH CAROLINA*. Sup. Ct. N. C. Certiorari denied. Reported below: 353 N. C. 534, 549 S. E. 2d 179.

No. 01-7548. *KING v. KEMNA, SUPERINTENDENT, CROSSROADS CORRECTIONAL CENTER*. C. A. 8th Cir. Certiorari denied. Reported below: 266 F. 3d 816.

No. 01-7554. *MORRIS v. LOUISIANA*. Ct. App. La., 1st Cir. Certiorari denied. Reported below: 770 So. 2d 908.

No. 01-7557. *SMITH v. BECKER ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 265 F. 3d 1059.

No. 01-7558. *SOAPES v. WASHINGTON*. Ct. App. Wash. Certiorari denied.

No. 01-7567. *SIMMONS v. VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 01-7568. *SLAPPY ET AL. v. DIEHL ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 229.

No. 01-7571. *HOLMES v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-7572. *STAPLETON v. GREINER, SUPERINTENDENT, GREEN HAVEN CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied.

No. 01-7576. *JONES v. CAIN, WARDEN*. C. A. 5th Cir. Certiorari denied.

No. 01-7579. *MOORE v. TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, ET AL.* Ct. App. Tex., 12th Dist. Certiorari denied.

No. 01-7581. *PERRY v. KILGORE, ATTORNEY GENERAL OF VIRGINIA, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 174.

No. 01-7588. *TAYLOR v. NORTH CAROLINA*. Sup. Ct. N. C. Certiorari denied. Reported below: 354 N. C. 28, 550 S. E. 2d 141.

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No. 01-7589. *TRUESDALE v. VAUGHN*, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 263 F. 3d 160.

No. 01-7590. *JONES v. PITCHER*, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 01-7593. *CHERRY v. CITY OF WILSON ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 179.

No. 01-7598. *MURRAY v. HVASS*, COMMISSIONER, MINNESOTA DEPARTMENT OF CORRECTIONS. C. A. 8th Cir. Certiorari denied. Reported below: 269 F. 3d 896.

No. 01-7600. *TAYLOR v. LUEBBERS*, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 01-7602. *MURTISHAW v. WOODFORD*, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 255 F. 3d 926.

No. 01-7603. *MYERS v. DORMIRE*, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 01-7609. *CATANZARO v. CARBONDALE HOUSING AUTHORITY ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 262 F. 3d 403.

No. 01-7610. *COLEN v. GLOBAL INVESTMENTS.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 01-7612. *DOERR v. PROTECTIVE LIFE INSURANCE CO.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 01-7614. *LAWRENCE v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 797 So. 2d 586.

No. 01-7617. *EVANS v. CALIFORNIA.* Sup. Ct. Cal. Certiorari denied.

No. 01-7625. *THOMAS v. CITY OF BELDING.* Ct. App. Mich. Certiorari denied.

No. 01-7626. *VAN REED v. DEES*, WARDEN, ET AL. C. A. 11th Cir. Certiorari denied.

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No. 01-7627. *WILLIAMS v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-7629. *CHANDLER v. HOWELL ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 473.

No. 01-7630. *TRICARICO v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 779 A. 2d 1224.

No. 01-7632. *TWILLIE v. BRENNAN*, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT ALBION, ET AL. C. A. 3d Cir. Certiorari denied.

No. 01-7633. *WATKINS v. HOOKS*, WARDEN, ET AL. C. A. 11th Cir. Certiorari denied.

No. 01-7634. *MURPHY v. ANGELONE*, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 166.

No. 01-7635. *NOLAN v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-7636. *LINDSEY v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-7637. *MANCANO v. COLORADO*. Ct. App. Colo. Certiorari denied.

No. 01-7644. *BROWN v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied.

No. 01-7645. *NASTU v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied.

No. 01-7647. *SEBULSKI v. FLORIDA*. Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 793 So. 2d 972.

No. 01-7648. *RAMIREZ v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 01-7653. *BOLDEN v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 197 Ill. 2d 166, 756 N. E. 2d 812.

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No. 01-7656. MARTINEZ-RODRIGUEZ *v.* NEW MEXICO. Sup. Ct. N. M. Certiorari denied. Reported below: 131 N. M. 47, 33 P. 3d 267.

No. 01-7657. MARBLY *v.* CITY OF SOUTHFIELD ET AL. C. A. 6th Cir. Certiorari denied.

No. 01-7658. MARBLY *v.* MAYOR, CITY OF SOUTHFIELD, ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 558.

No. 01-7659. MARBLY *v.* CITY OF SOUTHFIELD ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 561.

No. 01-7661. BYRD *v.* FLORIDA. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 788 So. 2d 981.

No. 01-7665. SMITH *v.* LOUISIANA. Sup. Ct. La. Certiorari denied. Reported below: 793 So. 2d 1199.

No. 01-7667. JOHNSON *v.* McCAUGHTRY, WARDEN. C. A. 7th Cir. Certiorari denied. Reported below: 265 F. 3d 559.

No. 01-7676. NEGRETE *v.* ILLINOIS. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-7677. ACEVES *v.* ROE, WARDEN. C. A. 9th Cir. Certiorari denied.

No. 01-7678. AYERS *v.* FATKIN, WARDEN. Ct. Crim. App. Okla. Certiorari denied.

No. 01-7680. BARTLETT *v.* RYAN ET AL. C. A. 4th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 199.

No. 01-7681. ROBINSON *v.* STEGALL, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 01-7682. SCOTT *v.* MCKUNE, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 835.

No. 01-7685. ATKINS *v.* LUEBBERS, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 01-7687. ACKLEY *v.* WASHINGTON. Ct. App. Wash. Certiorari denied. Reported below: 105 Wash. App. 1010.

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No. 01-7688. *BRIGGS v. CHERRY ET AL.* C. A. 8th Cir. Certiorari denied.

No. 01-7689. *MORGAN v. GREINER, SUPERINTENDENT, GREEN HAVEN CORRECTIONAL FACILITY, ET AL.* Sup. Ct. N. Y., Dutchess County. Certiorari denied.

No. 01-7696. *LEWIS v. CHILDS, SUPERINTENDENT, CENTRAL MISSISSIPPI CORRECTIONAL FACILITY.* C. A. 5th Cir. Certiorari denied.

No. 01-7697. *LARSON v. SCOTT ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 254 F. 3d 71.

No. 01-7703. *THOMAS v. CALIFORNIA.* Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 91 Cal. App. 4th 212, 110 Cal. Rptr. 2d 571.

No. 01-7704. *VANN v. SPAK ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 668.

No. 01-7709. *WRIGHT v. VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 01-7712. *CLARK v. O'DEA, WARDEN.* C. A. 6th Cir. Certiorari denied. Reported below: 257 F. 3d 498.

No. 01-7713. *DORSEY v. CONROY, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 238 F. 3d 411.

No. 01-7714. *CORLEY v. CAIN, WARDEN.* C. A. 5th Cir. Certiorari denied.

No. 01-7715. *TERRELL v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-7718. *MCCALVIN v. LEIBACH, WARDEN.* Sup. Ct. Ill. Certiorari denied.

No. 01-7729. *MANSFIELD v. LUEBBERS, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER.* C. A. 8th Cir. Certiorari denied.

No. 01-7734. *HIGGINS v. CITY OF WELLSTON.* C. A. 8th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 461.

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No. 01-7739. *HOLMES v. CONNECTICUT*. Sup. Ct. Conn. Certiorari denied. Reported below: 257 Conn. 248, 777 A. 2d 627.

No. 01-7741. *SHAMBURGER v. ALAMEIDA, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS*. C. A. 9th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 523.

No. 01-7746. *VASQUEZ v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 01-7747. *TAYLOR v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 01-7748. *WILLIAMS v. CAIN, WARDEN*. C. A. 5th Cir. Certiorari denied.

No. 01-7749. *YOUNG v. DORMIRE, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL CENTER*. C. A. 8th Cir. Certiorari denied.

No. 01-7750. *MORELL v. GUNJA, WARDEN, ET AL.* C. A. 2d Cir. Certiorari denied.

No. 01-7756. *NELSON v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied.

No. 01-7757. *NAUSS v. MORGAN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT SMITHFIELD, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 01-7760. *COLLAZO v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-7764. *WADE v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 01-7766. *FOWLER v. NORTH CAROLINA*. Sup. Ct. N. C. Certiorari denied. Reported below: 353 N. C. 599, 548 S. E. 2d 684.

No. 01-7767. *OCEQUEDO GARCIA v. GARCIA, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 01-7768. *ISMAIL v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 776 A. 2d 1005.

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No. 01-7770. *SPINOZA v. MANCUSI ET AL.* C. A. 2d Cir. Certiorari denied.

No. 01-7771. *RICH v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied.

No. 01-7772. *NEAL v. LOUISIANA.* Sup. Ct. La. Certiorari denied. Reported below: 796 So. 2d 649.

No. 01-7773. *GREER v. MITCHELL, WARDEN.* C. A. 6th Cir. Certiorari denied. Reported below: 264 F. 3d 663.

No. 01-7774. *LUGO v. CALIFORNIA.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 01-7777. *BONE v. NORTH CAROLINA.* Sup. Ct. N. C. Certiorari denied. Reported below: 354 N. C. 1, 550 S. E. 2d 482.

No. 01-7778. *WILLIAMSON v. PLILER, WARDEN.* C. A. 9th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 733.

No. 01-7779. *ZIMMERMAN v. WASHINGTON DEPARTMENT OF SOCIAL AND HEALTH SERVICES.* Ct. App. Wash. Certiorari denied.

No. 01-7788. *SCOTT v. MARYLAND.* Ct. App. Md. Certiorari denied. Reported below: 366 Md. 121, 782 A. 2d 862.

No. 01-7822. *KELLAM v. BRIDDLE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 913.

No. 01-7824. *KIMBROUGH v. LOCKYER, ATTORNEY GENERAL OF CALIFORNIA.* Sup. Ct. Cal. Certiorari denied.

No. 01-7848. *COATS v. HENNEPIN COUNTY DEPARTMENT OF CHILDREN AND FAMILY SERVICES.* Sup. Ct. Minn. Certiorari denied. Reported below: 633 N. W. 2d 505.

No. 01-7879. *SACK v. CHAMPION, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 841.

No. 01-7881. *PETTIES v. UNITED STATES POSTAL SERVICE.* C. A. 2d Cir. Certiorari denied. Reported below: 22 Fed. Appx. 74.

No. 01-7885. *WEBB v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 182.

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No. 01-7917. *BURTON v. STATE BAR OF GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 274 Ga. 319, 553 S. E. 2d 579.

No. 01-7970. *STUART v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-7982. *JACKSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 57.

No. 01-7999. *CLARK v. CHUANG ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-8000. *CROSBY v. MARYLAND*. Ct. App. Md. Certiorari denied. Reported below: 366 Md. 518, 784 A. 2d 1102.

No. 01-8018. *DAWKINS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 220.

No. 01-8027. *ALCALA-RODRIGUEZ, AKA SANCHEZ-VILLADARES v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 28 Fed. Appx. 778.

No. 01-8033. *STRINGER v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 796 So. 2d 538.

No. 01-8034. *QUINONES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8062. *CASTRO RODRIGUEZ v. UNITED STATES*; *GARCIA LOREDO v. UNITED STATES*; *GUEVARA MARISCAL v. UNITED STATES*; *GUTIERREZ HERNANDEZ v. UNITED STATES*; *LOPEZ GUERRERO v. UNITED STATES*; and *VEGA DEL TORO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

No. 01-8073. *HETH v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 482.

No. 01-8078. *HAYES v. POTTER, POSTMASTER GENERAL*. C. A. 4th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 173.

No. 01-8081. *FAIR v. CONROY, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 147.

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No. 01–8089. *EARLY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01–8096. *McFORD v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 268 F. 3d 1066.

No. 01–8097. *NELSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1079.

No. 01–8100. *MALDENALDO SANCHEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 269 F. 3d 1250.

No. 01–8101. *REGALADO-RAMIREZ v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 28 Fed. Appx. 781.

No. 01–8104. *SANDATE-LOZANO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1079.

No. 01–8108. *WILLIAMS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1080.

No. 01–8109. *THOMAS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01–8117. *JAUREQUI-RUBALCABA, AKA PEREZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 01–8118. *JIMENEZ-VILLAREAL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01–8123. *CISNEROS-GARZA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1079.

No. 01–8127. *BAILEY v. UNITED STATES*; and *BROWN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1079 (first judgment) and 1080 (second judgment).

No. 01–8128. *ARBELAEZ-AGUDELO v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 203.

No. 01–8129. *BARNETT v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1094.

No. 01–8130. *ARGUETA-VENTURA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 46.

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No. 01-8131. *BROWN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-8134. *CATES v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-8143. *BONILLA-CASTANEDA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8144. *BOLDEN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 900.

No. 01-8147. *BENNETT v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 431.

No. 01-8151. *DIAZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 281 F. 3d 1285.

No. 01-8154. *SALAS-VELOS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8164. *TAPPS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01-8169. *THOMAS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 125.

No. 01-8171. *OLIVIO-MIER, AKA MIER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-8178. *GRAVELY v. THOMS, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 583.

No. 01-8179. *GAUTHIER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 12 Fed. Appx. 315.

No. 01-8184. *DAVIS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 212.

No. 01-8187. *SEGRS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 271 F. 3d 181.

No. 01-8189. *MACARENA-ROBLES v. UNITED STATES*; *ALVAREZ-LUNZ v. UNITED STATES*; *BRIONES-MACIAS v. UNITED STATES*; *CAMPOS-SEGURA v. UNITED STATES*; *DIAZ-ANGELES v. UNITED STATES*; *LOPEZ-ACOSTA v. UNITED STATES*; *LOPEZ-GONZALEZ v. UNITED STATES*; *MEDINA-MENDOZA, AKA MEN-*

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DOZA *v.* UNITED STATES; RAMOS-LOPEZ *v.* UNITED STATES; RODRIGUEZ-BURGARA *v.* UNITED STATES; and SUAZO-VALDOVINOS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied.

No. 01-8190. BROWN *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 254 F. 3d 454.

No. 01-8194. JIMENEZ-LOPEZ *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

No. 01-8195. LAZO *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8196. LOPEZ *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 51.

No. 01-8197. MAYNIE *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 257 F. 3d 908.

No. 01-8199. SCHILD *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 269 F. 3d 1198.

No. 01-8200. ZAMORA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 478.

No. 01-8202. DOUGLAS *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1121.

No. 01-8205. SHERRER *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 651.

No. 01-8206. SANDOVAL *v.* UNITED STATES. C. A. 10th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 826.

No. 01-8207. MILES ET AL. *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 197.

No. 01-8209. TARIN-MORALES, AKA GARDEA-TARIN *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1079.

No. 01-8212. SALAM *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 24 Fed. Appx. 54.

No. 01-8213. SENE *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 380.

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No. 01–8216. *SNOW v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 218.

No. 01–8218. *ELEM v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 269 F. 3d 877.

No. 01–8219. *BETHLEY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1099.

No. 01–8223. *HERNANDEZ-CASTILLO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1078.

No. 01–8225. *FLORES-MONTOYA, AKA FLORES, AKA MONTOYA v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 25 Fed. Appx. 727.

No. 01–8231. *MONTGOMERY v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 10th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 643.

No. 01–8232. *CERVANTES-CHAVEZ v. UNITED STATES*; *CHICONAJERA v. UNITED STATES*; *DE LA ROSA-VARGAS v. UNITED STATES*; *HERNANDEZ-SALAZAR v. UNITED STATES*; *OLIVARES-AGUIRRE v. UNITED STATES*; *OROZCO-TARIN v. UNITED STATES*; *PONCE-AVILLAS v. UNITED STATES*; and *RAMIREZ-ALVARADO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

No. 01–8233. *BASHAM v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 268 F. 3d 1199.

No. 01–8234. *DAVIS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 275 F. 3d 38.

No. 01–8237. *PEREZ v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 270 F. 3d 737.

No. 01–8238. *AYALA-MORENO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 47.

No. 01–8239. *BRYAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01–8241. *LIBRETTI v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 28 Fed. Appx. 754.

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No. 01-8243. *MEJIA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

No. 01-8244. *SALAZAR-GUZMAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

No. 01-8245. *RODGERS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 278 F. 3d 599.

No. 01-8246. *SUAREZ-BACA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

No. 01-8247. *REYES-ESPINOSA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

No. 01-8248. *JOHNSON v. MAYNARD, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL.* Sup. Ct. S. C. Certiorari denied. Reported below: 345 S. C. 389, 548 S. E. 2d 587.

No. 01-8249. *PLUNKETT v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 134.

No. 01-8250. *MOKDAD v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 271 F. 3d 962.

No. 01-8254. *ZLATOGUR v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 271 F. 3d 1025.

No. 01-8255. *WHITE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 46.

No. 01-8265. *CRAWFORD v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 264 F. 3d 1144.

No. 01-8266. *CABRERA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1121.

No. 01-8267. *CAMPBELL v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 270 F. 3d 702.

No. 01-8271. *HOWICK v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 263 F. 3d 1056.

No. 01-8276. *CONLEY v. GHEE, CHAIR, OHIO ADULT PAROLE BOARD*. C. A. 6th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 506.

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No. 01-8277. *MOODY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8278. *MITCHELL v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 272 F. 3d 845.

No. 01-8279. *HARRIS, AKA SULUKI v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8280. *KNIGHT v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 281 F. 3d 225.

No. 01-8281. *BORGESANO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 268 F. 3d 1066.

No. 01-8282. *BETTIS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 28 Fed. Appx. 44.

No. 01-8284. *HUGHES v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01-8287. *CRUZ-MARTINEZ v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 836.

No. 01-8297. *RIVERA v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 24 Fed. Appx. 2.

No. 01-8298. *SUMMERLIN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 277 F. 3d 1373.

No. 01-8301. *BENITES-RODRIGUEZ v. UNITED STATES*; *GARCIA-URBINA, AKA GAICA-URBINA v. UNITED STATES*; and *VIERO-MARTINEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

No. 01-8306. *BRICENO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F. 3d 1377.

No. 01-8308. *O'BRIEN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 882.

No. 01-8309. *WATTS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-8310. *MORENO-RAMIREZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1080.

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No. 01-8311. *MARTINEZ-ARRAMBIDE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8312. *LOPEZ-MONTES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8316. *MURILLO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 255 F. 3d 1169.

No. 01-8318. *SANTANA-HUERTA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8320. *MYLES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-8321. *STEVENSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8322. *WOODS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 270 F. 3d 728.

No. 01-8323. *TORRES-TORRES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8324. *VISE v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 827.

No. 01-8325. *URIBE-HERNANDEZ v. UNITED STATES*; *GARCIA-CARRERA v. UNITED STATES*; *RAPALO-FAJARDO v. UNITED STATES*; *MARTINEZ-GUEVARA v. UNITED STATES*; and *GONZALES-GARCIA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1080 (first judgment), 1081 (second, fourth, and fifth judgments), and 1082 (third judgment).

No. 01-8326. *ARMANDO CANO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1083.

No. 01-8327. *TOMAS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8333. *COLEMAN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 91.

No. 01-8337. *VASQUEZ-VILLA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1115.

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No. 01-8339. *PREACHER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 765.

No. 01-8340. *PETTY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 169.

No. 01-8341. *LOPEZ-GONZALEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 825.

No. 01-8342. *JOHNSON v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 273 F. 3d 91.

No. 01-8343. *JONES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1113.

No. 01-8349. *GENERAL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 170.

No. 01-8350. *GARZA-CARDENAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8351. *GONZALEZ HUITRON, AKA ESPINOZA GUITERREZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

No. 01-8353. *FOX v. HOBBS, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 250 F. 3d 748.

No. 01-8355. *ALCANTAR-VARGAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

No. 01-8357. *HICKS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 111.

No. 01-8359. *HATCHER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 51.

No. 01-8360. *GALVEZ v. TEXAS*. Ct. App. Tex., 2d Dist. Certiorari denied.

No. 01-8362. *EARLS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 277 F. 3d 1372.

No. 01-8363. *ESCOBAR-RODRIGUEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F. 3d 1377.

No. 01-8364. *COFFEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 198.

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No. 01-8365. *CABEZAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-8370. *WILKINS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 574.

No. 01-8375. *LITTLE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 155.

No. 01-8376. *LAWRENCE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1102.

No. 01-8380. *CARDENAS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F. 3d 1377.

No. 01-8381. *DORE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 254 F. 3d 1083.

No. 01-8384. *VAN BUSKIRK v. BALDWIN, SUPERINTENDENT, EASTERN OREGON CORRECTIONAL INSTITUTION*. C. A. 9th Cir. Certiorari denied. Reported below: 265 F. 3d 1080.

No. 01-8387. *PALMIERI v. UNITED STATES ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 263 F. 3d 159.

No. 01-8388. *BRANUM v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 618.

No. 01-8389. *BROWN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 122 F. 3d 1077.

No. 01-8392. *WILLIAMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1109.

No. 01-8393. *CASTRO-RAMIREZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 759.

No. 01-8401. *MORALES v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 25 Fed. Appx. 27.

No. 01-8402. *DIPLAN v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 22 Fed. Appx. 19.

No. 01-8409. *BANKS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8411. *KING v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 21 Fed. Appx. 1.

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No. 01-8414. *MOSQUEDA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-908. *METRO-NORTH COMMUTER RAILROAD CO. v. ROBINSON ET AL.* C. A. 2d Cir. Motion of United States Chamber of Commerce for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 267 F. 3d 147.

No. 01-972. *PENNSYLVANIA PUBLIC UTILITY COMMISSION v. CITY OF CHESTER ET AL.* Commw. Ct. Pa. Motion of National Railroad Passenger Corporation for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 773 A. 2d 1280.

No. 01-973. *GRAVES, WARDEN v. HUSS*. C. A. 8th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 252 F. 3d 952.

No. 01-1054. *LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY ET AL. v. LABOR/COMMUNITY STRATEGY CENTER ET AL.* C. A. 9th Cir. Motion of Foothill Transit et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 263 F. 3d 1041.

No. 01-7229. *ROSE v. FLORIDA*. Sup. Ct. Fla. Motion of petitioner to consolidate this case with No. 01-488, *Ring v. Arizona* [certiorari granted, 534 U.S. 1103], denied. Certiorari denied. Reported below: 787 So. 2d 786.

Rehearing Denied

No. 00-7994. *COVILLION v. COVILLION*, 531 U.S. 1199;

No. 00-9805. *HART v. KITZHABER, GOVERNOR OF OREGON, ET AL.*, 534 U.S. 834;

No. 00-10050. *WILLIAMS v. CITY OF COLORADO SPRINGS ET AL.*, 534 U.S. 840;

No. 00-10387. *CAMBRELEN v. UNITED STATES*, 534 U.S. 855;

No. 00-10547. *WILLIAMS v. KEMNA, SUPERINTENDENT, CROSSROADS CORRECTIONAL CENTER, ET AL.*, 534 U.S. 864;

No. 00-10619. *DUKES v. UNITED STATES POSTAL SERVICE*, 534 U.S. 869;

No. 00-10859. *HINTON v. GENERAL MOTORS CORP.*, 534 U.S. 883;

No. 01-80. *BRYANT v. UNITED STATES*, 534 U.S. 889;

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No. 01-296. *STOIANOFF v. COMMISSIONER OF MOTOR VEHICLES OF NEW YORK*, 534 U. S. 954;

No. 01-489. *IN RE STEPHENS*, 534 U. S. 1017;

No. 01-647. *LIZZI v. WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY ET AL.*, 534 U. S. 1081;

No. 01-890. *IN RE BALL*, 534 U. S. 1112;

No. 01-5219. *HAPPEL v. UNITED STATES*, 534 U. S. 1104;

No. 01-5321. *PENIGAR v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*, 534 U. S. 916;

No. 01-5632. *CHAMBERLAIN v. SHANKS, WARDEN, ET AL.*, 534 U. S. 960;

No. 01-6246. *COLE v. UNITED STATES*, 534 U. S. 980;

No. 01-6496. *SLEZAK v. MAYNARD, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS*, 534 U. S. 1047;

No. 01-6558. *DAWSON v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*, 534 U. S. 1048;

No. 01-6702. *JOHNSON v. JOHNSON ET AL.*, 534 U. S. 1067;

No. 01-6837. *WILLIAMS v. MANHATTAN EAST SUITES HOTELS ET AL.*, 534 U. S. 1087;

No. 01-6843. *NAMAZI v. UNIVERSITY OF CINCINNATI COLLEGE OF MEDICINE ET AL.*, 534 U. S. 1087;

No. 01-6982. *FLOYD v. NORTH CAROLINA*, 534 U. S. 1092;

No. 01-6983. *DAKER v. GEORGIA*, 534 U. S. 1093;

No. 01-6984. *DAKER v. GEORGIA*, 534 U. S. 1093;

No. 01-7188. *CAMPBELL v. UNITED STATES*, 534 U. S. 1098; and

No. 01-7290. *MARIN, AKA VALDEZ v. UNITED STATES*, 534 U. S. 1108. Petitions for rehearing denied.

No. 00-10011. *KING v. LAPPIN, WARDEN*, 534 U. S. 840;

No. 01-6040. *SMOOT v. UNITED TRANSPORTATION UNION ET AL.*, 534 U. S. 1001; and

No. 01-6451. *THOMAS v. UNITED STATES*, 534 U. S. 1009. Motions for leave to file petitions for rehearing denied.

No. 01-219. *ROBINSON v. UNITED STATES*, 534 U. S. 895. Motion of petitioner for leave to proceed further herein *in forma pauperis* granted. Petition for rehearing denied.

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Certiorari Dismissed

No. 01-7785. LAWSON *v.* MISSISSIPPI ET AL. Ct. App. Miss. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. Reported below: 784 So. 2d 983.

No. 01-7889. SAFOUANE ET UX. *v.* WASHINGTON DEPARTMENT OF SOCIAL AND HEALTH SERVICES. Ct. App. Wash. Motion of petitioners for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8.

No. 01-7924. AGUILAR, AKA OZMAN *v.* NEW MEXICO. Dist. Ct. N. M., Bernalillo County. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8.

No. 01-7929. GYADU *v.* D'ADDARIO INDUSTRIES, INC., ET AL. Sup. Ct. Conn. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U.S. 1 (1992) (*per curiam*). JUSTICE STEVENS dissents. See *id.*, at 4, and cases cited therein. Reported below: 254 Conn. 936, 761 A. 2d 761.

Miscellaneous Orders

No. 01M42. HEASER *v.* TORO CO. ET AL. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. 01-8623. IN RE SMITH;

No. 01-8669. IN RE CROWLEY;

No. 01-8682. IN RE GLOVER;

No. 01-8693. IN RE OWENS-EL; and

No. 01-8779. IN RE MILLER. Petitions for writs of habeas corpus denied.

No. 01-8681. IN RE HOWARD. Petition for writ of mandamus denied.

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No. 01-7918. *IN RE COTHURM*. Petition for writ of mandamus and/or prohibition denied.

Certiorari Denied

No. 01-788. *COOPER, AKA WADUD v. HVASS, COMMISSIONER, MINNESOTA DEPARTMENT OF CORRECTIONS*. C. A. 8th Cir. Certiorari denied. Reported below: 7 Fed. Appx. 539.

No. 01-893. *HOME BUILDERS ASSOCIATION OF NORTHERN CALIFORNIA v. CITY OF NAPA ET AL.* Ct. App. Cal., 1st App. Dist. Certiorari denied. Reported below: 90 Cal. App. 4th 188, 108 Cal. Rptr. 2d 60.

No. 01-933. *CHAPIN v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-955. *BAYNARD v. ALEXANDRIA CITY SCHOOL BOARD*. C. A. 4th Cir. Certiorari denied. Reported below: 268 F. 3d 228.

No. 01-1059. *MATZ v. HOUSEHOLD INTERNATIONAL TAX REDUCTION INVESTMENT PLAN*. C. A. 7th Cir. Certiorari denied. Reported below: 265 F. 3d 572.

No. 01-1062. *ROBERTS ET UX. v. CARDINAL SERVICES, INC., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 266 F. 3d 368.

No. 01-1065. *PATEL v. CITY OF EVERMAN ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 46.

No. 01-1066. *BAILLON CO. v. PORT AUTHORITY OF THE CITY OF ST. PAUL*. Ct. App. Minn. Certiorari denied.

No. 01-1071. *BOOTH v. MINDEN BANK & TRUST CO. ET AL.* Ct. App. La., 2d Cir. Certiorari denied. Reported below: 796 So. 2d 931.

No. 01-1073. *FORD ET AL. v. GACS, INC., ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 265 F. 3d 670.

No. 01-1085. *DEMARCO v. UNIVERSITY OF NORTH CAROLINA ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 131.

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No. 01-1092. COLT INDUSTRIES OPERATING CORP. *v.* HENGLEIN ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 260 F. 3d 201.

No. 01-1097. TRIPPETT, WARDEN *v.* NORTHROP. C. A. 6th Cir. Certiorari denied. Reported below: 265 F. 3d 372.

No. 01-1102. APPOLO FUELS, INC. *v.* NORTON, SECRETARY OF THE INTERIOR, ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 270 F. 3d 333.

No. 01-1124. CLAUDE P. BAMBERGER INTERNATIONAL, INC. *v.* ROHM & HAAS CO. ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 275 F. 3d 34.

No. 01-1141. EHLINGER *v.* GRANGER. C. A. 3d Cir. Certiorari denied. Reported below: 254 F. 3d 1077.

No. 01-1152. GREAT LAKES DREDGE & DOCK CO. *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 259 F. 3d 1300.

No. 01-1173. SCHWEITZER *v.* PRINCIPI, SECRETARY OF VETERANS AFFAIRS, ET AL. C. A. 2d Cir. Certiorari denied. Reported below: 23 Fed. Appx. 57.

No. 01-1197. PRESSLEY *v.* UNITED STATES. C. A. 6th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 331.

No. 01-1207. WEAVER *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied. Reported below: 265 F. 3d 1074.

No. 01-1218. DIGREGORIO *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 276 F. 3d 580.

No. 01-1219. IN SUK CHANG *v.* UNITED STATES. C. A. 2d Cir. Certiorari denied. Reported below: 25 Fed. Appx. 20.

No. 01-7051. MCCALISTER *v.* MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied. Reported below: 254 F. 3d 1084.

No. 01-7110. RIVERA *v.* PENNSYLVANIA. Sup. Ct. Pa. Certiorari denied. Reported below: 565 Pa. 289, 773 A. 2d 131.

No. 01-7444. CHUBBUCK *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 252 F. 3d 1300.

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No. 01-7775. *AYALA v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-7784. *MAYES v. ROWLEY*, SUPERINTENDENT, NORTHEAST CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 01-7789. *RENWICK v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-7791. *NABELEK v. SCOTT*, EXECUTIVE DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 392.

No. 01-7794. *MADDEN v. REISH*. C. A. 3d Cir. Certiorari denied. Reported below: 276 F. 3d 578.

No. 01-7798. *RODGERS v. JOHNSON*, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT PITTSBURGH. C. A. 3d Cir. Certiorari denied.

No. 01-7800. *JONES v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 01-7803. *DUNCAN v. COLORADO DEPARTMENT OF CORRECTIONS*. C. A. 10th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 730.

No. 01-7806. *MERCK v. MEDICAL COLLEGE OF GEORGIA ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-7807. *BROOKS v. ANGELONE*, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 228.

No. 01-7810. *PEHOWIC v. NEW HAMPSHIRE*. Sup. Ct. N. H. Certiorari denied. Reported below: 147 N. H. 52, 780 A. 2d 1289.

No. 01-7813. *BURGINS v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied. Reported below: 836 So. 2d 1008.

No. 01-7814. *TINKER v. HANKS*, SUPERINTENDENT, WABASH VALLEY CORRECTIONAL FACILITY. C. A. 7th Cir. Certiorari denied. Reported below: 255 F. 3d 444.

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No. 01-7818. *THIAM v. GREINER*, SUPERINTENDENT, GREEN HAVEN CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied.

No. 01-7820. *JONES v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 42.

No. 01-7823. *MACK ET AL. v. SOUTH CAROLINA*. Sup. Ct. S. C. Certiorari denied.

No. 01-7825. *MC ELROY v. CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY*. C. A. 9th Cir. Certiorari denied.

No. 01-7831. *CAMPBELL, AKA LEE v. PETERS ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 256 F. 3d 695.

No. 01-7843. *THOMAS v. COMSTOCK ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 251 F. 3d 157.

No. 01-7844. *MORENO v. METHODIST HOSPITALS, INC.* C. A. 7th Cir. Certiorari denied. Reported below: 2 Fed. Appx. 574.

No. 01-7845. *JONES v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied.

No. 01-7852. *WENGER v. KYLER*, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 266 F. 3d 218.

No. 01-7853. *KOSSIE v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-7859. *FLANNIGAN v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-7865. *PETRUS v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-7866. *HINSON v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 01-7867. *HILL v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

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No. 01-7868. *HARRIS v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-7869. *HEARD v. GEORGIA BOARD OF PARDONS AND PAROLES*. C. A. 11th Cir. Certiorari denied.

No. 01-7870. *GRAY v. ANDERSON*, SUPERINTENDENT, INDIANA STATE PRISON. C. A. 7th Cir. Certiorari denied.

No. 01-7875. *GRAVES v. SUPREME COURT OF VIRGINIA*. C. A. 4th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 157.

No. 01-7877. *FELIX v. MILLER*, SUPERINTENDENT, EASTERN NEW YORK CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied.

No. 01-7878. *GREENFIELD v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied. Reported below: 265 F. 3d 1064.

No. 01-7882. *PERRY v. CHILDS*, SUPERINTENDENT, CENTRAL MISSISSIPPI CORRECTIONAL FACILITY, ET AL. C. A. 5th Cir. Certiorari denied.

No. 01-7891. *LOGGINS v. LUEBBERS*, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 01-7892. *JAMES v. GEORGIA DEPARTMENT OF CORRECTIONS ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 53.

No. 01-7893. *FEASTER v. PULLER ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 11 Fed. Appx. 318.

No. 01-7894. *GREEN v. TEXAS*. Ct. App. Tex., 12th Dist. Certiorari denied. Reported below: 55 S. W. 3d 633.

No. 01-7895. *HARVEY v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 196 Ill. 2d 444, 753 N. E. 2d 293.

No. 01-7902. *HARRELL v. BUTTERWORTH*, ATTORNEY GENERAL OF FLORIDA, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 251 F. 3d 926.

No. 01-7903. *GOWING v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

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No. 01-7906. *McCOLLUM v. KEMNA*, SUPERINTENDENT, CROSSROADS CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 01-7910. *FISHER v. MILLER*, SUPERINTENDENT, PENDLETON CORRECTIONAL FACILITY. C. A. 7th Cir. Certiorari denied.

No. 01-7911. *GOWAN v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-7912. *BERKSON v. DELMONTE CORP. ET AL.* C. A. 1st Cir. Certiorari denied.

No. 01-7913. *BAKER v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 47.

No. 01-7915. *BERTONE v. FLORIDA*. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 796 So. 2d 1176.

No. 01-7920. *DANIEL v. SCOTT*, WARDEN. C. A. 10th Cir. Certiorari denied. Reported below: 3 Fed. Appx. 933.

No. 01-7921. *BENSON v. CALBONE*, WARDEN. C. A. 10th Cir. Certiorari denied. Reported below: 8 Fed. Appx. 927.

No. 01-7922. *EDWARDS v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-7925. *REEDER v. CITY OF PARIS ET AL.* C. A. 5th Cir. Certiorari denied.

No. 01-7926. *HEDRICK v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-7927. *BRITT v. CAMPBELL*, WARDEN, ET AL. Ct. App. Tenn. Certiorari denied.

No. 01-7933. *BELL v. LARKINS*, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS, ET AL. C. A. 3d Cir. Certiorari denied.

No. 01-7937. *BRIGHT v. PHILLIPS*, WARDEN. C. A. 6th Cir. Certiorari denied.

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No. 01-7940. *WOODCOCK v. WEBB, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 01-7941. *THOMPSON v. FLORIDA*. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 795 So. 2d 74.

No. 01-7942. *PORTER v. DIECAST CORP. ET AL.* C. A. 6th Cir. Certiorari denied.

No. 01-7943. *BROWN v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-7945. *DUDLEY v. DUNCAN, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 01-7946. *EGAN v. GORCZYK*; and *EGAN v. VERMONT*. Sup. Ct. Vt. Certiorari denied. Reported below: 172 Vt. 641, 777 A. 2d 1284 (first judgment); 172 Vt. 642, 785 A. 2d 190 (second judgment).

No. 01-7949. *PARKER v. PRINCE WILLIAM COUNTY ET AL.* C. A. 4th Cir. Certiorari denied.

No. 01-7950. *THOMAS v. OWEN, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-7951. *WASHINGTON v. STATE STREET BANK & TRUST CO. ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 14 Fed. Appx. 12.

No. 01-7952. *WILLIAMS v. UNITED STATES*;

No. 01-7956. *MARSHALL v. UNITED STATES*;

No. 01-8203. *MONTGOMERY v. UNITED STATES*; and

No. 01-8477. *JETT ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 224.

No. 01-7981. *ENRIQUEZ v. HENDRICKS, ADMINISTRATOR, NEW JERSEY STATE PRISON, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 276 F. 3d 576.

No. 01-7986. *WISHNEFSKY v. KURTZ ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 259 F. 3d 718.

No. 01-8010. *KIBBE v. MALONEY, COMMISSIONER, MASSACHUSETTS DEPARTMENT OF CORRECTION, ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 269 F. 3d 26.

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No. 01-8052. *BROWN v. MALONEY, COMMISSIONER, MASSACHUSETTS DEPARTMENT OF CORRECTION, ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 267 F. 3d 36.

No. 01-8057. *ENRIQUEZ v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 46.

No. 01-8058. *HUMPHREY v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 565.

No. 01-8095. *DELGADO v. UNITED STATES.* C. A. 11th Cir. Certiorari denied.

No. 01-8140. *CASTANO v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied.

No. 01-8240. *MARTIN v. CAIN, WARDEN.* Sup. Ct. La. Certiorari denied. Reported below: 809 So. 2d 972.

No. 01-8264. *ROBINSON v. PORTUONDO, WARDEN, ET AL.* C. A. 2d Cir. Certiorari denied.

No. 01-8345. *SMITH v. RATELLE, WARDEN.* C. A. 9th Cir. Certiorari denied. Reported below: 9 Fed. Appx. 720.

No. 01-8379. *CONNER v. FLORIDA.* Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 803 So. 2d 723.

No. 01-8413. *PODOPRIGORA v. IMMIGRATION AND NATURALIZATION SERVICE.* C. A. 1st Cir. Certiorari denied.

No. 01-8416. *PEELER v. UNITED STATES.* C. A. 2d Cir. Certiorari denied. Reported below: 21 Fed. Appx. 82.

No. 01-8417. *PEREZ-MONCADA v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 198.

No. 01-8418. *PINEDA-BONILLA v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8420. *MAYORGA-MENDOZA v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8422. *SOTO-CASTELLANO v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

No. 01-8423. *SALING v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1083.

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No. 01-8424. *THOMPSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F. 3d 1378.

No. 01-8425. *REED v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 264 F. 3d 640.

No. 01-8429. *WADE v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 01-8433. *ESTRADA-MARTINEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8434. *ESCOBAR-HERNANDEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 788.

No. 01-8435. *WALKER v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 491.

No. 01-8437. *PEREDA-LARQUIER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-8438. *PABON-PEREZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8440. *BARRIENTOS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 277 F. 3d 1372.

No. 01-8441. *CASELL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 201.

No. 01-8445. *OSAYANDE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1101.

No. 01-8452. *JOHNSON v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 01-8455. *LOPEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 258 F. 3d 1053.

No. 01-8456. *NAVARRO v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 271 F. 3d 472.

No. 01-8464. *SMITH v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F. 3d 1378.

No. 01-8467. *WHITE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 28 Fed. Appx. 360.

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No. 01-8476. *ACOSTA-LAO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8479. *BURGESS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 196.

No. 01-8480. *FIELDS v. UNITED STATES*. Ct. App. D. C. Certiorari denied.

No. 01-8481. *GUEVARA-RODRIGUEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

No. 01-8482. *GUTIERREZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8484. *MIRANDA v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01-8488. *MITCHELL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8491. *GONZALEZ-RODRIGUEZ, AKA AVINA-GONZALEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8492. *HERNANDEZ-CHAVEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 01-8495. *JENNINGS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 269 F. 3d 877.

No. 01-8503. *FLEMING v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 01-8505. *GALLOWAY v. HUFFMAN, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 01-8507. *McKINNEY v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 01-8517. *BUCULEI v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 262 F. 3d 322.

No. 01-8518. *BEMAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1080.

No. 01-8527. *ESTRADA-OLIVARES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

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No. 01-8528. *CASTILLO-OROPEZA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F.3d 1081.

No. 01-8529. *WHITE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 584.

No. 01-8538. *AVA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 739.

No. 01-8539. *THOMAS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 573.

No. 01-8541. *ZEBROWSKI v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 267.

No. 01-8546. *ARANDA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 277 F.3d 1373.

No. 01-8547. *ALCANTAR v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 271 F.3d 731.

No. 01-8549. *BROWN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F.3d 1377.

No. 01-8553. *SOLORZANO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-8556. *DE JESUS-BONES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F.3d 1378.

No. 01-8557. *BAUTISTA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8564. *BRIAND v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 01-8565. *OCHOA-PEREZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F.3d 1378.

No. 01-8566. *WADE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 266 F.3d 574.

No. 01-8567. *REVELO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F.3d 52.

No. 01-8568. *RODRIGUEZ v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 22 Fed. Appx. 55.

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No. 01-8572. *KUNHART v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 670.

No. 01-8576. *CONYERS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 25 Fed. Appx. 99.

No. 01-8577. *ESPINOZA-ARMENTA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 780.

No. 01-8578. *COPE v. OLSON, WARDEN*. C. A. 7th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 464.

No. 01-8579. *VELASQUEZ v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 271 F. 3d 364.

No. 01-8593. *ROBBINS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8597. *BROOKS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 277 F. 3d 1373.

No. 01-8598. *PERKINS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 348.

No. 01-8605. *MARIA-GONZALEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 268 F. 3d 664.

No. 01-8610. *PERKINS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 123.

No. 01-8612. *NOLBERTO PENA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 229.

No. 01-8613. *SIMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1120.

No. 01-8614. *SUAREZ-ROCHA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 812.

No. 01-8616. *ST. JUSTE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 53.

No. 01-8618. *OLSON v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01-8621. *WESTON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 153.

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No. 01–8624. *SELLMEN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 202.

No. 01–8626. *MCPHILOMY ET AL. v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 270 F. 3d 1302.

No. 01–8627. *O’NEAL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 281 F. 3d 1278.

No. 01–8628. *MITZEL v. TATE, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 267 F. 3d 524.

No. 01–8629. *COWO v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 22 Fed. Appx. 25.

No. 01–8631. *EVANS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 277 F. 3d 1373.

No. 01–1103. *BOSWELL v. BOARD OF TRUSTEES OF TEXAS CHRISTIAN UNIVERSITY ET AL.*; and *BOSWELL v. TEXAS CHRISTIAN UNIVERSITY ET AL.* C. A. 5th Cir. Motion of petitioner for leave to proceed as a veteran granted. Certiorari denied. Reported below: 263 F. 3d 162 (first judgment) and 163 (second judgment).

No. 01–1246. *ANGWIN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of this petition. Reported below: 271 F. 3d 786.

No. 01–8031. *COTTRELL v. DIRECTOR, OFFICE OF WORKERS’ COMPENSATION PROGRAMS, UNITED STATES DEPARTMENT OF LABOR*. C. A. 4th Cir. Certiorari denied. JUSTICE SCALIA took no part in the consideration or decision of this petition. Reported below: 10 Fed. Appx. 162.

Rehearing Denied

No. 00–10482. *REDMAN v. MARYLAND*, 534 U. S. 860;

No. 00–10534. *WALDEN v. RADIGAN*, 534 U. S. 863;

No. 01–5255. *MALDONADO SEGURA v. TEXAS*, 534 U. S. 911;

No. 01–5322. *MILLINES v. HATCHER ET AL.*, 534 U. S. 916;

No. 01–5870. *BAEZ v. KNOWLES ET AL.*, 534 U. S. 976;

No. 01–6068. *MCGUIRE v. COWLEY, WARDEN, ET AL.*, 534 U. S. 1002;

No. 01–6187. *THOMPSON v. GIBSON, WARDEN*, 534 U. S. 1003;

No. 01–6617. *SUMLAR v. FLORIDA*, 534 U. S. 1058; and

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No. 01-6996. IN RE CLARK, 534 U.S. 1039. Petitions for rehearing denied.

No. 01-6321. BYRD *v.* MEYERS, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTE AT ROCKVIEW, 534 U.S. 1027. Motion for leave to file petition for rehearing denied.

MARCH 28, 2002

Dismissal Under Rule 46

No. 01-1200. SOUTHERN CO. ET AL. *v.* ALDERSON ET AL. App. Ct. Ill., 1st Dist. Certiorari dismissed as to David Arcuri under this Court's Rule 46.1. Reported below: 321 Ill. App. 3d 832, 747 N. E. 2d 926.

MARCH 29, 2002

Dismissal Under Rule 46

No. 01-980. WEINBERGER *v.* UNITED STATES. C. A. 6th Cir. Certiorari dismissed under this Court's Rule 46.1. Reported below: 268 F. 3d 346.

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Affirmed on Appeal

No. 01-1114. WINTERS ET AL. *v.* ILLINOIS STATE BOARD OF ELECTIONS ET AL. Affirmed on appeal from D. C. N. D. Ill.

Certiorari Granted—Reversed and Remanded. (See No. 01-835, *ante*, p. 229.)

Certiorari Granted—Vacated and Remanded

No. 01-948. DORMIRE, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL CENTER *v.* KOSTE. C. A. 8th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Mickens v. Taylor*, *ante*, p. 162. Reported below: 260 F. 3d 872.

Certiorari Dismissed. (See also No. 01-584, *ante*, p. 228.)

No. 01-8036. McBRIDE *v.* HALL, WARDEN. C. A. 11th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8.

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Miscellaneous Orders

No. D-2272. IN RE DISBARMENT OF PEES. Disbarment entered. [For earlier order herein, see 534 U. S. 806.]

No. 01M43. DENNIS *v.* MEADOWS, WARDEN; and

No. 01M44. GENTERY *v.* ROE, WARDEN. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 01-309. HOPE *v.* PELZER ET AL. C. A. 11th Cir. [Certiorari granted, 534 U. S. 1073 and 1120.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 01-651. JPMORGAN CHASE BANK *v.* TRAFFIC STREAM (BVI) INFRASTRUCTURE LTD. C. A. 2d Cir. [Certiorari granted *sum nom. Chase Manhattan Bank v. Traffic Stream (BVI) Infrastructure Ltd.*, 534 U. S. 1074.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 01-679. GONZAGA UNIVERSITY ET AL. *v.* DOE. Sup. Ct. Wash. [Certiorari granted, 534 U. S. 1103.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 01-682. BARNES, IN HER OFFICIAL CAPACITY AS MEMBER OF THE BOARD OF POLICE COMMISSIONERS OF KANSAS CITY, MISSOURI, ET AL. *v.* GORMAN. C. A. 8th Cir. [Certiorari granted, 534 U. S. 1103.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted.

No. 01-419. CITY OF COLUMBUS ET AL. *v.* OURS GARAGE AND WRECKER SERVICE, INC., ET AL. C. A. 6th Cir. [Certiorari granted, 534 U. S. 1073.] Motion of the Solicitor General for leave to participate in oral argument as *amicus curiae* and for divided argument granted. Motion of Kansas et al. for leave to participate in oral argument as *amici curiae* and for divided argument denied.

No. 01-8831. IN RE THURSTON. Petition for writ of habeas corpus denied.

No. 01-8880. IN RE THOMPSON. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of

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habeas corpus dismissed. See this Court's Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U.S. 1 (1992) (*per curiam*). JUSTICE STEVENS dissents. See *id.*, at 4, and cases cited therein.

No. 01-1116. IN RE RODRIGUEZ; and

No. 01-8019. IN RE CAMPITELLI. Petitions for writs of mandamus denied.

No. 01-8661. IN RE BONTKOWSKI. Petition for writ of mandamus denied. JUSTICE STEVENS took no part in the consideration or decision of this petition.

No. 01-8703. IN RE ENGLE. Petition for writ of mandamus and/or prohibition denied.

Certiorari Granted

No. 01-963. NORFOLK & WESTERN RAILWAY CO. *v.* AYERS ET AL. Cir. Ct. Kanawha County, W. Va. Certiorari granted.

No. 01-1127. LOCKYER, ATTORNEY GENERAL OF CALIFORNIA *v.* ANDRADE. C. A. 9th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted, and case set for oral argument in tandem with No. 01-6978, *Ewing v. California*, immediately *infra*. Reported below: 270 F. 3d 743.

No. 01-6978. EWING *v.* CALIFORNIA. Ct. App. Cal., 2d App. Dist. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, and case set for oral argument in tandem with No. 01-1127, *Lockyer, Attorney General of California v. Andrade*, immediately *supra*.

Certiorari Denied

No. 00-8686. MCGEE ET AL. *v.* LOUISIANA. Ct. App. La., 4th Cir. Certiorari denied. Reported below: 757 So. 2d 50.

No. 00-10683. MOUNTJOY *v.* CUNNINGHAM, WARDEN. C. A. 1st Cir. Certiorari denied. Reported below: 245 F. 3d 31.

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No. 01-583. *FOWLIE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 172 F. 3d 877.

No. 01-692. *TOPEKA STATE HOSPITAL ET AL. v. TURNBULL*. C. A. 10th Cir. Certiorari denied. Reported below: 255 F. 3d 1238.

No. 01-816. *PEGG v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 253 F. 3d 1274.

No. 01-823. *TRIOLA v. VIERA*. C. A. 3d Cir. Certiorari denied. Reported below: 265 F. 3d 1056.

No. 01-858. *ESTATE OF GLADDEN, BY AND THROUGH ITS PERSONAL REPRESENTATIVE, GLADDEN, ET AL. v. UNITED STATES ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 756.

No. 01-917. *BROWN v. 3M ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 265 F. 3d 1349.

No. 01-936. *BESSER ET AL. v. HARDY*. C. A. 6th Cir. Certiorari denied. Reported below: 260 F. 3d 671.

No. 01-1078. *BURDEN ET AL. v. CHECK INTO CASH OF KENTUCKY, LLC, ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 267 F. 3d 483.

No. 01-1081. *UBINAS-BRACHE v. DALLAS COUNTY MEDICAL SOCIETY ET AL.* Ct. App. Tex., 5th Dist. Certiorari denied. Reported below: 68 S. W. 3d 31.

No. 01-1082. *THREADGILL v. MOORE U. S. A., INC.* C. A. 7th Cir. Certiorari denied. Reported below: 269 F. 3d 848.

No. 01-1084. *DESMOND ET AL. v. BANKAMERICA CORP. ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 263 F. 3d 795.

No. 01-1086. *JACKSON v. MORGAN ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 97.

No. 01-1089. *DODDS ET AL. v. HALLIBURTON ENERGY SERVICES, INC.* C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1094.

No. 01-1090. *CARLSON ET AL. v. UNITED ACADEMICS-AAUP/AFT/APEA AFL-CIO*. C. A. 9th Cir. Certiorari denied. Reported below: 265 F. 3d 778.

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No. 01-1091. *CARSON HARBOR VILLAGE, LTD. v. BRALEY ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 270 F. 3d 863.

No. 01-1096. *URBINE v. PIEDMONT TRIAD AIRPORT AUTHORITY.* Sup. Ct. N. C. Certiorari denied. Reported below: 354 N. C. 336, 554 S. E. 2d 331.

No. 01-1099. *ERIKSON v. PAWNEE COUNTY BOARD OF COMMISSIONERS ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 263 F. 3d 1151.

No. 01-1101. *ALABAMA AND COUSHATTA INDIAN TRIBES OF TEXAS ET AL. v. COMSTOCK OIL & GAS INC., SUCCESSOR BY MERGER TO BLACK STONE OIL CO., ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 261 F. 3d 567.

No. 01-1106. *CITY OF PARMA v. CLEVELAND BRANCH, NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE, ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 263 F. 3d 513.

No. 01-1110. *ROZMAN, DBA LYNDE INVESTMENT CO. v. CITY OF COLUMBIA HEIGHTS ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 268 F. 3d 588.

No. 01-1115. *JENSEN v. UTAH.* Sup. Ct. Utah. Certiorari denied.

No. 01-1117. *BRENTWOOD ACADEMY v. TENNESSEE SECONDARY SCHOOL ATHLETIC ASSN. ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 262 F. 3d 543.

No. 01-1121. *BLACK ET AL. v. TARGET STORES ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 520.

No. 01-1138. *SCOTT v. INDIANA.* Sup. Ct. Ind. Certiorari denied.

No. 01-1178. *OTTO v. BARNHART, COMMISSIONER OF SOCIAL SECURITY.* C. A. 11th Cir. Certiorari denied.

No. 01-1215. *BURGESON ET AL. v. RICHMAN, INDIVIDUALLY AND AS SPECIAL ADMINISTRATOR OF THE ESTATE OF RICHMAN, DECEASED.* C. A. 7th Cir. Certiorari denied. Reported below: 270 F. 3d 430.

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No. 01-1237. *McMURTRY v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 594.

No. 01-1255. *MEZA-LOPEZ v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 260 F. 3d 863.

No. 01-1260. *GIRAUD-PINEIRO v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 269 F. 3d 23.

No. 01-1262. *GARBER ET AL. v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F. 3d 1377.

No. 01-1265. *WARD v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-6162. *WYNN v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied. Reported below: 804 So. 2d 1122.

No. 01-7573. *SANCHEZ-RONQUILLO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1108.

No. 01-7954. *MANGAN v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 01-7957. *MILLS v. BELL, CORRECTIONAL ADMINISTRATOR I, PENDER CORRECTIONAL INSTITUTION*. C. A. 4th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 178.

No. 01-7959. *KEENAN v. CURTIS, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 01-7960. *KEENAN v. CURTIS, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 01-7964. *WHITCHARD v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 01-7965. *TRICARICO v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 779 A. 2d 1224.

No. 01-7966. *SIMS v. NEWLAND, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 234 F. 3d 1278.

No. 01-7967. *STEVENSON v. FRENCH, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 174.

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No. 01-7968. *SHOEMAKE v. OKLAHOMA ET AL.* Ct. Crim. App. Okla. Certiorari denied.

No. 01-7969. *STELLY v. CAIN, WARDEN.* C. A. 5th Cir. Certiorari denied.

No. 01-7973. *PONZO v. LEFTRIDGE BYRD, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT CHESTER.* C. A. 3d Cir. Certiorari denied.

No. 01-7978. *WOODWARD v. WILLIAMS, WARDEN.* C. A. 10th Cir. Certiorari denied. Reported below: 263 F. 3d 1135.

No. 01-7979. *WILLIAMS v. CAIN, WARDEN.* C. A. 5th Cir. Certiorari denied.

No. 01-7983. *KARIMALIS v. ROE, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-7984. *JACKSON v. VARNER, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 01-7985. *WATERBURY v. ALAMEIDA, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS.* C. A. 9th Cir. Certiorari denied.

No. 01-7989. *POCHE v. LOUISIANA ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1080.

No. 01-7990. *SPENCER v. BRYSON ET AL.* C. A. 8th Cir. Certiorari denied.

No. 01-7991. *RICHARDS v. HARRIS.* Cir. Ct. Henrico County, Va. Certiorari denied.

No. 01-7992. *SHAW v. PERRY, GOVERNOR OF TEXAS, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 01-7993. *SWIGGETT v. OGLE ET AL.* Ct. App. Tenn. Certiorari denied.

No. 01-7995. *SESSIONS v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 800 So. 2d 616.

No. 01-8001. *CHAMBERS v. FEWS, WARDEN.* C. A. 7th Cir. Certiorari denied.

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No. 01-8004. *ALEXANDER v. TEXAS*. Ct. App. Tex., 1st Dist. Certiorari denied.

No. 01-8006. *BROOKS v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 92 Ohio St. 3d 537, 751 N. E. 2d 1040.

No. 01-8016. *MCCURRY v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 01-8017. *MORKE v. MERRITT ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 174.

No. 01-8021. *ISSA v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 93 Ohio St. 3d 49, 752 N. E. 2d 904.

No. 01-8023. *ROGER G. v. CALIFORNIA*. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 01-8024. *GAINES v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-8025. *GRIFFIN v. EIDSON*. C. A. 6th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 393.

No. 01-8026. *ARNOLD v. TEXAS*. Ct. App. Tex., 1st Dist. Certiorari denied.

No. 01-8028. *EDENS v. TAGUE*. Sup. Ct. Pa. Certiorari denied.

No. 01-8030. *CONLON v. WHITE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 908.

No. 01-8035. *RUDD v. GRAVES, GOVERNOR OF KANSAS, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 954.

No. 01-8037. *SACCO v. NEW YORK*. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied.

No. 01-8039. *SLATON v. STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 9th Cir. Certiorari denied.

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No. 01-8040. *NOEL v. MICHIGAN*. Ct. App. Mich. Certiorari denied.

No. 01-8042. *CLEMENTS v. SPOONER ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-8043. *EURY v. MORRIS ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 84.

No. 01-8044. *EURY v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 139.

No. 01-8055. *LIFCHITS v. MASSACHUSETTS ET AL.* C. A. 1st Cir. Certiorari denied.

No. 01-8061. *STROUD v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 01-8063. *ROSS v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 1086.

No. 01-8064. *CARPENTER v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 01-8067. *AHLDEN v. SNYDER, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 693.

No. 01-8069. *MURRAY v. WALKER, WARDEN*. C. A. 11th Cir. Certiorari denied.

No. 01-8070. *YOUNG v. HERBERT, SUPERINTENDENT, ATTICA CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied.

No. 01-8072. *EURY v. KNIGHT ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 117.

No. 01-8074. *STEVENS v. COLORADO*. Sup. Ct. Colo. Certiorari denied. Reported below: 29 P. 3d 305.

No. 01-8113. *CAMPBELL v. COYLE, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 260 F. 3d 531.

No. 01-8146. *FULLICK v. UNITED STATES BEEF CORP., DBA ARBY'S*. C. A. 10th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 791.

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No. 01-8176. *CHANCE v. PAINTER, WARDEN*. Cir. Ct. Preston County, W. Va. Certiorari denied.

No. 01-8235. *EVANS v. UNITED STATES* (two judgments). C. A. 11th Cir. Certiorari denied.

No. 01-8274. *CARROLL ET AL. v. NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN RESOURCES ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 248.

No. 01-8410. *BURNS v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 46.

No. 01-8463. *CATLIN v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 26 Cal. 4th 81, 26 P. 3d 357.

No. 01-8468. *VANDERBERG v. DONALDSON*. C. A. 11th Cir. Certiorari denied. Reported below: 259 F. 3d 1321.

No. 01-8509. *PUENTES-HERRERA v. UNITED STATES*. C. A. 10th Cir. Certiorari denied.

No. 01-8510. *PIPKINS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1078.

No. 01-8512. *SMITH v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1080.

No. 01-8513. *RILEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 139.

No. 01-8514. *SINGLETARY v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 268 F. 3d 196.

No. 01-8515. *RODRIGUEZ-NUNEZ v. UNITED STATES*; and *HERNANDEZ-GARCIA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082 (first judgment) and 1083 (second judgment).

No. 01-8516. *ARELLANO-RIVERA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 244 F. 3d 1119.

No. 01-8521. *RUCKER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 139.

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No. 01-8531. *EMUEGBUNAM v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 263 F. 3d 377.

No. 01-8532. *DELESTON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 206.

No. 01-8534. *CONGHAU HUU TO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8536. *VIOLA v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 01-8555. *LIVINGSTON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 256 F. 3d 231.

No. 01-8573. *KEMP v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-8587. *GARRETT v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 253 F. 3d 443.

No. 01-8604. *DEAN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 929.

No. 01-8607. *MARTINEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 1020.

No. 01-8608. *MADRIGAL-TRUJILLO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 265 F. 3d 276.

No. 01-8630. *MIKELL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8632. *DELGADO-ACEVES, AKA HERNANDEZ-MARTINEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 805.

No. 01-8633. *MORENO v. UNITED STATES ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 260 F. 3d 622.

No. 01-8634. *MORTIMER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 10 Fed. Appx. 173.

No. 01-8636. *BARRON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 47.

No. 01-8637. *EDWARDS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 573.

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No. 01-8641. *RIGGINS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 573.

No. 01-8642. *BROWN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F. 3d 1377.

No. 01-8646. *BARBER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 272 F. 3d 1067.

No. 01-8655. *JARVIS v. UNITED STATES ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 109.

No. 01-8657. *CHRISTOPHER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 52.

No. 01-8658. *ADAMS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 271 F. 3d 1236.

No. 01-8659. *MCCLAIN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 260 F. 3d 625.

No. 01-8660. *OGUNBAYO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8665. *VALLEJO-OCAMPO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 281 F. 3d 1278.

No. 01-8667. *SWINT v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 01-8671. *THOMPSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 47.

No. 01-8675. *BROWN v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-8676. *DEAN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8680. *GALVAN-JUAREZ v. UNITED STATES*; and *MORENO TORRES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-8683. *HOWARD v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 24 Fed. Appx. 39.

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No. 01-8684. *HAYNES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 123.

No. 01-8686. *JURADO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 640.

No. 01-8687. *PEREZ-HERNANDEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 277 F.3d 1373.

No. 01-8688. *JOHNSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 336.

No. 01-8689. *CORRAL-CARAVEO v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 851.

No. 01-8690. *WALKER v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 272 F.3d 407.

No. 01-8692. *OLSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 260 F.3d 626.

No. 01-8698. *JACKSON v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 404.

No. 01-8699. *BOCHICCHIO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 751.

No. 01-8714. *ARDLEY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 242 F.3d 989.

No. 01-8718. *JONES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 185.

No. 01-8721. *PAZ-AGUIRRE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 464.

No. 01-8725. *GARRATT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 572.

No. 01-8726. *FLEMING v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 682.

No. 01-8727. *HUTCHINSON v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 260 F.3d 160.

No. 01-8728. *CRUZ-AGUILAR v. UNITED STATES*; *BELTRAN-ANGULO v. UNITED STATES*; and *BISHOP v. UNITED STATES*.

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C. A. 9th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 863 (first judgment) and 882 (third judgment).

No. 01-8734. *SUTER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 651.

No. 01-8735. *TORRES RODRIGUEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 590.

No. 01-8736. *SHABBAR v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 394.

No. 01-8738. *COHEN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F. 3d 1378.

No. 01-8741. *BREWER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 526.

No. 01-8743. *RAY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 250 F. 3d 596.

No. 01-914. *ABX AIR, INC. v. AIRLINE PROFESSIONALS ASSOCIATION OF THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS, LOCAL UNION NO. 1224, AFL-CIO*. C. A. 6th Cir. Motion of Air Transport Association of America, Inc., et al. for leave to file a brief as *amici curiae* granted. Certiorari denied. Reported below: 266 F. 3d 392.

No. 01-958. *WOODALL ET AL. v. SKAMANIA COUNTY, WASHINGTON*. Ct. App. Wash. Motions of Delaware River Port Authority and Mark O. Hatfield et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 104 Wash. App. 525, 16 P. 3d 701.

Rehearing Denied

No. 00-10360. *HADDOCK v. GALAZA, WARDEN*, 534 U. S. 853;
No. 00-10792. *WASHINGTON v. ELO, WARDEN*, 534 U. S. 879;
No. 00-10823. *WALKER v. MONTCALM CENTER FOR BEHAVIORAL HEALTH ET AL.*, 534 U. S. 881;

No. 01-5220. *HALL v. CALIFORNIA ET AL.*, 534 U. S. 909;

No. 01-5505. *ANTONIO LUNA v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*, 534 U. S. 956;

No. 01-5629. *KONTAKIS v. MORTON ET AL.*, 534 U. S. 959;

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No. 01-5956. *EAGLE v. WELLS*, SHERIFF, MANATEE COUNTY, FLORIDA, ET AL., 534 U.S. 977;

No. 01-6237. *BROOKS v. GARCIA*, WARDEN, 534 U.S. 1026;

No. 01-6645. *HARRISON v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL., 534 U.S. 1059;

No. 01-6652. *GRIFFIN v. CITY OF COLUMBUS ET AL.*, 534 U.S. 1060;

No. 01-6691. *TAYLOR v. HOWARDS ET AL.*, 534 U.S. 1061;

No. 01-6839. *TIBBS v. ISLAND CREEK COAL CO.*, 534 U.S. 1087;

No. 01-6894. *GAY v. FURLONG*, ATTORNEY GENERAL OF COLORADO, 534 U.S. 1089; and

No. 01-7086. *IN RE BROCKINGTON*, 534 U.S. 1077. Petitions for rehearing denied.

APRIL 4, 2002

Miscellaneous Order

No. 01A745 (01-9454). *BROWN v. ALABAMA*. Sup. Ct. Ala. Application for stay of execution of sentence of death, presented to JUSTICE KENNEDY, and by him referred to the Court, granted pending 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 terminate upon the issuance of the mandate of this Court.

APRIL 8, 2002

Miscellaneous Orders

No. 01A702 (01-9094). *ABDUR'RAHMAN v. BELL*, 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, granted pending 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 terminate upon the sending down of the judgment of this Court.

No. 01-9095. *IN RE ABDUR'RAHMAN*. Petition for writ of habeas corpus denied.

APRIL 9, 2002

Miscellaneous Order

No. 01-9526 (01A755). *IN RE KREUTZER*. Application for stay of execution of sentence of death, presented to JUSTICE THOMAS,

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

APRIL 10, 2002

Certiorari Denied

No. 01-8552 (01A715). SANTELLAN *v.* COCKRELL, 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: 271 F. 3d 190.

No. 01-9243 (01A719). SANTELLAN *v.* COCKRELL, 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.

APRIL 12, 2002

Miscellaneous Order

No. 01-309. HOPE *v.* PELZER ET AL. C. A. 11th Cir. [Certiorari granted, 534 U. S. 1073 and 1120.] Motion of Missouri et al. for leave to participate in oral argument as *amici curiae* and for divided argument granted.

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Certiorari Granted—Vacated and Remanded

No. 01-8107. GLICK ET AL. *v.* ARIZONA. Sup. Ct. Ariz. Motions of petitioners for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Kansas v. Crane*, 534 U. S. 407 (2002). Reported below: 200 Ariz. 298, 26 P. 3d 481.

Certiorari Dismissed

No. 01-8161. BAEZ *v.* NIKE INC. ET AL. C. A. 9th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal mat-

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ters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U.S. 1 (1992) (*per curiam*). JUSTICE STEVENS dissents. See *id.*, at 4, and cases cited therein.

No. 01–8519. *JOHNSON v. SERELSON ET AL.* C. A. 10th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8. As petitioner has repeatedly abused this Court’s process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U.S. 1 (1992) (*per curiam*). JUSTICE STEVENS dissents. See *id.*, at 4, and cases cited therein. Reported below: 23 Fed. Appx. 949.

No. 01–8796. *WESTINE v. STEPP, WARDEN.* C. A. 7th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8. As petitioner has repeatedly abused this Court’s process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U.S. 1 (1992) (*per curiam*). JUSTICE STEVENS dissents. See *id.*, at 4, and cases cited therein.

No. 01–8283. *GREEN v. COLORADO.* Ct. App. Colo. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8.

Miscellaneous Orders

No. D–2104. *IN RE DISBARMENT OF PONZINI.* Disbarment entered. [For earlier order herein, see 528 U.S. 802.]

No. D–2278. *IN RE DISBARMENT OF NAPOLITANO.* Disbarment entered. [For earlier order herein, see 534 U.S. 989.]

No. D–2280. *IN RE DISBARMENT OF LIGHT.* Disbarment entered. [For earlier order herein, see 534 U.S. 990.]

No. D–2292. *IN RE DISCIPLINE OF ALTSCHULER.* Milo J. Altschuler, of Seymour, Conn., is suspended from the practice of law

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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-2293. *IN RE DISCIPLINE OF WILCOX*. Dianne E. H. Wilcox, of Moneta, Va., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring her to show cause why she should not be disbarred from the practice of law in this Court.

No. D-2294. *IN RE DISCIPLINE OF ELLIOTT*. Forriss Dugas Elliott, of St. Louis, Mo., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2295. *IN RE DISCIPLINE OF WITTENBERG*. Malcolm Bruce Wittenberg, of Oakland, 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-2296. *IN RE DISCIPLINE OF MAGNOTTI*. Anthony M. Magnotti, of Staten Island, 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-2297. *IN RE DISCIPLINE OF RODRIGUEZ*. George Rodriguez, of Bronx, 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. 01M45. *TAYLOR v. GOLDEN AGE PROPERTIES ET AL.*; and

No. 01M47. *JEFFERSON v. MISSOURI DEPARTMENT OF SOCIAL SERVICES*. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 01M46. *IN RE CLANCY ET AL.* Motion to direct the Clerk to file petition for writ of mandamus and/or prohibition and for other relief denied.

No. 108, Orig. *NEBRASKA v. WYOMING ET AL.* Owen Olpin, Esq., of Los Angeles, Cal., the Special Master in this case, is

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hereby discharged with the thanks of the Court. [For earlier order herein, see, *e. g.*, 534 U.S. 1076.]

No. 01-950. HILLSIDE DAIRY INC. ET AL. *v.* LYONS, SECRETARY, CALIFORNIA DEPARTMENT OF FOOD AND AGRICULTURE, ET AL.; and

No. 01-1018. PONDEROSA DAIRY ET AL. *v.* LYONS, SECRETARY, CALIFORNIA DEPARTMENT OF FOOD AND AGRICULTURE, ET AL. C. A. 9th Cir. The Solicitor General is invited to file a brief in these cases expressing the views of the United States.

No. 01-7247. KOWALSKI *v.* BALDWIN, SUPERINTENDENT, EASTERN OREGON CORRECTIONAL INSTITUTION. C. A. 9th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [534 U.S. 1122] denied.

No. 01-1268. IN RE RETTIG. C. A. 6th Cir. Petition for writ of common-law certiorari denied.

No. 01-8256. IN RE MARTIN;

No. 01-8981. IN RE FOSTER;

No. 01-9106. IN RE PHILLIPS; and

No. 01-9235. IN RE MACON. Petitions for writs of habeas corpus denied.

No. 01-8990. IN RE GREEN. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of habeas corpus dismissed. See this Court's Rule 39.8.

No. 01-8008. IN RE MITCHELL; and

No. 01-8993. IN RE GRIER. Petitions for writs of mandamus denied.

No. 01-1156. IN RE KALLEMBACH;

No. 01-8087. IN RE SHERRILL; and

No. 01-8102. IN RE RAFAELI. Petitions for writs of mandamus and/or prohibition denied.

No. 01-1240. IN RE KELLY. Petition for writ of prohibition denied.

Certiorari Granted

No. 01-1015. MOSELEY ET AL., DBA VICTOR'S LITTLE SECRET *v.* V SECRET CATALOGUE, INC., ET AL. C. A. 6th Cir. Certiorari granted. Reported below: 259 F. 3d 464.

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Certiorari Denied

No. 01-732. *DECKER ET AL. v. BRADBURY, SECRETARY OF STATE OF OREGON*. C. A. 9th Cir. Certiorari denied. Reported below: 259 F. 3d 1169.

No. 01-802. *FISCHER, DIRECTOR OF REVENUE OF MISSOURI v. LEWIS*. C. A. 8th Cir. Certiorari denied. Reported below: 253 F. 3d 1077.

No. 01-960. *CAVALIER MANUFACTURING, INC., DBA BUCCANEER HOMES OF ALABAMA, INC. v. JACKSON ET AL.* Sup. Ct. Ala. Certiorari denied. Reported below: 823 So. 2d 1237.

No. 01-968. *NATIONAL ASSOCIATION OF STATE UTILITY CONSUMER ADVOCATES v. FEDERAL COMMUNICATIONS COMMISSION ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 265 F. 3d 313.

No. 01-978. *HENDERSON ET AL. v. MAINELLA, DIRECTOR, NATIONAL PARK SERVICE, ET AL.* C. A. D. C. Cir. Certiorari denied. Reported below: 253 F. 3d 12.

No. 01-1030. *WINN-DIXIE STORES, INC., ET AL. v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 11th Cir. Certiorari denied. Reported below: 254 F. 3d 1313.

No. 01-1083. *TEXTRON INC. ET AL. v. MASSACHUSETTS COMMISSIONER OF REVENUE*. Sup. Jud. Ct. Mass. Certiorari denied. Reported below: 435 Mass. 297, 756 N. E. 2d 1142.

No. 01-1087. *KUSTOM SIGNALS, INC. v. APPLIED CONCEPTS, INC., ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 264 F. 3d 1326.

No. 01-1094. *CAPACCHIONE ET AL. v. CHARLOTTE-MECKLENBURG BOARD OF EDUCATION ET AL.*; and

No. 01-1122. *BELK ET AL., ON BEHALF OF THEMSELVES AND THE CLASS THEY REPRESENT v. CHARLOTTE-MECKLENBURG BOARD OF EDUCATION ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 269 F. 3d 305.

No. 01-1109. *HOLLIS v. PROVIDENT LIFE & ACCIDENT INSURANCE CO. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 259 F. 3d 410.

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No. 01-1130. *ZARAGOZA ET UX. v. DAVIS ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 01-1131. *LIDMAN v. SMITH ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 263 F. 3d 158.

No. 01-1137. *BANDUSKY v. ARIZONA.* Ct. App. Ariz. Certiorari denied.

No. 01-1142. *GARDNER v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 482.

No. 01-1147. *TAL TECHNOLOGIES, INC. v. CITY OF OKLAHOMA CITY.* Ct. Civ. App. Okla. Certiorari denied.

No. 01-1148. *WOLF ET AL. v. COLEMAN ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 276 F. 3d 582.

No. 01-1150. *LEON C. BAKER P. C. ET AL. v. MERRILL LYNCH, PIERCE, FENNER & SMITH INC.* Sup. Ct. Ala. Certiorari denied. Reported below: 821 So. 2d 158.

No. 01-1151. *RICCITELLI v. GREEN MOUNTAIN POWER CORP. ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 14 Fed. Appx. 57.

No. 01-1154. *REALTY ONE, INC. v. RE/MAX INTERNATIONAL, INC., ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 271 F. 3d 633.

No. 01-1162. *PHINNEY v. FIRST AMERICAN NATIONAL BANK ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 10 Fed. Appx. 555.

No. 01-1163. *MOSER, ADMINISTRATRIX OF THE ESTATE OF MOSER, DECEASED v. FORD MOTOR CO.* C. A. 4th Cir. Certiorari denied. Reported below: 28 Fed. Appx. 168.

No. 01-1164. *PHANEUF v. GOVERNMENT OF INDONESIA ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 648.

No. 01-1166. *ATTORNEY GENERAL OF PENNSYLVANIA v. BLASI*; and

No. 01-7621. *BLASI v. ATTORNEY GENERAL OF PENNSYLVANIA.* C. A. 3d Cir. Certiorari denied. Reported below: 275 F. 3d 33.

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No. 01-1167. *WOOLDRIDGE v. HAMILTON COUNTY DEPARTMENT OF HUMAN SERVICES*. Sup. Ct. Ohio. Certiorari denied. Reported below: 93 Ohio St. 3d 1460, 756 N. E. 2d 1236.

No. 01-1168. *TINDALL v. WAYNE COUNTY FRIEND OF THE COURT ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 269 F. 3d 533.

No. 01-1169. *ARUNDEL ENGINEERING CORP. v. MARYLAND MASS TRANSIT ADMINISTRATION*. Ct. Sp. App. Md. Certiorari denied. Reported below: 139 Md. App. 738.

No. 01-1174. *TULI v. SPRECHER ENERGIE A. G. ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 567.

No. 01-1175. *MYERS v. ALAMEIDA, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS*. C. A. 9th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 682.

No. 01-1176. *CLARK, SECRETARY OF STATE OF MISSISSIPPI v. LIPSCOMB ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 269 F. 3d 494.

No. 01-1177. *CATERINA ET AL. v. UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 265 F. 3d 1054.

No. 01-1185. *SPIRIT LAKE TRIBE v. NORTH DAKOTA ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 262 F. 3d 732.

No. 01-1189. *BRANDENBURG v. KENTUCKY*. Ct. App. Ky. Certiorari denied.

No. 01-1190. *WYATT v. ALABAMA DEPARTMENT OF HUMAN RESOURCES ET AL.* Sup. Ct. Ala. Certiorari denied. Reported below: 815 So. 2d 527.

No. 01-1199. *RALEIGH ET UX. v. TRISCHAN ET AL.* Ct. App. Colo. Certiorari denied.

No. 01-1213. *CARR v. FORBES, INC., ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 259 F. 3d 273.

No. 01-1214. *EPIC EDUCATIONAL PROJECTS & INFORMATION CONSULTANT CENTER, INC. v. DWELLING HOUSE SAVINGS AND*

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LOAN ASSN. Super. Ct. Pa. Certiorari denied. Reported below: 778 A. 2d 1251.

No. 01-1216. *BAVOUSET v. MAINE*. Sup. Jud. Ct. Me. Certiorari denied. Reported below: 784 A. 2d 27.

No. 01-1227. *ELLIOTT v. FEDERAL DEPOSIT INSURANCE CORPORATION*. C. A. 4th Cir. Certiorari denied.

No. 01-1248. *DE LA MATA ET AL. v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 266 F. 3d 1275.

No. 01-1250. *DONNER v. DONNER ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 252 F. 3d 442.

No. 01-1256. *MCLAUGHLIN ET AL. v. WATSON, ASSISTANT SECRETARY OF STATE, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 271 F. 3d 566.

No. 01-1270. *JONES v. DEPARTMENT OF HEALTH AND HUMAN SERVICES*. C. A. Fed. Cir. Certiorari denied. Reported below: 15 Fed. Appx. 896.

No. 01-1285. *GROOM v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 240.

No. 01-1300. *RIVERA v. LAMARQUE, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 857.

No. 01-1304. *GORMLEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 264 F. 3d 391.

No. 01-1305. *GRACE v. RUMSFELD, SECRETARY OF DEFENSE*. C. A. 2d Cir. Certiorari denied.

No. 01-1310. *MENEILLY v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 28 Fed. Appx. 26.

No. 01-1313. *NATER v. PAIGE, SECRETARY OF EDUCATION*. C. A. 1st Cir. Certiorari denied. Reported below: 15 Fed. Appx. 11.

No. 01-1321. *MCDUGAL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-1323. *DOW CHEMICAL CO. v. ASTRO-VALCOUR, INC.* C. A. Fed. Cir. Certiorari denied. Reported below: 267 F. 3d 1334.

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No. 01-1327. *BROOKS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 666.

No. 01-1330. *ANDERSON v. OHIO STATE UNIVERSITY ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 412.

No. 01-1334. *BOSWELL v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 270 F. 3d 1200.

No. 01-1342. *JENKINS v. NORTON, SECRETARY OF THE INTERIOR*. C. A. 9th Cir. Certiorari denied. Reported below: 2 Fed. Appx. 816.

No. 01-1343. *KNISKERN ET AL. v. AMSTUTZ ET AL.* Ct. App. Ohio, Cuyahoga County. Certiorari denied. Reported below: 144 Ohio App. 3d 495, 760 N. E. 2d 876.

No. 01-1361. *CLARK v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 422.

No. 01-5756. *SHEA v. BOARD OF TRUSTEES, TEACHERS' PENSION AND ANNUITY FUND*. Super. Ct. N. J., App. Div. Certiorari denied.

No. 01-5869. *OLANREWaju v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 6 Fed. Appx. 88.

No. 01-7032. *CROSLAND v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 20 Fed. Appx. 4.

No. 01-7095. *GARVIN v. FARMON, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 258 F. 3d 951.

No. 01-7266. *LEWIS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 180.

No. 01-7296. *STOKES ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 261 F. 3d 496.

No. 01-7315. *JACKSON v. OKLAHOMA DEPARTMENT OF CORRECTIONS ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 678.

No. 01-7471. *GALLOWAY v. MARYLAND*. Ct. App. Md. Certiorari denied. Reported below: 365 Md. 599, 781 A. 2d 851.

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No. 01-7473. *GONZALEZ v. CALIFORNIA*. Ct. App. Cal., 6th App. Dist. Certiorari denied.

No. 01-7509. *SUAREZ v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 263 F. 3d 468.

No. 01-7534. *HEARN v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 01-7544. *ESPARAZA-GONZALEZ ET AL. v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 268 F. 3d 272.

No. 01-7582. *SIMPSON v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 204 Ill. 2d 536, — N. E. 2d —.

No. 01-7660. *ABSHIER v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied. Reported below: 28 P. 3d 579.

No. 01-7692. *ZAPATA-FLORES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1100.

No. 01-7700. *WHITE v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 393.

No. 01-7733. *ROBERTS ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 262 F. 3d 286.

No. 01-7752. *THOMAS v. GLAXO WELLCOME, INC.* C. A. 6th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 478.

No. 01-7953. *BUTLER v. ALAMEIDA, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-7980. *ALLEY v. BELL, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 01-8077. *HARRELL v. MARYLAND*. Ct. App. Md. Certiorari denied. Reported below: 365 Md. 267, 778 A. 2d 382.

No. 01-8079. *HANSON v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 01-8080. *FLEMMING v. DIEHL*. C. A. 4th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 211.

No. 01-8084. *HUNT v. KAPTURE, WARDEN*. C. A. 6th Cir. Certiorari denied.

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No. 01-8085. *FISHER v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-8086. *GUSTIN v. WARD*. C. A. 10th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 822.

No. 01-8090. *DAVIS v. COFFEE COUNTY SHERIFF'S DEPARTMENT ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 1087.

No. 01-8091. *COCHRAN v. WASHINGTON*. Ct. App. Wash. Certiorari denied.

No. 01-8093. *COBB v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 260 F. 3d 626.

No. 01-8098. *MCCULLOUGH v. STEGALL*, WARDEN. C. A. 6th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 292.

No. 01-8103. *BELL v. JACKSON ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-8105. *BREWER v. WISCONSIN DIVISION OF VOCATIONAL REHABILITATION SERVICES ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 457.

No. 01-8106. *CLARK v. FATKIN*, WARDEN, ET AL. Ct. Crim. App. Okla. Certiorari denied.

No. 01-8110. *WILLIAMS v. LOUISIANA*. Sup. Ct. La. Certiorari denied. Reported below: 801 So. 2d 1077.

No. 01-8111. *WARNER v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-8112. *BROCK v. NORTH CAROLINA*. Ct. App. N. C. Certiorari denied. Reported below: 145 N. C. App. 204, 550 S. E. 2d 49.

No. 01-8116. *LARKIN v. GALLOWAY ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 266 F. 3d 718.

No. 01-8120. *LUGO v. HORSELEY*. C. A. 9th Cir. Certiorari denied.

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No. 01-8121. *McKIRE v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied.

No. 01-8122. *EMORY v. MEMPHIS CITY SCHOOLS ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 355.

No. 01-8124. *CARTER v. VAUGHN*, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD, ET AL. C. A. 3d Cir. Certiorari denied.

No. 01-8126. *ELDER v. CALIFORNIA DEPARTMENT OF CORRECTIONS ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 540.

No. 01-8136. *COLLIER v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied.

No. 01-8137. *ROBINSON v. WALTER ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 505.

No. 01-8138. *SMITH v. SNYDER*. Ct. App. Kan. Certiorari denied. Reported below: 29 Kan. App. 2d —, 28 P. 3d 1066.

No. 01-8139. *CHAMBERLAIN v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 01-8141. *ERDMAN v. KAPTURE*, WARDEN. C. A. 6th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 324.

No. 01-8142. *EGBERT v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied.

No. 01-8145. *EARLS v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-8149. *GREEN v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 313 Ill. App. 3d 1090, 775 N. E. 2d 1068.

No. 01-8150. *FREDRICK v. LATSON ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 265 F. 3d 1065.

No. 01-8152. *NICKLEBERRY v. OKLAHOMA*. Ct. Crim. App. Okla. Certiorari denied.

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No. 01-8153. *MOTLEY v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1103.

No. 01-8155. *SKINNER v. WYOMING.* Sup. Ct. Wyo. Certiorari denied. Reported below: 33 P. 3d 758.

No. 01-8156. *CHRISTOPH v. RAINES ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1102.

No. 01-8157. *DELEON v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 01-8158. *COLWICK v. TEXAS.* Ct. Crim. App. Tex. Certiorari denied.

No. 01-8159. *TETERS v. AGUIRRE ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-8160. *TIDIK v. APPEALS JUDGES OF MICHIGAN.* C. A. 6th Cir. Certiorari denied.

No. 01-8162. *PEOPLES-HALL v. YUKINS, WARDEN.* C. A. 6th Cir. Certiorari denied.

No. 01-8163. *DEAN v. ODOM ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 327.

No. 01-8166. *MARCELLO ET UX. v. MAINE DEPARTMENT OF HUMAN SERVICES.* Sup. Jud. Ct. Me. Certiorari denied.

No. 01-8168. *CARNET v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 54.

No. 01-8170. *WELLS v. SUPERIOR COURT OF CALIFORNIA, LOS ANGELES COUNTY, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-8172. *KALINOWSKI v. RYAN, GOVERNOR OF ILLINOIS; COOP v. HOLMES ET AL.; HALE v. SNYDER; and JAMES v. ILLINOIS.* Sup. Ct. Ill. Certiorari denied.

No. 01-8173. *TURNBOE v. MCLEMORE, WARDEN.* C. A. 6th Cir. Certiorari denied.

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No. 01-8177. *ADAMS v. FLORIDA*. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 792 So. 2d 451.

No. 01-8180. *BAILEY v. NEWLAND, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 263 F. 3d 1022.

No. 01-8182. *HISTON v. SMITH, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-8183. *BUNKER v. GREINER, SUPERINTENDENT, GREEN HAVEN CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied.

No. 01-8185. *DRAEGER v. TEXAS*. Ct. App. Tex., 10th Dist. Certiorari denied.

No. 01-8186. *MOORE v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 01-8188. *JONES v. CITY OF AKRON DEPARTMENT OF PUBLIC HEALTH HOUSING APPEALS BOARD*. Ct. App. Ohio, Summit County. Certiorari denied.

No. 01-8191. *PERKINS v. THOMS, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 256.

No. 01-8192. *MCCARTER v. FLORIDA*. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 801 So. 2d 944.

No. 01-8193. *LOWDEN v. LAMBERT, SUPERINTENDENT, WASHINGTON STATE PENITENTIARY*. C. A. 9th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 603.

No. 01-8198. *KULAS v. FLORES*. C. A. 9th Cir. Certiorari denied. Reported below: 255 F. 3d 780.

No. 01-8201. *CARPENTER v. TENNESSEE*. Ct. Crim. App. Tenn. Certiorari denied. Reported below: 69 S. W. 3d 568.

No. 01-8204. *JACOBS v. MCCAUGHTRY, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 01-8211. *SMITH v. TURNER, WARDEN*. C. A. 5th Cir. Certiorari denied.

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No. 01-8214. *BRADY v. PRICE, WARDEN, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 276 F. 3d 575.

No. 01-8215. *CAMPBELL v. GEMOLOGICAL INSTITUTE OF AMERICA.* C. A. 9th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 694.

No. 01-8217. *CLARK v. UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA.* C. A. 9th Cir. Certiorari denied.

No. 01-8220. *MCATEE v. ROBINSON ET AL.* C. A. 7th Cir. Certiorari denied.

No. 01-8221. *GOODIN, AKA GOODEN v. MISSISSIPPI.* Sup. Ct. Miss. Certiorari denied. Reported below: 787 So. 2d 639.

No. 01-8222. *CONSTANTINO HERNANDEZ v. ORTIZ, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-8224. *FOLEY v. KENTUCKY.* Sup. Ct. Ky. Certiorari denied. Reported below: 55 S. W. 3d 809.

No. 01-8226. *SWEED v. WICHITA COUNTY 30TH JUDICIAL DISTRICT COURT.* C. A. 5th Cir. Certiorari denied.

No. 01-8227. *TYLER v. CAIN, WARDEN.* C. A. 5th Cir. Certiorari denied.

No. 01-8228. *WIGGINS v. SERIO.* C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 155.

No. 01-8230. *YIZAR v. SIKES, WARDEN.* C. A. 11th Cir. Certiorari denied. Reported below: 251 F. 3d 161.

No. 01-8236. *PRATT v. NORTH CAROLINA.* Ct. App. N. C. Certiorari denied. Reported below: 141 N. C. App. 352, 541 S. E. 2d 810.

No. 01-8251. *KNOX v. SICKLES ET AL.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 01-8253. *WHEELER v. WASHINGTON.* Sup. Ct. Wash. Certiorari denied. Reported below: 145 Wash. 2d 116, 34 P. 3d 799.

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No. 01-8257. *TUNSIL v. FLORIDA ET AL.* Sup. Ct. Fla. Certiorari denied. Reported below: 799 So. 2d 220.

No. 01-8258. *TILLI v. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 275 F. 3d 38.

No. 01-8259. *JONES v. CARTER, WARDEN.* C. A. 7th Cir. Certiorari denied.

No. 01-8260. *JAMES v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS.* C. A. 4th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 191.

No. 01-8261. *KASSEM v. NEW JERSEY.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 01-8262. *MARKHAM v. SMITH, WARDEN.* C. A. 6th Cir. Certiorari denied. Reported below: 10 Fed. Appx. 323.

No. 01-8273. *HOPKINS v. TARASCIO, WARDEN.* C. A. 2d Cir. Certiorari denied.

No. 01-8275. *ARTHUR v. LINDSEY, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-8285. *MUELLER v. KANSAS.* Ct. App. Kan. Certiorari denied. Reported below: 28 Kan. App. 2d 760, 24 P. 3d 149.

No. 01-8286. *BARNEY v. CITY OF EUGENE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 683.

No. 01-8288. *EDWARDS v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 01-8289. *OBADELE, AKA BEN-YAHWEH v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1099.

No. 01-8290. *BOLER v. SPARKMAN, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY.* C. A. 5th Cir. Certiorari denied.

No. 01-8291. *BEDELL v. GORCZYK ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 268.

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No. 01-8292. *THOMAS-WALKER v. GEMALA TRAILER CORP.* C. A. 8th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 488.

No. 01-8293. *YOUNG-BEY v. MARYLAND.* Ct. Sp. App. Md. Certiorari denied. Reported below: 136 Md. App. 731.

No. 01-8294. *WORSHAM v. MINYARD FOOD STORES, INC.* C. A. 5th Cir. Certiorari denied. Reported below: 277 F. 3d 1372.

No. 01-8295. *CUNNINGHAM v. ROWLEY, SUPERINTENDENT, NORTHEAST CORRECTIONAL CENTER.* C. A. 8th Cir. Certiorari denied.

No. 01-8296. *POLLARD v. CALIFORNIA.* Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 01-8299. *MERRILL v. JONES, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-8302. *BELSER v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied. Reported below: 253 F. 3d 702.

No. 01-8303. *RAINEY v. VARNER, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS.* C. A. 3d Cir. Certiorari denied.

No. 01-8304. *SMITH v. CAIN, WARDEN.* C. A. 5th Cir. Certiorari denied.

No. 01-8307. *BAIN v. DUGGER ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-8314. *JOHNSON v. ROBINSON, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 298.

No. 01-8315. *MANLEY v. INDIANA.* Ct. App. Ind. Certiorari denied. Reported below: 756 N. E. 2d 1092.

No. 01-8319. *SANDERS v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 799 So. 2d 1029.

No. 01-8328. *TAYLOR v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

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No. 01-8329. *WOODFORD v. INDIANA*. Sup. Ct. Ind. Certiorari denied. Reported below: 752 N. E. 2d 1278.

No. 01-8330. *THACKER v. ANDERSON, SUPERINTENDENT, INDIANA STATE PRISON*. C. A. 7th Cir. Certiorari denied.

No. 01-8331. *GEFFKEN v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 800 So. 2d 613.

No. 01-8332. *CORTHON v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 43.

No. 01-8334. *BELL v. PIERSON, WARDEN*. C. A. 7th Cir. Certiorari denied. Reported below: 267 F. 3d 544.

No. 01-8335. *LAKE v. PORTUONDO, SUPERINTENDENT, SHAW-ANGUNK CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied. Reported below: 14 Fed. Appx. 126.

No. 01-8338. *ALLEN v. THOMAS, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 265 F. 3d 1063.

No. 01-8344. *JONES v. FLORIDA*. Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 779 So. 2d 459.

No. 01-8347. *HANCOCK v. CALIFORNIA*. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 01-8348. *HAYNES v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 01-8358. *HOLM v. WASHINGTON STATE PENITENTIARY ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 704.

No. 01-8361. *CARTER v. LUEBBERS, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER*. C. A. 8th Cir. Certiorari denied. Reported below: 265 F. 3d 705.

No. 01-8366. *ROSS v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 146.

No. 01-8367. *MOOTS v. FOLSOM, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

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No. 01-8368. *SMITH v. ANGELONE*, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. C. A. 4th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 135.

No. 01-8369. *MCCLOM v. GRAMLEY*. C. A. 7th Cir. Certiorari denied.

No. 01-8373. *TAYLOR v. WADDLE ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 153.

No. 01-8374. *VARGAS v. JORGENSEN*. Sup. Ct. Iowa. Certiorari denied. Reported below: 627 N. W. 2d 550.

No. 01-8378. *JONES v. SOBINA*, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT SOMERSET, ET AL. C. A. 3d Cir. Certiorari denied.

No. 01-8382. *TOLBERT v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied.

No. 01-8383. *DORSEY v. CHAPMAN*, WARDEN, ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 262 F. 3d 1181.

No. 01-8385. *COX v. LINDSEY*, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied.

No. 01-8390. *SCOTT v. LAMARQUE*, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 858.

No. 01-8391. *JACKSON v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-8394. *SIMS v. WARD*, WARDEN. C. A. 5th Cir. Certiorari denied.

No. 01-8395. *MONTOYA v. SHEARIN*, WARDEN. C. A. 3d Cir. Certiorari denied. Reported below: 276 F. 3d 578.

No. 01-8396. *CRIM v. CONNECTICUT COMMISSION ON HUMAN RIGHTS AND OPPORTUNITIES ET AL.* Sup. Ct. Conn. Certiorari denied.

No. 01-8398. *BASILIO v. CAMRAY DEVELOPMENT & CONSTRUCTION Co., INC., ET AL.* Ct. App. Cal., 3d App. Dist. Certiorari denied.

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No. 01-8399. *CASEY v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1107.

No. 01-8400. *BOWMAN v. BEASLEY ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 8 Fed. Appx. 175.

No. 01-8403. *JACKSON v. LOBUE*. Sup. Ct. Del. Certiorari denied. Reported below: 788 A. 2d 528.

No. 01-8404. *BEN YISRAYL, AKA CANNON v. NORRIS, DIRECTOR, ARKANSAS DEPARTMENT OF CORRECTION*. C. A. 8th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 744.

No. 01-8407. *BORSELLINO v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 01-8442. *DOOSE v. FEDERAL EMERGENCY MANAGEMENT AGENCY ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 470.

No. 01-8444. *SHABAZZ v. MATESANZ, SUPERINTENDENT, BAY STATE CORRECTIONAL CENTER*. C. A. 1st Cir. Certiorari denied.

No. 01-8447. *ENGBERG v. WYOMING ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 265 F. 3d 1109.

No. 01-8449. *BYRAM v. SOUTH CAROLINA*. Ct. Common Pleas of Richland County, S. C. Certiorari denied.

No. 01-8457. *MUELLER v. KANSAS*; and *MUELLER v. ROBERTS, WARDEN, ET AL.* Sup. Ct. Kan. Certiorari denied. Reported below: 271 Kan. 897, 27 P. 3d 884 (first judgment).

No. 01-8470. *THOMAS v. RICE*. Ct. App. Mo., Western Dist. Certiorari denied. Reported below: 58 S. W. 3d 562.

No. 01-8490. *FLYNN v. BERLAND, JUDGE, CIRCUIT COURT OF ILLINOIS, COOK COUNTY*. C. A. 7th Cir. Certiorari denied.

No. 01-8506. *TAYLOR v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 01-8542. *DANNESKJOLD v. PRINCIPI, SECRETARY OF VETERANS AFFAIRS*. C. A. Fed. Cir. Certiorari denied. Reported below: 17 Fed. Appx. 963.

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No. 01–8548. *ALVES v. MATESANZ*, SUPERINTENDENT, BAY STATE CORRECTIONAL CENTER. C. A. 1st Cir. Certiorari denied.

No. 01–8590. *PEREA v. BUSH*, PRESIDENT OF THE UNITED STATES, ET AL. C. A. D. C. Cir. Certiorari denied.

No. 01–8648. *FISH v. MURPHY*, CLERK, UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO, ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 480.

No. 01–8653. *JOHNSON v. CALIFORNIA*. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 01–8691. *PAUL v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 274 F. 3d 155.

No. 01–8697. *GONZALEZ-BUSTAMANTE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 546.

No. 01–8719. *ZARRILLI v. FEDERAL DEPOSIT INSURANCE CORPORATION ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 14 Fed. Appx. 7.

No. 01–8723. *HENDERSON v. COLLINS*, WARDEN. C. A. 6th Cir. Certiorari denied. Reported below: 262 F. 3d 615.

No. 01–8744. *SERAFIN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F. 3d 1377.

No. 01–8745. *SMITH v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01–8749. *OLIVARES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01–8750. *PETERSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01–8751. *BRICE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01–8756. *CLARK v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 28 Fed. Appx. 34.

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No. 01-8757. *DILALLO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8759. *BONILLA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 281 F. 3d 1279.

No. 01-8760. *DURAN-GARRIDO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 904.

No. 01-8761. *CHILDRESS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 139.

No. 01-8762. *AGUILAR CASTANEDA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8765. *CHAMBERS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 281 F. 3d 1285.

No. 01-8766. *KUBINSKI v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 101.

No. 01-8770. *MCDONALD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 265 F. 3d 337.

No. 01-8771. *PEREZ-RUELAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1078.

No. 01-8773. *LAWSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 686.

No. 01-8774. *MOODY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 01-8776. *HOLTON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 574.

No. 01-8777. *HARPER v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 01-8786. *DECARO v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-8787. *DAVIS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 67.

No. 01-8788. *BRACKETT v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 270 F. 3d 60.

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No. 01-8789. *PEREZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 01-8790. *HUTCHINS v. UNITED STATES PAROLE COMMISSION*. C. A. 5th Cir. Certiorari denied. Reported below: 281 F. 3d 1278.

No. 01-8792. *GRAHAM v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 794 A. 2d 634.

No. 01-8795. *WILLIAMS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 510.

No. 01-8797. *WHITNEY v. UNITED STATES*. C. A. Armed Forces. Certiorari denied. Reported below: 55 M. J. 413.

No. 01-8799. *FINNEY v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 281 F. 3d 225.

No. 01-8801. *BROWN v. LITSCHER, SECRETARY, WISCONSIN DEPARTMENT OF CORRECTIONS*. C. A. 7th Cir. Certiorari denied.

No. 01-8802. *SMITH v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 182.

No. 01-8804. *SANDERSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 150.

No. 01-8807. *NUNEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 151.

No. 01-8812. *SOTO v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 269 F. 3d 761.

No. 01-8814. *LACHNER v. OHIO*. Ct. App. Ohio, Sandusky County. Certiorari denied.

No. 01-8817. *CALLAN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 434.

No. 01-8818. *LICHTMAN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 573.

No. 01-8823. *ABDULLAH v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 572.

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No. 01-8826. *BARBER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8827. *TORRES ARROYO v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 01-8829. *TORRES v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 01-8835. *LORA v. WINN, WARDEN*. C. A. 1st Cir. Certiorari denied.

No. 01-8837. *SUDDY v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 01-8839. *BROWN v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 263 F. 3d 160.

No. 01-8841. *LONG v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 158.

No. 01-8842. *LOPEZ, AKA GARCIA, AKA QUIONONES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 127.

No. 01-8844. *BURTON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1079.

No. 01-8845. *RAINWATER v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-8846. *BILLUPS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8848. *MONIGAN v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01-8849. *MEDRANO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 281 F. 3d 1279.

No. 01-8851. *GONZALEZ CARDENAS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 890.

No. 01-8854. *MOODY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 123.

No. 01-8856. *GARCIA-BALCAZAR v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 154.

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No. 01–8857. *GROOMS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 165.

No. 01–8863. *PACHECO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 89.

No. 01–8866. *KING v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 15 Fed. Appx. 37.

No. 01–8867. *MANUEL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 451.

No. 01–8869. *ABRAHAM v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01–8870. *BARTELHO v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 13 Fed. Appx. 12.

No. 01–8871. *SHIVERS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 1088.

No. 01–8872. *MOBLEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 208.

No. 01–8873. *ORTIZ ALVEAR v. UNITED STATES ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 21 Fed. Appx. 27.

No. 01–8878. *BELL v. OHIO ADULT PAROLE AUTHORITY ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 478.

No. 01–8879. *OCHOA v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 883.

No. 01–8881. *STAFFORD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 258 F. 3d 465.

No. 01–8883. *ROBINSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 275 F. 3d 371.

No. 01–8884. *RODRIGUEZ v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 01–8885. *SALAS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01–8886. *BLACKWELL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

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No. 01–8896. *JARRETT v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 266 F. 3d 789.

No. 01–8898. *NGUYEN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 855.

No. 01–8899. *PUSKAS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 01–8901. *OUNIGIAN v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 281 F. 3d 225.

No. 01–8902. *SULUKI v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 120.

No. 01–8903. *SCOTT v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 270 F. 3d 30.

No. 01–8904. *RODRIGUEZ-MONTOYA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 249.

No. 01–8907. *LOPEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 01–8908. *MARMOLEJO-RODRIGUEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 155.

No. 01–8912. *SERRATO-BELMONTEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 154.

No. 01–8913. *RODRIGUEZ-MARTINEZ v. UNITED STATES*; and *CASILLAS-OROSCO, AKA CASILLAS-RAMIREZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 155.

No. 01–8921. *HAMILTON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 263 F. 3d 645.

No. 01–8926. *HARDY, AKA HARDIN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 8 Fed. Appx. 601.

No. 01–8927. *CHAVEZ-CHAVEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 154.

No. 01–8929. *COVER v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 22 Fed. Appx. 72.

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No. 01-8932. *CORIA-VIEYRA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 185.

No. 01-8933. *GAINES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F. 3d 1377.

No. 01-8938. *MAYFIELD v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01-8940. *PERRY v. LAMANNA, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 25 Fed. Appx. 422.

No. 01-8946. *HALL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8949. *BURRELL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 777.

No. 01-8952. *THOMAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 154.

No. 01-8954. *WILLIAMS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 198.

No. 01-8958. *BARNES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 281 F. 3d 1284.

No. 01-8960. *BUSHYHEAD v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 270 F. 3d 905.

No. 01-8961. *KRIENS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 270 F. 3d 597.

No. 01-8963. *SKELTON v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 25 Fed. Appx. 443.

No. 01-8965. *CORTEZ-IBARRA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 151.

No. 01-8966. *TRUESDALE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied.

No. 01-8967. *WELLS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01-8974. *SCOTT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

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No. 01-8976. *SNYDER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 212.

No. 01-8977. *GAMBLE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 281 F. 3d 225.

No. 01-8978. *HERNANDEZ-JAIMEZ v. UNITED STATES*; and *HERNANDEZ-HERNANDEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 155.

No. 01-8979. *GRAVES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 860.

No. 01-8980. *GREENFIELD v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 1 Fed. Appx. 225.

No. 01-8984. *GIBBS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 161.

No. 01-8992. *GARCIA-CRUZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1082.

No. 01-9003. *DEAN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 929.

No. 01-9008. *BAKER v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01-9019. *KING v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 153.

No. 01-9021. *EADDY v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-9022. *MCCABE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 270 F. 3d 588.

No. 01-9023. *NEWSOME v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 56.

No. 01-9026. *TREVINO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 155.

No. 01-9030. *MOODY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 264 F. 3d 1142.

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No. 01-9031. *SALINAS-CALDERON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 154.

No. 01-9032. *SOLIS-NAVARRO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 930.

No. 01-9033. *SPEARS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 396.

No. 01-9034. *BURTON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 152.

No. 01-9035. *PATTERSON v. KONTEH, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 01-9042. *BLOOME v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 20 Fed. Appx. 24.

No. 01-9047. *ALVAREZ-REYES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 156.

No. 01-9049. *VEGA v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 23 Fed. Appx. 21.

No. 01-9052. *CLOUD v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 281 F. 3d 1283.

No. 01-9053. *ESTRADA v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 25 Fed. Appx. 814.

No. 01-9054. *CONDE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

No. 01-9059. *WILLIAMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 574.

No. 01-9066. *GURRUSQUIETA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 154.

No. 01-9067. *CAMPOS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-9068. *CHRISTOFERSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9073. *SOLOMON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1108.

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No. 01-9076. *WARD v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 502.

No. 01-9078. *WYCKHOUSE v. MOORE, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 01-9079. *WALKER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 255 F. 3d 540.

No. 01-9082. *BRIGGS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 547.

No. 01-9084. *MARTINEZ-ALCARAZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 155.

No. 01-9085. *PARKER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 267 F. 3d 839.

No. 01-9086. *CALIA v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-9212. *MILLER v. FRANCIS, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 269 F. 3d 609.

No. 00-1860. *MEMORIAL HOSPITALS ASSN. v. HUMPHREY*. C. A. 9th Cir. Motion of respondent to strike supplemental brief of petitioner denied. Certiorari denied. Reported below: 239 F. 3d 1128.

No. 01-798. *HEAD, WARDEN v. ROMINE*. C. A. 11th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 253 F. 3d 1349.

No. 01-942. *DELAWARE v. ATKINSON*. Sup. Ct. Del. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 778 A. 2d 1058.

No. 01-1354. *OHIO v. WASHINGTON*. Ct. App. Ohio, Cuyahoga County. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 144 Ohio App. 3d 482, 760 N. E. 2d 866.

No. 01-983. *LEGGETT v. UNITED STATES*. C. A. 5th Cir. Motion of petitioner for leave to file sealed order under seal granted. Certiorari denied.

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No. 01–1125. *GREAT LAKES DREDGE & DOCK CO. ET AL. v. COMMERCIAL UNION INSURANCE CO. ET AL.* C. A. 7th Cir. Certiorari denied. JUSTICE O’CONNOR and JUSTICE BREYER took no part in the consideration or decision of this petition. Reported below: 260 F. 3d 789.

No. 01–1136. *CAMP v. WAL-MART STORES, INC.* C. A. 11th Cir. Certiorari denied. JUSTICE BREYER took no part in the consideration or decision of this petition.

No. 01–1326. *KRIVACSKA v. NEW JERSEY*. Super. Ct. N. J., App. Div. Motion of Scientists Concerned for Reliability of Children’s Reports for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 341 N. J. Super. 1, 775 A. 2d 6.

No. 01–1355. *PALMER v. UNITED STATES*. C. A. 7th Cir. Motion of petitioner for leave to file presentence investigation report under seal granted. Certiorari denied. Reported below: 248 F. 3d 569.

No. 01–8775. *COLEMAN v. BAGLEY, WARDEN*. C. A. 6th Cir. Motion of petitioner to defer consideration of petition for writ of certiorari denied. Certiorari denied.

Rehearing Denied

No. 00–1842. *STATOIL ASA v. HEEREMAC V. O. F. ET AL.*, 534 U. S. 1127;

No. 00–10432. *WHITE v. FLORIDA*, 534 U. S. 857;

No. 00–10506. *SHELTON v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*, 534 U. S. 862;

No. 00–10570. *HOGAN v. BOOKER, SUPERINTENDENT, MISSISSIPPI STATE PENITENTIARY, ET AL.*, 534 U. S. 866;

No. 00–10671. *FACUNDO v. HOLDER, WARDEN, ET AL.*; *FACUNDO v. UNITED STATES PAROLE COMMISSION*; and *FACUNDO v. DRUG ENFORCEMENT ADMINISTRATIVE AGENCY*, 534 U. S. 872;

No. 00–10805. *ROGERS v. TEXAS*, 534 U. S. 880;

No. 01–175. *WILLIAMS, JUDGE, UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA, ET AL. v. UNITED STATES*, *ante*, p. 911;

No. 01–844. *JACKSON v. BARNHART, COMMISSIONER OF SOCIAL SECURITY, ET AL.*, 534 U. S. 1156;

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No. 01-913. JACOBS *v.* RICE COUNTY, MINNESOTA, 534 U.S. 1134;

No. 01-1055. ROSANO *v.* UNITED STATES, 534 U.S. 1135;

No. 01-5178. SHERMAN *v.* ILLINOIS, 534 U.S. 907;

No. 01-5862. SILVERA *v.* ORANGE COUNTY SCHOOL BOARD, 534 U.S. 976;

No. 01-6838. WEST *v.* UTAH NON-PROFIT HOUSING CORP., 534 U.S. 1087;

No. 01-6909. HOLT *v.* UNITED STATES, 534 U.S. 1050;

No. 01-6952. NEWMAN *v.* ALLSTATE INSURANCE CO. ET AL., 534 U.S. 1092;

No. 01-6995. CHANEY *v.* CHICAGO TRANSIT AUTHORITY, 534 U.S. 1093;

No. 01-7052. McDERMOTT *v.* INTERNAL REVENUE SERVICE ET AL., 534 U.S. 1106;

No. 01-7077. TAITT *v.* WHITECO INDUSTRIES, 534 U.S. 1136;

No. 01-7082. DASSENT *v.* ASHCROFT, ATTORNEY GENERAL, ET AL., 534 U.S. 1106;

No. 01-7312. RICHARDSON *v.* FEDERAL BUREAU OF INVESTIGATION, 534 U.S. 1108;

No. 01-7351. MOSSERI *v.* FLORIDA ET AL., 534 U.S. 1143;

No. 01-7371. TINKER *v.* MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, 534 U.S. 1144;

No. 01-7531. MERCER *v.* UNITED STATES, 534 U.S. 1150; and

No. 01-7651. RASTEN *v.* DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, *ante*, p. 908. Petitions for rehearing denied.

No. 99-1996. J. E. M. AG SUPPLY, INC., DBA FARM ADVANTAGE, INC., ET AL. *v.* PIONEER HI-BRED INTERNATIONAL, INC., 534 U.S. 124. Petition for rehearing denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition.

No. 01-5355. JONES *v.* UNITED STATES, 534 U.S. 974; and

No. 01-5811. CURRY *v.* JOHNSON, COMMISSIONER, MISSISSIPPI DEPARTMENT OF CORRECTIONS, ET AL., 534 U.S. 975. Motions for leave to file petitions for rehearing denied.

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Certiorari Granted—Vacated and Remanded

No. 00-1936. NEWKIRK *v.* UNITED STATES. C. A. 11th Cir. Certiorari granted, judgment vacated, and case remanded for fur-

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ther consideration in light of *Ashcroft v. Free Speech Coalition*, ante, p. 234. Reported below: 252 F. 3d 1363.

No. 00–8114. *MENTO v. UNITED STATES*. C. A. 4th 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 *Ashcroft v. Free Speech Coalition*, ante, p. 234. Reported below: 231 F. 3d 912.

No. 01–571. *TAMPICO v. UNITED STATES*. C. A. 5th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Ashcroft v. Free Speech Coalition*, ante, p. 234. Reported below: 265 F. 3d 1059.

No. 01–805. *FOX v. UNITED STATES*. C. A. 5th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Ashcroft v. Free Speech Coalition*, ante, p. 234. Reported below: 248 F. 3d 394.

No. 01–836. *O’CONNOR v. UNITED STATES*. C. A. Armed Forces. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Ashcroft v. Free Speech Coalition*, ante, p. 234. Reported below: 56 M. J. 141.

No. 01–1058. *PEEBLES v. UNITED STATES*. C. A. 5th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Ashcroft v. Free Speech Coalition*, ante, p. 234. Reported below: 275 F. 3d 46.

No. 01–7495. *SNOW v. UNITED STATES*. C. A. 5th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Ashcroft v. Free Speech Coalition*, ante, p. 234. Reported below: 275 F. 3d 45.

Certiorari Dismissed

No. 01–8496. *FORDJOUR v. CALIFORNIA*. Sup. Ct. Cal. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court’s Rule 39.8. As petitioner has repeatedly abused this Court’s process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506

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U.S. 1 (1992) (*per curiam*). JUSTICE STEVENS dissents. See *id.*, at 4, and cases cited therein.

No. 01-8601. MAYBERRY *v.* BURGHUIS. C. A. 6th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8.

No. 01-8793. GIBBS *v.* BARNHART, COMMISSIONER OF SOCIAL SECURITY. C. A. 10th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. Reported below: 21 Fed. Appx. 813.

Miscellaneous Orders

No. D-2298. IN RE DISCIPLINE OF WEISS. Jeffrey Steven Weiss, of Pittsburgh, Pa., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2299. IN RE DISCIPLINE OF GAVLICK. Jean Gilroy Gavlick, of Wyomissing, Pa., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring her to show cause why she should not be disbarred from the practice of law in this Court.

No. 01M48. MATNEY *v.* BATTLES, WARDEN; and

No. 01M50. BUELL *v.* MITCHELL, WARDEN. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 01M49. KEARSE *v.* BOARD OF TRUSTEES OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM. Motion to direct the Clerk to file petition for writ of certiorari out of time under this Court's Rule 14.5 denied.

No. 01-1179. BANK OF AMERICA, N. A., INDIVIDUALLY, AND AS SUCCESSOR TO SECURITY PACIFIC NATIONAL BANK *v.* ABRAHAM ET AL.; and

No. 01-1187. NORCAL WASTE SYSTEMS, INC., ET AL. *v.* ABRAHAM ET AL. C. A. 9th Cir. The Solicitor General is invited to file a brief in these cases expressing the views of the United States.

No. 01-9270. PARIS *v.* UNITED STATES. C. A. 8th Cir. Motion of petitioner for leave to proceed *in forma pauperis* de-

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nied. Petitioner is allowed until May 13, 2002, 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. 01-9279. IN RE LAMP;
No. 01-9280. IN RE JERRY-EL;
No. 01-9290. IN RE WREN;
No. 01-9311. IN RE BEAUMONT;
No. 01-9325. IN RE WARD; and
No. 01-9367. IN RE SMITH. Petitions for writs of habeas corpus denied.

No. 01-8973. IN RE SHEMONSKY. Petition for writ of mandamus denied.

No. 01-8868. IN RE BRETON. Petition for writ of mandamus and/or prohibition denied.

Certiorari Granted

No. 01-1067. UNITED STATES *v.* WHITE MOUNTAIN APACHE TRIBE. C. A. Fed. Cir. Certiorari granted. Reported below: 249 F. 3d 1364.

No. 01-1118. SCHEIDLER ET AL. *v.* NATIONAL ORGANIZATION FOR WOMEN, INC., ET AL.; and

No. 01-1119. OPERATION RESCUE *v.* NATIONAL ORGANIZATION FOR WOMEN, INC., ET AL. C. A. 7th Cir. Motions of People for Ethical Treatment of Animals, Inc., Seamless Garment Network et al., and Life Legal Defense Foundation for leave to file briefs as *amici curiae* granted. Certiorari granted limited to Questions 1 and 2 presented by the petition in No. 01-1118, cases consolidated, and a total of one hour allotted for oral argument. Reported below: 267 F. 3d 687.

No. 01-9094. ABDUR'RAHMAN *v.* BELL, WARDEN. C. A. 6th Cir. Motion of petitioner for leave to proceed *in forma pauperis* granted. Certiorari granted limited to Questions 1 and 2 presented by the petition.

Certiorari Denied

No. 01-1060. BISHOP *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 264 F. 3d 535.

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No. 01-1075. UNITED STATES EX REL. GALE *v.* ZENITH DATA SYSTEMS. C. A. 9th Cir. Certiorari denied. Reported below: 255 F. 3d 1154.

No. 01-1146. INTERNATIONAL ASSOCIATION OF BRIDGE, STRUCTURAL, AND ORNAMENTAL IRON WORKERS, LOCAL UNION NUMBER 55, ET AL. *v.* WALCHER & FOX, INC.; and

No. 01-1337. WALCHER & FOX, INC. *v.* INTERNATIONAL ASSOCIATION OF BRIDGE, STRUCTURAL, AND ORNAMENTAL IRON WORKERS, LOCAL UNION NUMBER 55, ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 270 F. 3d 1018.

No. 01-1181. GERNETZKE ET AL. *v.* KENOSHA UNIFIED SCHOOL DISTRICT No. 1 ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 274 F. 3d 464.

No. 01-1183. GPM GAS CORP. ET AL. *v.* UNITED STATES EX REL. GRYNBERG. C. A. 5th Cir. Certiorari denied. Reported below: 277 F. 3d 1373.

No. 01-1192. WILSON *v.* GEORGIA. Ct. App. Ga. Certiorari denied. Reported below: 249 Ga. App. 560, 549 S. E. 2d 418.

No. 01-1193. YOUNGBLOOD *v.* HY-VEE FOOD STORES, INC. C. A. 8th Cir. Certiorari denied. Reported below: 266 F. 3d 851.

No. 01-1194. SMALDONE *v.* SENKOWSKI, SUPERINTENDENT, CLINTON CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied. Reported below: 273 F. 3d 133.

No. 01-1195. CARTER ET AL. *v.* ENGINEERED PRODUCTS Co. C. A. 9th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 716.

No. 01-1201. CITY OF LAKEWOOD *v.* FAIR HOUSING FOUNDATION OF LONG BEACH. C. A. 9th Cir. Certiorari denied. Reported below: 272 F. 3d 1114.

No. 01-1202. JACKSON *v.* MICHIGAN. Ct. App. Mich. Certiorari denied.

No. 01-1204. EPSTEIN ET AL. *v.* MATSUSHITA ELECTRIC INDUSTRIAL Co., LTD., ET AL. Sup. Ct. Del. Certiorari denied. Reported below: 785 A. 2d 625.

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No. 01-1210. *GARCIA ET AL. v. WESTERN UNION FINANCIAL SERVICES, INC., ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 267 F. 3d 743.

No. 01-1217. *SCHLICHTMANN v. CADLE Co.* C. A. 1st Cir. Certiorari denied. Reported below: 267 F. 3d 14.

No. 01-1221. *OLMSTEAD v. WALTER INDUSTRIES, INC., DBA MID STATE HOMES, INC.* C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 1087.

No. 01-1239. *JOHNSON v. NEW YORK CITY POLICE DEPARTMENT ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 25 Fed. Appx. 32.

No. 01-1241. *LIBERTY NATIONAL LIFE INSURANCE Co. v. MOORE ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 267 F. 3d 1209.

No. 01-1278. *RICHARD v. MIKE HOOKS, INC.* Sup. Ct. La. Certiorari denied. Reported below: 799 So. 2d 462.

No. 01-1282. *WILLIAMS v. JAGLOWSKI ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 269 F. 3d 778.

No. 01-1286. *HARRIS v. MICHIGAN.* Ct. App. Mich. Certiorari denied.

No. 01-1288. *FERNANDES v. SPARTA TOWNSHIP COUNCIL ET AL.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 01-1309. *FORTINI v. MURPHY.* C. A. 1st Cir. Certiorari denied. Reported below: 257 F. 3d 39.

No. 01-1338. *HILVETY ET AL. v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 7th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 475.

No. 01-1347. *MCS MANAGEMENT, INC. v. UNITED STATES.* C. A. Fed. Cir. Certiorari denied. Reported below: 25 Fed. Appx. 957.

No. 01-1349. *POTOMAC CORP. v. SWINTON.* C. A. 9th Cir. Certiorari denied. Reported below: 270 F. 3d 794.

No. 01-1400. *TRAMMELL v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 658.

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No. 01-1405. *JONES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-1409. *AVALOS-BARRIGA ET AL. v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 626.

No. 01-1414. *SUED JIMENEZ ET AL. v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 275 F. 3d 1.

No. 01-1422. *WILLIAMS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 271 F. 3d 1262.

No. 01-7693. *LEWIS v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 26 Cal. 4th 334, 28 P. 3d 34.

No. 01-7776. *WRINKLES v. INDIANA*. Sup. Ct. Ind. Certiorari denied. Reported below: 749 N. E. 2d 1179.

No. 01-7858. *HATTEN v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 01-8405. *STRAUGHN v. KIMMY ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1107.

No. 01-8408. *BORDNER v. MISSOURI*. Ct. App. Mo., Western Dist. Certiorari denied. Reported below: 53 S. W. 3d 179.

No. 01-8412. *ARMSTRONG v. LEBOWITZ ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 17 Fed. Appx. 55.

No. 01-8415. *MCBROOM v. COLUMBIA GAS OF OHIO, INC.* Ct. App. Ohio, Franklin County. Certiorari denied.

No. 01-8421. *LEWIS v. SMITH ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 277 F. 3d 1373.

No. 01-8426. *MACKINTRUSH v. ARKANSAS*. Sup. Ct. Ark. Certiorari denied. Reported below: 346 Ark. xx.

No. 01-8427. *LIPPETT v. TRIPPETT, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 01-8428. *LAINFIESTA v. GREINER, SUPERINTENDENT, GREEN HAVEN CORRECTIONAL FACILITY, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 253 F. 3d 151.

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No. 01-8430. *TINSLEY v. MILLION, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 01-8431. *DAVIS v. DAVIS*. Super. Ct. Henry County, Ga. Certiorari denied.

No. 01-8439. *MCGEE v. HILDEBRAND*. C. A. 9th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 582.

No. 01-8448. *SHABAZZ v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 01-8450. *STEVENS v. COLORADO*. C. A. 10th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 779.

No. 01-8458. *MCCORD v. FLORIDA*. Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 795 So. 2d 101.

No. 01-8459. *DRURY v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 01-8460. *COWAN v. PHILLIPS, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 01-8461. *PARKS v. INDIANA*. Ct. App. Ind. Certiorari denied. Reported below: 751 N. E. 2d 351.

No. 01-8466. *SWAILS v. GEORGIA STATE BOARD OF PARDONS AND PAROLE ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-8469. *WILLIAMS v. MERKLE, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 01-8471. *ROMANO v. NEW YORK*. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 282 App. Div. 2d 764, 724 N. Y. S. 2d 348.

No. 01-8472. *MENDOZA v. BUCHER*. C. A. 9th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 687.

No. 01-8473. *PARRILLA v. NEW YORK*. App. Div., Sup. Ct. N. Y., 1st Jud. Dept. Certiorari denied. Reported below: 285 App. Div. 2d 157, 730 N. Y. S. 2d 301.

No. 01-8474. *BROWN v. KENNEDY*. Super. Ct. Ware County, Ga. Certiorari denied.

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No. 01-8475. *CALDWELL v. CAHILL-MASCHING, WARDEN*. C. A. 7th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 411.

No. 01-8483. *GALLAMORE v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 43.

No. 01-8485. *PEOPLES v. DOOLAN ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 388.

No. 01-8486. *BAGLEY v. VANCE ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 244 F. 3d 135.

No. 01-8487. *McFARLAND v. GARCIA, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-8489. *HILL v. OKLAHOMA ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 768.

No. 01-8493. *HADLEY v. TAYLOR ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 517.

No. 01-8494. *HILTON v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 01-8497. *HIRSCH v. JONES, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 01-8498. *HOLCOMB v. KEMNA, SUPERINTENDENT, CROSS-ROADS CORRECTIONAL CENTER, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 01-8499. *GORDON v. CITY OF NEW ORLEANS ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 393.

No. 01-8500. *HERNANDEZ v. CANDELARIA, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 01-8501. *GROSS v. KUPEC, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 247.

No. 01-8502. *KHAALID, AKA JONES v. LUEBBERS, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER*. C. A. 8th Cir. Certiorari denied. Reported below: 259 F. 3d 975.

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No. 01-8504. *HILL v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 796 So. 2d 536.

No. 01-8520. *SONTCHI v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 01-8522. *NADDI v. LAMARQUE, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 537.

No. 01-8523. *IN RE PELLEGRINO*. C. A. 8th Cir. Certiorari denied.

No. 01-8524. *PILARCZYK v. AYERS, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 939.

No. 01-8526. *DEVIEUX v. DELAWARE DIVISION OF FAMILY SERVICES ET AL.* Sup. Ct. Del. Certiorari denied. Reported below: 788 A. 2d 527.

No. 01-8530. *SPURGEON v. TEXAS*. Ct. App. Tex., 5th Dist. Certiorari denied.

No. 01-8533. *WOODS v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied.

No. 01-8535. *TRACY v. ADDISON, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 928.

No. 01-8543. *DUMAS v. JURY SELECTION COMMISSION OF LEBANON COUNTY ET AL.* Commw. Ct. Pa. Certiorari denied. Reported below: 780 A. 2d 805.

No. 01-8545. *ANDERSON v. LAMBERT, SUPERINTENDENT, WASHINGTON STATE PENITENTIARY*. C. A. 9th Cir. Certiorari denied.

No. 01-8560. *NOBLES v. FLORIDA*. Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 786 So. 2d 56.

No. 01-8571. *BARNES v. ARKANSAS*. Sup. Ct. Ark. Certiorari denied. Reported below: 346 Ark. 91, 55 S. W. 3d 271 and 65 S. W. 3d 389.

No. 01-8575. *JONES v. BRYANT, WARDEN*. C. A. 7th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 699.

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No. 01-8584. *SMITH v. LUEBBERS*, SUPERINTENDENT, POTOSI CORRECTIONAL CENTER. C. A. 8th Cir. Certiorari denied.

No. 01-8586. *MOORE v. JACKSON ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 517.

No. 01-8589. *MOORE v. STERNES*, WARDEN. C. A. 7th Cir. Certiorari denied.

No. 01-8591. *QUINT v. A. E. STALEY MANUFACTURING CO.* C. A. 1st Cir. Certiorari denied. Reported below: 246 F. 3d 11.

No. 01-8609. *PRICE v. SUTTON.* C. A. 4th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 130.

No. 01-8619. *BOWEN v. NORTH CAROLINA.* Ct. App. N. C. Certiorari denied.

No. 01-8650. *SODDU v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied.

No. 01-8651. *KOWAL v. RHODE ISLAND.* C. A. 1st Cir. Certiorari denied.

No. 01-8662. *SODEN v. ROLLINS, WARDEN, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 01-8663. *EARLY v. THOMPSON*, SECRETARY OF HEALTH AND HUMAN SERVICES. C. A. 10th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 886.

No. 01-8670. *WYNN v. ELO*, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 01-8672. *WEBBER v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied.

No. 01-8677. *FRIERSON v. PRINCIPI*, SECRETARY OF VETERANS AFFAIRS. C. A. Fed. Cir. Certiorari denied. Reported below: 17 Fed. Appx. 975.

No. 01-8695. *MALONE v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied.

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No. 01-8705. *WELCH v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 146.

No. 01-8713. *SAHU v. MAYO FOUNDATION ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 9 Fed. Appx. 575.

No. 01-8730. *SELLARS v. LEE, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 187.

No. 01-8739. *BARBER v. FLORIDA*. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 795 So. 2d 60.

No. 01-8754. *CARROLL v. HUCKABEE, GOVERNOR OF ARKANSAS, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 398.

No. 01-8755. *BRAXTON v. DUNCAN, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 01-8778. *GARNER v. BELL, SUPERINTENDENT, PENDER CORRECTIONAL INSTITUTION*. C. A. 4th Cir. Certiorari denied.

No. 01-8784. *LEARY v. GARRAGHTY, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 149.

No. 01-8791. *HUMPHREY v. NORTH CAROLINA*. Ct. App. N. C. Certiorari denied.

No. 01-8815. *MARSHALL v. KENTUCKY*. Sup. Ct. Ky. Certiorari denied. Reported below: 60 S. W. 3d 513.

No. 01-8832. *COOK v. ASHCROFT, ATTORNEY GENERAL, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 97.

No. 01-8836. *SMITH v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 221.

No. 01-8852. *DiBENEDETTO v. SPENCER, SUPERINTENDENT, MASSACHUSETTS CORRECTIONAL INSTITUTION-NORFOLK, ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 272 F. 3d 1.

No. 01-8858. *K. F. v. UTAH*. Ct. App. Utah. Certiorari denied.

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No. 01-8876. *MILLS v. MARYLAND*. Ct. Sp. App. Md. Certiorari denied. Reported below: 139 Md. App. 747.

No. 01-8890. *PERKINS v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-8893. *JOHNSON v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-8894. *JACKSON v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-8918. *HARDEN v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-8919. *FOWLER v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-8931. *COX-BEY v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-8936. *KRIEBEL v. UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA*. C. A. 9th Cir. Certiorari denied.

No. 01-8944. *BIRDOW v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-8996. *GAYLES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 25 Fed. Appx. 98.

No. 01-8997. *BUNDY v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-8999. *COPE v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 414.

No. 01-9006. *JOSEPH, AKA SHANE v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 805 So. 2d 807.

No. 01-9012. *BEAUMONT v. HOLT, WARDEN*. C. A. 10th Cir. Certiorari denied.

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No. 01-9039. *ZINN v. DEPARTMENT OF THE ARMY*. C. A. Fed. Cir. Certiorari denied. Reported below: 25 Fed. Appx. 962.

No. 01-9043. *WILLIAMS-MAY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9062. *HOUSTON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 30 Fed. Appx. 760.

No. 01-9063. *GRAHAM v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 275 F. 3d 490.

No. 01-9069. *SWAYZER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 266.

No. 01-9098. *BERRY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 10 Fed. Appx. 491.

No. 01-9099. *LOPEZ-GOMEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 154.

No. 01-9100. *JIMENEZ v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 11 Fed. Appx. 62.

No. 01-9105. *PETERSEN, AKA BYRD v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 193.

No. 01-9110. *TAYLOR v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01-9115. *FLORES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 153.

No. 01-9116. *FLORES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 281 F. 3d 1279.

No. 01-9118. *TREVINO GARZA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 32 Fed. Appx. 128.

No. 01-9125. *STARKS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 396.

No. 01-9134. *HORTON v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 805 So. 2d 807.

No. 01-9138. *HARRELL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

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No. 01-9141. *HOOK v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01-9144. *FINNELL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 166.

No. 01-9145. *GHOLSTON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 52.

No. 01-9150. *LORENZANA-QUIROZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 900.

No. 01-9155. *WALTON, AKA MURIEL, AKA WILLIAMS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 195.

No. 01-9159. *GALLO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 252 F. 3d 1361.

No. 01-9162. *FAVORS v. PATRICK*. C. A. 11th Cir. Certiorari denied. Reported below: 254 F. 3d 1085.

No. 01-9164. *FERMIN v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 13 Fed. Appx. 60.

No. 01-9181. *MCHAN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 297.

No. 01-9184. *POTTS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 289.

No. 01-9185. *DIAZ NIETO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1078.

No. 01-9187. *CHARLES v. LAMANNA, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 545.

No. 01-9189. *PAYNE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 97.

No. 01-9190. *MENDOZA v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-9191. *CRUZ-TORRES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 159.

No. 01-9192. *COLLUMS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1079.

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No. 01-9194. *HUFFLER, AKA ARTHUR v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 01-9197. *VELEZ BELCAZAR v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 281 F. 3d 1283.

No. 01-9201. *BACCHUS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1113.

No. 01-9210. *ALLEN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 222.

No. 01-9211. *McKEITHAN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 279.

No. 01-9214. *STUBBS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 281 F. 3d 109.

No. 01-9216. *STRANGE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 715.

No. 01-9217. *SINGH v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 281 F. 3d 1283.

No. 01-9226. *FIGUEROA v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 281 F. 3d 225.

No. 01-9227. *FERREIRA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 1020.

No. 01-9229. *GOMEZ-FUNEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 602.

No. 01-9232. *DESUMMA v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 272 F. 3d 176.

No. 01-9241. *McKAY v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 274 F. 3d 755.

No. 01-9247. *HERNANDEZ-MENDOZA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 154.

No. 01-9250. *FITCH, AKA KRAUSE, AKA O'HARE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 888.

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No. 01-9251. *HIGH ET UX. v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 396.

No. 01-9253. *GWIAZDZINSKI v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01-9255. *TATUM v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 156.

No. 01-9256. *TWITTY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 934.

No. 01-9258. *BROWN v. FLEMING, WARDEN*. C. A. 10th Cir. Certiorari denied.

No. 01-9259. *MARO v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 272 F. 3d 817.

No. 01-9262. *MILLS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 281 F. 3d 1284.

No. 01-9266. *EVANS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 272 F. 3d 1069.

No. 01-9267. *DAVENPORT v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 30 Fed. Appx. 338.

No. 01-9271. *COLEMAN v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 794 A. 2d 635.

No. 01-9275. *MALDONADO v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 01-9276. *LEDEZMA-AMEZQUITA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 645.

No. 01-9278. *MADEJ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 200.

No. 01-9281. *PEREZ v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 239.

No. 01-9282. *OLASEBIKAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-9288. *THROWER v. MENGEL, CLERK, SUPREME COURT OF OHIO, ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 490.

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No. 01-9295. *FITCH v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 01-9296. *HERNANDEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 33 Fed. Appx. 704.

No. 01-9299. *FERNANDEZ-MORALES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 929.

No. 01-9304. *ALEXANDER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 207.

No. 01-9305. *ARMENDARIZ-BUSTAMANTE, AKA RAMIREZ, ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 281.

No. 01-9307. *ORTIZ RAMIREZ v. UNITED STATES*; *ZAVALA-ESPARZA v. UNITED STATES*; and *NUNEZ-FLORES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 153.

No. 01-9319. *TORRES-LOPEZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1083.

No. 01-9324. *TILLMAN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-1053. *ANDERSON, SUPERINTENDENT, INDIANA STATE PRISON v. MATHENEY*. C. A. 7th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari denied. Reported below: 253 F. 3d 1025.

Rehearing Denied

No. 01-5413. *OLUFEMI v. DEKALB COUNTY DEPARTMENT OF FAMILY AND CHILDREN SERVICES*, 534 U.S. 1084;

No. 01-6575. *MELLENDEZ v. UNITED STATES*, 534 U.S. 1030;

No. 01-6861. *THOMAS v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*, 534 U.S. 1088;

No. 01-7167. *WILLIAMS v. NEWLAND, WARDEN*, 534 U.S. 1138;

No. 01-7204. *BENNINGS v. CONNECTICUT DEPARTMENT OF CORRECTIONS ET AL.*, 534 U.S. 1139;

No. 01-7434. *KING v. NORTH CAROLINA*, 534 U.S. 1147;

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No. 01-8047. PEREZ *v.* UNITED STATES, *ante*, p. 910; and
No. 01-8174. IN RE COX, *ante*, p. 904. Petitions for rehearing denied.

APRIL 24, 2002

Certiorari Denied

No. 01-9463 (01A800). COLEMAN *v.* BAGLEY, 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: 268 F. 3d 417.

No. 01-9775 (01A801). COLEMAN *v.* OHIO. Sup. Ct. Ohio. 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: 95 Ohio St. 3d 284, 767 N. E. 2d 677.

APRIL 25, 2002

Miscellaneous Orders

No. 01-9874 (01A816). IN RE COLEMAN. Application for stay of execution of sentence of death, presented to JUSTICE STEVENS, and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

No. 01-9875 (01A817). IN RE COLEMAN. Application for stay of execution of sentence of death, presented to JUSTICE STEVENS, and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

Certiorari Denied

No. 01-9873 (01A815). COLEMAN *v.* COYLE, 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: 37 Fed. Appx. 134.

APRIL 26, 2002

Dismissal Under Rule 46

No. 01-8406. WILLIAMS *v.* HEAD, WARDEN. Sup. Ct. Ga. Certiorari dismissed under this Court's Rule 46.

APRIL 29, 2002

Certiorari Dismissed

No. 01-8606. JAMES *v.* FLORIDA. Sup. Ct. Fla. Motion of petitioner for leave to proceed *in forma pauperis* denied, and

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certiorari dismissed. See this Court's Rule 39.8. Reported below: 807 So. 2d 654.

*Miscellaneous Orders**

No. 01A701. BURNETTE *v.* UNITED STATES. Application for release, addressed to JUSTICE GINSBURG and referred to the Court, denied.

No. 01A729. THOMPSON ET AL. *v.* UNITED STATES. C. A. 3d Cir. Application for stay, addressed to JUSTICE SCALIA and referred to the Court, denied.

No. D-2300. IN RE DISCIPLINE OF BOBROW. Stuart Joseph Bobrow, of Glenview, 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-2301. IN RE DISCIPLINE OF LEO. Robert Samuel Leo, of Winchester, Mass., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2302. IN RE DISCIPLINE OF GILLILAND. John D. Gilliland, of Dallas, 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-2303. IN RE DISCIPLINE OF WRIGHT. K. Anthony Wright, of Lubbock, 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-2304. IN RE DISCIPLINE OF HALPERN. Marsha M. Halpern, of Dallas, Tex., is suspended from the practice of law in

*For the Court's orders prescribing amendments to the Federal Rules of Appellate Procedure, see *post*, p. 1125; amendments to the Federal Rules of Bankruptcy Procedure, see *post*, p. 1141; amendments to the Federal Rules of Civil Procedure, see *post*, p. 1149; and amendments to the Federal Rules of Criminal Procedure, see *post*, p. 1159.

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

No. D-2305. IN RE DISCIPLINE OF FREJLICH. Robert J. Frejlich, of Hinsdale, 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. 01M51. JAMES *v.* UNITED STATES;

No. 01M52. PIECZENIK *v.* DYAX CORP.; and

No. 01M53. POLYAK *v.* HULEN ET AL. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 01-9411. IN RE LONGIE;

No. 01-9460. IN RE WALKER;

No. 01-9462. IN RE PRADO;

No. 01-9478. IN RE BELL;

No. 01-9480. IN RE HINES;

No. 01-9481. IN RE HUBBARD; and

No. 01-9489. IN RE GRUBBS. Petitions for writs of habeas corpus denied.

No. 01-1438. IN RE BILYEU. Petition for writ of mandamus denied.

Certiorari Granted

No. 01-1229. PIERCE COUNTY, WASHINGTON *v.* GUILLEN, LEGAL GUARDIAN OF GUILLEN ET AL., MINORS, ET AL. Sup. Ct. Wash. Motions of International Municipal Lawyers Association and Association of American Railroads for leave to file briefs as *amici curiae* granted. Certiorari granted. Reported below: 144 Wash. 2d 696, 31 P. 3d 628.

Certiorari Denied

No. 01-941. 20TH CENTURY INSURANCE CO. *v.* SUPERIOR COURT OF CALIFORNIA, LOS ANGELES COUNTY, ET AL. Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 90 Cal. App. 4th 1247, 109 Cal. Rptr. 2d 611.

No. 01-1069. GRIFFIN *v.* CITY OF OPA LOCKA ET AL.; and

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No. 01-1238. *CITY OF OPA LOCKA v. GRIFFIN*. C. A. 11th Cir. Certiorari denied. Reported below: 261 F. 3d 1295.

No. 01-1074. *GILMORE v. GENERAL ELECTRIC CO. ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 492.

No. 01-1211. *FISHER v. GIBSON, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 262 F. 3d 1135.

No. 01-1222. *SMITH v. TALLAHASSEE DEMOCRAT ET AL.* Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 795 So. 2d 64.

No. 01-1228. *MORGAN, SUPERINTENDENT, STATE INSTITUTION AT SMITHFIELD, ET AL. v. ACKERIDGE*. C. A. 3d Cir. Certiorari denied. Reported below: 276 F. 3d 575.

No. 01-1232. *KAUFMAN ET AL. v. ALLIED PILOTS ASSN. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 274 F. 3d 197.

No. 01-1235. *OHIO v. BURNETT*. Sup. Ct. Ohio. Certiorari denied. Reported below: 93 Ohio St. 3d 419, 755 N. E. 2d 857.

No. 01-1236. *NORTON v. CATANESE ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1110.

No. 01-1244. *GREENWELL v. AZTAR INDIANA GAMING CORP.* C. A. 7th Cir. Certiorari denied. Reported below: 268 F. 3d 486.

No. 01-1249. *LONG WARRIOR v. BOXX*. C. A. 9th Cir. Certiorari denied. Reported below: 265 F. 3d 771.

No. 01-1251. *COOK v. CLEVELAND STATE UNIVERSITY*. C. A. 6th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 320.

No. 01-1252. *LYONS v. SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES*. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 01-1253. *DOSS v. VIRGINIA*. Sup. Ct. Va. Certiorari denied.

No. 01-1257. *Z. G. v. SUPERIOR COURT OF THE DISTRICT OF COLUMBIA, FAMILY DIVISION, ET AL.* Ct. App. D. C. Certiorari denied.

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No. 01-1258. *GULLA ET AL. v. NORTH STRABANE TOWNSHIP ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 259 F. 3d 716.

No. 01-1259. *GOELZ v. PAUL REVERE LIFE INSURANCE CO. ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 76.

No. 01-1264. *JAE-WOO CHA v. KOREAN PRESBYTERIAN CHURCH OF WASHINGTON ET AL.* Sup. Ct. Va. Certiorari denied. Reported below: 262 Va. 604, 553 S. E. 2d 511.

No. 01-1287. *HUYOT-RENOIR v. FLUSSER ET AL.* App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 276 App. Div. 2d 697, 714 N. Y. S. 2d 344.

No. 01-1293. *RENTTO v. JUSTUS.* C. A. 9th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 733.

No. 01-1294. *SOON GUAN LEE ET UX. v. RODGERS.* C. A. 9th Cir. Certiorari denied. Reported below: 243 F. 3d 548.

No. 01-1320. *ODINKEMELU v. WILLIAMS ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 136.

No. 01-1359. *ARMOUR v. K. D. G. ET AL.* Sup. Ct. Neb. Certiorari denied. Reported below: 262 Neb. 775, 635 N. W. 2d 256.

No. 01-1407. *MONZON v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 253 F. 3d 567.

No. 01-1432. *LOPEZ v. UNITED STATES.* C. A. 11th Cir. Certiorari denied.

No. 01-1434. *NG, AKA ENG v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 452.

No. 01-1443. *WEATHERSPOON v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 249.

No. 01-1451. *COLLETTI ET AL. v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 439.

No. 01-7396. *MEAIS, AKA BROWN v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 132.

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No. 01-7449. *CASTILLO v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 393.

No. 01-7468. *ROOKS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 244.

No. 01-7481. *THOMPSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 253 F. 3d 700.

No. 01-7521. *DUFORT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1114.

No. 01-8013. *SEATON v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 26 Cal. 4th 598, 28 P. 3d 175.

No. 01-8119. *LEBRON v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 799 So. 2d 997.

No. 01-8165. *WILSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 264 F. 3d 1147.

No. 01-8540. *BROWN v. HOBBS, WARDEN*. C. A. 4th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 175.

No. 01-8550. *CRITTENDEN v. CHUCKAWALLA STATE PRISON*. C. A. 9th Cir. Certiorari denied.

No. 01-8551. *SANDERS v. OHIO*. Sup. Ct. Ohio. Certiorari denied. Reported below: 92 Ohio St. 3d 245, 750 N. E. 2d 90.

No. 01-8554. *MARBLY v. MAYOR, CITY OF SOUTHFIELD*. C. A. 6th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 536.

No. 01-8558. *SNYDER v. SCHRIRO, DIRECTOR, MISSOURI DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 01-8559. *SAFOUANE ET UX. v. KING COUNTY, WASHINGTON, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 780.

No. 01-8561. *BAILEY v. MCCOY ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 546.

No. 01-8562. *BAKKEN v. LEWIS, WARDEN*. C. A. 9th Cir. Certiorari denied.

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No. 01-8569. *SANFORD v. WASHINGTON*. Sup. Ct. Wash. Certiorari denied. Reported below: 145 Wash. 2d 116, 34 P. 3d 799.

No. 01-8570. *SELF v. ROE, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 817.

No. 01-8574. *LONG v. WILLIAMS, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied.

No. 01-8580. *COOPER v. HENRY, WARDEN.* C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 398.

No. 01-8581. *VAZQUEZ v. FLORIDA.* Sup. Ct. Fla. Certiorari denied. Reported below: 800 So. 2d 617.

No. 01-8582. *WARDEN v. SAFFLE, DIRECTOR, OKLAHOMA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 28 Fed. Appx. 762.

No. 01-8583. *WILLIAMS v. WAYNE STATE UNIVERSITY ET AL.* Ct. App. Mich. Certiorari denied.

No. 01-8585. *OLIVER v. TRUE, WARDEN.* C. A. 4th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 114.

No. 01-8588. *MOORE v. PLASTER ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 266 F. 3d 928.

No. 01-8592. *SWENDRA v. SOARES, SUPERINTENDENT, LIMON CORRECTIONAL FACILITY, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 923.

No. 01-8594. *SCHMIDT v. WISCONSIN.* Ct. App. Wis. Certiorari denied.

No. 01-8595. *ROBINSON v. FIGUEROA, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 45.

No. 01-8600. *BEATON v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied.

No. 01-8602. *LEE v. LAMARQUE, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 700.

No. 01-8617. *CHANDLER v. DISTRICT OF COLUMBIA ET AL.* C. A. D. C. Cir. Certiorari denied.

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No. 01-8620. *WILLIAMS v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied.

No. 01-8622. *BISHOP v. NEUFELD ET AL.* C. A. 10th Cir. Certiorari denied.

No. 01-8625. *STROUD v. POLLUNSKY ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1079.

No. 01-8635. *PARRA v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied. Reported below: 260 F. 3d 626.

No. 01-8644. *LIVINGSTON v. VARNER*, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS, ET AL. C. A. 3d Cir. Certiorari denied.

No. 01-8647. *HALLORINA v. ALAMEIDA*, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 9th Cir. Certiorari denied.

No. 01-8649. *QUIMBY v. OREGON*. Sup. Ct. Ore. Certiorari denied.

No. 01-8652. *JACKSON v. MILLER*, SUPERINTENDENT, PENDLETON CORRECTIONAL FACILITY. C. A. 7th Cir. Certiorari denied. Reported below: 260 F. 3d 769.

No. 01-8654. *JACKSON v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-8656. *SAWYER v. CALIFORNIA*. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 01-8666. *TORRES v. HUBBARD*, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 839.

No. 01-8668. *WASHINGTON v. OKLAHOMA DEPARTMENT OF CORRECTIONS ET AL.* Ct. Crim. App. Okla. Certiorari denied.

No. 01-8673. *OLIVER v. KYLER*, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON. Sup. Ct. Pa. Certiorari denied.

No. 01-8674. *PELLEGRINO v. WEBER*, WARDEN, ET AL. C. A. 8th Cir. Certiorari denied.

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No. 01-8685. *FLORES v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 01-8694. *NADHEERUL-ISLAM v. PEPE ET AL.* C. A. 1st Cir. Certiorari denied.

No. 01-8700. *JOYCE v. YATES*. C. A. 4th Cir. Certiorari denied.

No. 01-8701. *TAYLOR v. BASSETT FURNITURE*. Sup. Ct. Ga. Certiorari denied.

No. 01-8702. *WASHINGTON v. GARCIA, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 34 Fed. Appx. 248.

No. 01-8704. *WICKWARE v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 01-8706. *WILLIAMSON v. MICHIGAN*. Cir. Ct. Wayne County, Mich. Certiorari denied.

No. 01-8707. *WILSON v. GUNDY, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 01-8709. *ANUNKA v. CAMPBELL ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 475.

No. 01-8710. *SNODDY v. HAWKE, COMPTROLLER OF THE CURRENCY*. C. A. 10th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 768.

No. 01-8711. *CARPENTER v. SIZER, DEPUTY COMMISSIONER, MARYLAND DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 242.

No. 01-8715. *FRIES v. ALAMEIDA, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS*. C. A. 9th Cir. Certiorari denied.

No. 01-8717. *WHEELER v. DE LA SIERRA ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 776.

No. 01-8720. *PIERCE v. PRICE, FORMER SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GREEN, ET AL.* C. A. 3d Cir. Certiorari denied.

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No. 01-8729. *CONNELLY v. LEAHEY & JOHNSON*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 398.

No. 01-8731. *ARMSTRONG v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 01-8733. *REID v. BOONE, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 959.

No. 01-8737. *MUNOZ v. CRAIG A. SMITH & ASSOCIATES*. C. A. 11th Cir. Certiorari denied.

No. 01-8740. *EARLY v. HARMON, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 258 F. 3d 797.

No. 01-8742. *KATYL v. HOSPITAL ASSOCIATION OF NORTHEASTERN PENNSYLVANIA*. C. A. 3d Cir. Certiorari denied. Reported below: 276 F. 3d 577.

No. 01-8764. *ABBONDANZO v. NEW YORK COMMISSIONER OF LABOR ET AL.* Ct. App. N. Y. Certiorari denied. Reported below: 96 N. Y. 2d 713, 754 N. E. 2d 200.

No. 01-8782. *OCHOA v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 26 Cal. 4th 398, 28 P. 3d 78.

No. 01-8806. *ROSENBACH v. DAVIS ET AL.* C. A. 7th Cir. Certiorari denied.

No. 01-8813. *DUGGINS v. FLORIDA*. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 776 So. 2d 946.

No. 01-8862. *ALFONSO MORALES v. ARIZONA*. Ct. App. Ariz. Certiorari denied.

No. 01-8887. *RA v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. Sup. Ct. Va. Certiorari denied.

No. 01-8888. *BARAJAS v. MILLER, SUPERINTENDENT, PENDLETON CORRECTIONAL FACILITY*. C. A. 7th Cir. Certiorari denied.

No. 01-8892. *MOORE v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 45.

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No. 01-8924. *HUNT v. ALABAMA*. Sup. Ct. Ala. Certiorari denied. Reported below: 839 So. 2d 686.

No. 01-8930. *DAVIS v. NORTH CAROLINA*. Ct. App. N. C. Certiorari denied. Reported below: 145 N. C. App. 503, 550 S. E. 2d 281.

No. 01-8955. *WINKE v. BRADSHAW, FOWLER, PROCTOR & FAIRGRAVE, P. C.* Ct. App. Iowa. Certiorari denied.

No. 01-9132. *HAMER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 10 Fed. Appx. 205.

No. 01-9182. *KNIGHT v. BARNHART, COMMISSIONER OF SOCIAL SECURITY*. C. A. 4th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 101.

No. 01-9224. *WEBBER v. UNITED STATES*. C. A. Armed Forces. Certiorari denied. Reported below: 56 M. J. 318.

No. 01-9244. *PETTY v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 794 A. 2d 634.

No. 01-9248. *HERNANDEZ-DIAZ, AKA DIAZ, AKA ALCAROS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 895.

No. 01-9277. *LEMA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9285. *VALENTINE, AKA PORTER v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 213 F. 3d 644.

No. 01-9292. *WOOD v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 202.

No. 01-9297. *FIMBRES-PEREZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 800.

No. 01-9303. *BERRY, AKA QUINONES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 190.

No. 01-9309. *ROGERS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 171.

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No. 01-9310. *SAYERS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 30 Fed. Appx. 656.

No. 01-9312. *RITCHIE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 621.

No. 01-9313. *SALAS-RIVERA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 554.

No. 01-9315. *PANNELL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 28 Fed. Appx. 696.

No. 01-9329. *DARITY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 277.

No. 01-9333. *MATHEWS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9337. *PATTERSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 894.

No. 01-9342. *ALERS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 23 Fed. Appx. 79.

No. 01-9345. *LONG v. UNITED STATES*. Ct. App. D. C. Certiorari denied. Reported below: 794 A. 2d 633.

No. 01-9348. *LEATH v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 195.

No. 01-9349. *ADAMS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 187.

No. 01-9351. *HUBBARD v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F. 3d 1377.

No. 01-9353. *JAMES, AKA COFIELD v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9355. *SIMMONS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F. 3d 1377.

No. 01-9359. *RUSSO v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 257 F. 3d 210.

No. 01-9365. *SHAKESPEARE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 252 F. 3d 1359.

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No. 01-9366. SCHAEFER *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied.

No. 01-9370. BRYANT *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 932.

No. 01-9371. SANDERS *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied.

No. 01-9374. BONILLA-GARCIA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 896.

No. 01-9379. PEREZ-CARILLO *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 94.

No. 01-9381. MCGILL *v.* OHIO. Ct. App. Ohio, Greene County. Certiorari denied.

No. 01-9388. ORGA *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 929.

No. 01-9392. WILLIAMS *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied.

No. 01-9394. BLAYLOCK ET AL. *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 1030.

Rehearing Denied

No. 01-827. PHILLIPS, INDIVIDUALLY AND AS NEXT OF KIN TO PHILLIPS, ET AL. *v.* HILLCREST MEDICAL CENTER ET AL., *ante*, p. 905;

No. 01-5037. LEE *v.* PENN NATIONAL INSURANCE Co., 534 U.S. 899;

No. 01-6104. SHEEHAN *v.* COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION, 534 U.S. 1003;

No. 01-7251. KACZYNSKI *v.* UNITED STATES, *ante*, p. 933;

No. 01-7724. FULTS *v.* GEORGIA, *ante*, p. 908; and

No. 01-8681. IN RE HOWARD, *ante*, p. 953. Petitions for rehearing denied.

No. 00-7455. REED *v.* MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL., 531 U.S. 1164; and

No. 01-6552. DAVIS *v.* VALLEY CARE MEMORIAL HOSPITAL ET AL., 534 U.S. 1048. Motions for leave to file petitions for rehearing denied.

April 30, May 1, 2002

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Miscellaneous Order

No. 01-9885 (01A825). *IN RE BAIZA HERNANDEZ*. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

Certiorari Denied

No. 01-9854 (01A811). *BAIZA HERNANDEZ v. TEXAS*. Ct. Crim. App. Tex. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Certiorari denied.

MAY 1, 2002

Miscellaneous Order

No. 01A834 (01-9935). *MOORE v. TEXAS*. Ct. Crim. App. Tex. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, granted pending 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 terminate upon the issuance of the mandate of this Court.*

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

I dissent from the Court's orders of May 1 and May 7, 2002, granting the applications of Curtis Moore and Brian Edward Davis for stay of execution of sentence of death. The Court has entered these stays even though the judgments of the Texas Court of Criminal Appeals from which review is sought dismissed the applicants' habeas petitions on adequate and independent state grounds. In each case, the Court disrupts the State's criminal process to entertain a last-minute claim (unconstitutionality of executing the mentally retarded) that was not raised previously at trial, or in extensive proceedings for direct and collateral re-

*[REPORTER'S NOTE: The following opinion of JUSTICE SCALIA, which also applies to *Davis v. Texas*, *post*, p. 1050, was filed on June 3, 2002.]

view. Indeed, in each case even the factual predicate for the new claim (mental retardation) had not been asserted at trial—and in Davis’s case had not been asserted even in subsequent proceedings, right up until the day of scheduled execution. The Court’s action is unprecedented.

I

The first of these murderers, Curtis Moore, participated in three brutal killings during the course of a drug deal and robbery. One victim was stuffed in the trunk of a car, shot, doused with gasoline, and lit afire. The second victim was driven to his girlfriend’s home, where he and the third victim, the girlfriend, were shot dead. Before trial, Moore had discussed with his counsel the possibility of introducing into evidence an IQ test administered to Moore when he was 12 years old, showing a score of 68, a figure within the “mildly retarded” range. Counsel advised Moore that if the defense presented psychological testimony, the State could have an expert witness interview him to determine whether he posed a continuing threat to society. Because a pretrial IQ test (administered at counsel’s request) showed a score of 76, within the “normal” range, Moore’s counsel believed that introduction of the results of the earlier test would do more harm than good. Moore himself did not believe the earlier test result, insisted he was normal, and told counsel he did not want psychological testimony introduced.

Moore was convicted of capital murder and sentenced to death in November 1996. The Texas Court of Criminal Appeals affirmed, *Moore v. State*, No. 72,705 (Apr. 28, 1999). Moore’s first state habeas petition alleged trial counsel was ineffective in failing to present evidence of his mental retardation at sentencing. The petition was denied, *Ex parte Moore*, No. C-297-3899-0631559-A (Dist. Ct. Tarrant County, Tex., Sept. 9, 1999), aff’d, No. 42,810-01 (Tex. Crim. App., Nov. 3, 1999). So was his first federal habeas petition, which raised the same claim of ineffective assistance, *Moore v. Johnson*, No. 4:99-CV-960-A (ND Tex., July 13, 2000), aff’d *sub nom. Moore v. Cockrell*, No. 00-10870 (CA5, Oct. 10, 2001), cert. denied, *ante*, p. 1040. On the day before his scheduled execution, Moore filed a second state habeas petition in which he claimed, for the first time, that his execution would violate the Eighth Amendment because he is mentally retarded. In support of this claim, Moore presented the same evidence that,

in prior habeas petitions, he had claimed his attorney should have presented at sentencing. The Texas Court of Criminal Appeals dismissed the petition as an abuse of the writ under Tex. Code Crim. Proc. Ann., Art. 11.071, § 5(a) (Vernon Supp. 2002), which generally precludes second or subsequent habeas petitions involving claims that could have been raised previously. *Ex parte Moore*, No. 42,810–02 (Apr. 30, 2002). Moore petitioned this Court for a stay of execution pending its decision in *Atkins v. Virginia*, No. 00–8452, cert. granted, 533 U.S. 976 (2001).

The second murderer, Brian Edward Davis, was convicted and sentenced to death in June 1992 for a killing during the course of a robbery. The mentally retarded victim was found in his ransacked apartment with a swastika drawn on his abdomen and 11 stab wounds to his neck, chest, abdomen, and back. Although Davis’s trial attorney introduced evidence of a learning disability, he did not argue that Davis was mentally retarded. Indeed, a psychologist testified at trial that Davis was *not* mentally retarded, and Davis’s score of 74 on a 1984 IQ test placed him in the range of normal intellectual functioning. The Texas Court of Criminal Appeals affirmed Davis’s conviction and sentence, *Davis v. State*, 961 S. W. 2d 156 (1998), denied his first application for state postconviction relief, *Ex parte Davis*, No. 40,339–01 (Mar. 10, 1999), and dismissed his second state habeas petition as an abuse of the writ, *Ex parte Davis*, No. 40,339–02 (Sept. 13, 2000). After his federal habeas petition was denied, *Davis v. Cockrell*, No. 00–CV–852 (SD Tex., Oct. 1, 2001), Davis filed his third state habeas petition, which was likewise dismissed as an abuse of the writ, *Ex parte Davis*, No. 40,339–03 (Tex. Crim. App., Apr. 29, 2002). The Fifth Circuit denied Davis’s request for authorization to file a successive federal habeas petition, *In re Davis*, No. 02–20479 (May 6, 2002); we denied his petition for an original writ of habeas corpus, *In re Davis*, *post*, p. 1050. On the day of his scheduled execution, Davis filed a fourth state habeas petition, raising an Eighth Amendment claim, and asserting the fact of mental retardation, for the first time. The Texas Court of Criminal Appeals once again dismissed the petition as an abuse of the writ, and Davis petitioned this Court for a stay of execution pending its decision in *Atkins*, *supra*.

It is apparent on the face of both these applications that the conditions for stay do not exist.

II

A stay is appropriate only when there is a “‘reasonable probability’” that four Members of this Court will grant certiorari, a “‘significant possibility’” that the Court, after hearing the case, will reverse the decision below, and a “‘likelihood’” that the applicant will suffer irreparable harm absent a stay. *Barefoot v. Estelle*, 463 U.S. 880, 895 (1983); see also *Rubin v. United States*, 524 U.S. 1301, 1302 (1998) (REHNQUIST, C. J., in chambers); *Edwards v. Hope Medical Group for Women*, 512 U.S. 1301, 1302 (1994) (SCALIA, J., in chambers). It is a firm rule that “[t]his Court will not review a question of federal law decided by a state court if the decision of that court rests on a state law ground that is independent of the federal question and adequate to support the judgment.” *Coleman v. Thompson*, 501 U.S. 722, 729 (1991). That rule applies “whether the state law ground is substantive or procedural,” and in the case of direct review of a state-court judgment (which is at issue here) it is jurisdictional. *Ibid.*

The Texas Court of Criminal Appeals dismissed each of these applicants’ successive habeas petitions as an abuse of the writ under Tex. Code Crim. Proc. Ann., Art. 11.071, §5(a) (Vernon Supp. 2002), which declares in relevant part:

“[A] court may not consider the merits of or grant relief based on the subsequent application unless the application contains sufficient specific facts establishing that . . .

“(1) the current claims and issues have not been and could not have been presented previously . . . because the factual or legal basis for the claim was unavailable on the date the applicant filed the previous application; . . . or

“(3) by clear and convincing evidence, but for a violation of the United States Constitution no rational juror would have answered in the state’s favor one or more of the special issues that were submitted to the jury in the applicant’s trial under Article 37.071 or 37.0711 [which list aggravating and mitigating factors]”

There is no question that this procedural bar is an adequate state ground; it is firmly established and has been regularly followed by Texas courts since at least 1994. See *Barrientes v. Johnson*, 221 F.3d 741, 758–759 (CA5 2000).

Nor could there be a question whether it is independent of federal law. Insofar as § 5(a)(1) is concerned, Texas courts did not pass on any issue of federal law in deciding whether applicants' Eighth Amendment claim was "previously unavailable." A claim is "unavailable" under Texas law only "if the legal basis was not recognized by or could not have been reasonably formulated from a final decision of the United States Supreme Court, a court of appeals of the United States, or a court of appellate jurisdiction of this state on or before" the date of the initial habeas application. Art. 11.071, § 5(d). The question whether a particular claim is "reasonably formula[ble]" from federal or state appellate decisions within the meaning of the Texas statute is a question of Texas, not federal, law. To be sure, Texas's answer cannot be so arbitrary or unreasonable as to violate due process, but that is not a problem here. On any assessment, applicants' claim—that execution of the mentally retarded violates the Eighth Amendment—was "available" when applicants filed their first state habeas petitions in 1999. In fact, the claim *was made* in at least two pre-1999 cases before the Texas Court of Criminal Appeals itself. See *Bell v. State*, 938 S. W. 2d 35, 55 (1996) (en banc); *Ramirez v. State*, 815 S. W. 2d 636, 654–655 (1991) (en banc).

The application of § 5(a)(3) to these cases is similarly independent of federal law. The Texas Court of Criminal Appeals was not required to pass on any federal question in deciding whether "clear and convincing evidence" showed that "but for a violation of the United States Constitution no rational juror would have answered in the state's favor one or more of the special issues that were submitted to the jury." The Eighth Amendment violation that applicants have alleged (failure to exempt the mentally retarded from the death penalty) could not possibly have caused any rational juror to give a different answer to the special issues—viz., whether there is a probability that the defendant would commit criminal acts of violence in the future, Tex. Code Crim. Proc. Ann., Art. 37.071, §§ 2(b)(1), 3(b)(2) (Vernon Supp. 2001), and (in Moore's case only) whether "mitigating circumstances" outweigh aggravating factors, § 2(e)(1). Not only is the constitutional point irrelevant to those issues, but the jury had no cause to think that either applicant was retarded, since neither had asserted mental retardation at trial or in the penalty phase.

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May 1, 3, 2002

The decisions of the Texas Court of Criminal Appeals, then, clearly rest on adequate and independent state grounds. It is equally clear that applicants have neither demonstrated cause for their procedural default nor have raised even a colorable claim of mental retardation. They present the same evidence that their trial attorneys concluded was too insubstantial to support an argument of mental retardation. IQ tests place both applicants above the *highest* cutoff used in state legislation prohibiting execution of the mentally retarded.* Brief for Respondent in *Atkins v. Virginia*, O. T. 2001, No. 00–8452, pp. 40–41. And in Davis’s case, a psychologist testified at trial that the defendant was *not* mentally retarded. Thus, the specter of a “fundamental miscarriage of justice” (if *Atkins* should proscribe execution of the mentally retarded) could not possibly induce the Court to ignore the adequate and independent state grounds. *Coleman, supra*, at 750.

If prior law is to be adhered to, there is no possibility, much less a “significant” one (as the granting of a stay requires), that this Court will reverse the judgments of the Texas Court of Criminal Appeals. And I have not mentioned a further consideration, which should weigh heavily in the present circumstances: The Court “may consider the last-minute nature of an application to stay execution in deciding whether to grant equitable relief.” *Gomez v. United States Dist. Court for Northern Dist. of Cal.*, 503 U.S. 653, 654 (1992) (*per curiam*). The Court’s granting of these stays not only disrupts settled law but invites meritless last-minute applications to disrupt the orderly state administration of the death penalty.

MAY 3, 2002

Miscellaneous Orders

No. 99–6770 (01A821). JOHNSON *v.* MAYNARD, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, ET AL., 528 U.S. 1032. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the

*Moreover, all States prohibiting execution of the mentally retarded require a showing of impairment in adaptive behavior. Brief for Respondent in *Atkins v. Virginia*, O. T. 2001, No. 00–8452, pp. 40–41. The psychological evaluation that gave the 12-year-old Moore an IQ score of 68 (which is below the cutoff of some States) found that his adaptive abilities were “‘low average.’” Brief in Opposition 3–4 (quoting State Habeas Tr. 67–68).

May 3, 6, 7, 2002

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Court, denied. Motion for leave to file petition for rehearing out of time denied.

No. 01-9881 (01A819). *IN RE JOHNSON*. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

Certiorari Denied

No. 01-9882 (01A820). *JOHNSON v. MAYNARD, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS*. Sup. Ct. S. C. Application for stay of execution of sentence of death, presented to THE CHIEF JUSTICE, and by him referred to the Court, denied. Certiorari denied.

MAY 6, 2002

Certiorari Denied

No. 01-9757 (01A798). *BAKER v. MARYLAND*. Ct. App. Md. 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: 367 Md. 648, 790 A. 2d 629.

MAY 7, 2002

Miscellaneous Orders

No. 01A853 (01-10022). *DAVIS v. TEXAS*. Ct. Crim. App. Tex. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, granted pending 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 terminate upon the issuance of the mandate of this Court.*

No. 01-9982 (01A845). *IN RE DAVIS*. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

*[REPORTER'S NOTE: For opinion of JUSTICE SCALIA dissenting from grant of application for stay of execution in this case, see *Moore v. Texas*, ante, p. 1044.]

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MAY 8, 2002

Certiorari Denied

No. 01-9572 (01A846). REEVES *v.* COCKRELL, 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: 31 Fed. Appx. 833.

MAY 9, 2002

Rehearing Denied

No. 01-8240. MARTIN *v.* CAIN, WARDEN, *ante*, p. 961. Petition for rehearing denied.

MAY 10, 2002

Miscellaneous Orders

No. 01A878. MARTIN *v.* CAIN, WARDEN. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied.

No. 01-10115 (01A877). IN RE MARTIN. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

Certiorari Denied

No. 01-10095 (01A872). MARTIN *v.* LOUISIANA. Sup. Ct. La. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Certiorari denied. Reported below: 815 So. 2d 828.

MAY 13, 2002

Miscellaneous Orders

No. 01M54. MOORE *v.* ARIZONA DEPARTMENT OF TRANSPORTATION/MOTOR VEHICLE DIVISION;

No. 01M55. CHAMBERS *v.* ATTORNEY GRIEVANCE COMMISSION; and

No. 01M56. RANDOLPH *v.* CLINTON ET AL. Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

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No. 128, Orig. ALASKA *v.* UNITED STATES. Motion of the Special Master for fees and reimbursements of expenses granted, and the Special Master is awarded a total of \$20,112.75 for the period October 17, 2001, through April 16, 2002, to be paid equally by the parties. [For earlier order herein, see, *e. g.*, 534 U. S. 1103.]

No. 01-1317. ATTORNEY GENERAL OF CANADA *v.* R. J. REYNOLDS TOBACCO HOLDINGS, INC., ET AL. C. A. 2d Cir. The Solicitor General is invited to file a brief in this case expressing the views of the United States.

No. 01-7924. AGUILAR, AKA OZMAN *v.* NEW MEXICO. Dist. Ct. N. M., Bernalillo County. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 953] denied.

No. 01-8895. KELLY *v.* TOWN OF CHELMSFORD. C. A. 1st Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until June 3, 2002, 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. 01-9081. IN RE STYRON;

No. 01-9633. IN RE THOMAS;

No. 01-9675. IN RE SHELTON; and

No. 01-9721. IN RE SMITH. Petitions for writs of habeas corpus denied.

No. 01-9727. IN RE SNAVELY. Motion of petitioner for leave to proceed *in forma pauperis* denied, and petition for writ of habeas corpus dismissed. See this Court's Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). JUSTICE STEVENS dissents. See *id.*, at 4, and cases cited therein.

No. 01-8850. IN RE MERRICKS; and

No. 01-9202. IN RE DAVIS. Petitions for writs of mandamus and/or prohibition denied.

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Certiorari Denied

No. 01-939. SWONGER ET AL. *v.* SURFACE TRANSPORTATION BOARD ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 265 F. 3d 1135.

No. 01-954. WILSON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 262 F. 3d 305.

No. 01-1128. BLACKARD ET UX., INDIVIDUALLY AND AS PARENTS, LEGAL GUARDIANS, AND NEXT FRIENDS OF BLACKARD, A MINOR *v.* MEMPHIS AREA MEDICAL CENTER FOR WOMEN, INC., ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 262 F. 3d 568.

No. 01-1133. SINGER ET AL. *v.* CITY OF ALABASTER ET AL. Sup. Ct. Ala. Certiorari denied. Reported below: 821 So. 2d 954.

No. 01-1134. MCCARTY ET AL. *v.* MIDWESTERN GAS TRANSMISSION Co. ET AL. C. A. 7th Cir. Certiorari denied. Reported below: 270 F. 3d 536.

No. 01-1135. ARTHUR *v.* ALABAMA. Ct. Crim. App. Ala. Certiorari denied. Reported below: 820 So. 2d 886.

No. 01-1139. RICK'S AMUSEMENT, INC., ET AL. *v.* SOUTH CAROLINA. Sup. Ct. S. C. Certiorari denied. Reported below: 351 S. C. 352, 570 S. E. 2d 155.

No. 01-1144. RENNIE ET AL. *v.* DAVIS. C. A. 1st Cir. Certiorari denied. Reported below: 264 F. 3d 86.

No. 01-1149. MISSOURI RIVER SERVICES, INC. *v.* OMAHA TRIBE OF NEBRASKA. C. A. 8th Cir. Certiorari denied. Reported below: 267 F. 3d 848.

No. 01-1157. MCCOY *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 264 F. 3d 792.

No. 01-1160. COMPRO-TAX, INC., ET AL. *v.* INTERNAL REVENUE SERVICE ET AL. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1095.

No. 01-1171. BURTON *v.* TAMPA HOUSING AUTHORITY ET AL. C. A. 11th Cir. Certiorari denied. Reported below: 271 F. 3d 1274.

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No. 01-1182. *HARDIN, LEGAL GUARDIAN OF HARDIN, A MINOR v. ACTION GRAPHICS, INC.* Ct. App. Ky. Certiorari denied. Reported below: 57 S. W. 3d 844.

No. 01-1254. *BERNHARDT v. SANTA MONICA COLLEGE ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 545.

No. 01-1261. *GRANDSON ET AL. v. UNIVERSITY OF MINNESOTA ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 272 F. 3d 568.

No. 01-1263. *PROTESTANT EPISCOPAL CHURCH IN THE DIOCESE OF MISSISSIPPI ET AL. v. MABUS.* Cir. Ct. Hinds County, Miss. Certiorari denied.

No. 01-1266. *UNITED PARCEL SERVICE, INC. v. MORTON.* C. A. 9th Cir. Certiorari denied. Reported below: 272 F. 3d 1249.

No. 01-1271. *KNIGHTS OF COLUMBUS, COUNCIL #94, LEXINGTON MASSACHUSETTS, ET AL. v. TOWN OF LEXINGTON ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 272 F. 3d 25.

No. 01-1272. *LEVY v. SOUTHBROOK INTERNATIONAL INVESTMENTS, LTD., ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 263 F. 3d 10.

No. 01-1273. *SOUTHERN MANUFACTURED HOMES, INC., ET AL. v. BROOKS.* Sup. Ct. Ala. Certiorari denied. Reported below: 832 So. 2d 44.

No. 01-1275. *HARRIS ET AL. v. AKRON DEPARTMENT OF PUBLIC HEALTH ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 10 Fed. Appx. 316.

No. 01-1279. *SEACOAST MOTORS OF SALISBURY, INC. v. DAIMLERCHRYSLER MOTORS CORP.* C. A. 1st Cir. Certiorari denied. Reported below: 271 F. 3d 6.

No. 01-1281. *MAXWELL v. WYMAN ET VIR.* Sup. Ct. Okla. Certiorari denied. Reported below: 39 P. 3d 802.

No. 01-1284. *ZANTOP INTERNATIONAL AIRLINES, INC. v. MICHIGAN DEPARTMENT OF TREASURY, REVENUE DIVISION.* Ct. App. Mich. Certiorari denied.

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No. 01-1291. *MOWBRAY v. CAMERON COUNTY ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 274 F. 3d 269.

No. 01-1295. *BOOKER, CLASS REPRESENTATIVE v. ILLINOIS.* C. A. 7th Cir. Certiorari denied. Reported below: 272 F. 3d 1009.

No. 01-1296. *KREISS ET AL. v. SALSITZ ET AL.* Sup. Ct. Ill. Certiorari denied. Reported below: 198 Ill. 2d 1, 761 N. E. 2d 724.

No. 01-1298. *PARKVIEW ASSOCIATES PARTNERSHIP ET AL. v. CITY OF LEBANON ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 276 F. 3d 578.

No. 01-1299. *WATTS v. CITY OF NORMAN.* C. A. 10th Cir. Certiorari denied. Reported below: 270 F. 3d 1288.

No. 01-1301. *SEYMOUR v. REESE.* C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 212.

No. 01-1302. *HARPER v. CALIFORNIA.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 01-1303. *GREEN ET AL. v. NORTH ARUNDEL HOSPITAL ASSN., INC., ET AL.* Ct. App. Md. Certiorari denied. Reported below: 366 Md. 597, 785 A. 2d 361.

No. 01-1306. *FRYE v. HICKMAN, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 273 F. 3d 1144.

No. 01-1308. *INTRATEC RESOURCE CO. v. EL PASO CORP. ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 43.

No. 01-1314. *VAIZ ET AL. v. SOUTHERN MULTIFOODS, INC., ET AL.* Sup. Ct. Tex. Certiorari denied.

No. 01-1315. *SCALES v. NEVADA ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-1319. *C. R. BARD, INC. v. W. L. GORE & ASSOCIATES, INC.* C. A. 3d Cir. Certiorari denied. Reported below: 281 F. 3d 219.

No. 01-1322. *DODD ET AL. v. ARKANSAS.* Sup. Ct. Ark. Certiorari denied. Reported below: 347 Ark. 142, 60 S.W. 3d 464.

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No. 01-1333. *BROOKS v. HOWMEDICA, INC., A DIVISION OF PFIZER HOSPITAL PRODUCTS GROUP, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 273 F. 3d 785.

No. 01-1335. *STEELE v. CITY OF BEMIDJI ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 257 F. 3d 902.

No. 01-1336. *WISNESKI v. LEMARBE.* C. A. 6th Cir. Certiorari denied. Reported below: 266 F. 3d 429.

No. 01-1339. *HOLLAND, A MINOR, BY AND THROUGH HER NEXT BEST FRIEND AND PARENT, OVERDORFF, ET AL. v. HARRINGTON, UNDERSHERIFF OF LA PLATA COUNTY, COLORADO.* C. A. 10th Cir. Certiorari denied. Reported below: 268 F. 3d 1179.

No. 01-1341. *HENSLEY ET AL. v. HOME DEPOT U. S. A., INC.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1080.

No. 01-1344. *JO-BET, INC., DBA HENRY THE VIII SOUTH v. MICHIGAN LIQUOR CONTROL COMMISSION.* Ct. App. Mich. Certiorari denied.

No. 01-1345. *CONNOLLY v. ENTEX INFORMATION SERVICES, INC.* C. A. 9th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 876.

No. 01-1346. *OLICK v. JOHN HANCOCK DISTRIBUTORS, INC.* C. A. 3d Cir. Certiorari denied. Reported below: 275 F. 3d 35.

No. 01-1348. *HUKKANEN-CAMPBELL v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 10th Cir. Certiorari denied. Reported below: 274 F. 3d 1312.

No. 01-1352. *GENERAL MOTORS CORP. ET AL. v. CITY OF SEATTLE.* Ct. App. Wash. Certiorari denied. Reported below: 107 Wash. App. 42, 25 P. 3d 1022.

No. 01-1356. *BAILEY v. FLORIDA BAR.* Sup. Ct. Fla. Certiorari denied. Reported below: 803 So. 2d 683.

No. 01-1367. *BARNETT v. DENVER PUBLISHING CO., DBA ROCKY MOUNTAIN NEWS, INC.* Ct. App. Colo. Certiorari denied. Reported below: 36 P. 3d 145.

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No. 01-1370. *DEE v. MAINE*. Sup. Jud. Ct. Me. Certiorari denied.

No. 01-1377. *PAPER, ALLIED-INDUSTRIAL, CHEMICAL & ENERGY WORKERS UNION, LOCAL 1737 v. INLAND PAPERBOARD & PACKAGING, INC.* C. A. 6th Cir. Certiorari denied. Reported below: 25 Fed. Appx. 316.

No. 01-1378. *LEE v. ATTORNEY GENERAL OF CALIFORNIA*. C. A. 9th Cir. Certiorari denied.

No. 01-1383. *CHONG SU YI v. YOUNG KI LEE ET AL.* Ct. Sp. App. Md. Certiorari denied.

No. 01-1391. *SMITH v. FRIEDMAN ET AL.* Ct. Sp. App. Md. Certiorari denied. Reported below: 137 Md. App. 785.

No. 01-1394. *PAULINE CO., INC., ET AL. v. IOWA DEPARTMENT OF TRANSPORTATION*. Sup. Ct. Iowa. Certiorari denied. Reported below: 637 N. W. 2d 191.

No. 01-1397. *PARADISE ET AL. v. TRANS WORLD AIRLINES, INC.* Sup. Ct. Nev. Certiorari denied.

No. 01-1415. *FOUNDRY DIVISION OF ALCON INDUSTRIES, INC. v. NATIONAL LABOR RELATIONS BOARD*. C. A. 6th Cir. Certiorari denied. Reported below: 260 F. 3d 631.

No. 01-1416. *NADELL v. LAS VEGAS METROPOLITAN POLICE DEPARTMENT ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 268 F. 3d 924.

No. 01-1419. *BOWLER v. MAINE ET AL.* C. A. 1st Cir. Certiorari denied. Reported below: 23 Fed. Appx. 20.

No. 01-1425. *PICKENS v. SOO LINE RAILROAD Co.* C. A. 8th Cir. Certiorari denied. Reported below: 264 F. 3d 773.

No. 01-1442. *TEMPESTA v. MOTOROLA, INC.* C. A. 9th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 700.

No. 01-1452. *SMITH v. DEPARTMENT OF JUSTICE*. C. A. Fed. Cir. Certiorari denied. Reported below: 25 Fed. Appx. 965.

No. 01-1458. *LEMONS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 1098.

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No. 01-1465. *POPICK v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 01-1478. *SCOTT v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 275 F. 3d 1281.

No. 01-1484. *JONES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-1494. *WAKLEY v. OFFICE OF PERSONNEL MANAGEMENT*. C. A. Fed. Cir. Certiorari denied. Reported below: 20 Fed. Appx. 859.

No. 01-7071. *SOLIS-CARRERA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 597.

No. 01-7203. *ZABIAN ARIAS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1119 and 1120.

No. 01-7304. *DEBERRY v. UNITED STATES*; and

No. 01-7435. *JONES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 262 F. 3d 233.

No. 01-7538. *HAMPTON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 260 F. 3d 832.

No. 01-7606. *MADER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 251 F. 3d 1099.

No. 01-7663. *ODOM v. UNITED STATES*; and

No. 01-7799. *BOONE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 252 F. 3d 1289.

No. 01-7939. *WEAVER v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied. Reported below: 26 Cal. 4th 876, 29 P. 3d 103.

No. 01-8252. *PERK v. COMMODITY FUTURES TRADING COMMISSION*. C. A. 2d Cir. Certiorari denied. Reported below: 8 Fed. Appx. 46.

No. 01-8269. *FLORES-MARTINEZ, AKA MADRID-FLORES, AKA FLORES MADRID v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 243 F. 3d 550.

No. 01-8313. *JOHNSON v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied. Reported below: 820 So. 2d 883.

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No. 01-8346. *RAMIREZ-MEZA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 277 F. 3d 1372.

No. 01-8352. *HICKS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 577.

No. 01-8537. *PRESNELL v. GEORGIA*. Sup. Ct. Ga. Certiorari denied. Reported below: 274 Ga. 246, 551 S. E. 2d 723.

No. 01-8611. *CHMIEL v. PENNSYLVANIA*. Super. Ct. Pa. Certiorari denied. Reported below: 777 A. 2d 459.

No. 01-8645. *STOPHER v. KENTUCKY*. Sup. Ct. Ky. Certiorari denied. Reported below: 57 S. W. 3d 787.

No. 01-8679. *GONZALEZ-GALLEGOS ET AL. v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 45.

No. 01-8732. *ESPINOZA-GONZALES ET AL. v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 152.

No. 01-8747. *BEJARANO v. SMALL, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-8748. *BEDFORD v. SMITH*. Sup. Ct. R. I. Certiorari denied.

No. 01-8752. *NATAL v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 01-8753. *AZIZ v. ORBITAL SCIENCES CORP.* C. A. 4th Cir. Certiorari denied.

No. 01-8758. *WARD v. ROONEY*. C. A. 9th Cir. Certiorari denied.

No. 01-8763. *JEROME v. FLORIDA*. C. A. 11th Cir. Certiorari denied.

No. 01-8767. *QUEEN v. ROMINE, WARDEN*. C. A. 3d Cir. Certiorari denied. Reported below: 276 F. 3d 579.

No. 01-8768. *LOGAN v. MAYNARD, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 175.

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No. 01-8769. *BURTON v. WALTER*. C. A. 9th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 632.

No. 01-8772. *MAY v. NORTH CAROLINA*. Sup. Ct. N. C. Certiorari denied. Reported below: 354 N. C. 172, 552 S. E. 2d 151.

No. 01-8783. *LOZANO v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 158.

No. 01-8785. *KUNKEL v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 01-8798. *YEKIMOFF v. NEW YORK*. Sup. Ct. N. Y., New York County. Certiorari denied.

No. 01-8800. *CULL v. PENNSYLVANIA ET AL.* C. A. 3d Cir. Certiorari denied.

No. 01-8803. *RUCKER v. CALIFORNIA*. Ct. App. Cal., 3d App. Dist. Certiorari denied.

No. 01-8805. *SHANNON v. WILLIAMS, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied.

No. 01-8808. *RODRIGUEZ v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 01-8809. *ROWELL v. NEVADA*. Sup. Ct. Nev. Certiorari denied.

No. 01-8810. *SMITH v. MORRIS, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 264 F. 3d 1147.

No. 01-8811. *REID v. FRANK, DEPUTY SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS*. C. A. 3d Cir. Certiorari denied.

No. 01-8820. *MORRIS, AKA MARKES v. TAYLOR, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-8821. *DAVIS v. CALIFORNIA*. App. Dept., Super. Ct. Cal., Alameda County. Certiorari denied.

No. 01-8822. *YARBROUGH v. VIRGINIA*. Sup. Ct. Va. Certiorari denied. Reported below: 262 Va. 388, 551 S. E. 2d 306.

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No. 01-8824. *ALLEN v. INDIANA*. Sup. Ct. Ind. Certiorari denied. Reported below: 749 N. E. 2d 1158.

No. 01-8825. *QUIROGA v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-8828. *TEAGUE v. HOLIDAY INN EXPRESS ET AL.* Ct. App. Tex., 3d Dist. Certiorari denied.

No. 01-8833. *JACKSON v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 01-8834. *MAIGNAN v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1111.

No. 01-8838. *SMITH v. SUTHERS, EXECUTIVE DIRECTOR, COLORADO DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 727.

No. 01-8840. *SVAB v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 01-8843. *MORRIS v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION* (two judgments). C. A. 5th Cir. Certiorari denied.

No. 01-8847. *PEOPLES v. GILBERT, JUDGE; and PEOPLES v. ILLINOIS ET AL.* C. A. 6th Cir. Certiorari denied.

No. 01-8853. *APT v. OHIO*. Ct. App. Ohio, Lucas County. Certiorari denied.

No. 01-8855. *DORSEY v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 01-8864. *STAPLES v. ILLINOIS*. App. Ct. Ill., 4th Dist. Certiorari denied.

No. 01-8865. *SUDDUTH v. CITY OF PITTSBURGH ET AL.* Commw. Ct. Pa. Certiorari denied. Reported below: 769 A. 2d 1256.

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No. 01-8874. *PENA v. GREINER*, SUPERINTENDENT, GREEN HAVEN CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied.

No. 01-8877. *WHILBY v. CASON*. C. A. 6th Cir. Certiorari denied.

No. 01-8882. *SMITH v. FARMER*, ATTORNEY GENERAL OF NEW JERSEY, ET AL. C. A. 3d Cir. Certiorari denied. Reported below: 276 F. 3d 579.

No. 01-8897. *MATUTE-CHIRINOS v. FLORIDA*. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 800 So. 2d 258.

No. 01-8900. *QUINONES v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-8905. *REMINGTON v. VIRGINIA*. Sup. Ct. Va. Certiorari denied. Reported below: 262 Va. 333, 551 S. E. 2d 620.

No. 01-8906. *MATTHEWS v. SOUTH CAROLINA*. Sup. Ct. S. C. Certiorari denied. Reported below: 345 S. C. 638, 550 S. E. 2d 311.

No. 01-8909. *JONES v. GUNJA*, WARDEN. C. A. 10th Cir. Certiorari denied.

No. 01-8910. *NORRIS v. UTAH*. Sup. Ct. Utah. Certiorari denied. Reported below: 48 P. 3d 872.

No. 01-8911. *METTS v. NORTH CAROLINA DEPARTMENT OF REVENUE*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 217.

No. 01-8915. *OVERTON v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 801 So. 2d 877.

No. 01-8916. *PRESCHER v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-8917. *HIGGINS v. SWIECICKI*. Super. Ct. N. J., App. Div. Certiorari denied.

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No. 01-8922. *GILLESPIE v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-8923. *HINOJOSA v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

No. 01-8925. *GOMEZ v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1110.

No. 01-8934. *ARRENDONDO IBARRA v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-8935. *GILBERT v. JONES*, WARDEN, ET AL. C. A. 11th Cir. Certiorari denied.

No. 01-8937. *KINDRED v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied.

No. 01-8939. *OTT v. KAISER*, WARDEN. C. A. 10th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 829.

No. 01-8941. *HAMMOND v. CASTRO*, WARDEN. C. A. 9th Cir. Certiorari denied.

No. 01-8942. *GARNIER v. WALTER ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-8943. *HENDERSON v. SCOTT*, WARDEN. C. A. 10th Cir. Certiorari denied. Reported below: 260 F. 3d 1213.

No. 01-8945. *HARRIS v. WALLS*, WARDEN. C. A. 7th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 540.

No. 01-8947. *FINCHER v. MITCHUM*, WARDEN, ET AL. C. A. 11th Cir. Certiorari denied.

No. 01-8948. *HUGGINS v. YUKINS*, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 01-8951. *MACHADO v. GARCIA*, WARDEN. C. A. 9th Cir. Certiorari denied.

No. 01-8953. *TEZEL v. MARINE MIDLAND BANK CORP. ET AL.* C. A. 2d Cir. Certiorari denied.

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No. 01-8956. *MOODY v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 149.

No. 01-8957. *MOODY v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 220.

No. 01-8959. *BARCENAS-ANGELINA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 155.

No. 01-8962. *JACKSON v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-8964. *JIMENEZ v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 810 So. 2d 511.

No. 01-8968. *MARCELLO ET UX. v. MAINE DEPARTMENT OF HUMAN SERVICES*. Sup. Jud. Ct. Me. Certiorari denied. Reported below: 788 A. 2d 177.

No. 01-8969. *WALKER v. NEW YORK*. App. Div., Sup. Ct. N. Y., 3d Jud. Dept. Certiorari denied. Reported below: 285 App. Div. 2d 660, 727 N. Y. S. 2d 731.

No. 01-8970. *DUBOSE v. KELLY ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 12 Fed. Appx. 428.

No. 01-8971. *WEBB v. KILGORE, SHERIFF, LAFAYETTE COUNTY, ARKANSAS, ET AL.* C. A. 8th Cir. Certiorari denied.

No. 01-8982. *HAYNES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 263 F. 3d 164.

No. 01-8988. *GUMPERT v. TEXAS*. Ct. App. Tex., 6th Dist. Certiorari denied. Reported below: 48 S. W. 3d 450.

No. 01-8995. *GILCHRIST v. SMITH, SUPERINTENDENT, OGDENSBURG CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied. Reported below: 260 F. 3d 87.

No. 01-9005. *WOOD v. HAGEN*. C. A. 2d Cir. Certiorari denied. Reported below: 21 Fed. Appx. 81.

No. 01-9009. *STANSBURY v. MCKUNE, WARDEN, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 830.

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No. 01-9011. *BUCKLES v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 52.

No. 01-9018. *MASON v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied. Reported below: 324 Ill. App. 3d 762, 756 N. E. 2d 365.

No. 01-9027. *ANDERSON v. MAYLE, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 15 Fed. Appx. 547.

No. 01-9050. *TSHIWALA v. MARYLAND*. Ct. Sp. App. Md. Certiorari denied. Reported below: 138 Md. App. 770.

No. 01-9055. *CARDENNAS-BACA ET AL. v. UNITED STATES; HERNANDEZ-CASTORENA v. UNITED STATES; and TOVAR-OLAIZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 153 (second and third judgments) and 155 (first judgment).

No. 01-9057. *BELCHER v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied. Reported below: 836 So. 2d 999.

No. 01-9091. *DIXON v. CITY OF MINNEAPOLIS WATER DEPARTMENT*. Ct. App. Minn. Certiorari denied.

No. 01-9096. *MORROW v. INTERNAL REVENUE SERVICE ET AL.* C. A. 8th Cir. Certiorari denied.

No. 01-9107. *CONLON v. STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-9143. *GAMBLE v. WEST VIRGINIA*. Sup. Ct. App. W. Va. Certiorari denied. Reported below: 211 W. Va. 125, 563 S. E. 2d 790.

No. 01-9176. *TAYLOR v. MISSOURI*. Ct. App. Mo., Western Dist. Certiorari denied. Reported below: 58 S. W. 3d 608.

No. 01-9178. *TEEGARDEN v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 123.

No. 01-9195. *HOWARD v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied.

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No. 01-9198. *CUNNINGHAM v. BARNHART, COMMISSIONER OF SOCIAL SECURITY*. C. A. 6th Cir. Certiorari denied. Reported below: 12 Fed. Appx. 361.

No. 01-9200. *WHISLER v. KANSAS*. Sup. Ct. Kan. Certiorari denied. Reported below: 272 Kan. 864, 36 P. 3d 290.

No. 01-9203. *WALKER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 188.

No. 01-9205. *TAYLOR v. ALABAMA INTERTRIBAL COUNCIL TITLE IV J. T. P. A. ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 261 F. 3d 1032.

No. 01-9215. *RANGEL RODRIGUEZ v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 01-9274. *JONES v. LUEBBERS, SUPERINTENDENT, POTOMI CORRECTIONAL CENTER*. C. A. 8th Cir. Certiorari denied. Reported below: 258 F. 3d 893.

No. 01-9291. *TROYER v. FLORIDA*. Dist. Ct. App. Fla., 2d Dist. Certiorari denied. Reported below: 806 So. 2d 479.

No. 01-9357. *RAMSDALE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9375. *THOMAS ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 30 Fed. Appx. 277.

No. 01-9377. *ALFEROS v. OFFICE OF PERSONNEL MANAGEMENT*. C. A. Fed. Cir. Certiorari denied. Reported below: 20 Fed. Appx. 872.

No. 01-9384. *LAMBERT v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01-9386. *SPINNER v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied. Reported below: 22 Fed. Appx. 6.

No. 01-9398. *STEPHENS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 202.

No. 01-9399. *NAPIER v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 273 F. 3d 276.

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No. 01-9401. *HINTON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 252.

No. 01-9403. *COLLINS v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 272 F. 3d 984.

No. 01-9408. *HERRERA TORRES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 842.

No. 01-9409. *BRINKLEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 217.

No. 01-9413. *PEREGRINO-LUJAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 833.

No. 01-9416. *MOULTRIE v. UNITED STATES*. C. A. 7th Cir. Certiorari denied.

No. 01-9417. *RAFAEL PEREZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9419. *RODRIGUEZ-CORONA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 01-9420. *CASTELLANOS-GARCIA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 270 F. 3d 773.

No. 01-9428. *MORRIS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-9434. *GRAVELY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 30 Fed. Appx. 132.

No. 01-9435. *HUERTA-MENDOZA v. UNITED STATES*; *RAMIREZ-LANDERO v. UNITED STATES*; *ROBLES-ROBLES v. UNITED STATES*; *SANDOVAL-ENRIQUEZ v. UNITED STATES*; *PULIDO-MORENO v. UNITED STATES*; and *MARTINEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 893 (first judgment); 25 Fed. Appx. 658 (second judgment); 25 Fed. Appx. 659 (third judgment); 22 Fed. Appx. 895 (fourth judgment); 23 Fed. Appx. 880 (fifth judgment); 23 Fed. Appx. 824 (sixth judgment).

No. 01-9436. *ALLUMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 198.

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No. 01-9443. *HOWELL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 296.

No. 01-9444. *HAMLIN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 281 F. 3d 1279.

No. 01-9448. *MARTINEZ v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 26 Fed. Appx. 40.

No. 01-9449. *MASLIN v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 29 Fed. Appx. 708.

No. 01-9450. *KHATAMI v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 280 F. 3d 907.

No. 01-9453. *CARNEGIE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 315.

No. 01-9457. *ROBERTSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 277 F. 3d 1372.

No. 01-9458. *TAYLOR v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 879.

No. 01-9459. *WILKS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9461. *SMITH v. UNITED STATES POSTAL SERVICE*. C. A. 9th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 707.

No. 01-9464. *ALLEN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 281 F. 3d 1284.

No. 01-9466. *JONES v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 275 F. 3d 648.

No. 01-9467. *JOHNSON v. DEPARTMENT OF JUSTICE*. C. A. 6th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 460.

No. 01-9468. *RUSS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 245.

No. 01-9470. *MCCLELLAN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 198.

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No. 01-9471. *WAFER v. POTTER, POSTMASTER GENERAL*. C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1078.

No. 01-9472. *AYALA TORRES v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 936.

No. 01-9473. *ATWELL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9474. *GODWIN ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 272 F. 3d 659.

No. 01-9476. *CARNIGLIA v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-9494. *ALLEN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-9496. *ECHAVARRIA-ESCOBAR v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 270 F. 3d 1265.

No. 01-9498. *MOTA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-9500. *VASSELL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 200.

No. 01-9501. *WALSER v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 275 F. 3d 981.

No. 01-9502. *DEAVULT v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-9503. *PINKLEY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 287.

No. 01-9507. *NATERA-SOSA v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 01-9510. *GRACIDAS-ULIBARRY v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 922.

No. 01-9511. *COLOMER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 935.

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No. 01-9512. *SMITH v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 412.

No. 01-9513. *ROBINSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 226.

No. 01-9514. *SAPP v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 202.

No. 01-9515. *CEPEDA SANCHEZ v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 29 Fed. Appx. 623.

No. 01-9516. *SANGS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 152.

No. 01-9522. *ALRED v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9525. *BUSH v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9529. *OBANION v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 275 F. 3d 371.

No. 01-9531. *YARBER v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 645.

No. 01-9532. *ABDUR'RAHMAN v. TENNESSEE*. Sup. Ct. Tenn. Certiorari denied.

No. 01-9533. *SANTIAGO v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 268 F. 3d 151.

No. 01-9535. *AMADOR-LEAL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 276 F. 3d 511.

No. 01-9536. *TORRES, AKA BREWINGTON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied.

No. 01-9539. *MONTELEONE, AKA MONTE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 257 F. 3d 210.

No. 01-9542. *KELLEY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 56.

No. 01-9543. *JOHNSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 81.

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No. 01-9549. *SAUNDERS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 29 Fed. Appx. 78.

No. 01-9551. *PFEIFERLING v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-9552. *BARRIENTOS-SOLIS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 33 Fed. Appx. 379.

No. 01-9556. *BUSTOS-USECHE, AKA DUARTE, AKA USECHE BUSTOS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 622.

No. 01-9559. *NEELY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9562. *WALLS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-9563. *ALTMAN v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-9564. *WITHROW v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 340.

No. 01-9567. *NIXON v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 01-9568. *RIVERA v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 28 Fed. Appx. 55.

No. 01-9569. *SOLER v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 275 F. 3d 146.

No. 01-9571. *SAMAYOA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 833.

No. 01-9573. *RUSSO v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 257 F. 3d 210.

No. 01-9575. *MITCHELL v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 611.

No. 01-9576. *JIN SHENG CHEN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 438.

No. 01-9578. *EDMONSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 283 F. 3d 300.

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No. 01-9581. *ANGULO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 254 F. 3d 74.

No. 01-9582. *CHESTER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9585. *MYERS v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 681.

No. 01-9586. *SHIRLEY ET AL. v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 198.

No. 01-9589. *EVANS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 272 F. 3d 1069.

No. 01-9590. *NOLAN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9591. *NELSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F. 3d 1378.

No. 01-9593. *GLOVER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9597. *HOFF v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 10 Fed. Appx. 340.

No. 01-9598. *BONIFACE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 812.

No. 01-9599. *ADESIDA v. UNITED STATES*. C. A. 6th Cir. Certiorari denied.

No. 01-9603. *CALLARMAN v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 273 F. 3d 1284.

No. 01-9610. *MYERS v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 29 Fed. Appx. 723.

No. 01-9616. *BLAIR v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 25 Fed. Appx. 472.

No. 01-9621. *GOODSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 131.

No. 01-9629. *WINTERS v. UNITED STATES*. C. A. 3d Cir. Certiorari denied.

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No. 01-9632. *WARE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 118.

No. 01-9634. *WILSON v. BAGLEY, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 01-9638. *ELDRIDGE v. HEDRICK, WARDEN*. C. A. 8th Cir. Certiorari denied.

No. 01-9655. *APODACA v. UNITED STATES ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1080.

No. 01-9717. *EPPS v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-932. *CRATER CORP. v. LUCENT TECHNOLOGIES, INC., ET AL.* C. A. Fed. Cir. Motion of petitioner for leave to file District Court order under seal granted. Certiorari denied. JUSTICE O'CONNOR and JUSTICE SCALIA took no part in the consideration or decision of this motion and this petition. Reported below: 255 F. 3d 1361.

No. 01-1311. *MILWAUKEE SAFEGUARD INSURANCE CO. ET AL. v. SELCKE, DIRECTOR, ILLINOIS DEPARTMENT OF INSURANCE, ET AL.* App. Ct. Ill., 1st Dist. Motions of Council on State Taxation and American Insurance Association et al. for leave to file briefs as *amici curiae* granted. Certiorari denied. Reported below: 324 Ill. App. 3d 344, 754 N. E. 2d 349.

No. 01-1324. *METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY ET AL. v. DEJA VU OF NASHVILLE, INC., ET AL.* C. A. 6th Cir. Motion of International Municipal Lawyers Association for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 274 F. 3d 377.

No. 01-1353. *LEE v. DOW CHEMICAL CO. ET AL.* C. A. 5th Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition. Reported below: 31 Fed. Appx. 154.

No. 01-1408. *SEARIVER MARITIME, INC. v. OWENS*. C. A. 5th Cir. Motion of American Waterways Operators for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 272 F. 3d 698.

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No. 01-7332. *STITT v. UNITED STATES*. C. A. 4th Cir. Motion of petitioner for leave to file presentence report under seal granted. Certiorari denied. Reported below: 250 F. 3d 878.

No. 01-9316. *OKEN v. MARYLAND*. Ct. App. Md. Motion of petitioner to defer consideration of petition for writ of certiorari denied. Certiorari denied. Reported below: 367 Md. 191, 786 A. 2d 691.

Rehearing Denied

No. 00-9285. *MICKENS v. TAYLOR, WARDEN*, *ante*, p. 162;
No. 00-10466. *FOSTER v. HUBBARD, WARDEN*, 534 U. S. 859;
No. 01-875. *CURTIS v. SOUTH CAROLINA ET AL.*, *ante*, p. 926;
No. 01-883. *BUSH ET UX. v. CITY OF ZEELAND*, 534 U. S. 1133;
No. 01-1037. *JEFFERSON ET AL. v. COMMISSIONER OF REVENUE OF MINNESOTA*, *ante*, p. 930;

No. 01-1039. *MOLNAR v. REGENTS OF THE UNIVERSITY OF CALIFORNIA ET AL.*, *ante*, p. 931;

No. 01-5361. *CLOUD v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*, 534 U. S. 1084;

No. 01-5719. *NWANZE v. PHILIP MORRIS INC. ET AL.*, 534 U. S. 962;

No. 01-6341. *POTEET v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*, 534 U. S. 1028;

No. 01-6824. *BISHOP v. DISCHNER ET AL.*, 534 U. S. 1086;

No. 01-6831. *IN RE SCHAPIRO*, 534 U. S. 1077;

No. 01-6889. *HICKS v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*, 534 U. S. 1089;

No. 01-6911. *BROWN v. UNITED STATES*, 534 U. S. 1051;

No. 01-6966. *BECK, FKA VANDERBECK v. MINNESOTA*, 534 U. S. 1092;

No. 01-7066. *HOLLOWELL v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*, 534 U. S. 1116;

No. 01-7114. *WALKER v. CAREY, WARDEN, ET AL.*, 534 U. S. 1137;

No. 01-7555. *SPRY v. UNITED STATES*, 534 U. S. 1151;

No. 01-7556. *IN RE SMITH*, 534 U. S. 1126;

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No. 01-7612. *DOERR v. PROTECTIVE LIFE INSURANCE CO.*, *ante*, p. 935;

No. 01-7707. *ZHARN v. UNITED STATES*, 534 U.S. 1166;

No. 01-7712. *CLARK v. O'DEA, WARDEN*, *ante*, p. 938;

No. 01-7772. *NEAL v. LOUISIANA*, *ante*, p. 940;

No. 01-7775. *AYALA v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*, *ante*, p. 956; and

No. 01-7890. *QUEEN v. UNITED STATES*, 534 U.S. 1170. Petitions for rehearing denied.

MAY 16, 2002

Certiorari Denied

No. 01-10191 (01A895). *STYRON v. TEXAS*. Ct. Crim. App. Tex. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Certiorari denied.

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Certiorari Granted—Vacated and Remanded

No. 00-1689. *AT&T COMMUNICATIONS OF THE SOUTHWEST, INC. v. SOUTHWESTERN BELL TELEPHONE CO. ET AL.* C. A. 8th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Verizon Communications Inc. v. FCC*, *ante*, p. 467. Reported below: 236 F. 3d 922.

No. 01-1079. *MONTGOMERY v. MARYLAND ET AL.* C. A. 4th Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Lapides v. Board of Regents of Univ. System of Ga.*, *ante*, p. 613. Reported below: 266 F. 3d 334.

Certiorari Dismissed

No. 01-9041. *TIDIK v. WAYNE COUNTY FAMILY COURT DIVISION ET AL.* C. A. 6th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8.

No. 01-9112. *THOMPSON v. NIXON, ATTORNEY GENERAL OF MISSOURI, ET AL.* C. A. 8th Cir. Motion of petitioner for leave

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to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. Reported below: 272 F. 3d 1098.

No. 01-9128. *BIRKHOLZ v. MONTANA ET AL.* C. A. 9th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. Reported below: 22 Fed. Appx. 797.

Miscellaneous Orders

No. 01M57. *BAYRAMOGLU v. GOMEZ ET AL.*; and

No. 01M59. *AMAYA v. UNITED STATES.* Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 00-878. *MATHIAS ET AL. v. WORLDCOM TECHNOLOGIES, INC., ET AL.* C. A. 7th Cir. [Certiorari granted, 532 U. S. 903.] Motions of respondents WorldCom Technologies, Inc., et al. and Illinois Bell Telephone Co., dba Ameritech Illinois, for leave to file supplemental briefs after argument granted. JUSTICE O'CONNOR took no part in the consideration or decision of these motions.

No. 00-1531. *VERIZON MARYLAND INC. v. PUBLIC SERVICE COMMISSION OF MARYLAND ET AL.*; and

No. 00-1711. *UNITED STATES v. PUBLIC SERVICE COMMISSION OF MARYLAND ET AL.* C. A. 4th Cir. [Certiorari granted, 533 U. S. 928 and 534 U. S. 1072.] Motion of respondents MCI WORLDCOM, Inc., et al. for leave to file second supplemental brief after argument granted. Motion of petitioner Verizon Maryland Inc. for leave to file supplemental brief after argument granted. JUSTICE O'CONNOR took no part in the consideration or decision of these motions.

No. 01-6978. *EWING v. CALIFORNIA.* Ct. App. Cal., 2d App. Dist. [Certiorari granted, *ante*, p. 969.] Motion for appointment of counsel granted, and it is ordered that Quin Denvir, Esq., of Sacramento, Cal., be appointed to serve as counsel for petitioner in this case.

No. 01-9761. *IN RE FERGUSON*; and

No. 01-9872. *IN RE CUREAUX.* Petitions for writs of habeas corpus denied.

No. 01-1402. *IN RE WALL ET AL.*;

No. 01-9089. *IN RE PINET*;

No. 01-9109. *IN RE WARD*;

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No. 01-9223. IN RE WILLIAMS; and

No. 01-9234. IN RE JONES. Petitions for writs of mandamus denied.

No. 01-1455. IN RE ACOMB ET AL. Petition for writ of mandamus and/or prohibition denied.

Certiorari Granted

No. 01-1120. MEYER *v.* HOLLEY ET AL. C. A. 9th Cir. Certiorari granted. Reported below: 258 F. 3d 1127.

No. 01-1231. CONNECTICUT DEPARTMENT OF PUBLIC SAFETY ET AL. *v.* DOE, INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED. C. A. 2d Cir. Certiorari granted. Reported below: 271 F. 3d 38.

Certiorari Denied

No. 01-807. PHEASANT BRIDGE CORP. *v.* TOWNSHIP OF WARREN. Sup. Ct. N. J. Certiorari denied. Reported below: 169 N. J. 282, 777 A. 2d 334.

No. 01-929. DAIMLERCHRYSLER AKTIENGESELLSCHAFT *v.* OLSON ET AL. Ct. App. Tex., 3d Dist. Certiorari denied. Reported below: 21 S. W. 3d 707.

No. 01-1024. THOMPSON ET AL. *v.* COLORADO ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 278 F. 3d 1020.

No. 01-1044. MAGIC CHEF CO. *v.* DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. C. A. 11th Cir. Certiorari denied. Reported below: 264 F. 3d 1144.

No. 01-1100. EASTERN MINERALS INTERNATIONAL, INC., ET AL. *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 271 F. 3d 1090.

No. 01-1172. PINEY RUN PRESERVATION ASSN. *v.* COUNTY COMMISSIONERS OF CARROLL COUNTY. C. A. 4th Cir. Certiorari denied. Reported below: 268 F. 3d 255.

No. 01-1276. ROLLESTON *v.* ST. PAUL FIRE & MARINE INSURANCE Co. Sup. Ct. Ga. Certiorari denied. Reported below: 274 Ga. xxv, 556 S. E. 2d 131.

No. 01-1290. MCINNIS ET AL. *v.* DANIEL, ADMINISTRATRIX OF THE ESTATE OF DANIEL, DECEASED. Sup. Ct. Ala. Certiorari denied. Reported below: 820 So. 2d 795.

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No. 01-1350. *INTERNATIONAL LONGSHORE AND WAREHOUSE UNION, LOCAL 142, ET AL. v. CASUMPANG*. C. A. 9th Cir. Certiorari denied. Reported below: 269 F. 3d 1042.

No. 01-1351. *HALLEEN CHEVROLET, INC., ET AL. v. GENERAL MOTORS CORP. ET AL.* Ct. App. Ohio, Franklin County. Certiorari denied.

No. 01-1358. *WALLACE v. METHODIST HOSPITAL SYSTEM*. C. A. 5th Cir. Certiorari denied. Reported below: 271 F. 3d 212.

No. 01-1364. *JITNER v. COMMERCIAL FINANCIAL/SPC ACQUISITIONS, INC., ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-1369. *PIERCE ET AL. v. BOSS ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 263 F. 3d 734.

No. 01-1371. *PIMPER ET UX. v. GEORGIA EX REL. SIMPSON, ACTING DISTRICT ATTORNEY, ROME JUDICIAL DISTRICT*. Sup. Ct. Ga. Certiorari denied. Reported below: 274 Ga. 624, 555 S. E. 2d 459.

No. 01-1373. *MOLONEY COACHBUILDERS, INC. v. INTERNATIONAL ARMOR & LIMOUSINE CO. ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 272 F. 3d 912.

No. 01-1379. *SPANAGEL v. SUPPORTIVE CARE SERVICES, INC.* Sup. Ct. Del. Certiorari denied. Reported below: 787 A. 2d 101.

No. 01-1381. *CALLAHAN v. TEXAS*. Ct. App. Tex., 1st Dist. Certiorari denied. Reported below: 24 S. W. 3d 483.

No. 01-1386. *HANSEN ET AL. v. AEROSPACE DEFENSE RELATED INDUSTRY DISTRICT LODGE 725 ET AL.* Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 90 Cal. App. 4th 977, 109 Cal. Rptr. 2d 482.

No. 01-1387. *HICKS v. HARRISON*. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 202.

No. 01-1389. *HAYWARD, PERSONAL REPRESENTATIVE OF THE ESTATE OF HAYWARD, DECEASED v. VALLEY VISTA CARE CORP. ET AL.* Sup. Ct. Idaho. Certiorari denied. Reported below: 136 Idaho 342, 33 P. 3d 816.

No. 01-1401. *WALL ET AL. v. CHEVERIE ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 18 Fed. Appx. 41.

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No. 01-1403. *BEAVER COUNTY, PENNSYLVANIA, ET AL. v. ARMOUR*. C. A. 3d Cir. Certiorari denied. Reported below: 271 F. 3d 417.

No. 01-1412. *DAVIS v. GODWIN, RETIRED JUDGE, CIRCUIT COURT OF VIRGINIA, 5TH JUDICIAL CIRCUIT*. Sup. Ct. Va. Certiorari denied.

No. 01-1421. *MCKEOWN v. DELAWARE BRIDGE AUTHORITY ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 23 Fed. Appx. 81.

No. 01-1431. *TAYLOR v. HODGES ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 268 F. 3d 1065 and 1066.

No. 01-1436. *KENNEDY, AS SUCCESSOR IN INTEREST AND AS PERSONAL REPRESENTATIVE OF THE ESTATE OF KENNEDY, ET AL. v. SOUTHERN CALIFORNIA EDISON CO. ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 268 F. 3d 763.

No. 01-1450. *ECHOSTAR COMMUNICATIONS CORP., DBA DISH NETWORK, ET AL. v. CBS BROADCASTING INC. ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 265 F. 3d 1193.

No. 01-1508. *BROWN v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 276 F. 3d 211.

No. 01-1516. *SANCHEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-1518. *CHRISTENSEN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 01-1527. *MINER ET UX. v. COMMISSIONER OF INTERNAL REVENUE*. C. A. 9th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 740.

No. 01-1561. *TURNBULL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 200.

No. 01-7230. *SIMMS v. UNITED STATES*; and

No. 01-7335. *THOMAS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 52.

No. 01-7736. *GOKTEPE v. GOKTEPE*. Ct. Sp. App. Md. Certiorari denied. Reported below: 138 Md. App. 762.

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No. 01-7769. *JAMISON v. ILLINOIS*. Sup. Ct. Ill. Certiorari denied. Reported below: 197 Ill. 2d 135, 756 N. E. 2d 788.

No. 01-7860. *HELTON v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 259 F. 3d 1310.

No. 01-8060. *GLOVER v. MIRO, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 262 F. 3d 268.

No. 01-8270. *HALL v. ALABAMA*. Sup. Ct. Ala. Certiorari denied. Reported below: 820 So. 2d 152.

No. 01-8453. *WALKER v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied. Reported below: 273 F. 3d 393.

No. 01-8860. *BLACK v. STEWART, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 01-8928. *CANNON v. GIBSON, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 259 F. 3d 1253.

No. 01-8950. *WAMGET v. TEXAS*. Ct. Crim. App. Tex. Certiorari denied. Reported below: 67 S. W. 3d 851.

No. 01-8972. *SHABAZZ v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 01-8975. *LATHAM v. KEMNA, SUPERINTENDENT, CROSSROADS CORRECTIONAL CENTER*. C. A. 8th Cir. Certiorari denied.

No. 01-8983. *HORNER v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 01-8985. *GREEN v. GEORGIA*. Ct. App. Ga. Certiorari denied. Reported below: 249 Ga. App. 546, 547 S. E. 2d 569.

No. 01-8986. *HARVEY v. IDAHO*. Ct. App. Idaho. Certiorari denied. Reported below: 136 Idaho 457, 35 P. 3d 274.

No. 01-8987. *GOODLOE v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F. 3d 1376.

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No. 01-8989. *HELMS v. NELSON, WARDEN*. Sup. Ct. Kan. Certiorari denied.

No. 01-8991. *HUG v. TOMPKINS, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 252 F. 3d 1360.

No. 01-8994. *FOSTER v. REWIS, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 254 F. 3d 1084.

No. 01-8998. *LYNCH v. NEW YORK*. App. Div., Sup. Ct. N. Y., 2d Jud. Dept. Certiorari denied. Reported below: 285 App. Div. 2d 518, 728 N. Y. S. 2d 489.

No. 01-9000. *CLARK ET AL. v. WOODS ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1079.

No. 01-9001. *CHISOLM v. DAY, WARDEN*. C. A. 5th Cir. Certiorari denied.

No. 01-9002. *OUTLAW v. ANDERSON, SUPERINTENDENT, INDIANA STATE PRISON*. C. A. 7th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 678.

No. 01-9004. *ECHOLS v. HAYES, DEPUTY SHERIFF, ST. LOUIS, MISSOURI, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 698.

No. 01-9007. *CHRISTOPH v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 01-9010. *SMILES v. LAVIGNE, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 01-9015. *PERKINS v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied. Reported below: 836 So. 2d 1010.

No. 01-9017. *CRUZ VARGAS v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 01-9020. *LANDAU v. SHANNON*. C. A. 3d Cir. Certiorari denied.

No. 01-9025. *EDWARDS v. STERNES, WARDEN*. C. A. 7th Cir. Certiorari denied.

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No. 01-9028. *OWENS-EL v. PUGH, WARDEN*. C. A. 10th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 878.

No. 01-9029. *MURPHY v. PENNSYLVANIA*. C. A. 3d Cir. Certiorari denied.

No. 01-9036. *O'NEILL v. DARDEN ET AL.* C. A. 7th Cir. Certiorari denied.

No. 01-9037. *WILLIAMS v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-9038. *TALLY v. COLORADO*. Ct. App. Colo. Certiorari denied. Reported below: 7 P. 3d 172.

No. 01-9040. *WILLIAMS v. BELL, CORRECTIONAL ADMINISTRATOR I, PENDER CORRECTIONAL INSTITUTION*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 238.

No. 01-9045. *MENCHACA v. BUTLER, CHIEF DEPUTY WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 928.

No. 01-9046. *NOEL v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 01-9048. *WILLIAMS v. FIELD CREST PROPERTIES*. C. A. 11th Cir. Certiorari denied.

No. 01-9051. *TORRES v. GREINER, SUPERINTENDENT, GREEN HAVEN CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied.

No. 01-9058. *TEPPER v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS*. C. A. 11th Cir. Certiorari denied.

No. 01-9061. *GATES v. OHIO*. Ct. App. Ohio, Cuyahoga County. Certiorari denied.

No. 01-9070. *BROWN v. WARDEN, WALLENS RIDGE STATE PRISON*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 153.

No. 01-9071. *MANLEY v. MONROE COUNTY SHERIFF'S DEPARTMENT ET AL.* Ct. App. Ind. Certiorari denied. Reported below: 756 N. E. 2d 1095.

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No. 01-9072. *SMITH v. GRANT, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 156.

No. 01-9074. *SHAW v. ILLINOIS.* App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-9075. *DOERR v. CITY OF REDLANDS ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 01-9077. *WOLDE-GIORGIS v. ELSNER ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-9080. *MULAZIM v. CHAVEZ, CORRECTIONAL FACILITY PROGRAM CLASSIFICATION DIRECTOR.* C. A. 6th Cir. Certiorari denied.

No. 01-9083. *COLE v. CARR ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 276 F. 3d 576.

No. 01-9087. *RODRIGUEZ v. TEXAS.* Ct. App. Tex., 4th Dist. Certiorari denied.

No. 01-9088. *SIMMONS v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION.* C. A. 5th Cir. Certiorari denied.

No. 01-9090. *SCHIEBLE v. COURT OF APPEALS OF SOUTH CAROLINA.* Sup. Ct. S. C. Certiorari denied.

No. 01-9092. *DIXON v. HARDIMON.* Ct. App. Minn. Certiorari denied.

No. 01-9093. *DIETZ v. KYLER, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT HUNTINGDON, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 01-9102. *LABRANCH v. CALIFORNIA.* Sup. Ct. Cal. Certiorari denied.

No. 01-9103. *POUND v. WILLIAMS, INSURANCE COMMISSIONER OF DELAWARE, AS RECEIVER OF NATIONAL HERITAGE LIFE INSURANCE CO. IN LIQUIDATION, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-9108. *TAYLOR v. REDDISH, WARDEN.* C. A. 11th Cir. Certiorari denied.

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No. 01-9111. *THOMPSON v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied.

No. 01-9113. *WALKER v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-9114. *WILLIAMS v. PETERSON ET AL.* Ct. App. Mich. Certiorari denied.

No. 01-9117. *HOFFMAN v. YOUNG*, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 885.

No. 01-9119. *FITTS v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-9120. *FOSSIE v. MONETTE ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 151.

No. 01-9121. *HURD v. SMITH*, WARDEN. C. A. 6th Cir. Certiorari denied.

No. 01-9122. *HALL v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 01-9123. *HASTINGS v. SUTHERS*, WARDEN, ET AL. C. A. 10th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 885.

No. 01-9124. *HAYES v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-9126. *RICHARDSON v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 1087.

No. 01-9127. *SUTHERLAND v. AUTUMN CARE CORP.* C. A. 4th Cir. Certiorari denied. Reported below: 13 Fed. Appx. 111.

No. 01-9129. *SOSA-OLIVARES v. HUBBARD*, WARDEN, ET AL. C. A. 9th Cir. Certiorari denied.

No. 01-9130. *ROBINSON v. DOE ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 272 F. 3d 921.

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No. 01-9131. *GUTIERREZ v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-9133. *FOSTER v. CALIFORNIA*. Sup. Ct. Cal. Certiorari denied.

No. 01-9135. *HARRIS v. CALIFORNIA*. Ct. App. Cal., 1st App. Dist. Certiorari denied.

No. 01-9136. *GRAVES v. MARYLAND*. Ct. Sp. App. Md. Certiorari denied. Reported below: 140 Md. App. 737.

No. 01-9137. *HUTCH v. AHN ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-9139. *FRANKLIN v. TAYLOR*, WARDEN. C. A. 9th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 610.

No. 01-9140. *HALEY v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 01-9142. *HOOKS v. TEXAS*. Ct. App. Tex., 6th Dist. Certiorari denied. Reported below: 44 S. W. 3d 607.

No. 01-9146. *RAY v. CURTIS*, WARDEN. C. A. 6th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 333.

No. 01-9147. *BRODIE v. CORRECTIONAL MEDICAL SERVICES ET AL.* C. A. 6th Cir. Certiorari denied.

No. 01-9149. *DAKER v. GEORGIA*. Ct. App. Ga. Certiorari denied. Reported below: 248 Ga. App. 657, 548 S. E. 2d 354.

No. 01-9163. *GRAY v. LEBLANC*, WARDEN. C. A. 5th Cir. Certiorari denied. Reported below: 281 F. 3d 1278.

No. 01-9174. *SCABONE v. HENDRICKS*, ADMINISTRATOR, NEW JERSEY STATE PRISON. C. A. 3d Cir. Certiorari denied.

No. 01-9193. *JOHNSON v. ALABAMA*. Ct. Crim. App. Ala. Certiorari denied. Reported below: 823 So. 2d 1.

No. 01-9237. *MAYBUSER v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 805 So. 2d 808.

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No. 01-9257. *VIVONE v. KEMNA, SUPERINTENDENT, CROSS-ROADS CORRECTIONAL CENTER*. C. A. 8th Cir. Certiorari denied.

No. 01-9308. *SMITH v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 01-9445. *DAGUINOTNOT v. OFFICE OF PERSONNEL MANAGEMENT*. C. A. Fed. Cir. Certiorari denied. Reported below: 20 Fed. Appx. 872.

No. 01-9477. *DELGADO-BRUNET v. LAPPIN, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 01-9528. *WORSHAM v. BROWN ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 161.

No. 01-9607. *MORENO-ROCHA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 19 Fed. Appx. 507.

No. 01-9615. *BUTLER v. RUMSFELD, SECRETARY OF DEFENSE*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 833.

No. 01-9619. *MEJIAS NEGRON v. UNITED STATES*. C. A. 1st Cir. Certiorari denied. Reported below: 23 Fed. Appx. 10.

No. 01-9640. *BISHAWI v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 272 F. 3d 458.

No. 01-9642. *MORRISON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9643. *MUYET v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 01-9646. *BERNAL-PORTILLO v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 466.

No. 01-9650. *CIVERS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 200.

No. 01-9651. *MILLER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 165.

No. 01-9654. *MONTAG v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 28 Fed. Appx. 589.

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No. 01-9656. *YOULA, AKA FOFANA v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 29 Fed. Appx. 70.

No. 01-9658. *GONZALEZ LORA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 149.

No. 01-9660. *JACKSON v. UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA*. C. A. 11th Cir. Certiorari denied.

No. 01-9662. *MATTHEWS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 278 F. 3d 560.

No. 01-9666. *NICHOLSON v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 01-9667. *PARKS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 30 Fed. Appx. 534.

No. 01-9669. *PIRTLE v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 790.

No. 01-9673. *ROBERTS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 272 F. 3d 1069.

No. 01-9677. *SCRUGGS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 276 F. 3d 211.

No. 01-9682. *ASHTON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 190.

No. 01-9683. *BIBBS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 502.

No. 01-9684. *MCCARTHY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 81.

No. 01-9689. *GIORGIES v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 472.

No. 01-9690. *HUTCHERSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 934.

No. 01-9695. *WESTBROOK v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 281 F. 3d 1283.

No. 01-9699. *WALKER v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 270 F. 3d 413.

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No. 01-9701. *MOORE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 574.

No. 01-9720. *ROBINSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1111.

No. 01-9723. *AUSTIN v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 30 Fed. Appx. 36.

No. 01-9726. *MEJIA-URIBE v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-9728. *MOST v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 688.

No. 01-9732. *ALEXANDER v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 269.

No. 01-9733. *DAVIS v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 535.

No. 01-9734. *RODRIGUEZ-ROSALES v. MILES, WARDEN*. C. A. 5th Cir. Certiorari denied. Reported below: 281 F. 3d 1280.

No. 01-9736. *SCOTT v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 167.

No. 01-9739. *NOLAN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 277 F. 3d 1377.

No. 01-9741. *BURTON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 835.

No. 01-9750. *RODRIGUEZ-CORONA v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 01-9751. *ALEXANDER v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-9752. *DEEB v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9754. *CARDOSA v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 153.

No. 01-9755. *ISRAFIL v. RUSSELL, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 276 F. 3d 768.

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No. 01-9762. *GARCIA v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 268 F. 3d 407.

No. 01-9766. *KEY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 12 Fed. Appx. 121.

No. 01-9770. *CRUZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9771. *DUBE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 01-9774. *REED v. OHIO*. Ct. App. Ohio, Clark County. Certiorari denied.

No. 01-9776. *LEWIS v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 270.

No. 01-9777. *HOWARD v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 36 Fed. Appx. 758.

No. 01-9780. *SCOTT v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9781. *GIBBS v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 276 F. 3d 884.

No. 01-9784. *BOONE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 279 F. 3d 163.

No. 01-9788. *ABERNATHY v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 277 F. 3d 1048.

No. 01-9789. *KING v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 573.

No. 01-9790. *DOUGLAS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-9792. *CHARLES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9793. *CABEL v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 331.

No. 01-9802. *HALL v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 211 F. 3d 1262.

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No. 01-9818. *MARTIN v. HAVILAND, WARDEN*. C. A. 6th Cir. Certiorari denied.

No. 01-9826. *BECKER v. WILKINSON ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 25 Fed. Appx. 413.

No. 01-9832. *HOLUB v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 01-1042. *PICKETT v. PETROLEUM HELICOPTERS, INC., ET AL.* C. A. 5th Cir. Certiorari denied. JUSTICE SCALIA took no part in the consideration or decision of this petition. Reported below: 266 F. 3d 366.

No. 01-1191. *WASHINGTON HOSPITAL CENTER ET AL. v. SNOWDEN ET AL.* C. A. D. C. Cir. Certiorari denied. JUSTICE SCALIA took no part in the consideration or decision of this petition. Reported below: 253 F. 3d 725.

No. 01-1200. *SOUTHERN CO. ET AL. v. ALDERSON ET AL.* App. Ct. Ill., 1st Dist. Motion of Defense Research Institute for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 321 Ill. App. 3d 832, 747 N. E. 2d 926.

No. 01-9101. *KERTH v. COUNTY OF ORANGE ET AL.* Ct. App. Cal., 4th App. Dist. Motion of petitioner to defer consideration of petition for writ of certiorari denied. Certiorari denied.

Rehearing Denied

No. 01-7791. *NABELEK v. SCOTT, EXECUTIVE DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, ET AL.*, *ante*, p. 956;

No. 01-7922. *EDWARDS v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*, *ante*, p. 959;

No. 01-8019. *IN RE CAMPITELLI*, *ante*, p. 969;

No. 01-8037. *SACCO v. NEW YORK*, *ante*, p. 974;

No. 01-8381. *DORE v. UNITED STATES*, *ante*, p. 950;

No. 01-8503. *FLEMING v. UNITED STATES*, *ante*, p. 963;

No. 01-8573. *KEMP v. UNITED STATES*, *ante*, p. 977; and

No. 01-8676. *DEAN v. UNITED STATES*, *ante*, p. 978. Petitions for rehearing denied.

No. 01-5955. *EMBREY v. UNITED STATES*, 534 U.S. 1085; and

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No. 01-6568. *PIERCE v. CITY OF PHILADELPHIA ET AL.*, 534 U.S. 1057. Motions for leave to file petitions for rehearing denied.

MAY 21, 2002

Miscellaneous Order

No. 01-10181 (01A894). *IN RE MARTINEZ*. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Petition for writ of habeas corpus denied.

MAY 22, 2002

Certiorari Denied

No. 01-10299 (01A912). *MARTINEZ v. TEXAS*. Ct. Crim. App. Tex. Application for stay of execution of sentence of death, presented to JUSTICE SCALIA, and by him referred to the Court, denied. Certiorari denied.

No. 01-10309 (01A914). *MARTINEZ ET AL. v. COURT OF CRIMINAL APPEALS OF TEXAS ET AL.* C. A. 5th Cir. Application for temporary restraining order, presented to JUSTICE KENNEDY, and by him referred to the Court, denied. Certiorari denied. JUSTICE SCALIA, JUSTICE SOUTER, and JUSTICE THOMAS took no part in the consideration or decision of this application and this petition. Reported below: 292 F. 3d 417.

MAY 24, 2002

Certiorari Denied

No. 01-10329 (01A923). *BEAZLEY v. TEXAS*. Ct. Crim. App. Tex. Application for stay of execution of sentence of death, presented to JUSTICE KENNEDY, and by him referred to the Court, denied. Certiorari denied. JUSTICE SCALIA, JUSTICE SOUTER, and JUSTICE THOMAS took no part in the consideration or decision of this application and this petition.

MAY 28, 2002

Certiorari Granted—Vacated and Remanded

No. 00-1699. *BELLSOUTH TELECOMMUNICATIONS, INC. v. NORTH CAROLINA UTILITIES COMMISSION ET AL.* C. A. 4th Cir. Certiorari granted, judgment vacated, and case remanded for fur-

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ther consideration in light of *Verizon Md. Inc. v. Public Serv. Comm'n of Md.*, ante, p. 635. JUSTICE O'CONNOR took no part in the consideration or decision of this case. Reported below: 240 F. 3d 270.

Certiorari Dismissed

No. 01-9300. *FORDJOUR v. MOTOROLA, INC., ET AL.* C. A. 9th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8.

Miscellaneous Orders

No. 01A753 (01-1632). *TEXAS v. MCCARTHY*. Ct. Crim. App. Tex. Application for stay of mandate, addressed to THE CHIEF JUSTICE and referred to the Court, denied.

No. D-2247. *IN RE DISBARMENT OF EARLS*. Disbarment entered. [For earlier order herein, see 531 U. S. 1139.]

No. D-2282. *IN RE DISBARMENT OF KELLY*. Disbarment entered. [For earlier order herein, see 534 U. S. 1016.]

No. D-2283. *IN RE DISBARMENT OF ENGLAND*. Disbarment entered. [For earlier order herein, see 534 U. S. 1016.]

No. D-2285. *IN RE DISBARMENT OF MATTHEWS*. Disbarment entered. [For earlier order herein, see 534 U. S. 1017.]

No. D-2306. *IN RE DISCIPLINE OF SCHAEFER*. John Michael Schaefer, of Las Vegas, Nev., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2307. *IN RE DISCIPLINE OF O'BRIEN*. Rondolyn Rae Rauch O'Brien, of Albuquerque, N. M., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring her to show cause why she should not be disbarred from the practice of law in this Court.

No. D-2308. *IN RE DISCIPLINE OF EDMONDS*. Clyde Emmett Edmonds, of Plainfield, 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.

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No. D-2309. IN RE DISCIPLINE OF GRAYSON. Russell Wayne Grayson, of Ridgewood, 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-2310. IN RE DISCIPLINE OF LESTER. Althea A. Lester, of Newark, 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-2311. IN RE DISCIPLINE OF RICHARDS. Dean Edward Richards, 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. D-2312. IN RE DISCIPLINE OF RIGGS. Steven J. Riggs, of Lafayette, 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. D-2313. IN RE DISCIPLINE OF SHANAHAN. Joseph B. Shanahan, Jr., of Chelmsford, Mass., is suspended from the practice of law in this Court, and a rule will issue, returnable within 40 days, requiring him to show cause why he should not be disbarred from the practice of law in this Court.

No. D-2314. IN RE DISCIPLINE OF CHANCE. Brian Walter Chance, of Lowell, 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. 01M60. BONTON *v.* LOUISIANA DEPARTMENT OF LABOR UNEMPLOYMENT COMPENSATION OFFICE ET AL. Motion to direct the Clerk to file petition for writ of certiorari out of time denied.

No. 01-7929. GYADU *v.* D'ADDARIO INDUSTRIES, INC., ET AL. Sup. Ct. Conn. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [ante, p. 953] denied.

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No. 01-9265. *KUYPERS v. COMPTROLLER OF THE TREASURY OF MARYLAND ET AL.* C. A. 4th Cir.; and

No. 01-9269. *DAUTREMONT v. PLANNED PARENTHOOD OF GREATER IOWA, INC.* C. A. 8th Cir. Motions of petitioners for leave to proceed *in forma pauperis* denied. Petitioners are allowed until June 18, 2002, 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. 01-9955. *IN RE BENNETT*. Petition for writ of habeas corpus denied.

No. 01-10406 (01A931). *IN RE BEAZLEY*. Application for stay of execution of sentence of death, presented to JUSTICE KENNEDY, and by him referred to the Court, denied. Petition for writ of habeas corpus denied. JUSTICE SCALIA, JUSTICE SOUTER, and JUSTICE THOMAS took no part in the consideration or decision of this application and this petition.

No. 01-9314. *IN RE AL-HAKIM*. Petition for writ of mandamus denied.

Certiorari Granted

No. 01-1420. *WASHINGTON STATE DEPARTMENT OF SOCIAL AND HEALTH SERVICES ET AL. v. GUARDIANSHIP ESTATE OF KEFFELER ET AL.* Sup. Ct. Wash. Certiorari granted. Reported below: 145 Wash. 2d 1, 32 P. 3d 267.

No. 01-1107. *VIRGINIA v. BLACK ET AL.* Sup. Ct. Va. Motion of Criminal Justice Legal Foundation for leave to file a brief as *amicus curiae* granted. Certiorari granted. Reported below: 262 Va. 764, 553 S. E. 2d 738.

No. 01-1184. *UNITED STATES v. JIMENEZ RECIO ET AL.* C. A. 9th Cir. Motions of respondents for leave to proceed *in forma pauperis* granted. Certiorari granted. Reported below: 258 F. 3d 1069.

No. 01-1209. *BOEING CO. ET AL. v. UNITED STATES*; and

No. 01-1382. *UNITED STATES v. BOEING SALES CORP. ET AL.* C. A. 9th Cir. Certiorari granted, cases consolidated, and a total of one hour allotted for oral argument. Reported below: 258 F. 3d 958.

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Certiorari Denied

No. 01-742. BULGIN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 263 F. 3d 170.

No. 01-752. DANIELS *v.* UNITED STATES. C. A. 5th Cir. Certiorari denied. Reported below: 252 F. 3d 411.

No. 01-762. GALLEG0 ET AL. *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 247 F. 3d 1191.

No. 01-766. BROWNLEE *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 265 F. 3d 1062.

No. 01-904. ALANIS *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 265 F. 3d 576.

No. 01-1020. SACRAMENTO MUNICIPAL UTILITY DISTRICT *v.* UNITED STATES;

No. 01-1155. MAINE YANKEE ATOMIC POWER CO. *v.* UNITED STATES; and

No. 01-1398. OMAHA PUBLIC POWER DISTRICT *v.* UNITED STATES. C. A. Fed. Cir. Certiorari denied. Reported below: 271 F. 3d 1357.

No. 01-1048. AUDAIN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 254 F. 3d 1286.

No. 01-1113. HAGEN *v.* UNITED STATES; and

No. 01-8356. BJORKMAN ET AL. *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied. Reported below: 270 F. 3d 482.

No. 01-1165. BEHARRY *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 265 F. 3d 1062.

No. 01-1208. BRADLEY ET AL. *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 264 F. 3d 344.

No. 01-1212. GRAND TRUNK WESTERN RAILWAY CO. *v.* KAPITAN, SPECIAL ADMINISTRATRIX OF THE ESTATE OF KAPITAN. Ct. App. Ind. Certiorari denied. Reported below: 745 N. E. 2d 924.

No. 01-1220. WALKER *v.* BAIN ET AL. C. A. 6th Cir. Certiorari denied. Reported below: 257 F. 3d 660.

No. 01-1223. DICO, INC. *v.* UNITED STATES. C. A. 8th Cir. Certiorari denied. Reported below: 266 F. 3d 864.

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No. 01-1224. *TRUCKEE-CARSON IRRIGATION DISTRICT v. UNITED STATES ET AL.*; and

No. 01-1226. *NEVADA ET AL. v. UNITED STATES ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 256 F. 3d 935.

No. 01-1274. *RCJ MEDICAL SERVICES, INC. v. DIRECTOR, CALIFORNIA DEPARTMENT OF HEALTH SERVICES.* Ct. App. Cal., 2d App. Dist. Certiorari denied. Reported below: 91 Cal. App. 4th 986, 111 Cal. Rptr. 2d 223.

No. 01-1280. *LIGHTMAN v. FLAUM ET AL.* Ct. App. N. Y. Certiorari denied. Reported below: 97 N. Y. 2d 128, 761 N. E. 2d 1027.

No. 01-1388. *HORIZON WEST, INC., ET AL. v. UNITED STATES EX REL. FOUNDATION AIDING THE ELDERLY ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 265 F. 3d 1011 and 275 F. 3d 1189.

No. 01-1395. *SPRINKLER FITTERS LOCAL 417 v. MINNESOTA CHAPTER OF ASSOCIATED BUILDERS & CONTRACTORS, INC., ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 267 F. 3d 807.

No. 01-1399. *UNITED STATES EX REL. SWAFFORD v. BORGESS MEDICAL CENTER ET AL.* C. A. 6th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 491.

No. 01-1406. *TAVOULAREAS v. BANQUE NATIONALE DE PARIS ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 1087.

No. 01-1411. *COMMONWEALTH EDISON Co. v. UNITED STATES.* C. A. Fed. Cir. Certiorari denied. Reported below: 271 F. 3d 1327.

No. 01-1423. *WADDELL v. VALLEY FORGE DENTAL ASSOCIATES, INC.* C. A. 11th Cir. Certiorari denied. Reported below: 276 F. 3d 1275.

No. 01-1424. *BAIN ET AL. v. BUECHEL ET AL.* Ct. App. N. Y. Certiorari denied. Reported below: 97 N. Y. 2d 295, 766 N. E. 2d 914.

No. 01-1426. *SHANK/BALFOUR BEATTY v. INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL UNION No. 12.* C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 876.

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No. 01-1428. *TAYLOR GROUP ET AL. v. ANR STORAGE CO.* C. A. 6th Cir. Certiorari denied. Reported below: 24 Fed. Appx. 319.

No. 01-1430. *SIENKIEWICZ v. HART ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 201.

No. 01-1454. *CASTELLO v. DUNCAN, WARDEN.* C. A. 9th Cir. Certiorari denied.

No. 01-1463. *HARRIS v. OWENS, GOVERNOR OF COLORADO, ET AL.* C. A. 10th Cir. Certiorari denied. Reported below: 264 F. 3d 1282.

No. 01-1470. *PHONOMETRICS, INC. v. CHOICE HOTELS INTERNATIONAL, INC.* C. A. Fed. Cir. Certiorari denied. Reported below: 21 Fed. Appx. 910.

No. 01-1472. *FLORIDA DEPARTMENT OF INSURANCE v. CHASE BANK OF TEXAS NATIONAL ASSN.* C. A. 5th Cir. Certiorari denied. Reported below: 274 F. 3d 924.

No. 01-1483. *BOERST v. GENERAL MILLS OPERATIONS, INC.* C. A. 6th Cir. Certiorari denied. Reported below: 25 Fed. Appx. 403.

No. 01-1507. *CLAY COUNTY SCHOOL BOARD ET AL. v. WILSON ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 572.

No. 01-1511. *GARCIA v. IMMIGRATION AND NATURALIZATION SERVICE.* C. A. 9th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 716.

No. 01-1525. *VEGA v. MILLER ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 273 F. 3d 460.

No. 01-1542. *THOMAS v. TENNECO PACKAGING, INC.* C. A. 11th Cir. Certiorari denied. Reported below: 268 F. 3d 1066.

No. 01-1557. *PAJOOH v. UNITED STATES.* C. A. 5th Cir. Certiorari denied.

No. 01-1574. *BARMES ET UX. v. COMMISSIONER OF INTERNAL REVENUE.* C. A. 7th Cir. Certiorari denied.

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No. 01-5701. *ANDRES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 248 F. 3d 1176.

No. 01-5861. *WIMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 245 F. 3d 1269.

No. 01-6398. *PROMISE v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 255 F. 3d 150.

No. 01-6422. *JAMES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 265 F. 3d 1062.

No. 01-7125. *VENTURA v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 794 So. 2d 553.

No. 01-7178. *SUMMERHAYES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1113.

No. 01-7197. *ANDRES v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 248 F. 3d 1176.

No. 01-7272. *MOODY v. PRYOR, ATTORNEY GENERAL OF ALABAMA, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-7386. *HARDY v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 263 F. 3d 170.

No. 01-7399. *FORD v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 270 F. 3d 1346.

No. 01-7420. *ASTERS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 268 F. 3d 1066.

No. 01-7477. *POWELL ET AL. v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 252 F. 3d 1359.

No. 01-7575. *MARTINEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1113.

No. 01-7613. *LOPEZ v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 248 F. 3d 1176.

No. 01-7738. *GONZALES-GARCIA v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 266 F. 3d 587.

No. 01-7836. *RAILEY v. UNITED STATES*; and
No. 01-8012. *LUNDIN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 51.

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No. 01-7842. *WOODALL v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 264 F. 3d 1144.

No. 01-7961. *MARTINEZ v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 258 F. 3d 582.

No. 01-8135. *COLLINS, AKA SMALL, AKA DAVIS v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 12 Fed. Appx. 437.

No. 01-8210. *DELONG v. ALAMEIDA, DIRECTOR, CALIFORNIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 534.

No. 01-8242. *PRICE, AKA ANDERSON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 265 F. 3d 1097.

No. 01-8300. *SNOW v. MISSISSIPPI*. Sup. Ct. Miss. Certiorari denied. Reported below: 800 So. 2d 472.

No. 01-8305. *SUMPTER v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 267 F. 3d 729.

No. 01-8317. *RAMON PERULENA v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1114.

No. 01-8454. *CROMARTIE v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 267 F. 3d 1293.

No. 01-8462. *COOPER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 275 F. 3d 1086.

No. 01-8508. *NATIVIDAD v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied. Reported below: 565 Pa. 348, 773 A. 2d 167.

No. 01-8596. *BARREIRO v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 248 F. 3d 1176.

No. 01-8875. *BANKS v. HORN, COMMISSIONER, PENNSYLVANIA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 271 F. 3d 527.

No. 01-9151. *OLSEN v. CALIFORNIA*. Ct. App. Cal., 4th App. Dist. Certiorari denied.

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No. 01-9156. *POBLAH v. BEATY ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 21 Fed. Appx. 56.

No. 01-9157. *GOODNOW v. GARRAGHTY, WARDEN.* C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 89.

No. 01-9158. *HUNT v. NEVADA.* Sup. Ct. Nev. Certiorari denied.

No. 01-9160. *HEGWOOD v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied.

No. 01-9161. *HINKLE v. PARSONS, JUDGE, DISTRICT COURT OF TEXAS, 349TH JUDICIAL DISTRICT.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-9165. *FIELDING v. REILLY, ATTORNEY GENERAL OF MASSACHUSETTS.* C. A. 1st Cir. Certiorari denied.

No. 01-9166. *GARCIA-DOMINGUEZ v. MAHAFFEY, WARDEN.* C. A. 10th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 827.

No. 01-9167. *POIRIER v. CASPERSON ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 460.

No. 01-9168. *HILL v. GALAZA, WARDEN.* C. A. 9th Cir. Certiorari denied.

No. 01-9169. *GREENMAN v. REILLY, ATTORNEY GENERAL OF MASSACHUSETTS.* C. A. 1st Cir. Certiorari denied. Reported below: 19 Fed. Appx. 9.

No. 01-9170. *FALKIEWICZ v. MICHIGAN.* Ct. App. Mich. Certiorari denied.

No. 01-9171. *FIRMINGHAM v. YUKINS, WARDEN.* C. A. 6th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 530.

No. 01-9172. *JOYCE v. PUGH.* C. A. 4th Cir. Certiorari denied.

No. 01-9173. *SPROW v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* Sup. Ct. Fla. Certiorari denied. Reported below: 805 So. 2d 809.

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No. 01-9175. *WEISS v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied. Reported below: 565 Pa. 504, 776 A. 2d 958.

No. 01-9177. *TAYLOR v. HIXSON AUTOPLEX OF ALEXANDRIA, INC., ET AL.* Ct. App. La., 3d Cir. Certiorari denied. Reported below: 781 So. 2d 1282.

No. 01-9179. *TURNBOE v. GUNDY, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 25 Fed. Appx. 292.

No. 01-9180. *NABELEK v. TEXAS* (two judgments). Ct. Crim. App. Tex. Certiorari denied.

No. 01-9183. *MEDRENO v. ILLINOIS*. App. Ct. Ill., 3d Dist. Certiorari denied.

No. 01-9186. *EDWARDS v. LYONDELL-CITGO REFINING CO. LTD.* C. A. 5th Cir. Certiorari denied.

No. 01-9188. *JUNIOR v. JONES, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 928.

No. 01-9196. *JOYNER v. SPITZER, ATTORNEY GENERAL OF NEW YORK, ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 23 Fed. Appx. 25.

No. 01-9204. *VALLIMONT v. EASTMAN KODAK CO.* C. A. 2d Cir. Certiorari denied. Reported below: 22 Fed. Appx. 64.

No. 01-9206. *CRUTCHLEY v. FLORIDA*. Dist. Ct. App. Fla., 5th Dist. Certiorari denied. Reported below: 799 So. 2d 1062.

No. 01-9207. *CARRIO v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 01-9208. *OBADELE v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 01-9209. *MIMS v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-9213. *MCCALLUP v. MISSISSIPPI*. C. A. 5th Cir. Certiorari denied.

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No. 01-9218. *MICHAU v. SOUTH CAROLINA*. Sup. Ct. S. C. Certiorari denied.

No. 01-9219. *MITCHELL v. PINCUS ET AL.* C. A. 2d Cir. Certiorari denied.

No. 01-9220. *SMITH v. GIURBINO, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 01-9221. *OUTLAW v. ANDERSON, SUPERINTENDENT, INDIANA STATE PRISON*. C. A. 7th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 372.

No. 01-9222. *BROWN v. NORTH CAROLINA*. Ct. App. N. C. Certiorari denied. Reported below: 146 N. C. App. 299, 552 S. E. 2d 234.

No. 01-9225. *VAUGHN v. PEARSON, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 01-9230. *BRIDGES v. PENNSYLVANIA*. Sup. Ct. Pa. Certiorari denied. Reported below: 563 Pa. 1, 757 A. 2d 859.

No. 01-9233. *BAILEY v. HEMPEN ET AL.* Ct. App. Ohio, Hamilton County. Certiorari denied.

No. 01-9236. *HILL v. RATELLE, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 665.

No. 01-9239. *AHMED v. MAHONEY, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 18 Fed. Appx. 585.

No. 01-9240. *JOSEY v. ROE, WARDEN*. C. A. 9th Cir. Certiorari denied. Reported below: 16 Fed. Appx. 676.

No. 01-9242. *ANDERSON v. ENTERPRISE RENTAL CO. ET AL.* C. A. 5th Cir. Certiorari denied.

No. 01-9245. *MCCONICO v. ALABAMA ET AL.* Sup. Ct. Ala. Certiorari denied. Reported below: 839 So. 2d 691.

No. 01-9249. *GRAMS v. MORGENSTERN*. Sup. Ct. Mont. Certiorari denied. Reported below: 306 Mont. 535.

No. 01-9252. *PUJOLS v. GREINER, SUPERINTENDENT, GREEN HAVEN CORRECTIONAL FACILITY*. C. A. 2d Cir. Certiorari denied.

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No. 01-9254. *MOSLEY v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied. Reported below: 263 F. 3d 164.

No. 01-9260. *LEE v. WYOMING*. Sup. Ct. Wyo. Certiorari denied. Reported below: 36 P. 3d 1133.

No. 01-9261. *LUECK v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-9263. *ALVARO PRIETO v. COCKRELL*, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION. C. A. 5th Cir. Certiorari denied.

No. 01-9264. *JACKSON v. FLORIDA*. Dist. Ct. App. Fla., 3d Dist. Certiorari denied. Reported below: 801 So. 2d 939.

No. 01-9268. *CONNOR v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 803 So. 2d 598.

No. 01-9272. *DODSON v. ANGELONE*, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS. Sup. Ct. Va. Certiorari denied.

No. 01-9283. *IN RE NABELEK* (three judgments). Ct. Crim. App. Tex. Certiorari denied.

No. 01-9287. *URBAN v. WISCONSIN ET AL.* C. A. 7th Cir. Certiorari denied.

No. 01-9289. *WASHINGTON v. CALIFORNIA*. Ct. App. Cal., 2d App. Dist. Certiorari denied.

No. 01-9294. *FRYE v. INDIANA*. Ct. App. Ind. Certiorari denied. Reported below: 757 N. E. 2d 684.

No. 01-9298. *FORD v. FLORIDA*. Sup. Ct. Fla. Certiorari denied. Reported below: 802 So. 2d 1121.

No. 01-9301. *GREEN v. CAIN*, WARDEN. C. A. 5th Cir. Certiorari denied. Reported below: 254 F. 3d 71.

No. 01-9302. *HARPER v. DERRICK ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-9306. *BARNES v. DEPARTMENT OF HEALTH AND HUMAN SERVICES, SACRAMENTO COUNTY*. Ct. App. Cal., 3d

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App. Dist. Certiorari denied. Reported below: 93 Cal. App. 4th 1074, 113 Cal. Rptr. 2d 659.

No. 01-9317. *BORCHARDT v. MARYLAND*. Ct. App. Md. Certiorari denied. Reported below: 367 Md. 91, 786 A. 2d 631.

No. 01-9318. *JENKINS v. BYRD, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 397.

No. 01-9321. *CIVIELLO v. ROSEMEYER, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT LAUREL HIGHLANDS, ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 28 Fed. Appx. 127.

No. 01-9322. *TURNBOE v. GUNDY, WARDEN*. C. A. 6th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 339.

No. 01-9323. *COLE v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 01-9338. *MILES v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS*. C. A. 4th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 181.

No. 01-9343. *WASHINGTON v. COWAN, WARDEN*. C. A. 7th Cir. Certiorari denied. Reported below: 25 Fed. Appx. 425.

No. 01-9344. *WILLS v. MCDANIEL, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 01-9346. *FUGATE v. HEAD, WARDEN*. C. A. 11th Cir. Certiorari denied. Reported below: 261 F. 3d 1206.

No. 01-9358. *BURCH v. CORCORAN, WARDEN, ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 273 F. 3d 577.

No. 01-9373. *JONES v. ANDERSON, SUPERINTENDENT, CRAGGY CORRECTIONAL CENTER*. C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 236.

No. 01-9421. *DYSE v. ILLINOIS*. App. Ct. Ill., 1st Dist. Certiorari denied.

No. 01-9437. *BURNETT v. TENET HEALTHSYSTEM HOSPITALS, INC., DBA LUTHERAN MEDICAL CENTER*. C. A. 8th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 658.

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No. 01-9486. *HANSEN v. LAYTNER ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 939.

No. 01-9487. *HAWKINS v. MAHONEY, WARDEN.* Sup. Ct. Mont. Certiorari denied. Reported below: 308 Mont. 394, 40 P. 3d 1001.

No. 01-9534. *ZARYCHTA v. TEXAS.* Ct. App. Tex., 14th Dist. Certiorari denied. Reported below: 44 S.W. 3d 155.

No. 01-9617. *KESSLER v. TEXAS.* Ct. App. Tex., 5th Dist. Certiorari denied.

No. 01-9653. *MURPHY v. UNITED STATES.* C. A. D. C. Cir. Certiorari denied.

No. 01-9697. *LEVENITE ET AL. v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 277 F. 3d 454.

No. 01-9748. *LUERSEN v. UNITED STATES.* C. A. 8th Cir. Certiorari denied. Reported below: 278 F. 3d 772.

No. 01-9764. *MILES v. DEPARTMENT OF VETERANS AFFAIRS.* C. A. Fed. Cir. Certiorari denied. Reported below: 17 Fed. Appx. 993.

No. 01-9767. *BOYD v. T'KACH.* C. A. 10th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 792.

No. 01-9768. *SAVAGE v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 25 Fed. Appx. 280.

No. 01-9797. *LOVE v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 928.

No. 01-9799. *LIRIANO v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 929.

No. 01-9808. *GUILLEN v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 928.

No. 01-9809. *PACHECO-CAMACHO v. HOOD, WARDEN.* C. A. 9th Cir. Certiorari denied. Reported below: 272 F. 3d 1266.

No. 01-9810. *SAYES v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 281 F. 3d 168.

No. 01-9813. *BUCKLAND v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 277 F. 3d 1173.

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No. 01-9815. *JOYNER v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 01-9816. *PEREZ-SANCHEZ v. UNITED STATES*; *BARAJAS-RAMOS v. UNITED STATES*; *BUSTOS-BENITEZ, AKA ACEVEDO-ACEVEDO v. UNITED STATES*; *CORTEZ-OROZCO, AKA TAPIA ORTIZ v. UNITED STATES*; *DIAZ-ZAVALA, AKA CASANOVA v. UNITED STATES*; *GARCIA-HERNANDEZ, AKA OCAMPO-ROSA v. UNITED STATES*; *GARCIA-RODRIGUEZ v. UNITED STATES*; *GUILLEN-OROZCO v. UNITED STATES*; *LOPEZ-ALVAREZ v. UNITED STATES*; *PEINADO v. UNITED STATES*; *RIOS-QUECHA, AKA OSORIO-MELCHOR, AKA TOLEDO v. UNITED STATES*; and *ZENDEJAS-LOPEZ v. UNITED STATES*. C. A. 9th Cir. Certiorari denied.

No. 01-9819. *WILLIAMS v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 199.

No. 01-9824. *SMITH v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 01-9825. *ROBERTSON v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-9829. *HUMPHRIES v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 32 Fed. Appx. 90.

No. 01-9834. *BLATT, AKA McDONALD v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 477.

No. 01-9841. *McMILLON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 356.

No. 01-9842. *DICKERSON v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 236.

No. 01-9843. *CARTWRIGHT v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-9849. *TAUALII v. ELLIS, WARDEN*. C. A. 9th Cir. Certiorari denied.

No. 01-9852. *COOPER v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1119.

No. 01-9865. *TORO v. UNITED STATES*. C. A. 4th Cir. Certiorari denied.

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No. 01-9867. *AUSTIN v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 929.

No. 01-9868. *ELLEDGE v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 26 Fed. Appx. 88.

No. 01-9870. *MORALES v. UNITED STATES*. C. A. 5th Cir. Certiorari denied.

No. 01-9871. *CANTRELL v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-9878. *GRAY v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 28 Fed. Appx. 280.

No. 01-9883. *CALLAHAN v. UNITED STATES*. C. A. 8th Cir. Certiorari denied.

No. 01-9884. *NAGY v. UNITED STATES*. C. A. 2d Cir. Certiorari denied.

No. 01-9889. *CABA v. UNITED STATES*. C. A. 1st Cir. Certiorari denied.

No. 01-9890. *EDWARDS v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 231 F. 3d 933.

No. 01-9891. *ROBINSON v. UNITED STATES*. C. A. 8th Cir. Certiorari denied. Reported below: 280 F. 3d 835.

No. 01-9892. *SMITH v. UNITED STATES*. C. A. 4th Cir. Certiorari denied. Reported below: 25 Fed. Appx. 199.

No. 01-9894. *WYNNE v. UNITED STATES*. C. A. 3d Cir. Certiorari denied. Reported below: 27 Fed. Appx. 106.

No. 01-9895. *WELLINGTON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied.

No. 00-921. *ILLINOIS BELL TELEPHONE CO., DBA AMERITECH ILLINOIS v. WORLD COM TECHNOLOGIES, INC., ET AL.* C. A. 7th Cir. Certiorari denied. JUSTICE O'CONNOR took no part in the consideration or decision of this petition. Reported below: 179 F. 3d 566.

No. 01-1363. *TERRITO ET AL. v. ADAMS ET AL.* Ct. App. La., 5th Cir. Motion of Cooper/T. Smith Stevedoring Co., Inc., for

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leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 784 So. 2d 46.

Rehearing Denied

No. 01-1007. GROSS *v.* IRTZ, *ante*, p. 906;
No. 01-7528. DUMONT *v.* UBC, INC., *ante*, p. 907;
No. 01-7709. WRIGHT *v.* VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD, ET AL., *ante*, p. 938;
No. 01-7790. MORENO *v.* UNITED STATES, 534 U. S. 1168;
No. 01-7984. JACKSON *v.* VARNER, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT DALLAS, ET AL., *ante*, p. 973;
No. 01-8028. EDENS *v.* TAGUE, *ante*, p. 974;
No. 01-8634. MORTIMER *v.* UNITED STATES, *ante*, p. 977; and
No. 01-8826. BARBER *v.* UNITED STATES, *ante*, p. 1005. Petitions for rehearing denied.

No. 01-8661. IN RE BONTKOWSKI, *ante*, p. 969. Petition for rehearing denied. JUSTICE STEVENS took no part in the consideration or decision of this petition.

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Certiorari Granted—Vacated and Remanded

No. 00-1765. PIONEER MAGNETICS, INC. *v.* MICRO LINEAR CORP. C. A. Fed. Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co.*, *ante*, p. 722. Reported below: 238 F. 3d 1341.

No. 00-1946. INSITUFORM TECHNOLOGIES, INC., ET AL. *v.* CAT CONTRACTING, INC., ET AL. C. A. Fed. Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co.*, *ante*, p. 722. Reported below: 10 Fed. Appx. 871.

No. 01-35. SENIOR TECHNOLOGIES, INC. *v.* R. F. TECHNOLOGIES, INC. C. A. Fed. Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co.*, *ante*, p. 722. Reported below: 13 Fed. Appx. 930.

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No. 01-269. CREO PRODUCTS INC. *v.* DAINIPPON SCREEN MANUFACTURING CO., LTD., ET AL. C. A. Fed. Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co.*, ante, p. 722. Reported below: 10 Fed. Appx. 921.

No. 01-423. SEMITool, INC. *v.* NOVELLUS SYSTEMS, INC. C. A. Fed. Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co.*, ante, p. 722. Reported below: 12 Fed. Appx. 918.

No. 01-506. LOCKHEED MARTIN CORP. *v.* SPACE SYSTEMS/LORAL, INC. C. A. Fed. Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co.*, ante, p. 722. Reported below: 249 F. 3d 1314.

No. 01-541. ACCUSCAN, INC. *v.* XEROX CORP. C. A. Fed. Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co.*, ante, p. 722. JUSTICE BREYER took no part in the consideration or decision of this case. Reported below: 18 Fed. Appx. 828.

No. 01-677. PTI TECHNOLOGIES, INC. *v.* PALL CORPORATION TECHNOLOGIES, INC. C. A. Fed. Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co.*, ante, p. 722. Reported below: 259 F. 3d 1383.

No. 01-711. BELL, WARDEN *v.* QUINTERO. C. A. 6th Cir. Motion of respondent for leave to proceed *in forma pauperis* granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Bell v. Cone*, ante, p. 685. Reported below: 256 F. 3d 409.

No. 01-740. MYCOGEN PLANT SCIENCE, INC., ET AL. *v.* MONSANTO Co. C. A. Fed. Cir. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Festo Corp. v. Shoketsu Kinzoku Kogyo Kabushiki Co.*, ante, p. 722. Reported below: 252 F. 3d 1306.

No. 01-1413. JONES, WARDEN *v.* FRENCH. C. A. 6th Cir. Motion of respondent for leave to proceed *in forma pauperis*

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granted. Certiorari granted, judgment vacated, and case remanded for further consideration in light of *Bell v. Cone*, ante, p. 685. Reported below: 282 F. 3d 893.

Certiorari Dismissed

No. 01-9439. *SAFOUANE ET UX. v. FLECK ET AL.* C. A. 9th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8.

No. 01-9451. *MULAZIM v. MICHIGAN DEPARTMENT OF CORRECTIONS ET AL.* C. A. 6th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied, and certiorari dismissed. See this Court's Rule 39.8. As petitioner has repeatedly abused this Court's process, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (*per curiam*). JUSTICE STEVENS dissents. See *id.*, at 4, and cases cited therein. Reported below: 28 Fed. Appx. 470.

Miscellaneous Orders. (For opinion of JUSTICE SCALIA dissenting from grants of applications for stays of execution in No. 01A834, ante, p. 1044, and No. 01A853, ante, p. 1050, see ante, p. 1044.)

No. 01A768. *OSTOPOSIDES ET AL. v. SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES (GLIMP ET AL., REAL PARTIES IN INTEREST).* Ct. App. Cal., 2d App. Dist. Application for stay, addressed to JUSTICE SCALIA and referred to the Court, denied.

No. D-2234. *IN RE DISBARMENT OF LITTLE.* Disbarment entered. [For earlier order herein, see 531 U. S. 1122.]

No. 01M61. *O'GRADY v. BARNHART, COMMISSIONER OF SOCIAL SECURITY*; and

No. 01M62. *MORRISON v. GOODMAN ET AL.* Motions to direct the Clerk to file petitions for writs of certiorari out of time denied.

No. 01M63. *BOWERS v. ILLINOIS.* Motion to direct the Clerk to file an original action denied.

No. 01-1229. *PIERCE COUNTY, WASHINGTON v. GUILLEN, LEGAL GUARDIAN OF GUILLEN ET AL., MINORS, ET AL.* Sup. Ct.

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Wash. [Certiorari granted, *ante*, p. 1033.] Motion of the United States to intervene granted. Motion of respondents Whitmer to determine party status granted, and it is determined that the Whitmers are not parties under this Court's Rule 12.6, but they may file a brief as *amici curiae*.

No. 01-8796. WESTINE *v.* STEPP, WARDEN. C. A. 7th Cir. Motion of petitioner for reconsideration of order denying leave to proceed *in forma pauperis* [*ante*, p. 983] denied.

No. 01-9423. TAYLOR *v.* PEARL CRUISES ET AL. C. A. 11th Cir. Motion of petitioner for leave to proceed *in forma pauperis* denied. Petitioner is allowed until June 24, 2002, 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. 01-10019. IN RE BERRY. Petition for writ of habeas corpus denied.

No. 01-9426. IN RE WELLS. Petition for writ of mandamus denied.

No. 01-9372. IN RE ROBERTSON; and

No. 01-9499. IN RE OTIS. Petitions for writs of mandamus and/or prohibition denied.

Certiorari Granted

No. 01-1289. STATE FARM MUTUAL AUTOMOBILE INSURANCE CO. *v.* CAMPBELL ET UX. Sup. Ct. Utah. Certiorari granted. Reported below: 65 P. 3d 1134.

No. 01-1444. CHAVEZ *v.* MARTINEZ. C. A. 9th Cir. Certiorari granted. Reported below: 270 F. 3d 852.

No. 01-1375. UNITED STATES *v.* NAVAJO NATION. C. A. Fed. Cir. Certiorari granted, and case set for oral argument in tandem with No. 01-1067, *United States v. White Mountain Apache Tribe* [certiorari granted, *ante*, p. 1016]. Reported below: 263 F. 3d 1325.

Certiorari Denied

No. 01-1104. HANSEN *v.* UNITED STATES; and

No. 01-1112. HANSEN ET AL. *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 262 F. 3d 1217.

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No. 01-1111. *HOFFMANN ET AL. v. UNITED STATES ET AL.* C. A. Fed. Cir. Certiorari denied. Reported below: 17 Fed. Appx. 980.

No. 01-1267. *SHISINDAY, AKA THOMAS v. TEXAS.* Ct. Crim. App. Tex. Certiorari denied.

No. 01-1283. *MCMASTERS v. UNITED STATES ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 260 F. 3d 814.

No. 01-1307. *FOSTER ET AL. v. GARCY, SUPERINTENDENT, LIVERMORE VALLEY JOINT SCHOOL DISTRICT, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 268 F. 3d 689.

No. 01-1312. *DAVIS, GOVERNOR OF CALIFORNIA v. DUKE ENERGY TRADING AND MARKETING, L. L. C.* C. A. 9th Cir. Certiorari denied. Reported below: 267 F. 3d 1042.

No. 01-1433. *FOLEY v. INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS LOCAL UNION NO. 98 PENSION FUND ET AL.* C. A. 3d Cir. Certiorari denied. Reported below: 271 F. 3d 551.

No. 01-1439. *SABO v. CITY OF OWENSBORO ET AL.* Ct. App. Ky. Certiorari denied.

No. 01-1441. *MICHAEL v. ST. JOSEPH COUNTY ET AL.* C. A. 7th Cir. Certiorari denied. Reported below: 259 F. 3d 842.

No. 01-1445. *HOFFEND v. VILLA.* C. A. 11th Cir. Certiorari denied. Reported below: 261 F. 3d 1148.

No. 01-1447. *HOFFMAN ET AL. v. JEFFORDS.* C. A. D. C. Cir. Certiorari denied.

No. 01-1448. *HAGENBUCH ET AL. v. COMPAQ COMPUTER CORP. ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 234.

No. 01-1457. *CLANTON v. GREENWOOD TRUST Co.* Ct. App. Mich. Certiorari denied.

No. 01-1460. *CIRCUIT CITY STORES, INC. v. ADAMS.* C. A. 9th Cir. Certiorari denied. Reported below: 279 F. 3d 889.

No. 01-1461. *SIERRA v. CALIFORNIA.* Ct. App. Cal., 2d App. Dist. Certiorari denied.

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No. 01-1467. *MISSOURI REPUBLICAN PARTY ET AL. v. CONNOR ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 270 F. 3d 567.

No. 01-1476. *VASEK v. MT. SAN JACINTO COLLEGE DISTRICT ET AL.* Ct. App. Cal., 4th App. Dist. Certiorari denied.

No. 01-1480. *HIGHLANDS INSURANCE CO. v. CLERK, SUPERIOR COURT OF NEW JERSEY.* Super. Ct. N. J., App. Div. Certiorari denied.

No. 01-1512. *GONCE-WARNER v. BAYLOR UNIVERSITY.* C. A. 5th Cir. Certiorari denied. Reported below: 281 F. 3d 1279.

No. 01-1513. *KRUEGER v. PRINCIPI, SECRETARY OF VETERANS AFFAIRS.* C. A. Fed. Cir. Certiorari denied. Reported below: 25 Fed. Appx. 908.

No. 01-1552. *PRATER v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 263 F. 3d 168.

No. 01-1563. *AYERS, ADMINISTRATRIX OF THE ESTATE OF HARDIN v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 277 F. 3d 821.

No. 01-1565. *HAWORTH v. OFFICE OF PERSONNEL MANAGEMENT.* C. A. Fed. Cir. Certiorari denied. Reported below: 8 Fed. Appx. 962.

No. 01-1580. *JAMES v. SUPREME COURT OF THE UNITED STATES.* C. A. 7th Cir. Certiorari denied.

No. 01-1630. *MOODY v. UNITED STATES.* C. A. 4th Cir. Certiorari denied.

No. 01-7623. *PABELLON v. UNITED STATES.* C. A. 4th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 125.

No. 01-7988. *RIZO v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 247 F. 3d 1191.

No. 01-8092. *LOZANO-ORTIZ v. UNITED STATES.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1079.

No. 01-8133. *ESPINOZA v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 572.

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No. 01-8263. *SCHWARTZ v. KING COUNTY JAIL ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 673.

No. 01-8446. *OSBORNE v. UNITED STATES*; and
No. 01-9940. *THOMAS v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 28 Fed. Appx. 427.

No. 01-8603. *THOMPSON v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 265 F. 3d 1062.

No. 01-8640. *ROBINSON v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 1113.

No. 01-8781. *PARKER v. NORTH CAROLINA.* Sup. Ct. N. C. Certiorari denied. Reported below: 354 N. C. 268, 553 S. E. 2d 885.

No. 01-8859. *FAIR v. NORTH CAROLINA.* Sup. Ct. N. C. Certiorari denied. Reported below: 354 N. C. 131, 557 S. E. 2d 500.

No. 01-9013. *FRANKLIN v. MAYNARD, DIRECTOR, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS.* Sup. Ct. S. C. Certiorari denied. Reported below: 346 S. C. 563, 552 S. E. 2d 718.

No. 01-9326. *MOORE v. GEORGIA.* Ct. App. Ga. Certiorari denied. Reported below: 251 Ga. App. 295, 554 S. E. 2d 204.

No. 01-9327. *CHAMBERS v. TURLEY ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 537.

No. 01-9328. *McKAY v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS.* C. A. 11th Cir. Certiorari denied.

No. 01-9330. *EVANS v. SIKES, WARDEN.* C. A. 11th Cir. Certiorari denied.

No. 01-9331. *BENSON v. FRANK, WARDEN.* C. A. 3d Cir. Certiorari denied.

No. 01-9332. *MARTEL v. NEW HAMPSHIRE.* Merrimack County Probate Court, N. H. Certiorari denied.

No. 01-9334. *DILLS v. MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 11th Cir. Certiorari denied.

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No. 01-9336. *RED PAINT, AKA CLIFFORD v. NORTH DAKOTA*. Sup. Ct. N. D. Certiorari denied. Reported below: 639 N.W. 2d 503.

No. 01-9340. *PRICE v. MCCORMACK ET AL.* C. A. 4th Cir. Certiorari denied. Reported below: 30 Fed. Appx. 168.

No. 01-9341. *ADAMS v. CAIN, WARDEN, ET AL.* C. A. 5th Cir. Certiorari denied.

No. 01-9350. *BROWN v. SENKOWSKI, SUPERINTENDENT, CLINTON CORRECTIONAL FACILITY.* C. A. 2d Cir. Certiorari denied.

No. 01-9352. *ANDERSON v. HOLMES, WARDEN.* App. Ct. Ill., 5th Dist. Certiorari denied.

No. 01-9354. *JACKSON v. SINAI SAMARITAN HOSPITAL.* Sup. Ct. Wis. Certiorari denied. Reported below: 246 Wis. 2d 178, 634 N.W. 2d 323.

No. 01-9356. *RIEGO v. SUWANNEE RIVER SPRINGS, INC., ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 273 F. 3d 398.

No. 01-9361. *QUATREVINGT v. CAIN, WARDEN.* C. A. 5th Cir. Certiorari denied. Reported below: 277 F. 3d 1374.

No. 01-9362. *SNOW v. ALABAMA.* Ct. Crim. App. Ala. Certiorari denied. Reported below: 836 So. 2d 1002.

No. 01-9363. *SWAIN v. HOOKS, WARDEN, ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-9364. *STEEL v. COURT OF CRIMINAL APPEALS OF TEXAS.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1081.

No. 01-9368. *SMITH v. HORNUNG, WARDEN, ET AL.* C. A. 9th Cir. Certiorari denied.

No. 01-9369. *STANLEY v. CALIFORNIA.* Sup. Ct. Cal. Certiorari denied.

No. 01-9376. *WILLIAMS v. HARDAWAY ET AL.* C. A. 7th Cir. Certiorari denied.

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No. 01-9382. *McCLENDON v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied.

No. 01-9383. *LEWAL v. WILEY ET AL.* C. A. 2d Cir. Certiorari denied. Reported below: 29 Fed. Appx. 26.

No. 01-9385. *ANDERSON v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS. C. A. 11th Cir. Certiorari denied.

No. 01-9387. *BROWN v. MOORE*, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, ET AL. C. A. 11th Cir. Certiorari denied.

No. 01-9389. *PRIESTER, AKA THOMAS v. SABOURIN*, SUPERINTENDENT, BARE HILL CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied.

No. 01-9391. *TRICE v. HALL*, WARDEN. C. A. 11th Cir. Certiorari denied.

No. 01-9393. *MCDOWELL v. CORNELL CORRECTIONS ET AL.* C. A. 5th Cir. Certiorari denied. Reported below: 275 F. 3d 1080.

No. 01-9395. *BROWN v. SOUTH CAROLINA*. Sup. Ct. S. C. Certiorari denied.

No. 01-9396. *RAUSO v. VAUGHN*, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD. C. A. 3d Cir. Certiorari denied.

No. 01-9397. *SUMMEROUR v. SIKES*, WARDEN. Super. Ct. Tattnall County, Ga. Certiorari denied.

No. 01-9402. *FERGUSON v. MCGINNIS*, SUPERINTENDENT, DOWNSTATE CORRECTIONAL FACILITY. C. A. 2d Cir. Certiorari denied. Reported below: 23 Fed. Appx. 96.

No. 01-9404. *EVANS v. EVANS*. Sup. Ct. Ohio. Certiorari denied. Reported below: 93 Ohio St. 3d 1478, 757 N. E. 2d 775.

No. 01-9405. *CRENSHAW v. KELLER GRADUATE SCHOOL OF MANAGEMENT, INC., ET AL.* C. A. 11th Cir. Certiorari denied. Reported below: 254 F. 3d 1084.

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No. 01-9407. *MASON v. UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA*. C. A. 11th Cir. Certiorari denied.

No. 01-9410. *MASON v. UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA*. C. A. 11th Cir. Certiorari denied.

No. 01-9412. *KELLAM v. FLORIDA*. Dist. Ct. App. Fla., 1st Dist. Certiorari denied. Reported below: 801 So. 2d 148.

No. 01-9414. *IN RE MCCOLM*. C. A. 9th Cir. Certiorari denied.

No. 01-9415. *PIGOTT v. BELL, CORRECTIONAL ADMINISTRATOR I, PENDER CORRECTIONAL INSTITUTION*. C. A. 4th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 176.

No. 01-9425. *WARD v. MICHIGAN DEPARTMENT OF CORRECTIONS*. Sup. Ct. Mich. Certiorari denied.

No. 01-9427. *TURNER v. VAUGHN, SUPERINTENDENT, STATE CORRECTIONAL INSTITUTION AT GRATERFORD, ET AL.* C. A. 3d Cir. Certiorari denied.

No. 01-9429. *LOFTEN v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

No. 01-9430. *LEE, AKA CAMPBELL v. BERGE, WARDEN*. C. A. 7th Cir. Certiorari denied. Reported below: 14 Fed. Appx. 690.

No. 01-9431. *LOVE v. MCCAUGHTRY, WARDEN*. C. A. 7th Cir. Certiorari denied.

No. 01-9432. *HARRIS v. GILMORE, WARDEN, ET AL.* C. A. 7th Cir. Certiorari denied.

No. 01-9433. *HUNTER v. DELAWARE*. Sup. Ct. Del. Certiorari denied. Reported below: 783 A. 2d 558.

No. 01-9438. *ROWSEY v. NASHVILLE POLICE DEPARTMENT*. C. A. 6th Cir. Certiorari denied. Reported below: 22 Fed. Appx. 539.

No. 01-9442. *AVILES SANCHEZ v. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION*. C. A. 5th Cir. Certiorari denied.

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No. 01-9446. *NORTHERN v. STEWART, DIRECTOR, ARIZONA DEPARTMENT OF CORRECTIONS, ET AL.* C. A. 9th Cir. Certiorari denied. Reported below: 32 Fed. Appx. 800.

No. 01-9447. *MCQUILLIA v. ANGELONE, DIRECTOR, VIRGINIA DEPARTMENT OF CORRECTIONS.* C. A. 4th Cir. Certiorari denied. Reported below: 21 Fed. Appx. 177.

No. 01-9497. *NEWBERRY v. FLORIDA.* Dist. Ct. App. Fla., 4th Dist. Certiorari denied. Reported below: 812 So. 2d 426.

No. 01-9558. *MCCULLEY v. SOUTHERN CONNECTICUT NEWSPAPER.* C. A. 2d Cir. Certiorari denied.

No. 01-9577. *DAVIS v. GAMMON, WARDEN, ET AL.* C. A. 8th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 715.

No. 01-9580. *BROOKS v. WETHERINGTON ET AL.* C. A. 11th Cir. Certiorari denied.

No. 01-9688. *JONES v. SUTER, CLERK, SUPREME COURT OF THE UNITED STATES.* C. A. 8th Cir. Certiorari denied.

No. 01-9749. *CLAYTON v. MISSOURI.* Sup. Ct. Mo. Certiorari denied. Reported below: 63 S. W. 3d 201.

No. 01-9888. *RODRIGUEZ v. UNITED STATES.* C. A. 1st Cir. Certiorari denied.

No. 01-9902. *GARCIA v. UNITED STATES.* C. A. 5th Cir. Certiorari denied.

No. 01-9907. *SOUTHWELL v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 254 F. 3d 73.

No. 01-9915. *CERVERA v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 32 Fed. Appx. 813.

No. 01-9917. *CISNEROS-VASQUEZ v. UNITED STATES.* C. A. 9th Cir. Certiorari denied. Reported below: 30 Fed. Appx. 696.

No. 01-9918. *COONEY v. UNITED STATES.* C. A. 6th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 513.

No. 01-9920. *DAVILA v. UNITED STATES.* C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 932.

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No. 01-9924. *JOLLEY v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 838.

No. 01-9925. *MARLOW v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 278 F. 3d 581.

No. 01-9926. *JACKSON v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 33 Fed. Appx. 991.

No. 01-9928. *SANCHEZ v. UNITED STATES*. C. A. 2d Cir. Certiorari denied. Reported below: 38 Fed. Appx. 42.

No. 01-9929. *RALEIGH v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 278 F. 3d 563.

No. 01-9930. *ROBLEDO-TERAN v. UNITED STATES*. C. A. 9th Cir. Certiorari denied. Reported below: 33 Fed. Appx. 336.

No. 01-9941. *TRAIL v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 984.

No. 01-9951. *GUTIERREZ v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 836.

No. 01-9952. *GONZALO ISAIA v. UNITED STATES*. C. A. 5th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 839.

No. 01-9953. *GULLEY v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 228.

No. 01-9962. *KING v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 272 F. 3d 366.

No. 01-9965. *DELOACH v. UNITED STATES*. C. A. 11th Cir. Certiorari denied. Reported below: 29 Fed. Appx. 572.

No. 01-9967. *KRUG v. UNITED STATES*. C. A. 6th Cir. Certiorari denied. Reported below: 20 Fed. Appx. 271.

No. 01-9970. *TOKASH v. UNITED STATES*. C. A. 7th Cir. Certiorari denied. Reported below: 282 F. 3d 962.

No. 01-9971. *WILKERSON v. UNITED STATES*. C. A. 10th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 878.

No. 01-9973. *WOOD v. UNITED STATES*. C. A. D. C. Cir. Certiorari denied.

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No. 01-9975. JACKSON-BEY *v.* UNITED STATES. C. A. D. C. Cir. Certiorari denied.

No. 01-9976. ABREU *v.* HUFFMAN, WARDEN. C. A. 6th Cir. Certiorari denied. Reported below: 27 Fed. Appx. 500.

No. 01-9977. NOVATON *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 271 F. 3d 968.

No. 01-9978. MATTHEWS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 278 F. 3d 880.

No. 01-9980. NEWMAN *v.* UNITED STATES. C. A. 11th Cir. Certiorari denied. Reported below: 31 Fed. Appx. 931.

No. 01-9983. MIDDLETON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 17 Fed. Appx. 126.

No. 01-9984. MIRANDA-GARCIA *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 32 Fed. Appx. 799.

No. 01-9988. MELENDEZ *v.* UNITED STATES. C. A. 1st Cir. Certiorari denied. Reported below: 279 F. 3d 16.

No. 01-9991. ALLEN *v.* UNITED STATES. C. A. 3d Cir. Certiorari denied. Reported below: 29 Fed. Appx. 819.

No. 01-9992. WESTON *v.* BERTRAND, WARDEN. C. A. 7th Cir. Certiorari denied.

No. 01-9999. MONTERO-CASTANEDA *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 23 Fed. Appx. 108.

No. 01-10001. PINELA-HERNANDEZ *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 262 F. 3d 974.

No. 01-10002. CRENSHAW *v.* UNITED STATES. C. A. 7th Cir. Certiorari denied.

No. 01-10005. MILLS *v.* UNITED STATES. C. A. 9th Cir. Certiorari denied. Reported below: 280 F. 3d 915.

No. 01-10026. POSTON *v.* UNITED STATES. C. A. 4th Cir. Certiorari denied. Reported below: 26 Fed. Appx. 306.

No. 01-495. COCKRELL, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION *v.* BURDINE. C. A. 5th Cir. Motion of respondent for leave to proceed *in forma*

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pauperis granted. Certiorari denied. Reported below: 262 F. 3d 336.

No. 01-1247. WISCONSIN *v.* ENVIRONMENTAL PROTECTION AGENCY ET AL. C. A. 7th Cir. Motion of Fidelity Exploration & Production Co. for leave to file a brief as *amicus curiae* granted. Certiorari denied. Reported below: 266 F. 3d 741.

No. 01-9400 (01A858). GONZALEZ ET UX. *v.* UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT; GONZALEZ ET UX. *v.* RIDDLE ET AL.; and GONZALEZ ET UX. *v.* ELDORADO BANK ET AL. C. A. 9th Cir. Application for stay, addressed to JUSTICE GINSBURG and referred to the Court, denied. Certiorari denied.

No. 01-9441. STRONG *v.* ILLINOIS OFFICE OF REHABILITATION SERVICES. C. A. 7th Cir. Certiorari before judgment denied.

Rehearing Denied

No. 00-10873. MILES *v.* BURGESS ET AL., 534 U.S. 884;

No. 01-6112. POLANCO, AKA POLANCO-LIBRADO *v.* UNITED STATES, 534 U.S. 1057;

No. 01-7051. MCCALISTER *v.* MOORE, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, *ante*, p. 955;

No. 01-7749. YOUNG *v.* DORMIRE, SUPERINTENDENT, JEFFERSON CITY CORRECTIONAL CENTER, *ante*, p. 939;

No. 01-7925. REEDER *v.* CITY OF PARIS ET AL., *ante*, p. 959;

No. 01-7982. JACKSON *v.* UNITED STATES, *ante*, p. 941;

No. 01-8262. MARKHAM *v.* SMITH, WARDEN, *ante*, p. 997;

No. 01-8400. BOWMAN *v.* BEASLEY ET AL., *ante*, p. 1001;

No. 01-8590. PEREA *v.* BUSH, PRESIDENT OF THE UNITED STATES, ET AL., *ante*, p. 1002; and

No. 01-8940. PERRY *v.* LAMANNA, WARDEN, *ante*, p. 1008. Petitions for rehearing denied.

No. 01-788. COOPER, AKA WADUD *v.* HVASS, COMMISSIONER, MINNESOTA DEPARTMENT OF CORRECTIONS, *ante*, p. 954. Motion of petitioner for leave to proceed further herein *in forma pauperis* granted. Petition for rehearing denied.